

RESOLUTION NUMBER R- 308460

DATE OF FINAL PASSAGE SEP 25 2013

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING AN APPLICATION FOR GRANT FUNDS AND RELATED ACTIONS REGARDING THE TRAIL FOR ALL PEOPLE PROJECT.

WHEREAS, the people of the State of California have enacted the California Wildlife Protection Act of 1990, which provides funds to the State of California for grants to local agencies to acquire, enhance, restore or develop facilities for public recreation and fish and wildlife habitat protection purposes; and

WHEREAS, the State Department of Parks and Recreation has been delegated the responsibility for the administration of the Habitat Conservation Fund (HCF) Program, setting up necessary procedures governing project application under the HCF Program; and

WHEREAS, said procedures established by the State Department of Parks and Recreation require HCF grant applicants to certify by resolution the approval of grant application(s) before submission of said grant application(s) to the State; and

WHEREAS, the City desires to apply for a grant pursuant to the HCF Program to partially fund the "Trail for All People" project located in the Black Mountain Ranch Open Space Park to provide for a unique outdoor experience for ALL park users, specifically persons with disabilities; and

WHEREAS, under Charter section 265(i), resolutions adopted by the City Council are not subject to veto pending an election to fill the vacancy in the Office of the Mayor, but the Council President, during the period of vacancy, generally has the authority to approve

resolutions in circumstances where expeditious approval is necessary to meet a legal requirement imposed by a court or another governmental agency; and

WHEREAS, the State of California requires a grant application signed by the Mayor to be submitted no later than October 1<sup>st</sup>, 2013, prior to the Mayoral Special Election of November 19, 2013; and

WHEREAS, in light of these circumstances, it is requested that the Council President approve this Resolution expeditiously so that it will become effective before October 1<sup>st</sup>, 2013; and

WHEREAS, all references in the authorized action items of this Resolution to the “Mayor” are intended to refer to the elected Mayor or the interim Mayor, as may be applicable upon the occurrence of each authorized action item; NOW, THEREFORE,

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

1. That the Mayor, or designee, is authorized and directed to make an application to the State of California Habitat Conservation Fund (HCF) Program for an amount not to exceed \$200,000 for the completion of the Trail for All People Project.
2. That the Council certifies the City will have available, prior to commencement of any work on the project included in this application, the required match and sufficient funds to complete the Trail for All People Project.
3. That the Council certifies the City has or will have sufficient funds to operate and maintain the Trail for All People Project.
4. That the Council certifies the City has reviewed, understands, and agrees to the provisions contained in the contract shown in the grant administration guide.

5. That the Mayor, or designee, is authorized to conduct all negotiations and execute and submit all documents, including, but not limited to applications, agreements, amendments, payment requests, which may be necessary for the completion of the Trail for All People Project.

6. That the City agrees to comply with all applicable federal, state and local laws, ordinances, rules, regulations and guidelines.

7. That the Chief Financial Officer is authorized to accept, appropriate and expend an amount not to exceed \$200,000, if the grant funding is secured.

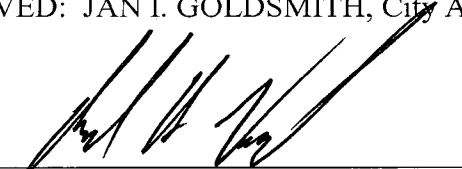
8. That the Chief Financial Officer is authorized to establish a special interest bearing account for the grant funds, if the grant funding is secured.

9. That upon receipt of a fully executed grant agreement, the Chief Financial Officer is authorized to increase the Fiscal Year 2014 Capital Improvement Program Budget in CIP No. S-13001(Trail for All People) to appropriate and expend an amount not to exceed \$200,000 in Habitat Conservation Funds for the purpose of the Trail for All People Project.

10. That the Chief Financial Officer is authorized to appropriate and expend an amount not to exceed \$200,000 from Fund 600001, Grant Fund – State, in CIP No. S-13001 if the grant funding is secured.

APPROVED: JAN I. GOLDSMITH, City Attorney

By

  
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Robert A. Vacchi  
Deputy City Attorney

RAV:nja  
09/20/13  
Or.Dept: Park & Rec.  
Doc. No. 638736

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of 9/24/13.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved pursuant to Charter section 265(i):

9/24/2013  
(date)

  
TODD GLORIA, Council President

Passed by the Council of The City of San Diego on SEP 24 2013, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage SEP 25 2013.

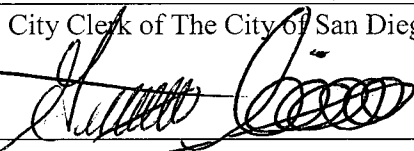
**(Please note: When a resolution is approved by the Council President as interim Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)**

AUTHENTICATED BY:

TODD GLORIA, COUNCIL PRESIDENT  
as interim Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By , Deputy

Office of the City Clerk, San Diego, California

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