



COUNTY OF NEVADA
COMMUNITY DEVELOPMENT AGENCY
PLANNING DEPARTMENT

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NEVADA COUNTY BOARD OF SUPERVISORS
Board Agenda Memo

MEETING DATE: December 15, 2020
TO: Board of Supervisors
FROM: **Brian Foss, Planning Director**
SUBJECT: Resolution approving applications for Per Capita Grant Funds

RECOMMENDATION: Adopt the Resolution agreeing to the terms of the Proposition 68 – Per Capita Grant contract and providing confirmation that the County of Nevada has the funding to complete, operate and maintain projects associated with the contract and designates the position of Planning Director as the authorized representative for the County of Nevada on all matters regarding the contract including the filing of the Veteran’s Building Floor Replacement Project Application for the amount of \$160,000 and directing staff to facilitate a Request for Proposal process for the remaining funds.

FUNDING: Funding for the project applications will be from the State Grant program through Proposition 68 administered through the California Department of Parks and Recreation. Projects that do not serve a severely disadvantaged community (median household income less than 60% of the statewide average) will require a 20% match.

ATTACHMENTS:

1. Resolution agreeing to the terms of the Proposition 68 – Per Capita Grant contract and providing confirmation that the County of Nevada has the funding to complete, operate and maintain projects associated with the contract. Additionally, the resolution designates the position of Planning Director as the authorized representative for the County of Nevada on all matters regarding the contract.
2. List of Potential Per Capita Grant Projects
3. Proposition 68 Program Guidelines

BACKGROUND: On June 5, 2018 voters passed Proposition 68, a \$4 billion general obligation bond act relating to a drought, water, parks, climate, coastal protection, and outdoor access for all

program. Known as the “Parks, Environment, and Water Bond Act of 2018. This general obligation bond has allowed the California Department of Parks & Recreation to create five new grant programs.

Proposition 68 – Per Capita Grant

The Per Capita Grant Program is one of the five Proposition 68 grant programs administered through the California Department of Parks and Recreation. Through this program, funds were awarded cities, counties and local park districts, based on population, for local park rehabilitation, creation, and improvement. Grant recipients are encouraged to utilize awards to rehabilitate existing infrastructure and to address deficiencies in neighborhoods lacking access to the outdoors.

Each city/town and local park district within Nevada County was allocated the minimum amount of \$177,952. Nevada County was allocated the minimum amount of \$400,000.

Per Capita - Project Eligibility

To be eligible for Per Capita Grant funding, PROJECTS must meet the following criteria:

- PROJECTS must be capital outlay for recreational purposes, either acquisition or development (no operations, repairs or maintenance).
- Multiple PROJECTS can be completed under one contract but each PROJECT requires a separate Application Packet.
- A PROJECT can only have one location. One PROJECT serving several parks is not permitted.
- GRANTEES are encouraged to partner with other GRANTEES on PROJECTS

Other Significant Rules and Requirements

- Resolution - Each Grantee must pass an Authorizing Resolution. The Resolution is the means by which the Board of Supervisors agrees to the terms of the contract; certifies the availability of funds to complete, operate and maintain the project(s) completed under the contract; and designates an authorized representative to represent the Board of Supervisors on all matters regarding the projects associated the grant contract.
- Application – Grantees may complete multiple projects under one contract however, each project requires a separate project application. All project applications must be submitted by December 2021.
- Match - Projects that do not serve a severely disadvantaged community (median household income less than 60% of the statewide average) require a 20% match.
- Planning - Projects must be consistent with the park and recreation element of the [city/county/district’s] general or recreation plan.
- Facility Type - The primary purpose of the project is to provide public recreation (not offices).
- Accessibility - Projects must be ADA accessible; including an accessible path of travel.
- Eligible Costs - pre-construction costs, including public meetings, plans, specifications, permits, CEQA, and bid docs may not exceed 25% of the project cost.
- Land Tenure – Grantee must have sufficient legal rights to the property (ie: deed, title report or assessors map with owner’s name) to fulfill the terms of the contract. If the Grantee does not own the land in fee simple, then a signed, non-revocable lease agreement must be submitted

with the Project Application. Land tenure is required for 20 to 30 years (see Title Restriction below).

- Public Use – Project must be available for public use within 3 years of the contract date.
- Title Restriction - A deed restriction must be recorded on the title of the property if it is owned by the Grantee. Project amounts up to \$100,000 require 20 years of land tenure; projects over \$100,000 require 30 years. A deed restriction is not required if the property rights are guaranteed under a non-revocable lease agreement.
- Allocation Transfers – All or part of a grantee's Per Capita allocation can be transferred to another eligible grantee (city/town or park district) with the same rules and restrictions.

Western Nevada County Recreation Coalition

In 2017 the Board of Supervisors adopted a Resolution for a contract with Economic and Planning Systems, Inc, to prepare a AB1600 Park and Recreation Facilities Nexus Study and study the alternatives to the governance of Park and Recreation Districts and Benefit Zones in order to enhance park and recreation services within western Nevada County. The study presented to the Board on December 17, 2019 identified the potential advantages and disadvantages of district consolidation/reorganization, forming a park and recreation joint powers authority and forming a committee/commission. The Board of Supervisors accepted the report and directed staff to form and facilitate a community Recreation Coalition.

A contract with Sandy “Jake” Jacobson was entered into to form and facilitate the Recreation Coalition on behalf of the County. Quarterly meetings with recreation providers including the Park Districts were held in 2020 to discuss and collaborate on regional approaches to enhancing recreation services. Discussion of the use of Prop 68 funds were part of the third quarter meeting discussions held in September described below.

Potential Projects

A list of potential projects that could be funded with the County's - Per Capita Grant allocation was developed by County staff in mid-July (Attachment 2). After reviewing the list against the Per Capita – Rules and Requirements, the most qualified project was the replacement of the Grass Valley Veterans' Building main floor, which is used for basketball, volleyball, pickle ball and fencing. This project would serve thousands of people each year since the Veteran's Hall is used for numerous recreational activities and community events. Statistics from the last two calendar years show that the Veterans Hall is used for an average of 4,300 hours each year by over 20 organizations and many more private rental users for recreational activities, ceremonies, concerts and other gatherings. Furthermore, the floor replacement is identified in the Veteran's Hall Master Plan as an important project for upgrading and improving the facility to serve a broad community. Submitting the application now would allow the construction to occur in the near future which would cause the least disruption due to the COVID-19 restrictions in place and the fact that gatherings and events are currently limited by the restrictions.

The effort to identify other qualified projects that would make a significant impact on recreation continued in early August, when staff solicited input from the newly developed Western Nevada

County Recreation Coalition (Rec Coalition). The input was sought out for two reasons; 1) Per Capita Grant guidelines encouraged grantees to partner with other grantees on projects; and 2) it allowed Rec Coalition members an opportunity to be involved in the process and help inform decision makers about existing recreation needs.

Prior to the third quarter Rec Coalition meeting, the Coalition Facilitator, asked local grantees and other Coalition members to recommend projects that could be considered if there were available/remaining grant funds. On September 10 of this year, Rec Coalition members and representatives from the Truckee-Donner RPD (TDRPD) met via Zoom to discuss the recommended projects. The meeting concluded with a consensus that if the County had any available/remaining Per Capita Grant funds, they should be passed on to the other eligible Nevada County grantees in equal portions. The concept of equal distributions was supported primarily because it would eliminate competition between grantees that generally occurs when there is a Request for Proposals. A follow-up survey was e-mailed to Rec Coalition members and TDRPD after the meeting because some Rec Coalition members were unable to attend and others had difficulty voting during the Zoom Meeting. The follow-up survey revealed a slightly different preference. The survey results indicated that Rec Coalition members were divided between using a Request for Proposal's process or pass through any available/remaining Per Capita Grant funds, in equal shares, to eligible cities and districts willing to accept the award.

Analysis and Recommendation

Staff is recommending adopting the attached Resolution that will approve the Per Capita Grant and encumber the total grant award of \$400,000 which the first step in the process in order to be awarded funds for individual projects.

Staff also recommends approval of the filing of an application for the Grass Valley Veteran's Building Floor Replacement project for the amount of \$160,000 which meets all of the grant criteria and has numerous benefits for the community as described above.

Lastly, staff is recommending that the Board direct staff to conduct a Request for Proposal process in order to evaluate additional projects that may qualify and be prioritized to be funded with the remaining Proposition 68 funds (\$240,000). The RFP process will be similar to the AB1600 funding process that has been used in the past when there were sufficient funds in the accounts. The proposals will be brought to the Board of Supervisors for allocation of funding and approval.

Item Approved by: Brian Foss, Planning Director

Submittal Date: November 2, 2020