

RESOLUTION NUMBER R- **314868**DATE OF FINAL PASSAGE **MAY 23 2023**

A RESOLUTION OF THE COUNCIL OF THE CITY OF  
SAN DIEGO APPROVING THE APPLICATION FOR  
HOUSING AND URBAN DEVELOPMENT PROGRAM  
FUNDS, AND ALL RELATED ACTIONS, FOR SAN YSIDRO  
COMMUNITY ACTIVITY CENTER ENHANCEMENTS AND  
BEYER COMMUNITY PARK PHASE II CONSTRUCTION  
PROJECTS.

WHEREAS, the Consolidated Appropriations Act, 2023 contains \$2,982,285,641 in  
Economic Development Initiative funding for the purpose of providing Community Project  
Funding/Congressionally-directed grants (Grant Program); and

WHEREAS, the Fiscal Year 2023 Community Project Funding (CPF) grants will be  
administered by the Congressional Grants Division of the U.S. Department of Housing and Urban  
Development (HUD); and

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

WHEREAS, the City wishes to receive \$4,000,000 for San Ysidro Community Activity  
Center Enhancements and \$3,000,000 for Beyer Community Park Phase II Construction in Fiscal  
Year 2023 (Projects); and

WHEREAS, successful applicants will enter into a contract with the United States of  
America to complete the Projects; and

WHEREAS, the Office of the City Attorney has drafted this resolution based on the  
information provided 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 the Mayor's designee, is authorized to make an application to the U.S. Department of Housing and Urban Development Program (Grant Program) for an amount not to exceed \$4,000,000 for San Ysidro Community Activity Center Enhancements and \$3,000,000 for Beyer Community Park Phase II Construction in Fiscal Year 2023 (Projects).

BE IT FURTHER RESOLVED, that the Council certifies that the City understands the assurances and certification in the Project Application Package.

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 Council certifies the City has reviewed, understands, and agrees to the General Provisions contained in the Project Application.

BE IT FURTHER RESOLVED, that the Mayor, or the Mayor's designee, is authorized to conduct all negotiations, sign, and submit all documents, including, but not limited to, the Project Application Form, 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 City agrees to comply with all applicable federal, state, and local laws, ordinances, rules, regulations, and guidelines.

BE IT FURTHER RESOLVED, that the City agrees to comply with the National Environmental Policy Act (NEPA), HUD's NEPA-implementing regulations at 24 CFR Part 50 or 24 CFR Part 58, and all appropriate federal environmental and historic preservation laws, regulations, and Executive Orders.

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

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to increase the Capital improvements Program Budget (CIP) in CIP AGF00007, Park Improvements, (B20097 San Ysidro Community Activity Center Enhancements).

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to accept, appropriate, and expend an amount not to exceed \$4,000,000 in Grant Program funding from Fund 600000 Grant Fund – Federal for the San Ysidro Community Activity Center Enhancements Project, if the grant funding is secured, contingent upon the receipt of a fully executed grant agreement, 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 CIP Budget in CIP S23008, Beyer Community Park Phase II Construction.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to accept, appropriate, and expend an amount not to exceed \$3,000,000 in Grant Program funding from Fund 600000 Grant Fund – Federal for the Beyer Community Park Phase II Construction Project, if the grant funding is secured, contingent upon the receipt of a fully executed grant agreement, 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, the Chief Financial Officer is authorized to transfer appropriations of \$600,000 from CIP B19176, Sunset Point Comfort Station Improvements, to CIP B18079, Mission Bay Projects Environmental Impact Report within Fund 200386, Mission Bay Park Improvement Fund.

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



Jane M. Boardman  
Deputy City Attorney

JMB:nja

04/24/23

Or. Dept: Park & Recreation Dept.

Doc. No.: 3289216

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY 16 2023.

DIANA J.S. FUENTES  
City Clerk

By

  
Deputy City Clerk

Approved:

5/23/23

(date)

  
TODD GLORIA, Mayor

Vetoed:

(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on MAY 16 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 23 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

Interim City Clerk of The City of San Diego, California.

By Connie Patterson, Deputy

Office of the City Clerk, San Diego, California

Resolution Number R- **314868**