

March 26, 2018; Agenda Item No. 13

Resolution No. 18-10

RESOLUTION OF THE SANTA MONICA MOUNTAINS CONSERVANCY AUTHORIZING A GRANT
OF PROPOSITION 84 FUNDS TO MOUNTAINS RECREATION AND CONSERVATION
AUTHORITY IN THE AMOUNT OF \$250,000 FOR VIA ESCONDIDO
PUBLIC ACCESS IMPROVEMENTS, CITY OF MALIBU

WHEREAS, the Santa Monica Mountains Conservancy is authorized to award grants to government agencies pursuant to Sections 33204.2 and 33204.27 of the Public Resources Code;

WHEREAS, the State of California has authorized expenditure of funds from Proposition 84, the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006, to the Santa Monica Mountains Conservancy for capital outlay and grants for protection and restoration of land and water resources in the watershed of the Upper Los Angeles River and the Santa Monica Bay and its watersheds;

WHEREAS, the Mountains Recreation and Conservation Authority has requested a grant from Proposition 84, Section 75060(d)(1) of the Public Resources Code;

WHEREAS, pursuant to Section 75005(f) "Development" includes, but is not limited to the physical improvement of real property including the construction of facilities or structures;

WHEREAS, pursuant to Section 75005(i) "Interpretation" includes, but is not limited to, a visitor serving amenity that educates and communicates the significance and value of natural, historical, and cultural resources in a way that increases the understanding and enjoyment of these resources and that may utilize the expertise of a naturalist or other specialist skilled at educational interpretation;

WHEREAS, pursuant to Section 75005(l) "Preservation" means rehabilitation, stabilization, restoration, development, and reconstruction, or any combination of those activities;

WHEREAS, pursuant to Section 75005(m) "Protection" means those actions necessary to prevent harm or damage to persons, property or natural resources or those actions necessary to allow the continued use and enjoyment of property of natural resources and includes acquisition, development, restoration, preservation and interpretation;

WHEREAS, pursuant to Section 75005(n) "Restoration" means the improvement of physical structures or facilities and, in the case of natural systems and landscape features includes, but is not limited to , projects of the control of erosion, the control and elimination of exotic species, prescribed burning, fuel hazard reduction, fencing out threats to existing or restored

natural resources, road elimination, and other plant and wildlife habitat improvement to increase the natural system value of the property. Restoration projects shall include the planning, monitoring, and reporting necessary to ensure successful implementation of project objectives;

WHEREAS, Section 75003(c) of the Public Resources Code states that the people of California find and declare it necessary and in the public interest to protect the rivers, lakes, and streams of the State from pollution, loss of water quality, and destruction of fish and wildlife habitat;

WHEREAS, Section 75003(d) of the Public Resources Code states that the people of California find and declare it necessary and in the public interest to protect the beaches, bays and coastal waters of the state for future generations;

WHEREAS, Section 75003(e) of the Public Resources Code states that the people of California find and declare it necessary and in the public interest to revitalize our communities and making them more sustainable and livable by investing in sound land use planning, local parks and urban greening;

WHEREAS, Section 75003.5 of the Public Resources Code states that the growth in population of the state and the impacts of climate change pose significant challenges. These challenges must be addressed through careful planning and through improvements in land use and water management that both reduce contributions to global warming and improvements include better integration of water supply, water quality, flood control and ecosystem protection, as well greater water use efficiency and conservation to reduce energy consumption;

WHEREAS, the proposed project implements the goals stated in Proposition 84, Chapter 7, Section 75060(d)(1);

WHEREAS, Government Code Section 19727 provides for use of funds for the costs of construction or acquisition of capital assets. "Capital assets" includes major maintenance, reconstruction, demolition for purposes of reconstruction of facilities, and retrofitting work that is ordinarily done no more often than once every 5 to 15 years or expenditures that continue or enhance the useful life of the capital asset. "Capital assets" also include equipment with an expected useful life span of two years or more;

WHEREAS, the proposed project is consistent with the Conservancy's Strategic Objectives to implement the *Santa Monica Mountains Comprehensive Plan*, link and integrate new natural parks into existing park system, expand education, public access, and resource stewardship components in a manner that best serves the public, protects habitat, and provides recreational

opportunities, create comprehensive, regional, and integrated trails plan, and develop long term capital improvement and maintenance plans;

WHEREAS, the proposed project is consistent with the Santa Monica Mountains Comprehensive Plan;

WHEREAS, the proposed action is being taken subject to approval of the grant for compliance with the General Obligation Bond Law;

WHEREAS, the proposed project protects land and water resources; and

WHEREAS, the proposed action is exempt from the provisions of the California Environmental Quality Act (CEQA): Now

Therefore Be It Resolved, That the Santa Monica Mountains Conservancy hereby:

1. FINDS that the proposed action is consistent with the *Santa Monica Mountains Comprehensive Plan* as adopted by the Santa Monica Mountains Conservancy;
2. FINDS that the proposed action is consistent with the Conservancy's Strategic Objectives;
3. FINDS that the proposed project implements the goals stated in Proposition 84;
4. FINDS that the proposed action is exempt from the provisions of the California Environmental Quality Act (CEQA);
5. ADOPTS the staff report and recommendations dated March 26, 2018 for this item;
6. ADOPTS all of the preceding whereas clauses;
7. AUTHORIZES a grant of Proposition 84 funds to the Mountains Recreation and Conservation Authority in the amount of \$250,000 for the Via Escondido Public Access Improvements, City of Malibu; and
8. FURTHER AUTHORIZES the Chairperson to execute the grant agreement and to perform any and all acts necessary to carry out this resolution; without limiting the generality of the foregoing, such authority shall include those provisions that he shall determine in the exclusive exercise of his discretion are necessary to

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carry out the purposes of this resolution and to comply with the policies of the Conservancy, and to otherwise carry out the provisions of state law and regulations.

~ End of Resolution ~

I HEREBY CERTIFY that the foregoing resolution was adopted at a meeting of the Santa Monica Mountains Conservancy, duly noticed and held according to law, on the 26th day of March, 2018 at Thousand Oaks, California.

Dated:

Executive Director