

MOUNTAINS RECREATION AND CONSERVATION AUTHORITY

August 5, 2015 — Agenda Item XII

Resolution No. 15-123

RESOLUTION OF THE GOVERNING BOARD OF THE MOUNTAINS RECREATION AND CONSERVATION AUTHORITY AUTHORIZING 1) APPLICATION TO THE CALIFORNIA RIVER PARKWAYS GRANT PROGRAM FOR THE ACQUISITION OF CONEJO CREEK AND CALLEGUAS CREEK CONFLUENCE ADJACENT PROPERTY; 2) ENTERING INTO A GRANT AGREEMENT; 3) ENTERING INTO AGREEMENTS WITH FUNDING PARTNERS; 4) AUTHORIZING THE USE OF IN LIEU FEES FOR SAID ACQUISITION; AND 5) ACQUISITION OF THE SUBJECT PROPERTY

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

1. FINDS that APNs 234-0-160-105 and 243-0-160-205 are ecologically significant; and
2. FINDS that the proposed actions are categorically exempt from the provisions of the California Environmental Quality Act (CEQA); and
3. ADOPTS the staff report and recommendation dated August 5, 2015; and
4. FINDS that the Legislature and Governor of the State of California have provided funds for the program shown above; and
5. FINDS that the California Natural Resources Agency has been delegated the responsibility for the administration of this grant program, establishing necessary procedures; and
6. FINDS that said procedures established by the California Natural Resources Agency require a resolution certifying the approval of application(s) by the Applicants governing board before submission of said application(s) to the State; and
7. FINDS that the Applicant, if selected, will enter into an agreement with the State of California to carry out the project; and
8. APPROVES the filing of an application to the California River Parkways Grant Program for the acquisition of the 125-acre Hogstedt Property at the confluence of Conejo Creek and Calleguas Creek.

9. APPROVES entering into a grant agreement with the California Natural Resources Agency; and
10. APPROVES entering into agreements with other funding partners; and
11. AUTHORIZES the use of In-Lieu Fees for the acquisition of the Hogstedt Property; and
12. APPROVES the acquisition of APNs 234-0-160-105 and 243-0-160-205; and
13. CERTIFIES that the MRCA understands the assurances and certification in the application; and
14. CERTIFIES that MRCA or title holder will have sufficient funds to operate and maintain the project(s) consistent with the land tenure requirements; or will secure the resources to do so; and
15. CERTIFIES that the MRCA will comply with all provisions of Section 1771.5 of the California Labor Code; and
16. CERTIFIES that the project will comply with any laws and regulations including, but not limited to, the California Environmental Quality Act (CEQA), legal requirements for building codes, health and safety codes, disabled access laws, and, that prior to commencement of construction, all applicable permits will have been obtained; and
17. CERTIFIES that applicant will work towards the State Planning Priorities intended to promote equity, strengthen the economy, protect the environment, and promote public health and safety as included in Government Code Section 65041.1; and
18. APPOINTS the Chief Deputy Executive Officer or any Deputy Executive Officer of the MRCA, as agents to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, payment requests and so on, which may be necessary for the completion of the aforementioned project(s); and
19. AUTHORIZES the Executive Officer or his designee to do any and all acts necessary to carry out this resolution and any recommendations made by the Governing Board; and

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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 5th day of August, 2015.

Date: 8/5/15

Executive Officer