



CITY OF LAGUNA NIGUEL CITY COUNCIL AGENDA ITEM

To: Honorable Mayor and Council Members

FROM: Jacki Scott, Public Works Director/City Engineer

DATE: December 15, 2020

SUBJECT: Adoption of Resolution No. 2020-1348, Approving an Application for Per Capita Grant Funds from the State Department of Parks and Recreation

RECOMMENDATION

Staff recommends that the City Council:

1. Adopt Resolution No. 2020-1348, approving an application for per capita grant funds from the State Department of Parks and Recreation; and
2. Delegate authority to the City Manager, the Public Works Director/City Engineer, or designee to serve as the City's Authorized Representative as designated in Resolution No. 2020-1348.

BACKGROUND

The California Department of Parks and Recreation's Per Capita Program originates from Proposition 68, the California Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access for All Act of 2018, placed on the ballot and approved by voters on June 5, 2018. The Per Capita Program provides funds for two programs: the General Per Capita Program and the Urban County Per Capita Program. The City is eligible to receive funds under the General Per Capita Program.

Under the General Per Capita Program, grant funds are available to local governments for park rehabilitation, creation, and improvements on a per capita basis. Grant recipients are encouraged to utilize awards to rehabilitate existing infrastructure and to address deficiencies in neighborhoods lacking access to the outdoors. Laguna Niguel's per capita allocation is \$177,952, and the City will also receive an additional \$40,795 under the "Entities with Population Less Than 200,000 in Heavily Urbanized Counties Per Capita Grant Program." Therefore, the City's total allocation amount is \$218,747. This grant supports City Council Goal 2 (Fiscal Sustainability) and Goal 4 (Infrastructure and Technology) of the Strategic Plan Implementation Action Plan.

The La Plata Park and Marina Hills Park Playground Rehabilitation Projects were under construction in early 2020 when they were delayed due to the COVID-19 pandemic outbreak. The playground equipment had been ordered by the City but was not installed

by the contractor when the project was halted. Now that a grant is available to the City to help pay for a portion of the remaining project cost, staff is recommending resuming the completion of these projects in Fiscal Year 2021-22 and completing the playground equipment installation.

ANALYSIS

As part of the grant application, the City is required to submit an Authorizing Resolution from the City Council (Attachment "A"). In accordance with the Per Capita Program Procedural Guide, the Authorizing Resolution serves two purposes:

- A. It is the means by which the City Council agrees to the terms of the contract, including confirmation that the City has the funding to complete, operate, and maintain projects associated with the contract; and
- B. It designates a position title to represent the City Council on all matters regarding projects associated with the contract.

The City's grant application to the California Department of Parks and Recreation will request that the City's funding allocation of \$218,747 is applied toward the installation of park playground equipment at La Plata Park and Marina Hills Park (Attachment "B"). Since both parks are not located in a severely disadvantaged community (median household income less than 60% of the statewide average), a 20% funding match will be required as part of the program's criteria.

The 20% match calculation is based on the project amount and not the grant amount. The estimated cost to complete the La Plata Park and Marina Hills Park projects is \$500,000; therefore, the 20% match requirement is \$100,000. In addition, the City will need to supplement the grant with approximately \$182,000, making the City's total contribution \$282,000. Combined with the City's grant funding allocation of \$218,747, the City will have sufficient funds to cover the estimated project cost of \$500,000.

ALTERNATIVES CONSIDERED

The City Council may decide not to adopt the proposed resolution. This alternative is not recommended as it would result in the City's project application being declined and render the City ineligible to receive available grant funding.

FISCAL REVIEW

The City's grant allocation amount is \$218,747. Upon receipt of grant award approval, the funds received from the State will be used in Fiscal Year 2021-22, and a 20% funding match will be required as part of the program's criteria. The City's share of the project budget will be proposed as part of the Fiscal Year 2021-22 Capital Improvement Program budget.

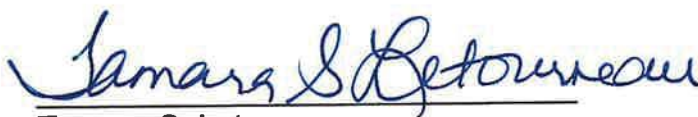
LEGAL REVIEW

The City Attorney's Office has reviewed the resolution and has approved this report as to form.

CONCLUSION

Staff recommends that the City Council:

1. Adopt Resolution No. 2020-1348, approving an application for per capita grant funds from the State Department of Parks and Recreation; and
2. Delegate authority to the City Manager, the Public Works Director/City Engineer, or designee to serve as the City's Authorized Representative as designated in Resolution No. 2020-1348.



Tamara S. Letourneau
City Manager



Kevin G. Ennis
City Attorney



Jacki Scott
Public Works Director/City Engineer



Kathy Nguyen
Engineering Services Manager

Attachments:

- A. Resolution No. 2020-1348
- B. Location Map

ATTACHMENT A

Resolution No. 2020-1348

RESOLUTION NO. 2020-1348

**RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF LAGUNA NIGUEL, CALIFORNIA, APPROVING
APPLICATION(S) FOR PER CAPITA GRANT FUNDS
FROM THE STATE DEPARTMENT OF PARKS AND RECREATION**

The City Council of the City of Laguna Niguel hereby resolves, determines, and orders as follows that:

WHEREAS, the State Department of Parks and Recreation has been delegated the responsibility by the Legislature of the State of California for the administration of the Per Capita Grant Program, setting up necessary procedures governing application(s); and

WHEREAS, said procedures established by the State Department of Parks and Recreation require the grantee's Governing Body to certify by resolution the approval of project application(s) before submission of said applications to the State; and

WHEREAS, the City of Laguna Niguel as grantee will enter into a contract(s) with the State of California to complete project(s);

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Laguna Niguel hereby:

1. Approves the filing of project application(s) for Per Capita program grant project(s); and
2. Certifies that said grantee has or will have available, prior to commencement of project work utilizing Per Capita funding, sufficient funds to complete the project(s); and
3. Certifies that the grantee has or will have sufficient funds to operate and maintain the project(s), and
4. Certifies that all projects proposed will be consistent with the park and recreation element of the City's general or recreation plan (PRC §80063(a)), and
5. Certifies that these funds will be used to supplement, not supplant, local revenues in existence as of June 5, 2018 (PRC §80062(d)), and
6. Certifies that it will comply with the provisions of §1771.5 of the State Labor Code, and
7. To the extent practicable, as identified in the "Presidential Memorandum-- Promoting Diversity and Inclusion in Our National Parks, National Forests, and Other Public Lands and Waters," dated January 12, 2017, the City will consider a range of actions that include, but are not limited to, the following (PRC §80001(b)(8)(A-G)):

- (A) Conducting active outreach to diverse populations, particularly minority, low-income, and disabled populations and tribal communities, to increase awareness within those communities and the public generally about specific programs and opportunities.
 - (B) Mentoring new environmental, outdoor recreation, and conservation leaders to increase diverse representation across these areas.
 - (C) Creating new partnerships with state, local, tribal, private, and nonprofit organizations to expand access for diverse populations.
 - (D) Identifying and implementing improvements to existing programs to increase visitation and access by diverse populations, particularly minority, low-income, and disabled populations and tribal communities.
 - (E) Expanding the use of multilingual and culturally appropriate materials in public communications and educational strategies, including through social media strategies, as appropriate, that target diverse populations.
 - (F) Developing or expanding coordinated efforts to promote youth engagement and empowerment, including fostering new partnerships with diversity-serving and youth-serving organizations, urban areas, and programs.
 - (G) Identifying possible staff liaisons to diverse populations.
8. Agrees that to the extent practicable, the project(s) will provide workforce education and training, contractor and job opportunities for disadvantaged communities (PRC §80001(b)(5)).
 9. Certifies that the grantee shall not reduce the amount of funding otherwise available to be spent on parks or other projects eligible for funds under this division in its jurisdiction. A one-time allocation of other funding that has been expended for parks or other projects, but which is not available on an ongoing basis, shall not be considered when calculating a recipient's annual expenditures. (PRC §80062(d)).
 10. Certifies that the grantee has reviewed, understands, and agrees to the General Provisions contained in the contract shown in the Procedural Guide; and
 11. Delegates the authority to the City Manager, the Public Works Director, or designee 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 scope(s); and
 12. Agrees to comply with all applicable federal, state and local laws, ordinances, rules, regulations and guidelines.

PASSED, APPROVED, AND ADOPTED this 15th day of December, 2020.

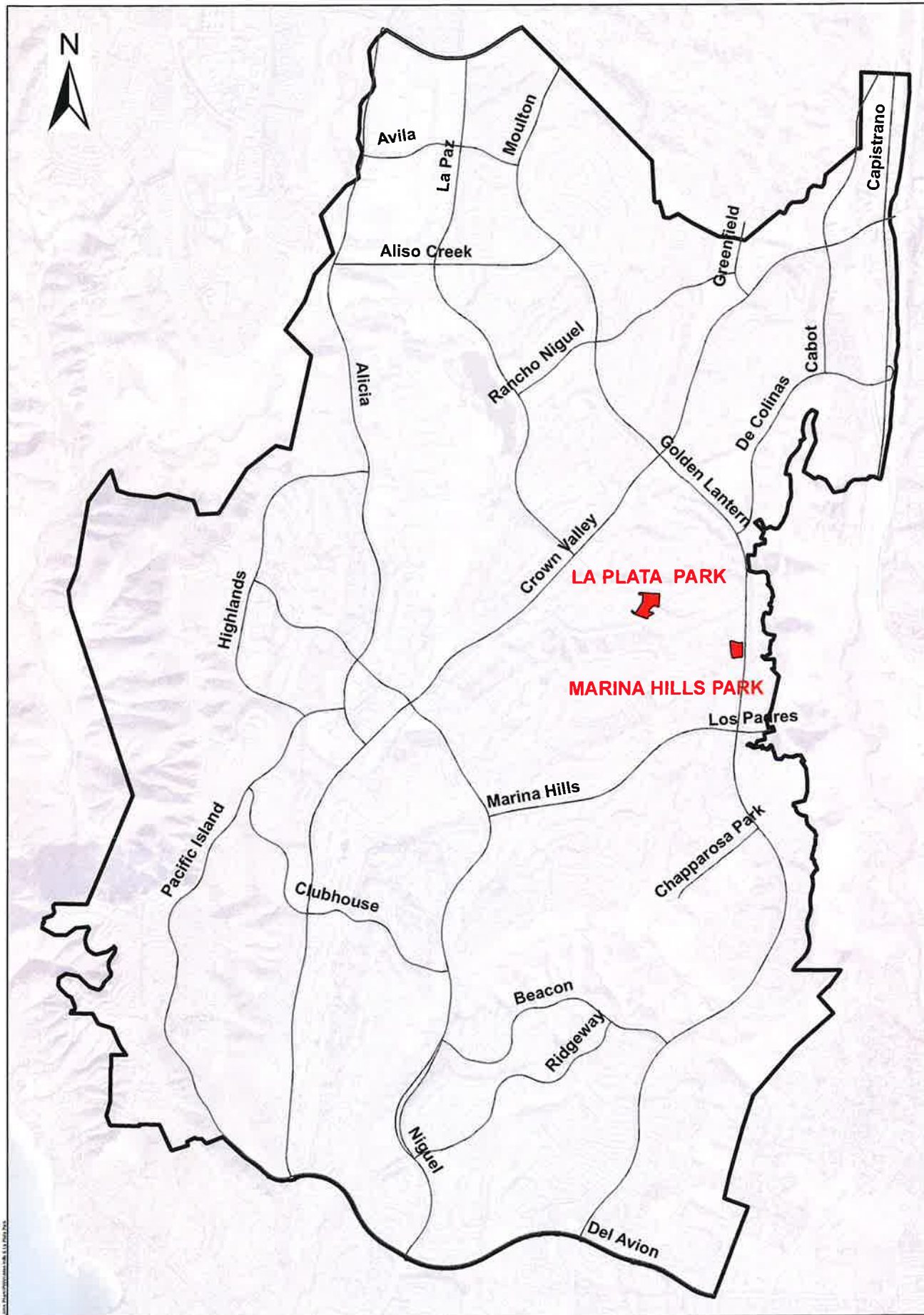
Fred Minagar, Mayor

ATTEST:

Eileen C. Gomez
City Clerk

ATTACHMENT B

Location Map



City of Laguna Niguel, 2015. All rights reserved.



LOCATION MAP

City Parks to Utilize Per Capita Grant Funds
City of Laguna Niguel

