

ORDINANCE NUMBER O- 20089 (NEW SERIES)

DATE OF FINAL PASSAGE SEP 28 2011

AN ORDINANCE OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING THE GRANT APPLICATION
SUBMITTAL AND RELATED ACTIONS FOR THE
WIGHTMAN STREET NEIGHBORHOOD PARK.

WHEREAS, on November 7, 2006, California voters passed Proposition 84, the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006; and

WHEREAS, the Statewide Park Program, which is funded by Proposition 84 will award grants on a competitive basis for the creation of new parks and recreation opportunities in proximity to the most critically underserved communities across California; and

WHEREAS, the Wightman Neighborhood Park project fully meets the intent of the Statewide Park Program to finance the development of parks, recreation areas, and facilities in neighborhood currently least served by park and recreation providers; and

WHEREAS, the Mid-City area of San Diego where the Wightman Street site is located is in dire need of parks and the associated educational and recreational opportunities that come with them; and

WHEREAS, this is a rare opportunity to create a new park in this high-density, urban neighborhood; and

WHEREAS, on April 27, 2007, City Council action under Resolution No. R-302498 authorized the development of a park on city owned land at 5304 Wightman Street as well as

approved the addition of the Wightman Street Park to the FY 2007 Capital Improvement Program (CIP) program; and

WHEREAS, the proposed park design includes the implementation of the City's Chollas Creek Enhancement Program adopted by the City Council on May 14, 2002, for that portion of Auburn Creek (tributary to Chollas Creek), which is adjacent to the site; NOW, THEREFORE,

BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That the Mayor or his representative is authorized to make an application to the State of California for an amount not to exceed \$2,500,000 in Statewide Park Development and Community Revitalization Program of 2008 grant funds for the completion of the Wightman Street Neighborhood Park.

Section 2. That the Mayor or his representative is authorized to take all necessary actions to secure funding from the State of California for the completion of the Wightman Street Neighborhood Park.

Section 3. That the Chief Financial Officer is authorized to appropriate, accept and expend funds, if grant funding is secured.

Section 4. That the Chief Financial Officer is authorized to establish a special interest bearing account for the grant funds.

Section 5. That the Chief Financial Officer is authorized to increase the Fiscal Year 2012 CIP Budget in an amount not to exceed \$2,500,000 in CIP No. S-00767 for the construction of the Wightman Street Neighborhood Park, upon receipt of a fully executed grant agreement.

Section 6. That the Chief Financial Officer is authorized to appropriate and expend an amount not to exceed \$2,500,000 from CIP No. S-00767 for the construction of the Wightman Street Neighborhood Park, upon receipt of a fully executed grant agreement.

Section 7. That the City certifies that it will have sufficient funds available to complete the project, prior to commencement of any work on the project included in the application, should the grant be awarded.

Section 8. That the City certifies it will have sufficient funds to operate and maintain the project.

Section 9. That the City certifies it has reviewed, understands, and agrees to the General Provisions contained in the contract shown in the Grant Administration Guide.

Section 10. That the Mayor or his delegated representative is authorized to conduct all negotiations, sign and submit all documents, including, but not limited to applications, agreements, amendments, and payment requests, which may be necessary for the completion of the Project.

Section 11. That the City agrees to comply with all applicable federal, state, and local laws, ordinances, rules, regulations, and guidelines in the execution of the grant agreement.

Section 12. That the City certifies the Project is consistent with the City of San Diego General Plan and all other applicable planning documents.

Section 13. That a full reading of this ordinance is dispensed with prior to its passage, a written or printed copy having been available to the City Council and the public prior to the day of its passage.

Section 14. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: JAN I. GOLDSMITH, City Attorney

By Shannon M. Thomas
Shannon M. Thomas
Deputy City Attorney

SMT:als
7/19/2011
Or.Dept:Park & Rec.
Doc. No. 211922

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of SEP 13 2011

ELIZABETH S. MALAND
City Clerk

By [Signature]
Deputy City Clerk

Approved: 9-28-11
(date)

[Signature]
JERRY SANDERS, Mayor

Vetoed: _____

(date) JERRY SANDERS, Mayor