

RESOLUTION NUMBER R- 313205

DATE OF FINAL PASSAGE SEP 22 2020

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING THE APPLICATION FOR
CALIFORNIA URBAN FLOOD PROTECTION GRANT
PROGRAM FUNDS, AND ALL RELATED ACTIONS, FOR
SAN DIEGO RIVER DREDGING QUALCOMM WAY TO
STATE ROUTE 163 PROJECT.

WHEREAS, the California Department of Natural Resources Agency has been delegated the responsibility by the Legislature and Governor of the State of California for the administration of the Urban Flood Protection Grant Program (Grant Program), setting up necessary procedures governing the application; and

WHEREAS, the procedures established by the California Department of Natural Resources Agency 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 \$1,100,000 in Grant Program funding for the San Diego River Dredging Qualcomm Way to State Route 163 Project ("Project"); and

WHEREAS, the California Department of Natural Resources Agency grant, if awarded, will be allocated on the condition the City provides a twenty-five percent funding match, and the City's Parks and Recreation Department will provide those matching funds from the Fiscal Year 2019 and 2021 budgets; 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 Department of Natural

Resources Agency Urban Flood Protection Grant Program (Grant Program) for an amount not to exceed \$1,100,000 for the San Diego River Dredging Qualcomm Way to State Route 163 Project ("Project").

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 that the City has or will provide sufficient funds to operate and maintain the Project.

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 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 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 take all necessary actions to secure funding from the California Department of Natural Resources Agency for the completion of the Project.

BE IT FURTHER RESOLVED, that the City certifies it will have sufficient funds to operate and maintain the Project consistent with the land tenure requirements or will secure the resources to do so.

BE IT FURTHER RESOLVED, that the City certifies that it will comply with the provisions of §1771.5 of the State Labor Code.

BE IT FURTHER RESOLVED, that the City certifies that the Project will comply with any laws and regulations including, but not limited to, the California Environmental Quality Act (CEQA), legal requirements for building codes, health and safety codes, and disabled access laws and that prior to commencement of construction all applicable permits will have been obtained.

BE IT FURTHER RESOLVED, that the City certifies that it will work towards the State Planning Priorities intended to promote equity, strengthen the economy, protect the environment, and promote public health and safety as included in Government Code Section 65041.1.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is authorized to accept, appropriate, and expend an amount not to exceed \$1,100,000 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 Budget (CIP) in CIP S00606, San Diego river Dredging Qualcomm Way to State Route 163, and to appropriate and expend an amount not to exceed \$1,100,000 from Fund 600001 Grant Fund – State for the purpose of the Project, contingent upon the receipt of a fully executed grant agreement, 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 City certifies it will provide the required twenty-five percent matching funds of the Grant Program Funds received from the Parks and Recreation

Department's Fiscal Year 2019 and 2021 budgets, 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 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.

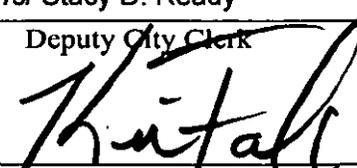
APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Jane M. Boardman
Jane M. Boardman
Deputy City Attorney

JMB:nja
08/25/20
Or. Dept: Parks & Rec. Dept.
Doc. No.: 2461442

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of 09/15/2020.

ELIZABETH S. MALAND
City Clerk

By /s/ Stacy D. Ready
Deputy City Clerk

KEVIN L. FAULCONER, Mayor

Approved: 9/21/2020
(date)

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on SEP 15 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 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"/>
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 SEP 22 2020.

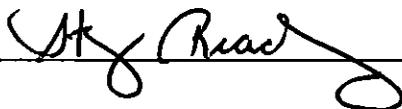
(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

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
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