

RESOLUTION NUMBER R- 314777

DATE OF FINAL PASSAGE MAY 01 2023

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO APPROVING THE APPLICATION FOR THE  
LOCAL ASSISTANCE SPECIFIED GRANT PROGRAM OF  
THE CALIFORNIA NATURAL RESOURCES AGENCY, AND  
ALL RELATED ACTIONS, FOR IMPROVEMENTS TO THE  
SAN DIEGO NATURAL HISTORY MUSEUM.

WHEREAS, the California Natural Resources Agency (Agency) has been delegated the responsibility by the Legislature and Governor of the State of California for the administration of the Local Assistance Specified Grant Program (Grant Program) and setting up necessary procedures governing the application for a grant; and

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

WHEREAS, the City of San Diego (City) wishes to apply for \$3,300,000 in Grant Program funding for improvements to the San Diego Natural History Museum (SDNHM), including improvements to the elevators, roof, coil system and building security, and restoration of the storage of collections (Project); and

WHEREAS, the City seeks to enter into a contribution agreement with San Diego Society of Natural History to advance Grant Program funds and expend up to \$3,300,000 of Grant Program funds for restoration and improvements to SDNHM; and

WHEREAS, successful applicants will enter into a contract with the State of California for the Project; and

WHEREAS, the Office of the City Attorney has drafted this resolution based on the information provided by City staff, including information provided by affected third parties and verified by City staff, with the understanding that this information is complete, true, and accurate; 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 Agency for an amount not to exceed \$3,300,000 for the Project.

BE IT FURTHER RESOLVED that the Council certifies the City understands the assurances and certification in the Project Information Form.

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.

BE IT FURTHER RESOLVED that the City will have sufficient funds to develop, operate, and maintain the Project consistent with the land tenure requirement of the Grant Agreement, or will secure the resources to do so.

BE IT FURTHER RESOLVED, the City will be obligated to operate, maintain, and retain full control of the property for the duration of the Contract Performance Period (starting when signed by all parties and approved by the City Attorney through June 30, 2026).

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

BE IT FURTHER RESOLVED, that the Council certifies that the City will comply with the provisions of Section 1771.5 of the California Labor Code.

BE IT FURTHER RESOLVED, that the Council certifies that the City will comply with any laws and regulations applicable to the Project including the California Environmental Quality Act (CEQA), legal requirements for building codes, health and safety codes, accessibility laws and regulations, environmental laws and, that prior to commencement of construction, all applicable licenses and permits will have been obtained.

BE IT FURTHER RESOLVED, that the Mayor, or his designee, is authorized to conduct all negotiations, sign, and submit all documents, including 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 Chief Financial Officer is authorized to accept, appropriate, and expend an amount not to exceed \$3,300,000 in Grant Program funding for the Project, if the grant funding is secured, and contingent upon the Chief Financial Officer furnishing one or more certificates that funds are, or will be, on deposit with the City Treasurer.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to increase the Capital Improvements Program (CIP) Budget and to appropriate and expend an amount not to exceed \$3,300,000 from the Local Assistance Specified Grant Program, contingent upon receipt of a fully executed grant agreement for the following CIP: RD23007 Natural History Museum Improvements - \$3,300,000.

BE IT FURTHER RESOLVED, that the Mayor, or his designee, is authorized to enter into a contribution agreement with San Diego Society of Natural History, and to advance up to \$3,300,000 in Grant Program funds to San Diego Society of Natural History for costs in improvements to the elevators, roof, coil system and building security, and restoration of the storage of collections.

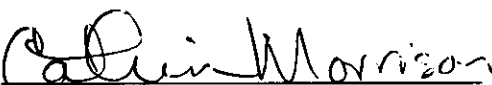
BE IT FURTHER RESOLVED that the Mayor, or his designee, is further authorized to negotiate the contribution agreement and accept it on terms and conditions deemed by the Mayor, or his designee, to be reasonable and in the best interest of the City, and to execute and deliver on behalf of the City, any other agreements and documents necessary to complete the contribution agreement of an amount not to exceed \$3,300,000 in Grant Program funds to San Diego Society of Natural History pursuant to the negotiated contribution agreement.

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 Chief Financial Officer is authorized to add RD23007, San Diego Natural History Museum Improvements, to the CIP.

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

APPROVED: MARA W. ELLIOTT, City Attorney

By   
Catherine C. Morrison  
Deputy City Attorney

CCM:nja  
April 10, 2023  
Or.Dept: Park & Recreation Department  
CC No. N/A  
Doc. No. 3273635

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of APR 25 2023.

DIANA J.S. FUENTES  
City Clerk

By Connie Patterson  
Deputy City Clerk

Approved: 5/1/23  
(date)

Todd Gloria  
TODD GLORIA, Mayor

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

\_\_\_\_\_  
TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on APR 25 2023, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<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"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<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"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAY 01 2023

(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:

TODD GLORIA  
Mayor of The City of San Diego, California.

(Seal)

DIANA J.S. FUENTES  
City Clerk of The City of San Diego, California.

By Kristell Medina, Deputy  
for Connie Patterson

Office of the City Clerk, San Diego, California

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