

RESOLUTION NUMBER R- 304732
DATE OF FINAL PASSAGE MAR 24 2009

RESOLUTION ENDORSING CO-APPLICATION WITH
GROUNDWORK SAN DIEGO-CHOLLAS CREEK FOR AN
URBAN STREAMS RESTORATION GRANT, MAKING
ENVIRONMENTAL DETERMINATION, CONDITIONALLY
ACCEPTING GRANT IF OFFERED, AND DESIGNATING
CONTRACT MANAGER AND FISCAL AGENT.

WHEREAS, the California Department of Water Resources, Division of Planning and
Local Assistance, Urban Streams Restoration Program has announced the availability of funds
for grants; and

WHEREAS, said grants are intended to help solve flooding and erosion problems in a
way that provides environmental enhancement; and

WHEREAS, Groundwork San Diego-Chollas Creek has proposed to co-sponsor a grant
application with the City of San Diego; and

WHEREAS, the City of San Diego agrees to comply with all requirements of CEQA
prior to implementation of the grant; and

WHEREAS, the City of San Diego considers the prospects of receiving a grant to be
reasonably likely; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Council does
hereby approve the joint application with Groundwork San Diego for an Urban Streams
Restoration Grant.

BE IT FURTHER RESOLVED, that if offered such a grant,

1. The Mayor or designee is authorized to accept and co-sign a grant agreement with the State of California Resources Agency, Department of Water Resources and Groundwork San Diego for funds to restore a segment of Chollas Creek at the Jackie Robinson YMCA, provided however that prior to Groundwork San Diego obligating any grant funds, there is an agreement between the City and Groundwork San Diego requiring that Groundwork San Diego, their consultants and contractors indemnify the City, as well as obtain insurance in specified amounts naming the City as an additional insured. The agreement would also to allow the City to inspect and monitor all implementation activities including physical improvements and fiscal obligations and expenditures and give the City the right to assume implementation of the project, if necessary.

2. The Mayor is authorized to delegate authority to Groundwork San Diego to provide management and support services required for performance of the work and administration of the grant agreement. Such delegation shall include the authority to submit invoices to the State of California for reimbursement.

3. The Council certifies that the request for grant funds is not considered a project as defined in the California Environmental Quality Act [CEQA] Guidelines section 15378 and is therefore not subject to CEQA, pursuant to State CEQA Guidelines section 15060(c)(3). If a

grant is awarded, the future restoration project would be subject to discretionary review pursuant to the City's Land Development Code and CEQA.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Shannon Thomas
Shannon Thomas
Deputy City Attorney

ST:pev
03/16/09
3/19/09 COR. COPY
Or.Dept:CPCI
R-2009-967
MMS #8211

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAR 23 2009.

ELIZABETH S. MALAND
City Clerk

By [Signature]
Deputy City Clerk

Approved: 3.24.09
(date)

[Signature]
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor