

item 105 2-4-20

(R-2020-200)  
COR. COPY

RESOLUTION NUMBER R- 312838

DATE OF FINAL PASSAGE FEB 11 2020

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE APPLICATION FOR CALIFORNIA NATURAL RESOURCES AGENCY RECREATIONAL TRAILS AND GREENWAYS GRANT PROGRAM FUNDS, AND ALL RELATED ACTIONS, FOR LAND ACQUISITION OF FOUR MISSION TRAILS REGIONAL PARK EAST ELLIOTT PARCELS.

WHEREAS, on June 5, 2018, the California voters approved The California Drought, Water, Parks, Climate Coastal Protection, and Outdoor Access for All Act of 2018 (Proposition 68), to invest State funds to protect, restore, and enhance natural resources of critical importance to the State and support the planning, development, and implementation of climate adaptation and resiliency projects; and

WHEREAS, the California Natural Resources Agency (State) created the Recreational Trails and Greenways Grant Program (Grant Program) for competitive grants that provide non-motorized infrastructure development and enhancements that promote new or alternate access to parks, waterways, outdoor recreational pursuits, and forested or other natural environments to encourage health-related active transportation and opportunities for Californians to reconnect with nature; and

WHEREAS, the State has been delegated the responsibility for the administration of the Grant Program, establishing necessary procedures; and

WHEREAS, the procedures established by the State require the applicant's Governing Body to certify by resolution the approval of the grant application before submission of the application to the State of California; and

WHEREAS, the City of San Diego (City) wishes to receive \$2,500,000 in Grant Program funding for Mission Trails Regional Park (MTRP) – East Elliott Land Acquisition (Project); and

WHEREAS, the Project is for the land acquisition and related costs of four parcels totaling 82.74 acres within MTRP – East Elliott. The Project will allow for the future completion of an 8.3-mile trail loop connecting to existing trails in the Fortuna Mountain area of MTRP, allowing for official public access and recreation to the East Elliott area for the first time; and

WHEREAS, the City will provide \$625,000 in matching funds for the Project; and

WHEREAS, City staff has determined these activities, which include authorization for the Mayor or his representative to submit a Grant Program application to the State in the amount of \$2,500,000 for the purpose of land acquisition of four MTRP – East Elliott parcels, and all actions associated with acceptance of grant funding and recordation of conservation easements, is adequately addressed in the Final Program Environmental Impact Report (PEIR) prepared for the MTRP Master Plan Update/Natural Resources Management Plan/Community Plan Technical Amendments (Project No. 349988/SCH NO. 2014041011, February 2019) certified by the San Diego City Council on May 21, 2019 (Resolution No. R-312487). This is a subsequent discretionary action, and not a separate project for the purposes of California Environmental Quality Act (CEQA) determination pursuant to State CEQA Guidelines Section 15378(c). There is no change in circumstance, additional information, or project changes to warrant additional environmental review. Acquisition of these parcels will allow for future completion of an 8.3-mile loop trail in the Fortuna Mountain area as identified in the MTRP Master Plan Update, and will be subject to subsequent environmental review in accordance with the MTRP PEIR and State CEQA Guidelines Section §15004, which provides direction to lead agencies on the

appropriate timing for environmental review. This action will not foreclose review of alternatives or mitigation measures by the public as part of the CEQA review process; and

WHEREAS, successful applicants will enter into a contract with the State of California to complete the Project; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego (Council), that the Mayor, or his designee, is authorized to make an application to the California Natural Resources Agency Grant Program (Grant Program) for an amount not to exceed \$2,500,000 for the Mission Trails Regional Park (MTRP) – East Elliott Land Acquisition Project (Project).

BE IT FURTHER RESOLVED, that the Council certifies that it understands the assurances and certification in the application.

BE IT FURTHER RESOLVED, that the Council certifies the City has or will have available, prior to commencement of Project work utilizing specified grant funds, sufficient funds, including those provided by this grant, to complete the Project consistent with the land tenure requirements, or will secure the resources to do so, contingent upon the Chief Financial Officer furnishing one or more certificates demonstrating that funds necessary for expenditure are, or will be, on deposit with the City Treasury.

BE IT FURTHER RESOLVED, that the Council certifies that the City has reviewed, understands, and agrees to the General Provisions contained in the contract shown in the Grant Administration Guide.

BE IT FURTHER RESOLVED, that the City agrees to comply with all applicable federal, state, and local laws, ordinances, rules, regulations, and guidelines.

BE IT FURTHER RESOLVED, that the Mayor, or his designee, 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 grant's scope of work.

BE IT FURTHER RESOLVED, that the Mayor, or his designee, is authorized to take all necessary actions to secure funding from the Grant Program for the completion of the Project.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to accept, appropriate, and expend an amount not to exceed \$2,500,000 in Grant Program funding for the acquisition and related costs of four parcels totaling 82.74 acres within MTRP – East Elliott for the Project, if the grant funding is secured.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to increase the Capital Improvements Program Budget (CIP) in CIP AGE00001 Resource-Based Open Space Parks, B20070, East Elliott Land Acquisition, and to appropriate and expend an amount not to exceed \$2,500,000 from Fund 600001 Grant Fund – State, for the purpose of the acquisition and related costs of four parcels totaling 82.74 acres for the Project, contingent upon the receipt of a fully executed grant agreement, if the grant funding is secured.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to increase CIP AGE00001 Resource-Based Open Space Parks, B20070, East Elliott Land Acquisition, and to appropriate and expend an amount not to exceed \$625,000 from Fund 200401, Habitat Acquisition, for the purpose of funding grant match requirements for the Project, if the grant funding is secured.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to expend funds not to exceed \$625,000 from CIP AGE00001 Resource-Based Open Space Parks, B20070, East Elliott Land Acquisition, Fund 200401, Habitat Acquisition, for the acquisition and related

costs of four parcels totaling 82.74 acres within MTRP – East Elliott for Project, if the grant funding is secured.


BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to expend funds in the amount not to exceed \$3,125,000 from CIP AGE00001 Resource-Based Open Space Parks, B20070, East Elliott Land Acquisition, and to execute any and all documents for the purposes of land acquisition for this Project, upon receipt of a fully executed grant agreement.

BE IT FURTHER RESOLVED, that if the grant funding discussed above is secured, the Chief Financial Officer is authorized to establish a special interest-bearing account for such grant, if required.

BE IT FURTHER RESOLVED, that the Mayor, or his designee, authorizes the Real Estate Assets Department Director to execute and record conservation easements to ensure the management of the properties in perpetuity consistent with the purposes of this Project and for the long-term biological integrity of the land.

APPROVED: MARA W. ELLIOTT, City Attorney

By

  
\_\_\_\_\_  
Jane M. Boardman  
Deputy City Attorney


JMB:nja  
11/12/19  
02/03/20 Cor. Copy  
Or. Dept: Parks & Rec  
Doc. No.: 2224022

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of FEB 04 2020.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 2/11/2020  
(date)

  
KEVIN L. FAULCONER, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on FEB 04 2020, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Ward	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery	<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"/>
Chris Cate	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gómez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage FEB 11 2020

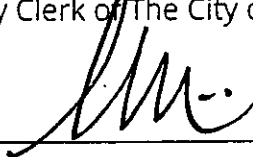
(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER  
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  
  
312838  
Resolution Number R-\_\_\_\_\_