

CITY OF YUBA CITY
STAFF REPORT

Date: October 6, 2020
To: Honorable Mayor & Members of the City Council
From: Community Services
Presentation By: Brad McIntire, Community Services Director

Summary

Subject: Prop. 68 Per Capita Program Allocation Opportunity

Recommendation: A. Adopt a Resolution authorizing the application for an allocation grant from California Department of Parks and Recreation's Office of Grants and Local Services (OGALS), Prop. 68 Per Capita Program, in the amount of \$177,952, for the development of a new water feature (recreation amenity) at Gauche Aquatic Park and authorizing the City Manager to execute and submit all necessary documentation related to the Prop. 68 Per Capita Program;

B. Adopt a Resolution adopting a CEQA Class I Categorical Exemption for the proposed project.

Fiscal Impact: The total cost of the proposed recreation amenity is estimated to be \$245,000. The Per Capita Program will reimburse up to the allocation amount of \$177,952. According to the California State Parks Per Capita Match Calculator, the project is located in a severely disadvantaged community (median household income is less than 60 percent of the statewide average). Matching funds are not required. The City's financial share and obligation to complete the project would be \$67,048 from CIP Account No. 901127-65001.

Purpose:

To apply for funding through the Prop. 68 Per Capita Program Allocation for the development of additional recreation amenities.

Background:

In July, 2020, the Community Services Director received a Per Capita Allocations announcement letter from The California Department of Parks and Recreation's Office of Grants and Local Services. The City of Yuba City's allocation amount for Per Capita Program funding is \$177,952.

On July 28, 2020, the Community Services Director met with City staff to scope possible projects for the Per Capita Program funding. City staff identified the biggest need for these funds is to design and construct a new zero-depth entry water feature at Gauche Aquatic Park to replace the existing corroding feature.

Analysis:

To develop the proposed recreation amenity, application would be made for a Prop. 68 Per Capita Program allocation from the California Department of Parks and Recreation. The Per Capita allocation for all cities and local districts, including the City of Yuba City, is \$177,952.

All projects must include proof of land tenure to verify that the grantee has sufficient legal rights to the property to fulfill the terms of the contract. Project amounts greater than \$100,000 require at least 30 years of land tenure at the site to be acquired or developed. Land tenure begins on July 1, 2018. The grantee remains responsible for fulfillment of the terms of the contract, even if the grantee’s land tenure agreement changes within the contract performance period.

The timeline for the Per Capita Program will be as follows:

Grant Performance Period: July 1, 2018 – June 30, 2024

Resolution Due Date: December 31, 2020

Application Packet(s) Due Date: December 31, 2021

Project Completion Packet: Completes project and submits completion documents no later than March 31, 2024.

The current zero-depth entry water feature at Gauche Aquatic Park is over twelve years old. Interactive water play structures can be installed with a water delivery structure system engineered to easily adjust to variations in the pool floor, require less water, or be constructed of all stainless steel and corrosive-resistant materials which require less maintenance and last longer.

FUNDING BREAKDOWN FOR A NEW ZERO-DEPTH ENTRY WATER FEATURE	
Design and construct a new zero-depth entry water feature at Gauche Aquatic Park to replace the existing corroding feature.	
TOTAL:	\$245,000
FUNDING	
City Funding: CIP Account	\$67,048
Potential Allocation Grant:	\$177,952
TOTAL POTENTIAL FUNDING:	\$245,000

Fiscal Impact:

The total cost of the proposed new water feature is estimated to be \$245,000. The Per Capita Program will reimburse up to the allocation amount of \$177,952. According to the California State Parks Per Capita Match Calculator, the project is located in a severely disadvantaged community

(median household income is less than 60 percent of the statewide average). Matching funds are not required. The City's financial share and obligation to complete the project would be \$67,048 from CIP Account No. 1127-65518.

Environmental:

City staff has performed a preliminary environmental assessment of this project and has determined that it falls within the Class I Categorical Exemption set forth in CEQA Guidelines Section 15301, as the removal and replacement of an existing recreational water structure within existing City facilities is defined as a minor alteration of existing public facilities, involving negligible or no expansion. Further, none of the exceptions to Categorical Exemptions set forth in CEQA Guidelines 15300.2 apply to this project.

Alternatives:

1. Do not apply for allocation funding through the Prop. 68 Per Capita Program or adopt a CEQA Class I Categorical Exemption for the proposed project.

Recommendation:

- A. Adopt a Resolution authorizing application for an allocation grant from California Department of Parks and Recreation's Office of Grants and Local Services (OGALS), Prop. 68 Per Capita Program, in the amount of \$177,952, for the development of a new water feature (recreation amenity) at Gauche Aquatic Park and authorizing the City Manager to execute and submit all necessary documentation related to the Prop. 68 Per Capita Program;
- B. Adopt a Resolution adopting a CEQA Class I Categorical Exemption for the proposed project.

Attachments:

- A. CEQA Resolution
- B. State Parks Resolution
- C. Location Map
- D. Sample Water Feature
- E. Corrosion of Current Water Feature

Prepared By:

/s/ Brad McIntire
Brad McIntire
Community Services Director

Submitted By:

/s/ Diana Langley
Diana Langley
Interim City Manager

Reviewed by:

Finance
City Attorney

SM
SLC by email

ATTACHMENT A

RESOLUTION NO.

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUBA CITY
ADOPTING A CEQA CLASS 1 CATEGORICAL EXEMPTION FOR THE CALIFORNIA
DEPARTMENT OF PARKS AND RECREATION'S OFFICE OF GRANTS AND LOCAL
SERVICES (OGALS), PROP. 68 PER CAPITA PROGRAM ZERO-DEPTH ENTRY WATER
FEATURE PROJECT**

WHEREAS, the City of Yuba City is applying to the California Department of Parks And Recreation's Office of Grants and Local Services (OGALS), Prop. 68 Per Capita Program for the Zero-Depth Entry Water Feature Project located at Gauche Aquatic Park; and

WHEREAS, the California Department of Parks And Recreation's Office of Grants and Local Services (OGALS) Per Capita Program requires CEQA compliance certification.

NOW, THEREFORE, be it resolved by the City Council of Yuba City as follows:

1. The City Council finds and determines that a Class 1 Categorical Exemption set forth in the California Environmental Quality Act (CEQA) Guidelines, Section 15301, applies to this project, as the removal and replacement of an existing recreational water structure within existing City facilities are defined as minor alteration of existing public facilities, involving negligible or no expansion. Further, none of the exceptions to Categorical Exemptions set forth in CEQA Guidelines 15300.2 apply to this project.

The foregoing resolution was duly and regularly introduced, passed, and adopted by the City Council of the City of Yuba City at a regular meeting thereof held on the 6th day of October 2020.

AYES:

NOES:

ABSENT:

Shon Harris, Mayor

ATTEST:

Patricia Buckland, City Clerk

APPROVED AS TO FORM
COUNSEL FOR YUBA CITY:

Shannon Chaffin, City Attorney
Aleshire & Wynder, LLP

ATTACHMENT B

RESOLUTION NO.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUBA CITY APPROVING APPLICATION(S) 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(s); 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(s) before submission of said applications to the State; and

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

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Yuba City hereby:

1. Approves the filing of project application(s) for Per Capita program grant project(s); 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(s); and
3. Certifies that the grantee has or will have sufficient funds to operate and maintain the project(s), and
4. Certifies that all projects proposed will be consistent with the park and recreation element of the City of Yuba City 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 City of Yuba City 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 City 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.

Approved and adopted the 6th day of October 2020.

I, the undersigned, hereby certify that the foregoing Resolution Number _____ was duly adopted by the City Council of the City of Yuba City following a roll call vote:

AYES:

NOES:

ABSENT:

Shon Harris, Mayor

ATTEST:

Patricia Buckland, City Clerk

APPROVED AS TO FORM
COUNSEL FOR YUBA CITY:

Shannon Chaffin, City Attorney
Aleshire & Wynder, LLP

ATTACHMENT C



Gauche Aquatic Park

Gauche Aquatic Park Boundary

Project Location:
Replace aged spray structure with new zero-depth entry, ADA-accessible feature/interactive spray structure.

ATTACHMENT D



ATTACHMENT E



