

RESOLUTION NO. _____

**RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF SANTA CLARA
ACCEPTING AND RECOGNIZING A DONATION OF TREES
FROM GOOGLE LLC FOR USE IN COUNTY PARKS**

WHEREAS, Google LLC (“Google”) has offered to donate to the County of Santa Clara (“County”), for use in County parks, five hundred eighty (580) native trees grown at a property in Santa Clara County owned by Google;

WHEREAS, the County’s Department of Parks and Recreation (“Department”) desires to receive the donation of 580 trees selected by Department and plant them in various County-owned public parks for public enjoyment and to advance the Department’s grass turf reduction goals;

WHEREAS, the value of the 580 trees to be donated is estimated to exceed two hundred fifty thousand dollars (\$250,000);

WHEREAS, County Ordinance Code section A2-17 requires that any gifts valued at ten thousand dollars (\$10,000) or more be formally accepted and approved by the County Board of Supervisors as trustee for the County before being received by any County department;

WHEREAS, County Board of Supervisors Policy Manual section 7.15.1(B) requires that any donations to Department that exceed ten thousand dollars (\$10,000) in value must be presented to the Board of Supervisors for acceptance and recognition by resolution of the Board of Supervisors;

WHEREAS, County desires to approve and accept the donation of trees from Google and recognize the donation with a thank you letter;

WHEREAS, Google has represented that it is not aware of any laws or regulations that would prevent or prohibit Google’s donation of trees to County;

WHEREAS, County understands that Google may be a vendor and/or lobbyist employer and that Google employees may be registered lobbyists, and Google’s donation of trees to County will not prevent Google or its affiliates from supplying products or services to County, nor will it influence County’s actions or prevent County from taking any actions within its authority with respect to Google, including exercising County’s regulatory authority;

WHEREAS, Google’s donation of trees is not a gift to any specific individual, but rather a gift to County for the benefit of County parks and the public; and,

WHEREAS, consistent with County Ordinance Code section A2-17, Google’s donation to County is not a gift in exchange for the performance of a specific act within the County’s authority.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Santa Clara, State of California, accepts, approves, and recognizes Google's donation of five hundred eighty trees to be used for public parks purposes in County-owned public parks consistent with Department policies and applicable laws.

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Clara, State of California, on _____ by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

SUSAN ELLENBERG, President
Board of Supervisors

Signed and certified that a copy of this document has been delivered by electronic or other means to the President, Board of Supervisors.
ATTEST:

CURTIS BOONE
Acting Clerk of the Board of Supervisors

APPROVED AS TO FORM AND LEGALITY:



ELIZABETH VIßERS
Deputy County Counsel