

RESOLUTION NO. 2020-_____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A TWO-PARTY AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND ENVIRONMENTAL SCIENCE ASSOCIATES TO SERVE AS A PRESERVE STEWARD/BIOLOGIST, AUTHORIZING UP TO TWO 1- YEAR EXTENSIONS TO THE AGREEMENT AND APPROPRIATING FUNDS THEREFOR

WHEREAS, the City Council approved the City of Chula Vista Multiple Species Conservation Program (MSCP) Subarea Plan on May 13, 2003; and

WHEREAS, the City of Chula Vista MSCP Subarea Plan identifies major policies and implementation measures to guide development and the protection of the biological and cultural resources within the City MSCP Subarea Plan boundary; and

WHEREAS, the City of Chula Vista MSCP Subarea Plan's overall management goal is to ensure that the biological values of natural resources, where land is preserved as part of the MSCP through acquisition, regulation, mitigation or other means, are maintained over time; and

WHEREAS, in accordance with the City of Chula Vista MSCP Subarea Plan, the City is responsible for the maintenance and management of Preserve land owned in fee title by the City within the City's MSCP Subarea Plan as well as Otay Ranch preserve lands located within the unincorporated County of San Diego; and

WHEREAS, the City of Chula Vista executed an Implementing Agreement between the City, United States Fish and Wildlife Service and the California Department of Fish and Game to establish a MSCP for the Conservation of Threatened, Endangered and Other Species in the Vicinity of Chula Vista, CA on January 13, 2005; and

WHEREAS, the Implementation Agreement contractually binds each of the Parties to faithfully perform the obligations, responsibilities, and tasks assigned to it pursuant to the terms of the City of Chula Vista Subarea Plan and the Implementation Agreement; and

WHEREAS, on March 2, 2020, a Request for Proposals was distributed to qualified biological consultants in order to solicit candidates interested in serving as a MSCP Preserve Steward/Biologist; and

WHEREAS, upon completing a competitive bidding process, the City has selected Environmental Science Associates (ESA) to serve as a Preserve Steward/Biologist in order to manage and monitor the biological resources within the City's Preserve system in accordance with the approved City of Chula Vista MSCP Subarea Plan and Implementing Agreement; and

WHEREAS, City may procure work on zero up to several Preserve projects of varying size and complexity throughout the duration of the Two-Party Agreement; and

WHEREAS, funding source OD00014-880-DISBURS for the Shinohara Remediation project is a deposit account with funds currently available for use and no appropriation is required.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Chula Vista does hereby approve the two-party agreement with ESA and the City of Chula Vista for biological consulting services as a Preserve Steward/Biologist (the "Agreement") and authorizes the City Manager to execute the Agreement, and up to two 1 year extensions to the Agreement, on behalf of the City.

BE IT FURTHER RESOLVED by the City Council of the City of Chula Vista, that it appropriates \$10,000 from the available fund balance of Community Facilities District 98-3 (Sunbow II).

Presented by:

Approved as to form by:

Tiffany Allen
Director of Development Services

Glen R. Googins
City Attorney