

REPORT TO CITY COUNCIL

DATE: MAY 24, 2023

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: NATHAN HAMBURGER, CITY MANAGER

BY: AMY BRINK, DIRECTOR OF COMMUNITY SERVICES

SUBJECT: APPROVE RESOLUTION NO. 23-2035 APPROVING THE APPLICATION FOR THE LAND AND WATER CONSERVATION FUND MORRISON PARK PLAY EQUIPMENT RENOVATION PROJECT

On April 27, 2022, the City signed a Memorandum of Understanding with the Rotary Club of Westlake Village (Rotary) for the Morrison Park Play Equipment Renovation Project (Project). Rotary demonstrated a strong commitment to a very collaborative effort with the City, that included much community support. The Project would include removing the existing play equipment, prepping the site for an infrastructure to support and install new inclusive play equipment, purchasing the play equipment, and purchasing and installing a new pour in place surface. Rotary would be the vehicle behind reaching out to local groups, collecting donations, tracking donations, and eventually making the donation to the City. The City would be responsible for managing the purchase and installation of the project and creating an ADA-accessible path of travel and walkway. Rotary would fund their part of the Project through private donations, while the City would use city funds allotted for parks.

Although, to see this project implemented during the upcoming fiscal year, the City will have to seek grant funding opportunities. City staff were able to find this additional funding source for recreational opportunities.

Signed into law on September 3, 1964, with support from both Houses of Congress, Public Law 88-578 authorized the establishment of a federal Land and Water Conservation Fund Grant-In-Aid program, providing matching funds to the State of California and its political subdivisions for acquiring lands and developing Facilities for public outdoor recreation purposes. The California Department of Parks and Recreation is responsible for administration of the program in the State, setting up necessary rules and procedures governing applications by local agencies under the program.

Earlier this year, the California Department of Parks and Recreation announced a Land and Water Conservation Fund (LWCF) Grant Cycle. Eligible projects include development projects for outdoor recreation opportunities from urban to rural, neighborhood, and city parks. Funding will be available to eligible recipients, such as the City, for projects specifically identified as playgrounds and tot lots. As part of the application, the applicant

must certify by resolution the approval of the application and the availability of eligible matching funds prior to submission of the application to the State.

Resolution 23-2035 approves the application for the Land and Water Conservation Fund Morrison Park Play Equipment Renovation Project. It also appoints the City Manager, or designee, to conduct all negotiations, and to execute and submit all documents, including, but not limited to, applications, contracts, amendments, payment requests, and compliance with all applicable current state and federal laws which may be necessary for the completion of the aforementioned project.

RECOMMENDATION

Staff is respectfully requesting the City Council to approve Resolution 23-2035; approving the application for the Land and Water Conservation Fund Morrison Park Play Equipment Renovation Project.

Attachment: Resolution No. 23-2035

RESOLUTION NO. 23-2035

**A RESOLUTION OF THE CITY OF AGOURA HILLS,
CALIFORNIA, APPROVING THE APPLICATION FOR THE
LAND AND WATER CONSERVATION FUND MORRISON
PARK PLAY EQUIPMENT RENOVATION PROJECT**

WHEREAS, the Congress under Public Law 88-578 has authorized the establishment of a federal Land and Water Conservation Fund Grant-In-Aid program, providing matching funds to the State of California and its political subdivisions for acquiring lands and developing Facilities for public outdoor recreation purposes; and

WHEREAS, the California Department of Parks and Recreation is responsible for administration of the program in the State, setting up necessary rules and procedures governing applications by local agencies under the program; and

WHEREAS, the applicant certifies by resolution the approval of the application and the availability of eligible matching funds prior to submission of the application to the State; and

NOW, THEREFORE, BE IT RESOLVED that the City of Agoura Hills hereby:

1. Approves the filing of an application for Land and Water Conservation Fund assistance for the proposed; Morrison Park Play Equipment Renovation Project
2. Certifies that the applicant has reviewed, understands, and agrees to the General Provisions contained in the contract shown in the Grant Administration Guide; and
3. Agrees to abide by 54 U.S.C. §200305(f)(3) which requires, "No property acquired or developed with assistance under this section shall, without the approval of the Secretary, be converted to other than public outdoor recreation use. The Secretary shall approve a conversion only if the Secretary finds it to be in accordance with the then-existing comprehensive statewide outdoor recreation plan and only on such conditions as the Secretary considers necessary to ensure the substitution of other recreation properties of at least equal fair market value and of reasonably equivalent usefulness and location."
4. Certifies that said agency has matching funds from eligible source(s) and can finance 100 percent of the project, which up to half may be reimbursed; and
5. Agrees to comply with all applicable federal, state and local laws, ordinances, rules, regulations and guidelines.
6. Appoints the City Manager as agent of the applicant to conduct all negotiations and execute and submit all documents, including, but not limited to, applications, contracts, amendments, payment requests, and compliance with all applicable current state and federal laws which may be necessary for the completion of the aforementioned project.

PASSED, APPROVED, AND ADOPTED this 24TH day of May, 2023, by the following vote
to wit:

AYES: ()
NOES: ()
ABSENT: ()
ABSTAIN: ()

Chris Anstead, Mayor

ATTEST:

Kimberly M. Rodrigues, MMC, City Clerk