

December 28, 2007; Agenda Item No. 8

Resolution No. 07-115

RESOLUTION OF THE SANTA MONICA MOUNTAINS CONSERVANCY FURTHER AMENDING THE SCOPE OF WORK FOR GRANT SMM-0776 TO THE MOUNTAINS RECREATION AND CONSERVATION AUTHORITY FROM PROPOSITION 84 TO INCLUDE ADDITIONAL PROJECT PLANNING AND DESIGN FOR THE MALIBU PUBLIC PARKS ACCESS ENHANCEMENT PLAN—PUBLIC WORKS PLAN, INCLUDING COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, AND PROJECT PLANNING AND DESIGN FOR THE SANTA MONICA MOUNTAINS CONSERVANCY/MOUNTAINS RECREATION AND CONSERVATION AUTHORITY MALIBU LOCAL PROGRAM AMENDMENT TO BE SUBMITTED PURSUANT TO THE CALIFORNIA COASTAL COMMISSION LCPOVERRIDE PROCEDURES (14 CAL. CODE REGS. SEC. 13666 *ET SEQ.*), ALL SUCH SCOPE AMENDMENTS IN FURTHERANCE OF, AND DIRECTLY RELATED TO, CAPITAL OUTLAY FOR: (1) ACQUISITION AND CONSTRUCTION OF THE COASTAL SLOPE TRAIL; (2) ACQUISITION AND CONSTRUCTION OF ALTERNATIVE ACCESS IMPROVEMENTS TO RAMIREZ CANYON PARK; (3) PUBLIC CAMPING FACILITIES AT RAMIREZ CANYON PARK BOTH WITHIN AND WITHOUT THE CITY OF MALIBU; (4) PUBLIC PARKING, PUBLIC RESTROOMS, AND PUBLIC CAMPING FACILITIES AT ESCONDIDO CANYON PARK TOGETHER WITH RELATED HANDICAPPED ACCESS IMPROVEMENTS, AND (5) PUBLIC PARKING, PUBLIC RESTROOMS, AND PUBLIC CAMPING FACILITIES AT CORRAL CANYON PARKS TOGETHER WITH RELATED HANDICAPPED ACCESS IMPROVEMENTS, CITY OF MALIBU AND UNINCORPORATED LOS ANGELES COUNTY.

WHEREAS, The Santa Monica Mountains Conservancy is authorized to award grants to local agencies pursuant to Section 33204.27(a) of the Public Resources Code for purposes described in Section 33204.2(a) of the Public Resources Code; and

WHEREAS, The State of California has authorized expenditure of funds from the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) to the Santa Monica Mountains Conservancy for capital outlay and grants for protection and restoration of land and water resources in the watershed of the Upper Los Angeles River and the Santa Monica Bay and its watersheds; and

WHEREAS, The proposed project is consistent with the Conservancy's Strategic Objectives to implement the Santa Monica Mountains Comprehensive Plan, ensure that Conservancy land acquisition expertise is made available where needed, link and integrate new natural parks into existing park system, and link key habitat areas strategically to protect species and ecosystems through acquisition and cooperation with other resource management agencies; and

WHEREAS, The proposed action is being taken subject to approval of the grant by the Office of the Attorney General for compliance with the General Obligation Bond Law; and

WHEREAS, The proposed project protects natural habitat values of coastal waters and lands and promotes access to and enjoyment of coastal resources of the state as authorized by Section 75060 of the Public Resources Code by implementing access over the Coastal Slope Trail and access to Ramirez Canyon Park, Escondido Canyon Park, and Corral Canyon Park; and

WHEREAS, The proposed project implements the goals stated in Proposition 84, Chapter 7, Section 75060 (d)(1); and

WHEREAS, the proposed amendment to the scope of Grant SMM-0776 will require additional funds to carry out, the appropriation for which is contained in the Budget Act of 2007; now

Therefore be it Resolved, That the Santa Monica Mountains Conservancy hereby:

1. FINDS that the proposed action is consistent with the Santa Monica Mountains Conservancy Act and the Santa Monica Mountains Comprehensive Plan;
2. FINDS that the proposed action is necessary to accomplish, and is directly related to, authorized land acquisition and capital outlay construction pursuant to the provisions of Proposition 84 and is necessary to further the purposes and objectives of such measure;
3. ADOPTS the staff report dated December 28, 2007 for this item;
4. AUTHORIZES and DELEGATES to the Chairperson authority to make the appropriate changes to the scope of work for Grant SMM-0776 in an amount not to exceed three hundred thousand dollars (\$300,000) for the purposes of (a) project planning and design for development of additions and refinements to the Malibu Park Public Access Enhancement Plan–Public Works Plan; (b) additional project planning and design related to the Conservancy and Mountains Recreation and Conservation Authority submission to the Executive Director of the Coastal Commission and the city of Malibu pursuant to 14 Cal. Code Regs. § 13666 *et seq.*; (c) the costs of CEQA compliance; (d) contingent directly related legal and litigation costs (outside counsel) not to exceed \$50,000 without further action by the Conservancy, and (e) miscellaneous related expenses necessary to accomplish the foregoing, and
5. FURTHER AUTHORIZES the Chairperson and/or the Executive Director, as appropriate, to perform any and all acts necessary to carry out this resolution;

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without limiting the generality of the foregoing, such authority shall include those provisions that the Chairperson and/or the Executive Director, as appropriate, shall determine in the exclusive exercise of his or her discretion are necessary to carry out the purposes of this resolution and to comply with the policies of the Conservancy, and to otherwise carry out the provisions of state law and regulations.

~ End of Resolution ~

I HEREBY CERTIFY that the foregoing resolution was adopted at a special meeting of the Santa Monica Mountains Conservancy, duly noticed and held according to law, on the 28th day of December, 2007 at noticed teleconference locations within the County of Los Angeles and the County of Ventura, California.

Dated:

Executive Director