

**RESOLUTION NO. 2016-191**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE AUTHORIZING THE CITY MANAGER, OR HER DESIGNEE, TO EXECUTE AND FILE AN APPLICATION WITH THE STATE OF CALIFORNIA DEPARTMENT OF PARKS AND RECREATION HABITAT CONSERVATION FUND PROGRAM; APPROVE THE APPLICATION FOR \$100,000 OF STATE GRANT FUNDS FOR THE FISCAL YEAR 2017-2018 UNDER THE HCF OF THE CALIFORNIA WILDLIFE PROTECTION ACT OF 1990 FOR THE LAGUNA CREEK OPEN SPACE PRESERVE TRAIL PROJECT (WTL022); AMEND THE 2016-21 CAPITAL IMPROVEMENT PROGRAM FOR THE LAGUNA CREEK OPEN SPACE PRESERVE TRAIL (WTL022) TO INCLUDE ALL FEDERAL CAPITAL GRANTS FOR A TOTAL OF \$1,573,000; AND AMEND THE 2016-21 CAPITAL IMPROVEMENT PROGRAM FOR THE LAGUNA CREEK OPEN SPACE PRESERVE TRAIL (WTL022) EQUAL TO THE AMOUNT OF STATE GRANT FUNDS RECEIVED**

**WHEREAS**, the people of the State of California have enacted the California Wildlife Protection Act of 1990, which provides funds to the State of California for grants to local agencies to acquire, enhance, restore or develop facilities for public recreation and fish and wildlife habitat protection purposes; and

**WHEREAS**, the State Department of Parks and Recreation has been delegated the responsibility for the administration of the HCF Program, setting up necessary procedures governing project application under the HCF Program; and

**WHEREAS**, said procedures established by the State Department of Parks and Recreation require the applicant to certify by resolution the approval of the application before submission of said application to the State;

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

**WHEREAS**, the 2016-21 Capital Improvement Program for the Laguna Creek Open Space Preserve Trail (WTL022) did not include all Federal Capital Grants programmed.


**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Elk Grove hereby:

- 1) Approves the filing of an application for the Habitat Conservation Fund Program; and
- 2) Certifies that said applicant has or will have available, prior to commencement of any work on the project included in this application, the required match of \$100,000 and sufficient funds to complete the project; and
- 3) Certifies that the applicant has or will have sufficient funds to operate and maintain the project(s), and
- 4) Certifies that the applicant has reviewed, understands, and agrees to the

provisions contained in the contract shown in the Grant Administration Guide;  
and

- 5) Delegates the authority to the City Manager, or their designee, to conduct all negotiations, execute and submit all documents, including, but not limited to applications, agreements, amendments, payment requests and so on, which may be necessary for the completion of the project;
- 6) Agrees to comply with all applicable federal, state and local laws, codes, rules, regulations and guidelines;
- 7) Amends the 2016-21 Capital Improvement Program for the Laguna Creek Open Space Preserve Trail (WTL022) to include all Federal Capital Grants for a total of \$1,573,000; and
- 8) Amend the 2016-21 Capital Improvement Program for the Laguna Creek Open Space Preserve Trail (WTL022) equal to the amount of State Grant Funds received.

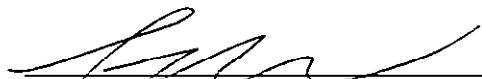
**PASSED AND ADOPTED** by the City Council of the City of Elk Grove this 12<sup>th</sup> day of October 2016.

  
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GARY DAVIS, MAYOR of the  
CITY OF ELK GROVE

ATTEST:

  
\_\_\_\_\_  
JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:

  
\_\_\_\_\_  
JONATHAN P. HOBBS,  
CITY ATTORNEY

**CERTIFICATION**  
**ELK GROVE CITY COUNCIL RESOLUTION NO. 2016-191**

STATE OF CALIFORNIA        )  
COUNTY OF SACRAMENTO    )        ss  
CITY OF ELK GROVE         )


*I, Jason Lindgren, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on October 12, 2016 by the following vote:*

**AYES:           COUNCILMEMBERS:       Davis, Ly, Detrick, Hume, Suen**

**NOES:           COUNCILMEMBERS:       None**

**ABSTAIN:       COUNCILMEMBERS:       None**

**ABSENT:        COUNCILMEMBERS:       None**

  
\_\_\_\_\_  
**Jason Lindgren, City Clerk**  
**City of Elk Grove, California**