Baldwin Hills Conservancy (BHC) NOTICE OF PUBLIC MEETING

The meeting of the Baldwin Hills Conservancy will be held Thursday, October 7, 2010 from 10:00 a.m. - 12:00 p.m.

Kenneth Hahn State Recreation Area

Community Center

4100 South La Cienega Blvd.

Phone (323) 298-3660

MEETING AGENDA

CALL TO ORDER Mr. Russ Guiney

PUBLIC COMMENTS ON AGENDA OR NON-AGENDA ITEMS WILL BE CALLED PRIOR TO ACTION ITEMS

Public Comment and Time Limits: If you wish to speak on an agenda item or a non-agenda item, please fill out a speaker card identifying the subject of your comments and give it to a staff person before the public hearing. The cards are available near the door to the meeting room. Individuals wishing to comment will be allowed up to three minutes to speak. Speaker times may be reduced depending on the number of speakers.

- Roll Call
- 2. Moment of silence in memory of Board Member Ron Schafer 1957 2010
- 3. Approval of Minutes (August)
- 4. Presentation on the potential opportunity for and impacts of bringing reclaimed water to the Baldwin Hills Parklands Jim Smith, Chief of Development & Bertha Ruiz Hoffman, Water & Conservation Section Head, LA County Parks, and Ron Wildermuth, MWD Manager of Public Information and Conservation
- Consideration of a resolution amending agreement # BHC 07004 with L.A.
 Neighborhood Initiative for signage installation/maintenance provisions and contract term extension Gail Krippner, Associate Government Program Analyst
- 6. Discussion and possible action on development of the BHC Prop 84 Local Assistance Grant Program for 2010 David McNeill, Executive Officer
- 7. Ad Hoc Committee Report Acquisition update on 5950 Stoneview Drive Site Lloyd Dixon, Committee Chairman
- 8. Presentation of Special Recognition Award to Board Member William La-Pointe Russ Guiney, Chairman
- 9. Executive Officer Report David McNeill

- 10. Board Member Announcements or Agenda Items for Future Meetings
- 11. Next meeting is tentatively scheduled for <u>Thursday</u>, <u>November 4</u>, <u>2010 at 10:00</u> a.m.

Pursuant to Government Code Section 11126 subdivision (c)(7)(A), Section 11126.3(a), and Section 11126(e), the Conservancy may hold a closed session to discuss and take possible action regarding instructions on real estate negotiations, on personnel matters and/or to receive advice of counsel on pending or potential litigation. Confidential memoranda related to these issues may be considered during such closed session discussions.

12. Closed Session: Conference to discuss negotiations and strategies for the following properties: Parcel Numbers: 4204-014-024, 25 and 26 Negotiating Party: Elliot Dolin, Agency Negotiator: David Myerson

In accordance with the Americans with Disabilities Act of 1990, if you require a disability related modification or accommodations to attend or participate in this meeting, including auxiliary aids or services, please call Gloria Dangerfield at the Conservancy at (310) 558-5593 at least five s prior to the meeting. For more information about the Conservancy, you may visit our website at **www.bhc.ca.gov**

STATE OF CALIFORNIA – THE NATURAL RESOURCES AGENCY BALDWIN HILLS CONSERVANCY

5120 West Goldleaf Circle, Suite 290 Los Angeles, CA 90056

Ph: (323) 290-5270 Fx: (323) 290-5276

> Minutes of the Public Meeting of the Baldwin Hills Conservancy Thursday, August 5, 2010

CALL TO ORDER

The public meeting of the Baldwin Hills Conservancy was called to order at 6:45 p.m. by Chair Russ Guiney. The meeting was held at the Yvonne B. Burke Senior and Community Center, 4750 West 62nd Street, Los Angeles, CA 90056.

I. Roll Call

Members Present:

Allan Boodnick, Vice Chair Lloyd Dixon, Chair Russ Guiney, Allan Kingston, Bobbie Parks, Starlett Quarles, Ron Schafer, Robert Jones (arrived after roll) Sara Amir, Greg Scott, Pam Robinson (arrived after roll) and Barbara Romero (arrived after roll).

Members Absent:

Bryan Cash, Mike Chrisman, Ruth Coleman, Supervisor Mark Ridley-Thomas, Lester Snow, Joe Edmiston, Patricia O'Toole, and Mary Small.

Staff Present:

David McNeill, Gail Krippner, and Gloria Dangerfield.

Staff Absent:

Rosana Miramontes, Deputy Attorney General

II. Approval of Minutes (April and June)

Motion: Minutes of April and June be approved as written. Moved by Member Boodnick to approve. Motion seconded and carries. Member Schafer abstained, but rescinded.

III. Presentation of Special Recognition Awards to Board Members Mary Ann Greene and William LaPointe – Russ Guiney, Chairman

The Chair presented outgoing member Mary Ann Greene with a special award of recognition for her ten years of service as one of the founding members, first Chair, and for her leadership, dedication, and contribution as a member.

IV. Consideration of a Joint Resolution Authorizing a Disbursement of Up to \$15,000 From The Authority Account (SBC/27950) Pursuant to the Memorandum of Understanding with the Baldwin Hills Regional Conservation Authority – David McNeill, Executive Officer

This item was withdrawn from the agenda.

V. Consideration of a Resolution Supporting the 2010 Prop 84 Nature Education Facilities Program Applications Submitted for Projects Within the Baldwin Hills Conservancy Territory – David McNeill, Executive Officer

Mr. McNeill reported that this resolution would approve support letters for a grant to either build a new nature education center on a future acquisition site or improvements an existing facility (Baldwin Hills Scenic Overlook). He would speak more but, first asked Member Schafer to speak on behalf of California

State Parks. Member Schafer introduced Stephanie Campbell (Parks and Recreation Specialist) to speak briefly about the grant details. Ms. Campbell reported that they applied for the Tier 3 Level for improvements to the Baldwin Hills Scenic Overlook, which would basically complete the natural habitat restoration, trail heads and signage. Ms. Campbell also stated that a major portion of the grant could be used for lower parking construction on Jefferson.

Mr. McNeill reported that the Baldwin Hills Regional Conservation Authority (BHRCA) and representatives from Santa Monica Mountains Conservancy have put together a Tier 4 level grant application to fund improvements to the school site targeted for acquisition. **Motion:** Member Schafer moved to approve the resolution. **Vote:** All ayes. Motion carries.

VI. Discussion and Possible Action Regarding California State Parks and Wildlife Conservation Fund Act of 2010 (Prop 21) - David McNeill, Executive Officer

Mr. McNeill reported that this State initiative would charge registered licensed drivers eighteen dollars additional in annual fees (this fee will allow drivers free parking pass to all California State Parks). Funds from this initiative would be placed into a trust and distributed to California State Parks and could therefore be used for ongoing operations, maintenance, improvements and acquisition, ." **Motion:** To put Resolution 10-04 before the board for consideration. Member Kingston moved to have the resolution brought forward for discussion. Motion seconded. Following board's discussion of the initiative, the Chair requested the following amendment be added to the resolution; "Whereas local agencies operating a number of state parks in highly urbanized areas, which lack parks and open space;" "therefore, the Baldwin Hills Conservancy urges the State Parks Department and the Legislature, when considering appropriation of funds from this initiative, to apply equal funding formulas to these parks operated by local agencies." Motion: the Chair moved that the amendment be approved. Motion seconded. Vote: all ayes; Members Schafer abstained. Motion: To approve the original motion of Resolution 10-04 to include the amendment. All ayes, Members Boodnick and Schafer abstained. Member Boodnick brought to the Chair's attention that he {the Chair} could not make the motion to move on an item, it has to be done by someone else. The Chair restated the motion; he proposed an amendment to Resolution 10-04. Motion: Member Jones moved to adopt the resolution. Motion seconded. Vote: all ayes with two abstentions. Motion carries.

VII. Executive Officer Report - David McNeill

Before giving his report, Mr. McNeill asked Gail Krippner from his staff to give a status report on the Capital Outlay projects:

- Construction on La Brea and Don Lorenzo (Northeast Trees)
- Los Angeles Neighborhood Initiative La Cienega/Kenneth Hahn State Recreation Area entrance
- Signage
- Department of Toxic Substances Control agreement extension
- MRCA Milton Street Planning Grant
- County of Los Angeles CEO Office (Eastern Ridgeline)
- Audubon Project (Greenhouse)

Mr. McNeill gave his report on the following:

- Last fiscal year/current fiscal year reconciliation
- 2010-11 Budget update
- Bond funds and projects

Mr. McNeill also reported Southern California Association of Government is running a program to improve the volume of traffic on La Cienega Blvd. Member Boodnick would like the board to be more actively engaged in this project; suggested forming an ad hoc subcommittee. Designee Romero thought it would be a good idea if consultants from the project attend an upcoming Conservancy meeting and give a report. **Action:** An ad hoc subcommittee was established with Member Boodnick and Member Dixon.

VIII. Deputy Attorney General's Report - Rosana Miramontes

None.

IX. Board Announcements

Member Amir announced that her department (Department of Toxic Substances Control) has a very good article on the Baldwin Hills Conservancy in their newsletter, which she and David McNeill were interviewed. She has copies for anyone who is interested. She's also interviewed in their next issue.

Member Boodnick expressed more compliments to Mary Ann Greene for her service as a board member.

Member Jones commented that it was a happy and somber time, as Ms. Greene was a jewel on the Baldwin Hills Conservancy and thanked her for her leadership and contributions.

Member Schafer thanked Ms. Greene for all her work.

Member Kingston expressed his thanks to Ms. Greene. He also added that something needs to be done regarding the large amount of cars parking on Jefferson Blvd. by people crossing the street to get to the Baldwin Hills Scenic Overlook.

Member Dixon thanked Ms. Greene for her service.

Mr. McNeill announced the grant agreement with the Baldwin Hills Regional Conservation Authority for two million dollars for acquisition of the Ohr Eliyahu school site has been executed. He's been informed by Karly Katona of Supervisor Mark Ridley-Thomas office that the purchase sale agreement is valid until the end of September. The requirements include the Department of Public Works' investigation of three abandoned wells. Once a final report of their findings is completed, BHRCA will vote contingent upon these findings and expenses.

ADJOURNMENT

There being no further business, the Chair adjourned the meeting at 8:05 p.m.

Approved:

Russ Guiney Chair

5120 West Goldleaf Circle, Suite 290

Los Angeles, CA 90056

Ph: (323) 290-5270 Fx: (323) 290-5278 www.bhc.ca.gov

Memorandum

To: Governing Board

Fr: David McNeill

Date: October 7, 2010

Re: Item 4: Presentation on the potential opportunity for and impacts of bringing reclaimed water to the Baldwin Hills Parklands – Jim Smith, Chief of Development & Bertha Ruiz Hoffman, Water & Conservation Section Head, LA County Parks, and Ron Wildermuth, MWD Manager of Public Information and Conservation

Recommendation: No action required

Background: L.A. County Parks and Recreation representatives have conducted investigations into the potential for using recycled water at Kenneth Hahn State Recreation Area. The West Basin Metropolitan Water District is the chief water supplier in the Baldwin Hills area, and operates a water reclamation facility in the South Bay. Both agencies will be presenting the benefits and constraints of moving towards conservation of potable water in the region through the utilization of local reclaimed water sources.

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Memorandum

To: Governing Board

Fr: Gail Krippner

Date: October 7, 2010

Re: Item 5: Consideration of a resolution authorizing the Executive Officer to amend contract #BHC07004 between the BHC and Los Angeles Neighborhood Initiative (LANI) for signage installation/maintenance provisions and contract term extension.

Recommendation: Approve resolution 10-05 authorizing the Executive Officer to amend contract #BHC07004 between the BHC and Los Angeles Neighborhood Initiative (LANI) for signage installation/maintenance provisions and contract term extension.

Background: On September 3, 2009, the Governing Board of the BHC authorized the Executive Officer to extend the term of the **Baldwin Hills Parklands Perimeter / Way-Finding Signage Project** and expand the scope to include additional signage.

Term Extension

BHC Staff has worked closely with LANI to move this project forward, from construction drawings to permitting and bidding/awarding the construction contract. The necessity for term extension is due to some delays in preparing the bid documents. The designer required additional time to complete the drawings and L.A. City Council support was required to start the permitting process. The result was a delayed release of the bid package. Once the construction contract was awarded, the contractor provided a schedule for fabrication and installation. Project completion is expected before December 31, 2010. See Attachment A.

Maintenance Scope and Cost:

The scope of this project included the fabrication and installation of up to 40 permanent banner signs to be attached to streetlights on La Brea Avenue. See Attachment B.

For permitting purposes, the City of Los Angeles, Bureau of Street Lighting, requires a commitment for insurance and maintenance of these permanent banners for a total of six (6) years.

The contractor, Zumar Industries, has a one (1) year installation maintenance guarantee at a rate of \$1,300 included in its scope with LANI. The scope was revised to include only 20 permanent banners for aesthetic purposes. Staff concurs with the reduction of number of banners and proposes to revise the scope accordingly. Staff also proposed the board authorize the Executive Officer to enter into an agreement with the City accepting responsibility for insurance and periodic maintenance for five (5) years following the first year of installation. Funding for the maintenance could come from the Conservancy's annual operating budget or could be supplanted by fundraising efforts with area partners. It is the Conservancy's intention to evaluate the banners after 5 years to determine if removal or ongoing maintenance remains feasible. The permanent banners are expected to have a life of 10 years or more. See Attachment C, permit letter to the City of Los Angeles, Bureau of Street Lighting.

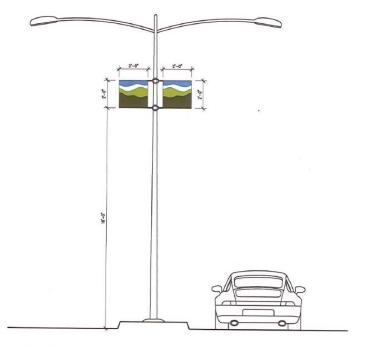
ATTACHMENT A

Baldwin Hills Parklands Perimeter / Way-Finding Signage UPDATED PROJECT TIMELINE

TASK / ACTIVITY	DATE
Community Outreach	Ongoing
Confirm Limits of Work & Design Specifications	September 1, 2007
Determine and Design Additional Scope	December 1 2009
Complete Construction Drawings	January 1, 2010 February 1, 2010
Complete Construction Drawings	March 1, 2010
Permitting	April 1, 2010
Issue Bid Package	March 1, 2010 July 18, 2010
Award & Dev Construction Contract	May 1, 2010 August 6, 2010
Fabrication	August 1, 2010 September 15, 2010
Installation	September 1, 2010 October 30, 2010
Project Completion & Board Acceptance	October 1, 2010 November, 30, 2010
Project Closeout	December 31, 2010

ATTACHMENT B

Baldwin Hills Parklands Perimeter / Way-Finding Signage SAMPLE SIGNS



13

IDENTITY BANNER SIGN PARAMETERS:

- 1. Sign dimensions can't exceed 4 sq. ft.

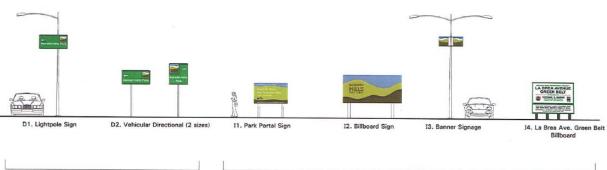
- 1. Sign dimensions can't exceed 4 sq. f on either side of pole.
 2. Height restriction is 16 feet.
 3. Avoid poles where DOT equipment is already attached.
 4. Ideally signs will have holes to allow the wind to pass through.

Location for this sign:
La Brea, in the median, between Coliseum and Stocker.

Source for parameters: LADPW Bureau of Street Lighting

Quantity: 28 banners (14 poles)*
*Banners on every 4th lightpole

SCALE: 3/8" = 1'-0"
BALDWIN HILLS PARK LANDS - WAYFINDING SIGNAGE: BANNER SIGNAGE



DIRECTIONAL SIGNS

IDENTITY SIGNS

NOTES:

- All signs in the Project follow one of the designs/formats above. The messaging
- (text) on the sign, however, may vary.

 2. Permitters and permitting jurisdictions had input on directional signage design (shown above). However, signage design has not yet been approved by speci? c permitting agencies.

SCALE: 1/8" = 1'-0"
BALDWIN HILLS PARK LANDS - WAYFINDING SIGNAGE: SIGN TYPE MENU

Mla Lehrer + Associates

October 7, 2010

Ed Ebrahimian, Director Bureau of Street Lighting City of Los Angeles 1149 South Broadway, Suite 200 Los Angeles, California 90015

Dear Mr. Ebrahimian,

REVOCABLE PERMIT FOR BALDWIN HILLS CONSERVANCY MEDALLION INSTALLATION ON CITY STREETLIGHTS

This letter is our official acceptance of the Bureau of Street Lighting's requirements for the Baldwin Hills Conservancy to operate the items described below. Los Angeles Neighborhood Initiative and their contractor, Zumar Industries, will then receive authorization to install permanent banners on City (BSL) streetlights. It is understood that immediately after the installation is completed, the BHC will be responsible for maintenance of said banners to be installed on up to 20 streetlights on La Brea Boulevard between Stocker and Coliseum Streets.

The requirements are based on the City Policy, per Council File No. 03-1995 and Council File 01-2023, and other necessary requirements of the Bureau of Street Lighting. All of these requirements are listed below. It is our understanding that the details of the installation are to be provided to the BSL by Zumar Industries, contractor to the Los Angeles Neighborhood Initiative, and approved prior to the installation.

This is to provide, guarantee and/or agree to the following:

- 1. By and on behalf of the BHC, in consideration of the request for and granting of the right to use the below listed or described streetlights ("Lights") it is hereby agreed that the BHC shall and hereby does indemnify, hold harmless, release and forever discharge the Bureau of Street Lighting, and the City of Los Angeles and its officers, employees, and representatives from any and all liability for negligent acts or omissions and all claims and demands whatsoever (but excluding liability arising from such parties' willful misconduct or gross negligence), which the BHC, or any persons acting on their behalf, have or may have against the Bureau of Street Lighting, and/or the City of Los Angeles or its officers, employees and representatives by reason of any real or personal property damage, bodily injury or death arising directly or indirectly from the referenced activities. The BHC also hereby agrees to repair any and all damage to the Lights arising or resulting from the BHC's activities as described here.
- 2. We have obtained liability insurance to cover any possible incident, injury or damages resulting from the installations, such as equipment falling from a streetlight. Proof of insurance coverage for the coming year is enclosed. Insurance coverage amounts are \$1 million per incident, and \$2 million aggregate.

3.	BHC	contact	information	including n	ame, posi	tion, add	ress, telep	hone, fax	and em	ail (regarding
ma	intena	nce, oper	ation, insura	nce, equipme	ent condition	on, streetl	ight knoc	kdown, ne	ed to ren	nove or install
equ	uipmer	nt, docum	entation, etc	.):						

If there is a change in contact information, we will advise the BSL of the new information within 30 days of the change.

- 4. The duration of the installation is six years.
- 5. We accept the condition that this is a revocable permit for installation and maintenance of medallions on City streetlights, and any changes must be approved in advance by the Bureau of Street Lighting .
- 6. <u>Guaranteed Removal.</u> We have a removal clause in our maintenance contract with Zumar Industries that the banners will be removed at the expiration of the maintenance contract. We understand that the authority for the BHC to keep its equipment attached to the City streetlights is not transferable to another entity.

For the BHC: (Print name and position below signature)				
	Date:			
Approved By:				
Ed Ebrahimian, Director Los Angeles Bureau of Street Lighting	Date:			
SMH(L/\$LIAISON/8155)				

BALDWIN HILLS CONSERVANCY (BHC)

RESOLUTION 10-05

RESOLUTION AUTHORIZING THE EXECUTIVE OFFICER TO AMEND CONTRACT #BHC07004 BETWEEN THE BHC AND LOS ANGELES NEIGHBORHOOD INITIATIVE (LANI) FOR SIGNAGE INSTALLATION/MAINTENANCE PROVISIONS AND CONTRACT TERM EXTENSION.

WHEREAS, the Baldwin Hills Conservancy was created to acquire open space and manage public lands within the Baldwin Hills area and to provide recreation, restoration and protection of wildlife habitat within the Conservancy territory; and

WHEREAS, the Baldwin Hills Conservancy entered into grant agreement BHC #07004 with LANI pursuant to Resolution 07-07 for development and installation of way-finding signage for the Baldwin Hill Parklands branding; and

WHEREAS, the scope of work included fabrication and installation of up to 40 permanent banners on the light fixtures along La Brea Avenue owned by the City of Los Angeles; and

WHEREAS, the permit requirements for the installation of the permanent banners requires an agreement between the responsible agency and the City of Los Angeles; and

WHEREAS, pursuant to Public Resources Code 32568 (a) the Baldwin Hills Conservancy may undertake site improvements and provide overall coordination through setting priorities and assuring uniformity of approach; and

WHEREAS, the permitting of 20 permanent banners for a period of six (6) years would achieve the desired branding impact; and

WHEREAS, due to delays in the bidding and permitting process an extension of the grant period is required by LANI to complete the fabrication and installation of the way-finding signage by December 31, 2010; and

WHEREAS, this action is exempt from the environmental impact requirements of the California Environmental Quality Act (CEQA); Now

THEREFORE BE IT RESOLVED, THE GOVERNING BOARD AUTHORIZES THE EXECUTIVE OFFICER TO AMEND CONTRACT #BHC07004 BETWEEN THE BHC AND LOS ANGELES NEIGHBORHOOD INITIATIVE (LANI) FOR SIGNAGE INSTALLATION/MAINTENANCE PROVISIONS AND CONTRACT TERM EXTENSION.

	I Adopted by the Boar N HILLS CONSERV		
on	, , '	2010.	
			Russ Guiney Chair
ATTEST:			
	Rosana Miramontes		
	Deputy Attorney Ger	neral	

5120 West Goldleaf Circle, Suite 290

Los Angeles, CA 90056

Ph: (323) 290-5270 Fx: (323) 290-5278 www.bhc.ca.gov

Memorandum

To: Governing Board

Fr: David McNeill

Date: October 7, 2010

Re: Item 6: Discussion and possible action on development of the BHC Prop 84 Local Assistance Grant Program for 2010

Recommendation: Adopt the attached BHC Prop 84 Grant Procedures and Program Objectives.

Background: Proposition 84, the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006, was passed by the voters of California on November 7, 2006. Proposition 84 allocates \$10 million to the BHC for the protection of the Ballona Creek Watershed and the Baldwin Hills park lands. The BHC currently has a total of \$4.6 million available for expenditure from the April sale of State General Obligation Bonds. Due to delays in bond sales, this is the first opportunity the BHC has had to launch a grant program for Prop 84 in over two years. Staff has set aside \$2 million of the total bond proceeds for use on eligible projects during this open solicitation. The balance of \$2.6 million will remain available for direct grant opportunities that could arise in the immediate future.

New grant procedures have been drafted utilizing the latest template developed by the Santa Monica Mountains Conservancy and the Attorney General's office (see Attachment A). Similar successful open grant programs have been launched by the California Coastal Conservancy as well. Using this model, applications would be solicited on our website year round, reviewed, and if merited, developed into recommended projects for board approval.

Projects funded under this grant program would be consistent with the goals of the Baldwin Hills Park Master Plan and the priority projects adopted in the BHC's strategic plan (see Attachment B). As with our past grant programs, approved proposals would be implemented through the execution of a standard grant agreement between the project applicant and the BHC. BHC staff would be responsible for the oversight of the Proposition 84 grant and project implementation.

State of California The Natural Resources Agency Baldwin Hills Conservancy <u>DRAFT</u> GRANT PROCEDURES

Section 1. Introduction and Definitions

- 1.0. *Purpose*. These procedures serve the dual purposes of advising grant applicants and providing guidance to staff with respect to the review, approval, processing, and monitoring of Baldwin Hills Conservancy grants. This document serves as an aid to interpretation, but does not constitute an exercise of discretion otherwise vested by law in the Baldwin Hills Conservancy. Nothing contained herein shall be construed to prohibit the exercise of discretion where such action would otherwise be lawful. The ultimate test with respect to any grant is compliance with applicable statutes and the policy discretion vested in the Conservancy.
- 1.1. Role of Grants. The Conservancy is a small state agency with specialized expertise. Based on its personnel resources and management infrastructure, the Conservancy does not implement, by itself, all of the projects necessary to carry out the provisions of the Act. As a policy matter, the Conservancy generally pursues many of its acquisitions, projects, and programs through grants to local agencies, nonprofit organizations, and other eligible applicants.
- 1.2. *Definitions*. Unless otherwise indicated by their context, the following definitions apply:
 - "Act" shall mean the Baldwin Hills Conservancy Act.
 - "Applicant" shall mean any entity that has submitted or intends to submit a grant application to the Conservancy.
 - "Attorney General" shall refer to the Office of the Attorney General within the California Department of Justice.
 - "Staff Counsel" shall refer to that employee of the Conservancy.
 - "Conservancy" shall mean the Baldwin Hills Conservancy.
 - "Executive Officer" is that official of the Conservancy.
 - "Grant Agreement" shall mean a contract between a Grantee and the Conservancy.
 - "Grantee" shall refer to an applicant to whom the Conservancy has awarded a grant.
 - "Local Agency" has the same meaning as in Public Resources Code Section 5780.1(e) (within the Recreation and Park District Law).
 - "Nonprofit organization" is defined in Section 32553 (3) of the Act.

Section 2. Grant Programs and Pre-Application Consultation

- 2.0. Authority for grants. The Conservancy may award grants to carry out the purposes of the Act. The Conservancy may award grants to entities that are eligible under the Act, including local agencies and nonprofit organizations pursuant to Sections 32568 and 32569.
- 2.1. *Grant cycle*. The Conservancy operates on a fiscal-year by fiscal-year grant cycle. The Conservancy accepts grant applications at any time, but may not award grant funds for an application unless the Conservancy has been appropriated with sufficient unencumbered grant funds for the application in question. The Conservancy does not anticipate funding for a particular fiscal year and will proceed with consideration of grant applications only after the Governor has signed the budget for the fiscal year in question. The Legislature appropriates funds from bond acts on an annual basis; a legislative appropriation is valid for a three year period.
- 2.2. Pre-consultation with Staff. The Conservancy advises applicants to confer with Conservancy staff regarding a potential project prior to submitting an application; such communication may avoid unnecessary costs of grant application preparation. Applicants are advised and should be aware that, in addition to the requirements of the Act, additional statutory and regulatory requirements may apply to various funding sources and to the project itself. An applicant should conduct research about legal requirements that may apply to the grant project and must advise the Conservancy if it becomes aware of any laws or regulations that would apply to the project. During the pre-application period, Conservancy staff will provide advice to would-be applicants as to the potential suitability of their projects and may also provide recommendations on approaches and modifications that may improve the likelihood that the Conservancy board would approve an application for a grant. If requested, Conservancy staff will estimate the priority that the grant application would likely be assigned considering the Conservancy's work program. An applicant should be aware, however, that notwithstanding staff comments and recommendations, all decisions regarding grant applications are at the discretion of the Conservancy board. Prior to submission all applicants should contact:

David McNeill, Executive Officer david.mcneill@bhc.ca.gov (323) 290-5270

Section 3. Application Process

3.0 Submission of Application. As the initial, formal step in the grant application process, the applicant shall submit an original and one copy of a fully completed grant application form (see Exhibit A) to:

David McNeill, Executive Officer 5120 West Goldleaf Circle, Suite 290 Los Angeles, CA 90056 In lieu of extra hard copies, applications may be submitted via electronic mail in PDF format addressed to <u>david.mcneill@bhc.ca.gov</u>, provided that a fully executed original is mailed or delivered to the above address. All applicants must have a contact e-mail address that is regularly monitored. Primary communication regarding the status of an application will be *via* electronic mail. If an applicant does not have any access to email or is unable to use email due to a disability, the applicant should notify the Conservancy in order to develop an alternative communication protocol.

- 3.1 Contents of Application. An application must include a detailed scope of work, including a list of specific tasks, a detailed budget, a timeline for project implementation (including a completion date for each task), any preliminary project plans, and a detailed description of the need for the grant. If the applicant requests advance funds, the applicant must provide a written justification for consideration by the Conservancy and advance funds will only be disbursed after the Conservancy approves the request. The Conservancy may require that, as part of the application process, the applicant certify compliance with specified applicable laws or that the applicant will obtain necessary approvals as part of the project. The Conservancy may also require that an applicant indemnify the Conservancy for potential liability. Where a request is made in an application, the Conservancy may approve, at its discretion and where the applicant provides sufficient justification, reimbursement of acquisition-related costs that preceded the grant start date.
- 3.2 *Initial Review*. The Executive Officer shall perform initial review of grant applications and shall append to the grant application file a check-list of required approvals/submittals. With respect to any approval or certification required by these procedures, the Conservancy may rely on the signature or initial of the applicant as evidence that the applicant has or will comply. If there has not been staff preconsultation, the Conservancy recommends that an applicant engage in consultation with the Conservancy to determine whether any concerns or deficiencies in the application exist. If an application is deemed incomplete, the applicant will be notified at the e-mail address supplied in the application.
- 3.3. *Legal Review*. Applications will be reviewed by the Staff Counsel for consistency with the Act and applicable grant requirements and General Obligation Bond Law.
- 3.4. *Policy Review*. The Executive Officer will review applications for consistency with the Conservancy work program. Consistency with the Conservancy strategic plan and related work programs (prepared pursuant to Public Resources Code section 32568 and pursuant to subdivisions (b) and (c) of Section 1 of Chapter 752, Statutes of 1999) will be included in staff consideration of the priority that should be assigned to the grant application. As part of the policy review, an applicant may be requested to submit additional information about any part of its project.
- 3.5. Recommendation by Executive Officer. The Executive Officer will review the

application, the legal and policy documents prepared under sections 3.3 and 3.4 above, and other pertinent information about the project, and with the assistance of an ad hoc committee of board members, determine whether to agendize the grant application for consideration by the Conservancy board. In the event that the Executive Officer decides to agendize an application, he or she shall prepare a written recommendation. In the event that the Executive Director decides not to agendize an application, an applicant may appear at the Conservancy board meeting and comment on the Executive Officer's decision during the public comment period.

- 3.5. Staff Report and Agendizing the Grant Application for board Consideration. Where the Executive Officer and ad hoc committee has determined that an application should be agendized for consideration by the Conservancy board, Conservancy staff will prepare a staff recommendation by the Executive Officer and a proposed resolution to be considered by the Conservancy board. Conservancy staff shall then agendize the grant application for consideration by the Conservancy board at a Conservancy board meeting.
- 3.6. Notification to proceed. All grant materials shall state that no grantee may proceed without explicit notification from the Conservancy. The Executive Officer will issue such notice only when approval has been given by the Staff Counsel with respect to consistency with the act and bond funds, and in all cases only after approval by the Conservancy. Any work done by a grantee after the start date but prior to the notification to proceed, shall be exclusively at the risk of the grantee. There are no exceptions to this rule.
- 3.7. Grant documentation and billing. All grant documentation shall be maintained by the Executive Officer. Each grant shall identify a Conservancy staff contact person that should be contacted when an applicant has a question about the grant. However, unless otherwise indicated, all grant payment issues shall be resolved by the Executive Officer and all inquiries should be so directed. Grantees are referred to Exhibit B for specific instructions with respect to billings.

Section 4. Grant Monitoring and Audit

4.0. *Grant Monitoring*. All approved grants are subject to monitoring and audit. By submitting an application, an applicant/grantee agrees to provide reasonable access to the Conservancy for monitoring and auditing purposes. Additionally, an applicant/grantee must retain all grant application and project materials for a period of seven (7) years after the project has been certified as complete pursuant to Section 5 below. As part of the Conservancy's on-going grant monitoring, grantees are required to submit quarterly project status reports. Project status reports shall include a detailed description of the status of the project and compliance with project milestones. In addition, the Conservancy may request copies of all contracts, subcontracts, and work product. Finally, the Conservancy conducts in-house audits of a representative sample of grants on a two year cycle; by submitting an application, an applicant/grantee understands and agrees that its project may be audited as part of this audit.

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Section 5. Final Certification and Post Grant Monitoring

- 5.0. Final certification of acquisition projects. For land acquisition projects, the Conservancy may make full payment of the grant amount into escrow, provided, however, that the grant and escrow documents shall require that the escrow agent submit a copy of the final escrow closing statement and the deed to the Staff Counsel before disbursing funds to the seller. The grant file shall reflect the final certification by the Staff Counsel that an acquisition has been completed.
- 5.1. Final certification of non-acquisition grants. For projects that do not involve land acquisition, prior to final payment, the Conservancy project manager for the project shall certify completion of the project. For a project that involves development, the project manager shall issue such certification only after having conducted a site visit to verify completion. For a project that involves planning and design or education and interpretation, before certifying project completion, the project manager shall personally review the planning documents or the interpretation materials and/or program results prepared by the applicant. No special form of certification is required other than the check off or signature of the project manager.
- 5.2. Post-grant monitoring. Many grants impose ongoing, continuing responsibilities and obligations on the grantee, including, in many cases, a requirement that the applicant/grantee adequately and appropriately maintain the project. On a periodic, continuing basis, the Conservancy project manager will recommend to the Executive Officer a list of those grants that should be subjected to post-grant monitoring and the Executive Officer shall adopt or approve a list of grants that for post-grant monitoring. The Executive Officer shall prioritize for post-grant review those projects with high dollar value grants and those with unusual or problematic implementation.
- 5.3. Procedure for post-grant monitoring. The Executive Officer will determine the appropriate method of post-grant monitoring on a case by case basis. For a particular project, post-grant monitoring may include, but not be limited to, site visits, review of program materials, review of visitor satisfaction surveys, and constituent/visitor polling to ensure that the project is being implemented and grant funds are being utilized in accordance with the grant application as approved by the Conservancy. The Conservancy may charge the cost of post-grant monitoring against the bond fund from which the initial grant was made. Where site visits are required, the applicant/grantee shall be given reasonable notice (not less than 48 hours) and afforded an opportunity to accompany the Conservancy monitoring officer during the site visit.
- 5.4. *Report of post-grant monitoring*. For projects subjected to post-grant monitoring, a post-grant monitoring report shall be filed in the original grant file. If the monitoring officer determines that substantial deficiencies exist in the grantee's performance this fact shall be reported to the Executive Director.
- 5.5. Procedure upon finding of substantial deficiency. The Executive Officer shall review any finding of substantial deficiency made by a grant monitoring officer pursuant to Sec

5

Attachment A

5.4 and if he or she sustains such finding, then the Executive Officer shall send, or cause to be sent, an "informal request for compliance" to the applicant/grantee detailing the specific deficiency(s) as identified in the post grant monitoring report and provide a schedule for the applicant/grantee to remediate the deficiency(s).

5.6. Notice of Non-Compliance. If the grantee has not cured the deficiency(s) identified in a post grant monitoring report within the time schedule provided by the Conservancy in the informal request for compliance, the Executive Officer shall issue a Notice of Non-Compliance to the grantee. Simultaneously with such notice, the Executive Officer shall agendize action on this item at the next regular meeting of the Conservancy and shall provide notice to the Attorney General and to the grantee. The Conservancy reserves the right to take any and all available legal action against an applicant/grantee that has not cured a deficiency within the required time frame, including, without limitation, seeking available remedies through litigation.



Attachment B

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DRAFT

Baldwin Hills Conservancy Proposition 84 Grant Program and Objectives

On MM, DD, 2010, the Baldwin Hills Conservancy (BHC) will begin accepting applications for a year-round Proposition 84 BHC grant program to support projects that protect the water quality of the Ballona Creek Watershed and provide linkages and trails to the Baldwin Hills Parklands.

Background

The BHC's mission is to acquire open space, manage public lands within the Baldwin Hills area, and to provide recreation, restoration and protection of wildlife habitat within the territory for the public's enjoyment and educational experience.

Proposition 84, the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006, was passed by California voters on November 7, 2006. Proposition 84 allocates \$10 million to the BHC for the protection of the Ballona Creek Watershed and the Baldwin Hills Parklands. Of this amount, \$2 million will be available under this year's invitation for applications. Projects funded under this grant program will be implemented through the execution of a standard grant agreement between the project applicant and the BHC. BHC staff will be responsible for oversight of the Proposition 84 grant and project implementation.

Project Eligibility

The purpose of the BHC Prop 84 grant program is to provide funds for planning and capital improvement projects that benefit the Ballona Creek Watershed and Baldwin Hills Conservancy territory through either: 1) Protecting or preventing contamination and degradation of coastal waters and watersheds; 2) Protecting and restoring the natural habitat values of coastal waters and lands; or 3) Promoting access to and enjoyment of the coastal resources of the state.

Eligible projects must be consistent with the adopted *Baldwin Hills Park Master Plan* for expansion of Kenneth Hahn State Recreation Area and the priorities set forth in the Baldwin Hills Conservancy's Summarized Strategic Plan. Proposed projects should seek to implement or expand on one or more of the following goals:

- (1) Increase active recreation opportunities for underserved communities.
- (2) Create an implement a comprehensive trail system.
- (3) Provide for public access and entry ways.
- (4) Protect and restore natural habitat.
- (5) Protect critical view sheds.
- (6) Protect and improve urban water quality.
- (7) Emphasize connection between existing parks, trails, and urban streams.
- (8) Restore industrial lands to park and open-space purposes.
- (9) Protect watersheds connecting to Santa Monica Bay.

Project Objectives

Project proposals are required to demonstrate the following standard objectives:

- Promotion the BHC's statutory programs and purposes;
- Consistency with the Baldwin Hills Park Master Plan;
- Consistency with purposes of the funding source;
- Support from the public;
- Location (must benefit the Baldwin Hills and Ballona Creek region);
- Need (desired project or result will not occur without Conservancy contribution);
- Greater-than-local interest: and
- Demonstrated expertise in the proposed program area.

Priority will be given to projects that address the following:

- Urgency (threat to a resource from development or natural or economic conditions; pressing need; or fleeting opportunity);
- Resolution of more than one issue;
- Leverage (contribution of funds or services by other entities);
- Conflict resolution;
- Innovation (for example, using new technique or technology to address environmental or economic issue)
- Readiness (ability of the grantee and others to start and finish the project in a timely manner);
- Realization of prior BHC goal (advances previous BHC projects); and
- Cooperation (extent to which the public, nonprofit groups, landowners, and others will contribute to the project).

Project Timing, Fund Limits, Cost Match, and Other Requirements

Approximately \$2 million will be available under this year's fiscal cycle. There is no minimum award, but a maximum of \$2 million can be awarded to any one project. A minimum match of 25 percent is required. Matches may include, but are not limited to, federal or local funding, donated and volunteer services, and other funding sources. Applications must be submitted pursuant to the Baldwin Hills Conservancy Grant Procedures (Attachment A). Projects funded under Proposition 84 must also meet the objectives of the enabling legislation and are subject to review for consistency with General Obligation Bond Law. Grant applicants are strongly encouraged to contact BHC staff to ensure projects meet eligibility requirements and conform to BHC priorities prior to application submittal. All projects funded under this grant program must primarily benefit the waters, habitats, natural resources, or other beneficial uses of the Lower Ballona Creek Watershed within the Baldwin Hills Conservancy territory.

Who May Apply

Any public entity or non-profit organization established pursuant to the laws of the State of California and qualified under the Internal Revenue Code section 501(c)(3), 501 (c)(4), or 501(c)(5) is eligible to apply for grant funds under this program. Joint proposals between multiple organizations involved in similar or related activities are strongly encouraged. Grant funds, however, may only be encumbered by one organization per agreement. There is no limit to the number of applications an organization may submit.

For additional information, contact: David McNeill at david.mcneill@bhc.ca.gov or call 323 290-5270.

State of California — The Natural Resources Agency BALDWIN HILLS CONSERVANCY

APPLICATION FOR LOCAL ASSISTANCE GRANT

	\$	
PROJECT NA		GRANT AMOUNT
	\$	
		MATED TOTAL PROJECT COST
	(State	e Grant and other funds)
GRANTEE (Agency and address-including zip code and email)	COUNTY	NEAREST CITY
(3 : y :		
	PROJECT ADDRESS	
	NEAREST CROSS STREET	
	26	47
	SENATE DISTRICT NO.	ASSEMBLY DISTRICT NO.
Grantee's Representative Authorized in Resolution:		
	Title	Phone
Person with day-day responsibility for project (if different from aut	horized representative):	
Nov. (tra)	T W.	Disease
Name (type)	Title	Phone
Brief description of project:		
	····	
For Dev. projects Land Tenure – Project is:acres:	For Acquisition projects-Proje	ects will beacres
Acres owned in fee simple by Grant Applicant	Acquired in fee simr	le by Grant Applicant
Acres available under ayear lease	Acquired in other tha	an fee simple (explain)
Acres other interest (explain)		
I certify that the information contained in this project application for	orm including required attachments	is accurate
rectary that the information contained in this project application is	min, moluding required attachments,	io accurate.
SignedGrantee's Authorized Representative as shown in Resolution	n Date	
	Date	

RESOLUTION NO.	

RESOLUTION OF THE **TBD ORGANIZATION BOARD OF DIRECTORS**APPROVING **THE APPLICATION FOR** GRANT FUNDS FROM THE BALDWIN HILLS CONSERVANCY FOR PROPOSITION 84 FUNDING FOR the **NAME OF PROJECT**

WHEREAS, the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006, was adopted by California voters in the general election on November 7, 2006, which among other uses, provides funds to public agencies and nonprofit organizations in the State for the purpose of preventing contamination and degradation of coastal waters and watersheds, protecting and restoring the natural habitat values of coastal waters and lands, promoting access to and enjoyment of the coastal resources of the state, and

WHEREAS, the Baldwin Hills Conservancy has set forth the necessary procedures governing application for grant funds under the Proposition, and

WHEREAS, the Conservancy's procedures require *ORG/AGENCY NAME* to certify, by resolution, the approval of the application before submission of said application(s) to the Conservancy; and

WHEREAS, said application contains assurances that **ORG/AGENCY NAME** must comply with; and

WHEREAS, **ORG/AGENCY NAME** will enter into an Agreement with the Conservancy to provide funds for acquisition and development projects.

NOW, THEREFORE, BE IT RESOLVED THAT THE *ORG/AGENCY NAME* Board of Directors HEREBY:

- 1. Approves the filing of an application with the Baldwin Hills Conservancy for Proposition 40 Funds for the above project; and
- 2. Certifies that **ORG/AGENCY NAME** understands the assurances and certification in the application form; and
- 3. Certifies that **ORG/AGENCY NAME** has, or will have, sufficient funds to operate and maintain the project in perpetuity; or has the right to assign maintenance to another agency; and
- 4. Appoints the ORG/AGENCY EXECUTIVE DIRECTOR or designee, to conduct all negotiations, and to execute and submit all documents including, but not limited to, applications, agreements, amendments, payment requests and so forth, which may be necessary for the completion of the aforementioned project.

Passed, approved and adopted this	day of	,2010
ATTEST:		

NARRATIVE / SCOPE / TIMELINE



PROJECT COSTS

< INSERT TABLE>



PROJECT LOCATION (MAP / DESIGN / DRAWING)



APPLICANT BACKGROUND / RELATED EXPERIENCE



Application Attachment Checklist

Required: Project Narrative and Timeline—may include photos, designs, or any additional information that helps describe the project (4 page maximum).

Required: Project Costs - Line item budget with matching funds included

Required: Map(s) of project location—should include watershed boundary and project location (3 page maximum).

Required: Applicant background and related experience - references and fiscal capacity for undertaking the project should be provided.

Optional: Summary of water quality data if available.

Optional: California Environmental Quality Act documents if available.

Optional: Stakeholder support documents if available.

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Memorandum

To: Governing Board

Fr: Lloyd Dixon, Committee Chairman

Date: October 7, 2010

Re: Item 7: Ad Hoc Committee Report – Acquisition update on 5950 Stoneview Drive

Site

Recommendation: No action required

Background: The Negotiations Ad Hoc Committee met on October 1, 2010 to discuss the status of the grant to the Baldwin Hills Regional Conservation Authority for acquisition of the former school site. A brief progress report will be delivered during this item.

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Memorandum

To: Governing Board

Fr: Russ Guiney, Chairman

Date: October 7, 2010

Re: Item 8: Presentation of special recognition award to Board Member William La

Pointe

Recommendation: No action required

Background: On behalf of the Governing Board, the Chair will present a token of appreciation in recognition of William La Pointe for his five years of participation with the Conservancy representing the City of Culver City with leadership and passion.

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Memorandum

To: Governing Board

Fr: David McNeill

Date: October 7, 2010

Re: Item 9: Executive Officer Report

Fiscal Update

Please see the attached BHC summary expenditure sheet by fund for fiscal month one (1) of the 2010-11 budget year.

Additionally, for reference, please see spreadsheet #1 with the BHC Proposition 40 Existing Projects funded through the California Resource Bond sales from the Fall of 2009 and Spring of 2010. Spreadsheet #2 has the Spring 2010 bond sale proceeds which include BHC Prop 84 funds available for new priority projects from the 2010 BHC Summarized Strategic Plan.

Baldwin Hills 2009/10 Summary Sheet by Fund

<u>FUND</u>	<u>PCA #</u>	<u>A</u>	ppropration	ļ	EXP + ENC		BALANCE	Encumber by	<u>Liquidate</u> <u>by</u>
Support 2010 Budget Act Item 3835-001-0140	10001	\$	344,000.00	\$	16,373.84	\$	327,626.16	06/30/11	06/30/12
2010 Budget Act Item 3633-001-0140	10001	φ	344,000.00	Φ	10,373.64	φ	327,020.10	06/30/11	00/30/12
2010 Budget Act Item 3835-001-6029	10005	\$	116,000.00	\$	7,076.63	\$	108,923.37	06/30/11	06/30/12
2010 Budget Act Item 3835-001-6051	10009	\$	117,000.00	\$	-	\$	117,000.00	06/30/11	06/30/12
		Sup	port Totals	\$	23,450.47	\$	553,549.53	<u>-</u>	
Capital Outlay									
2009 Budget Act Item 3835-301-6051	30002	\$	3,050,000.00	\$	-	\$	3,050,000.00	06/30/12	06/30/14
2008 Budget Act Item 3835-301-6051	30001	\$	3,050,000.00	\$	-	\$	3,050,000.00	06/30/11	06/30/13
2007 Budget Act Item 3835-301-6051	30000	\$	3,050,000.00	\$	-	\$	3,050,000.00	06/30/13	06/30/15
2005 Budget Act Item 3835-301-6029	20003	\$	8,648,000.00	\$	-	\$	8,648,000.00	06/30/14	06/30/16
2004 Budget Act Item 3835-301-6029	20002	\$	7,200,000.00	\$	3,848,335.14	\$	3,351,664.86	06/30/11	06/30/13
2003 Budget Act Item 3835-301-6029	20001	\$	7,200,000.00	\$	2,334,996.11	\$	4,865,003.89	06/30/13	06/30/15
2002 Budget Act Item 3835-301-6029	22000	\$	15,000,000.00	\$	11,665,137.77	\$	3,334,862.23	06/30/13	06/30/15
Capitol Outlay Totals		\$	47,198,000.00	\$	17,848,469.02	\$	29,349,530.98	_	

Spring 2010 and Fall 2009 Proceeds Resources Bonds: BHC Prop 40

		April 2010						
Bond Act	State Agency of Approp	New Projects (TE)	Total	Ν	ew Projects (BAB)	Total		New Project Total
Prop 40	Baldwin Hills Conservancy	\$ 661,200.18	\$ 661,200.18	\$	270,517.87	\$ 270,517.87	\$	931,718.05
		Fall 2009						
Bond Act	State Agency of Approp	Existing Projects (TE)	Total		Expenditures		Ex	isting Project Balance
Prop 40	Baldwin Hills Conservancy	\$ 5,649,669.50	\$ 5,649,669.50	\$	392,314.00		\$	5,257,355.50

Spring 20	110 Bond Sale Proceeds for BHC Prop 84 New Pr	ojects						
		Regular (tax-exempt, non-BA	AB) proceeds	BA	AB (taxable) proce	eds	
		Existing						
		Projects (and			Existing Projects			
		Program			(and Program			
Bond Act	State Agency of Approp	Delivery)	New Projects	Total	Delivery)	New Projects	Total	
Prop 84	Baldwin Hills Conservancy	\$ -	\$ 2,473,145.41	\$ 2,473,145.41	\$ -	\$ 2,137,455.25	\$ 2,137,45	5.25

Combined Total: \$ 4,610,600.66

BHC 2010 Summarized Strategic Plan (Figure 3):

Master Plan Project Priorities
Park to Playa Trail
Ingold Park connection to Stocker Trail
Stocker Corridor Trail and Bikepath Improvements
Stocker Street Pedestrian Bridge
Western Gateway Improvements / Acquisition (School Site)
Ballfield Complex Expansion
Jefferson Boulevard Streetscapes Improvements
La Brea Greenbelt Trail Improvements
Bicycle Connections to KHSRA
Habitat Restoration (Phase II)
Outdoor Facilities (Milton Street)