

DRAFT

RESOLUTION 20xx-xxx

RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT FUNDS FROM THE STATE OF CALIFORNIA NATURAL RESOURCES AGENCY, URBAN GREENING PROGRAM FOR THE SWEETWATER BICYCLE PATH AND PROMENADE PROJECT IN THE AMOUNT OF \$4,800,000, OBLIGATING MATCHING FUNDS IN THE AMOUNT OF \$740,000, WHICH ARE REFLECTED IN THE CIP FUND, AND GRANTING INDEMNITY

WHEREAS, the San Diego Unified Port District (District) is a public corporation created by the legislature in 1962 pursuant to Harbors and Navigation Code Appendix 1, (Port Act); and

WHEREAS, the Board of Port Commissioners (BPC) adopted BPC Policy No. 110 to establish a policy governing the processing and administration of public projects, consulting and service agreements, the purchasing of supplies, materials, and equipment, and grants; and

WHEREAS, District staff submitted a grant application to the California Natural Resources Agency's Urban Greening Program for the Sweetwater Bicycle and Pedestrian Promenade in the Chula Vista Bayfront in May 2017; and

WHEREAS, the District received notification in August 2017 that the application was successful and that \$4,800,000 would be awarded to fund the project; and

WHEREAS, since that time, District staff and Natural Resources Agency staff have been negotiating the terms of the grant agreement; and

WHEREAS, this agenda item represents the culmination of that negotiation, with a request that the Board of Port Commissioners accept the grant, allocate matching funds, grant indemnity to the Natural Resources Agency, and amend the District's CIP budget to reflect the addition of this project; and

WHEREAS, the Urban Greening Program is funded under Senate Bill (SB) 859, signed into law on September 14, 2016, which authorized the State of California to spend \$1.2 billion in Cap and Trade funds on programs that reduce Greenhouse Gas (GHG) emissions; and

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WHEREAS, the California Natural Resources Agency was allocated \$80 million for its Urban Greening Program as a part of the SB859 spending authorization; and

WHEREAS, the Urban Greening Program is designed to provide grant funds for green infrastructure projects that reduce GHG emissions and provide multiple social benefits. Eligible projects must demonstrate that they can achieve GHG emission reductions by including at least one of the following:

- Sequester and store carbon by planting trees
- Reduce building energy use by strategically planting trees to shade buildings
- Reduce commute vehicle miles traveled by constructing bicycle paths, bicycle lanes or pedestrian facilities that provide safe routes for travel between residents, workplaces, commercial centers, and schools.

WHEREAS, the Sweetwater Bicycle Path and Promenade project will construct three-quarters of a mile of Class I bike path and promenade within the Sweetwater District in the Chula Vista Bayfront; and

WHEREAS, the Project site is located within one half-mile of San Diego Bay, the San Diego National Wildlife Refuge, the Sweetwater Mudflats, and the F&G Street Marsh; and

WHEREAS, the Path will begin in the vicinity of the Living Coast Discovery Center parking lot, and end near the Marine Group Boatworks facility. Most of the route is currently unavailable to the public; and

WHEREAS, a cross-departmental team with District staff from Government and Civic Relations, Real Estate, Engineering-Construction and Planning and Green Port jointly developed this grant application for the Sweetwater Bicycle Path and Promenade project, and identified key regional stakeholders to demonstrate support for the project; and

WHEREAS, the total project budget is \$5,627,000, with the Urban Greening Grant funding \$4,800,000 in project cost; and

WHEREAS, the District's match is \$794,000, and the remaining match is \$33,000 in in-kind services from the City of Chula Vista; and

WHEREAS, the District's match will be funded from the CIP's Site Preparation at the Chula Vista Bayfront project and Capital Labor; and

WHEREAS, District staff is projecting that construction on the Path will begin around July 2019, with the grant agreement requiring project completion no later than May 1, 2020.

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NOW, THEREFORE, BE IT RESOLVED by the Board of Port Commissioners of the San Diego Unified Port District, as follows:

That the Executive Director or her designated representative is hereby authorized to accept grant funds from the State of California Natural Resources Agency, Urban Greening Program for the Sweetwater Bicycle Path and Promenade Project in the amount of \$4,800,000, and obligating matching funds in the amount of \$740,000, from the CIP fund; and hereby grants indemnity as set forth in the grant agreement.

APPROVED AS TO FORM AND LEGALITY:
GENERAL COUNSEL

By: Assistant/Deputy

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 10th day of April, 2018, by the following vote: