

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACKNOWLEDGING GRANT REQUIREMENTS OF SANDAG TO IMPLEMENT AN EIGHTEEN MONTH PROGRAM FOCUSED ON ADDRESSING THREATS TO SENSITIVE PLANT SPECIES FOUND WITHIN THE RICE CANYON OPEN SPACE PRESERVE AREA, AND CONTINGENT UPON GRANT AWARD, ACCEPTING THE GRANT FUNDS, AUTHORIZING THE CITY MANAGER TO EXECUTE A GRANT AGREEMENT WITH SANDAG, ESTABLISHING A NEW CAPITAL IMPROVEMENT PROJECT "RICE CANYON SENSITIVE PLANT SPECIES" (CTY0230), AMENDING THE FISCAL YEAR 2018/2019 CAPITAL IMPROVEMENT PROGRAM BUDGET, AND APPROPRIATING FUNDS THEREFOR

WHEREAS, in November 2004, the voters of San Diego County approved SANDAG Ordinance 04-01, which extended the *TransNet* half-cent sales and use tax through 2048 (*TransNet* Ordinance); and

WHEREAS, the *TransNet* Extension Ordinance contains provisions for the creation of an Environmental Mitigation Program (EMP), which began being funded by the *TransNet* Ordinance on April 1, 2008; and

WHEREAS, on October 02, 2017, SANDAG issued its ninth cycle Call for Projects from entities wishing to apply for a portion of the EMP Regional Habitat Conservation grant funds for use on environmental land management projects meeting certain criteria; and

WHEREAS, the City of Chula Vista wishes to receive \$36,500 in EMP Regional Habitat Conservation grant funds for the following project: Rice Canyon Sensitive Plant Species; and

WHEREAS, the City of Chula Vista understands that the EMP Regional Habitat Conservation grant funding is fixed at the programmed amount, and therefore project cost increases that exceed the grant awarded will be the sole responsibility of the grantee; and

WHEREAS, loss and degradation of existing clay lens habitat within Rice Canyon has occurred due to an increase of invasive plant species, unauthorized recreational use, historical cattle grazing, and drought; and

WHEREAS, the proposed program reduces threats to Otay tarplant, San Diego thornmint, and Orcutt's bird beak within Rice Canyon by maintaining and installing new fencing and signage to direct trail users on authorized trails only; and

WHEREAS, the grant proposal has been developed consistent with the City's adopted Multiple Species Conservation Program (MSCP) Subarea Plan to ensure that sensitive plant species are adequately protected; and

WHEREAS, the requested funding amount of \$36,500 would sufficiently fund the activities offered though the proposed removal of the invasive weed and maintenance and installation of fencing and signage within the Rice Canyon Open Space Preserve; and

WHEREAS, as part of the grant, the City will provide funding of \$3,750 through in-kind City services as set forth in the grant application; and

WHEREAS, on May 08, 2018 SANDAG's EMP Working Group recommended the City's proposal for funding to SANDAG's Regional Planning Committee; and

WHEREAS, in order to be considered eligible for SANDAG grant funding, grant applicants are required to provide SANDAG with a resolution accepting grant funding, if awarded, and authorizing subsequent execution of SANDAG's standard grant agreement; and

WHEREAS, if grant funds are awarded by SANDAG, the contingent actions of accepting the grant funds, authorizing the City Manager to execute a grant agreement with SANDAG, establishing a new capital improvement project "Rice Canyon Sensitive Plan Species" (CTY0230), amending the fiscal year 2018-19 capital improvement program budget, and appropriating funds therefor will be authorized by this resolution; and

WHEREAS, staff will select a qualified biological consultant to implement this program in accordance with the purchasing procedures set forth in Chula Vista Municipal Code (CVMC) 2.56.; and

WHEREAS, the contingent grant award amount of \$36,500 will fund the proposed Rice Canyon Sensitive Plant Species Program which is essential for reducing threats to sensitive plant species.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chula Vista that it acknowledges grant requirements of SANDAG to implement an eighteen month program addressing threats to sensitive plant species within the Rice Canyon Open Space Preserve area, and contingent upon grant award, accepts the grant funds, authorizes the City Manager to execute a grant agreement with SANDAG, establishes a new capital improvement project "Rice Canyon Sensitive Plant Species" (CTY0230), amend the fiscal year 2018-19 capital improvement budget, and appropriates funds therefor.

Presented by:

Approved as to form by:

Kelly G. Broughton, FASLA
Director of Development Services

Glen R. Googins
City Attorney