

Item 107b
02/15/2022

(R-2022-230)

RESOLUTION NUMBER R- 313913

DATE OF FINAL PASSAGE FEB 25 2022

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE APPLICATION FOR CALIFORNIA DEPARTMENT OF PARKS AND RECREATION LOCAL ASSISTANCE SPECIFIED GRANT PROGRAM FUNDS, AND ALL RELATED ACTIONS, FOR IMPROVEMENTS TO THE MISSION TRAILS REGIONAL PARK TRAIL SYSTEM MANAGEMENT.

WHEREAS, the Legislature and Governor of the State of California has designated the responsibility for the administration of the Local Assistance Specified Grant Program (Grant Program) to the California Department of Parks and Recreation; and

WHEREAS, the procedures established by the California Department of Parks and Recreation 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 \$100,000 in Grant Program funding for improvements to the Mission Trails Regional Park Trail System Management (Project); and

WHEREAS, the City seeks to enter into a reimbursement agreement with Mission Trails Regional Park Foundation (MTRPF) to use up to \$100,000 of the Grant Program funds to reimburse MTRPF for costs to improve the Mission Trails Regional Park Trail System Management; and

WHEREAS, if the Council of the City of San Diego (Council) authorizes the Mayor or his designee to reimburse up to \$100,000 of grant monies to MTRPF, the Mayor or his designee will be authorized to negotiate a reimbursement agreement(s) on terms and conditions that the Mayor or his designee determines to be reasonable and in the best interest of

the City, and to execute and deliver on behalf of the City, any reimbursement agreement(s), and all other agreements and documents necessary to complete the reimbursement agreement of an amount not to exceed \$100,000 in Grant Program funds to MTRPF; 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 Parks and Recreation Office of Grants and Local Services – Local Assistance Specified Grant Program (Grant Program) for an amount not to exceed \$100,000 in Grant Program funding for improvements to the Mission Trails Regional Park Trail System Management (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 develop, operate, and maintain the Project consistent with the land tenure requirements.

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

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

BE IT FURTHER RESOLVED, that, if applicable, the Council certifies that the Projects will comply with any laws and regulations including, but not limited to, the California Environmental Quality Act and environmental laws, legal requirements for building codes,

health and safety codes, and accessibility regulations, 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, 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 Parks and Recreation 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 \$100,000 in Grant Program funding for improvements to the Mission Trails Regional Park Trail System Management, 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 in RD-22004 , and to appropriate and expend an amount not to exceed \$100,000 from Fund 600001 Grant Fund -- State for improvements to the Mission Trails Regional Park Trail System Management, 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 if any grant funding discussed above is secured, the Chief Financial Officer is authorized to establish a special interest-bearing account for such grants, if required.

BE IT FURTHER RESOLVED, that the Mayor, or his designee, is authorized to do all of the following in connection with the reimbursement agreement with Mission Trails Regional Park Foundation (MTRPF):

1. To enter into a reimbursement agreement with MTRPF, and to use up to \$100,000 in Grant Program funds to reimburse MTRPF for improvements to the Mission Trails Regional Park Trail System Management.

2. To negotiate the reimbursement 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 reimbursement agreement(s), and all other agreements and documents necessary to complete the reimbursement agreement of an amount not to exceed \$100,000, in Grant Program funds; and to transfer an amount not to exceed \$100,000 in Grant Program funds to MTRPF pursuant to the negotiated reimbursement agreement.

APPROVED: MARA W. ELLIOTT, City Attorney

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

JMB:nja
01/04/22
Or. Dept: Park & Recreation Dept.
Doc. No.: 2870335

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of FEB 15 2022.

ELIZABETH S. MALAND
City Clerk

By Connie Patterson
Deputy City Clerk

Approved: 2/25/22
(date)

Todd Gloria
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on FEB 15 2022, 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"/>
Chris Cate	<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 FEB 25 2022.

(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)

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

By , Deputy For Connie P.

Office of the City Clerk, San Diego, California

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