



Office of the City Manager

CONSENT CALENDAR
May 26, 2015

To: Honorable Mayor and Members of the City Council

From:  Christine Daniel, City Manager

Submitted by: Scott Ferris, Director of Parks, Recreation and Waterfront

Subject: Grant Agreement: State Coastal Conservancy for the Berkeley Shoreline Access Staging Area Project

RECOMMENDATION

Adopt a Resolution approving the grant of funds in the amount of \$500,000 from the State Coastal Conservancy for the Berkeley Shoreline Access Staging Area Project, and authorizing the City Manager or her designee to act as a representative of the grantee, to negotiate and execute on behalf of the grantee all agreements and amendments and instruments necessary to complete the project and to comply with the Conservancy's grant requirements, including, without limitation, the grant agreement.

FISCAL IMPACTS OF RECOMMENDATION

The total project budget for the Berkeley Shoreline Access Staging Area Project is estimated at \$1.640 million and funding is comprised of the following grants:

Fund 626	Priority Conservation Area (PCA) (State Coastal Conservancy)	\$500,000
Fund 421	Nat'l Fish & Wildlife Foundation (Cosco Busan Oil Spill)	\$600,000
Fund 628	Ca Dept of Boating and Waterways (DBAW)	\$160,000
Fund 825	Marina Funds	\$380,000

The grant funds in the amount of \$500,000 will be deposited in budget code 626-5950-331.22-02-12WF01 and will be appropriated as part of the FY 2016-17 adopted budget. CMS No. AYSJ1.

CURRENT SITUATION AND ITS EFFECTS

On December 20, 2013, the City received notification that the Bay Trail Shoreline Access Staging Area Project was being recommended for funding from the Priority Conservation Area (PCA) Grant Program, which is a joint funding effort involving the State Coastal Conservancy (SCC), the Metropolitan Transportation Commission (MTC), and the Association of Bay Area Governments (ABAG). The City will receive \$500,000 from the SCC using State Prop 84 funds that will be used for the renovation of the South Sailing Cove Parking Lot. In order to execute the grant agreement, the City is required to adopt an authorizing Resolution.

BACKGROUND

In 2012, the City received a design grant from the California Department of Boating and Waterways in the amount of \$160,000 for the design and permitting of renovations to the parking lot at the South Sailing Basin that sits adjacent to the proposed Bay Trail Extension; a new restroom; and the replacement of the east and west small boat docks. In 2012, a series of Public Workshops was held at the Marina to incorporate stakeholders concepts regarding the renovations, and at this time the construction documents are 90% completed.

On May 3, 2013, the State Coastal Conservancy (SCC), in cooperation with Metropolitan Transportation Commission (MTC) and Association of Bay Area Governments (ABAG), issued a call for project proposals for the Priority Conservation Area Grant Program. This pilot program focuses on the Priority Conservation Areas (PCAs) in Alameda, Contra Costa, San Francisco, San Mateo, and Santa Clara Counties. MTC designated \$5 million in federal funds and the SCC designated \$2.5 million in state funds for a combined total of \$7.5 million for this grant program. Projects involving the Bay Trail were identified as being eligible for this grant program.

On July 19, 2013, the City submitted a Letter of Interest proposing the Berkeley Shoreline Access Staging Area Project using two grants already awarded to the City, (Boating and Waterways grant and National Fish & Wildlife Foundation grant) to meet the 3:1 matching requirement of the PCA grant program.

On November 15, 2013, the City submitted a formal application, and on December 20, 2013, the City was notified that the Berkeley Shoreline Access Staging Area Project was recommended for funding by the PCA grant selection committee. The project will involve the renovation of the existing eastern parking lot at the South Sailing Basin, a renovated windsurf staging area, and a new public restroom.

ENVIRONMENTAL SUSTAINABILITY

The Coastal Conservancy grant will fund the renovation of the parking lot at the South Sailing Cove at the Berkeley Marina. This area is the largest staging area at the Berkeley Marina for visitors to enjoy the following recreational, environmental educational, and water access experiences: sailing, windsurfing, kayaking, canoeing, jogging, walking, nature watching, fishing, and other outdoor activities. These activities will draw up to 10,000 visits per year to the unique marine environment of the San Francisco Bay, which will help foster environmental education and increased stewardship of the Bay.

RATIONALE FOR RECOMMENDATION

In order to execute the grant agreement with the State Coastal Conservancy for the amount of \$500,000, the City is required to adopt an authorizing Resolution.

ALTERNATIVE ACTIONS CONSIDERED

None

CONTACT PERSON

Roger Miller, Acting Waterfront Manager, 981-6737

Attachments:

1: Resolution

RESOLUTION NO. ##,###-N.S.

APPROVING THE GRANT OF FUNDS FROM THE STATE COASTAL CONSERVANCY FOR THE BERKELEY SHORELINE ACCESS STAGING AREA PROJECT

WHEREAS, the Legislature of the State of California has established the State Coastal Conservancy (“Conservancy”) under Division 21 of the California Public Resources Code, and has authorized the Conservancy to award grants to public agencies and nonprofit organizations to implement the provisions of Division 21; and

WHEREAS, the Conservancy awards grants for projects that it determines are consistent with Division 21 of the Public Resources Code and with the Conservancy’s Strategic Plan and that best achieve the Conservancy’s statutory objectives, in light of limited funding; and

WHEREAS, at its May 29, 2014 meeting, the Conservancy adopted a resolution authorizing a grant to the City of Berkeley (“grantee”) for the Berkeley Shoreline Access Staging Area Project (“the project”). The resolution was adopted by the Conservancy pursuant to and is included in the Conservancy May 29, 2014 staff recommendation, a copy of which is on file with the grantee and with the Conservancy; and

WHEREAS, the Conservancy requires that governing body of the grantee certify through a resolution that it approves the award of Conservancy grant funding and authorizes the execution by a representative of the grantee of a grant agreement on terms and conditions required by the Conservancy [or, if the grant agreement is already finalized: and authorizes the execution of a grant agreement.

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

1. Approves the award of grant funding from the Conservancy for the project.
2. Acknowledges that it has or will have sufficient funds to complete the project and, if any property is acquired as part of the project to operate and maintain the property, and, if any facilities are constructed as a part of the project, to operate and maintain the facilities for a reasonable period, not less than the useful life of the facilities.
3. Agrees to provide any funds beyond the Conservancy grant funds necessary to complete the project.
4. Agrees to be bound by all terms and conditions of the grant agreement and any other agreement or instrument as may be required by the Conservancy and as may be necessary to fulfill the terms of the grant agreement and to complete the project.
5. Authorizes the City Manager or her designee to act as a representative of the grantee, to negotiate and execute on behalf of the grantee all agreements and amendments and instruments necessary to complete the project and to comply with the Conservancy's grant requirements, including, without limitation, the grant agreement. CMS No. A.

6. Authorizes the implementation of the projects and appropriation of funding for related expenses, subject to securing the grant.
7. The grant funds in the amount of \$500,000 will be deposited in budget code 626-5950-331.22-02-12WF01 and will be appropriated as part of the FY 2016-17 adopted budget. CMS No. AYSJ1.
8. A record signature copy of said agreements and any amendments to be on file in the grantee's Office of the City Clerk.

