

HEBER PUBLIC UTILITY DISTRICT

REPORT TO BOARD OF DIRECTORS

MEETING DATE: August 20, 2020

FROM: Laura Fischer, General Manager

SUBJECT: Adopt Resolution Number 2020-16 Approving the Application for Per Capita Grant Funds.

ISSUE:

Shall the Heber Public Utility District Board of Directors Adopt Resolution Number 2020-16 approving the application for Per Capita Grant Funds?

GENERAL MANAGER RECOMMENDATION:

Adopt Resolution Number 2020-16 approving the application for Per Capita Grant Funds.

FISCAL IMPACT:

\$220,000.

BACKGROUND:

The California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 is intended to acquire and develop properties of the State Park System, to acquire and develop neighborhood, community, and regional parks and recreational areas, for land, air, and water conservation programs, including acquisition for those purposes, and to acquire, restore, preserve and interpret California's historical and cultural resources.

The Per Capita Grant Program is intended to maintain a high quality of life for California's growing population by providing a continuing investment in parks and recreational facilities. Specifically, it is for the acquisition and development of neighborhood, community, and regional parks and recreation lands and facilities in urban and rural areas.

How to Apply for Per Capita Grant Funds

1. The Applicant submits a resolution authorized by their governing body (see page 15, Resolution, for required language). It is not necessary to identify Projects in the resolution.
2. The Department reviews the resolution and sends a Contract to the Applicant for signature.
3. The Applicant returns the signed Contract to the Department.
4. The Department returns a fully executed Contract to the Applicant (now Grantee).
5. A Contract must be fully executed by June 30, 2006 or funds will revert to the Legislature.

How to Apply for a Project(s)

1. The Grantee determines the Project(s) and amount of grant funds needed for each Project.

2. As Projects are identified, the Grantee submits individual Project Application(s) to the Department (see page 6, Application Checklist).
3. The Department reviews the Application materials and sends a letter of approval to the Grantee or requests additional information.

How to Request Funds

1. After the Application is approved, the Grantee may request advances for the Project (see page 9 for details).
2. The Grantee may request reimbursement only for expenses incurred after the program Appropriation date.

Project Completion

1. The Grantee completes the Project and submits the Project Completion Packet to the Project Officer (see page 33, Project Completion Packet).
2. The Department conducts the final on-site Project inspection.
3. The Department processes the final payment.
4. The Project(s) must be fully completed (including processing final payment) by June 30, 2011 or funds will revert to the Legislature.
5. The Department may perform an audit of the completed Project (see page 3, State Audit).

The project must be completed by June 2024. Staff has talked with representatives from the State Park to determine what projects would be eligible and in September we will bring you a list of projects and amenities that are eligible to use Per Capita funds.

CONCLUSION:

In order to be eligible to receive the \$220,000 grant from the State Parks Per Capita Grant program, the District must submit a Resolution stating our intent to apply.

Staff recommends approving Resolution Number 2020-16 as presented.

ALTERNATIVES:

- 1) Do not approve Resolution 2020-16 and do not apply for \$220,000 Per Capita Funds.
- 2) Provide alternative direction to staff.

Respectfully Submitted,

Laura Fischer, General Manager

Attachment: Resolution 2020-16

Per Capita Program Guidelines can be accessed at:

https://www.parks.ca.gov/pages/1008/files/Per_Capita_Program_Procedural_Guide_June_2020_6.22.20.pdf

RESOLUTION NUMBER 2020-16

**RESOLUTION OF THE HEBER PUBLIC UTILITY
DISTRICT APPROVING APPLICATION FOR PER
CAPITA GRANT FUNDS**

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; 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 before submission of said applications to the State; and

WHEREAS, the grantee will enter into a contract with the State of California to complete project;

NOW, THEREFORE, BE IT RESOLVED that the Heber Public Utility District hereby:

1. Approves the filing of project application for Per Capita program grant project; 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; and
3. Certifies that the grantee has or will have sufficient funds to operate and maintain the project, and
4. Certifies that all projects proposed will be consistent with the park and recreation element of the Heber Public Utility District 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. (PRC §80001(b)(8)(A-G)) 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 Heber Public Utility District will consider a range of actions that include, but are not limited to, the following:

(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 General Manager, 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 AND ADOPTED at a regular meeting of the Board of Directors of the Heber Public Utility District held on the 20th day of August 2020.

Moises Cardenas, Board President

I, the undersigned, hereby certify that the foregoing Resolution Number was duly adopted by the Heber Public Utility District following a roll call vote:

Ayes:

Noes:

Absent:

ATTEST:

Raquel, Carrillo, Clerk of the Board

APPROVE AS TO FORM:

Steven M. Walker, General Counsel

STATE OF CALIFORNIA)
COUNTY OF IMPERIAL)
HEBER PUBLIC UTILITY)
DISTRICT)

I, Raquel Carrillo, Board Secretary of the Heber Public Utility District, County of Imperial, State of California, DO HEREBY CERTIFY that the foregoing resolution was dully passed, approved and adopted by the Board of Directors of the Heber Public Utility District at its regularly scheduled meeting held on the 20th day of August, 2020.

By _____
Raquel Carrillo, Clerk of the Board