

## MOUNTAINS RECREATION AND CONSERVATION AUTHORITY

April 2, 2014 — Agenda Item XI

Resolution No. 14-44

### RESOLUTION OF THE GOVERNING BOARD OF THE MOUNTAINS RECREATION AND CONSERVATION AUTHORITY AUTHORIZING APPLICATION TO AND ENTERING INTO A PROJECT AGREEMENT WITH THE LOS ANGELES COUNTY REGIONAL PARK AND OPEN SPACE DISTRICT FOR THE ACQUISITION OF THE 703-ACRE PUERCO CANYON PROPERTY, INCORPORATED AND UNINCORPORATED MALIBU

*Resolved*, That the Governing Board of the Mountains Recreation and Conservation Authority (MRCA) hereby:

1. FINDS that the 703-acre Puerco Canyon acquisition in both incorporated and unincorporated Malibu contains regionally significant habitat, watershed, viewshed, and trail resources; and
2. FINDS the staff report dated April 2, 2014 further describes the project; and
3. FINDS that the proposed action is categorically exempt from the provisions of the California Environmental Quality Act (CEQA); and
4. ADOPTS the staff report and recommendation dated April 2, 2014; and
5. AUTHORIZES any budget amendments as necessary; and
6. FINDS that the subject project is on the Santa Monica Mountains Conservancy's Workprogram submitted annually to the Governor; and
7. FINDS that the people of the County of Los Angeles on November 3, 1992 and on November 5, 1996, enacted Los Angeles County Proposition A, Safe Neighborhood Parks, Gang Prevention, Tree-Planting, Senior and Youth Recreation, Beaches and Wildlife Protection (the Proposition), which, among other uses, provides funds to public agencies and nonprofit organizations in the County for the purposes of acquiring and/or developing facilities and open space for public recreation; and
8. FINDS the Santa Monica Mountains Conservancy was awarded funds in the Proposition for acquisition of park and open space land, development of related recreation facilities, and grants pursuant to Division 23 of the Public Resources Code; and

9. FINDS the Proposition also created the Los Angeles County Regional Park and Open Space District (the District) to administer said funds; and
10. FINDS the District has set forth the necessary procedures governing applications for grant funds under the Proposition; and
11. CERTIFIES that it understands the assurances and certifications required for applications; and
12. CERTIFIES that through this resolution the application for the above referenced project is approved for submission to the District; and
13. CERTIFIES that it will be required to provide additional funding for the above project if the requested grant funds are insufficient to complete said project; and
14. CERTIFIES that it understands its obligation to operate and maintain the property in perpetuity, as applicable; and
15. CERTIFIES that it will sign and return, within 30 days, both copies of the Project Agreement sent by the District for authorizing signature; and
16. CERTIFIES that it will cause work on the project to be commenced immediately upon receipt of a fully executed Project Agreement; and
17. CERTIFIES that it agrees and understands that the District may terminate the Project Agreement at any point if it determines that the project cannot be performed as described in the application; and
18. ACCEPTS being the assignee of the Santa Monica Mountains Conservancy to carry out all aspects of this application, grant, and project implementation and will be required to enter into a Project Agreement with the District for the performance of the project as described in the application; and
19. AUTHORIZES entering into a Project Agreement to acquire and improve said project area with the Los Angeles County Regional Park and Open Space District; and
20. AUTHORIZES the filing of an application with the Los Angeles County Regional Park and Open Space District for Excess Funds allocated funds from the Proposition for the acquisition of the subject property; and

21. AUTHORIZES the Executive Officer, or his designee, to conduct all negotiations, and to execute and submit all documents including, but not limited to, applications, agreements, amendments, payment requests and so forth, which may be necessary for the completion of the project as described in the application; and
22. AUTHORIZES the Executive Officer to do any and all acts necessary to carry out this resolution and any recommendations made by the Governing Board.

---

Chair

AYES:

NOS:

ABSTAIN:

ABSENT:

I HEREBY CERTIFY that the foregoing resolution was adopted at a regular meeting of the Governing Board of the Mountains Recreation and Conservation Authority, duly noticed and held according to law, on the 2<sup>nd</sup> day of April, 2014.

Date:

---

Executive Officer