

RESOLUTION NO. 15-150 N.C.

AMENDING THE FY 2015-2016 GENERAL FUND BUDGET, AUTHORIZING THE IMPLEMENTATION OF "WATERFRONT HISTORY ARTS PARK" PROJECT

WHEREAS, upon the completion of the Participatory Budgeting election process, the results were presented to this Council on December 8, 2015, and five projects were selected by the public, including the "Waterfront History Arts Park" project as described in the "Cycle 3 Vote Results" attached to the staff report on that date, hereinafter, the "Project"; and

WHEREAS, Pursuant to Resolution No.15-008 N.C. the Council adopted the Participatory Budgeting Cycle 3 Rulebook determining that Participatory Budgeting Projects are eligible for funding if they meet the following criteria:

1. Provide primary benefit for the public-at-large (or a subset group that is not delineated by exclusive or paid membership in a group, organization, or by participation in a specific activity).
2. Provide a tangible, permanent benefit that allows for broad public access.
3. Are designed to accomplish their goals and fulfill their purpose using funds from the Cycle 3 PB process.
4. Are a capital infrastructure, capital improvement, and/or durable acquisition project implemented for public purposes by the City of Vallejo and/or a public agency, on public property held by a public agency, within the incorporated City limits.
5. Program and service projects implemented by a public agency and/or pre-qualified 501(c)3 non-profit organization, and meet the existing City-implemented eligibility guidelines used by the Housing and Urban Development (HUD) Community Development Block Grant (CDBG) Program.

WHEREAS, this Project will transform the barren dirt lot, south of the Ferry Terminal Building; and

WHEREAS, renovations implemented will strive to increase tourism and recreation on the Vallejo Waterfront; and

WHEREAS, the Project will provide an interactive outdoor space; and

WHEREAS, on December 8, 2015 City Council approved a Resolution of Intention to amend Fiscal Year 2015-2016 budget; and

WHEREAS, the Council has received evidence and testimony on the Project, and hereby exercises its authority to make the following findings and to resolve as follows.

NOW, THEREFORE, BE IT RESOLVED that the City of Vallejo finds the foregoing recitals to be true and additionally finds that implementing this Project will provide a public benefit based on the recitals above.

BE IT FURTHER RESOLVED that the following conditions must be met prior to the disbursement of funds:

1. Execution of one or more contracts not to exceed the amount specified in the
2. Grant agreement(s) to be in a form as approved by the City Attorney. Each location can proceed individually to meet their requirements and obtain grant funds. The agreement must include the following:
 - A. Safeguards for accountability and Project delivery including a final report to the City once project is completed.
 - B. Pursuant to Cal.Gov. Code § 1090, funds disbursed through this project will not provide any personal or financial benefit to any person who participated in the development of this project during Cycle 3 of Participatory Budgeting.
3. To the full extent possible, a design architect will finalize the design by integrating amenities and ideas from the proposal and community stakeholders.
4. Prior to implementation, staff will return to City Council for consideration after consulting with stakeholders from the veteran community regarding the relocation of the veteran's memorial
5. Staff will work with the Greater Vallejo Recreation District (GVRD) to assume the ongoing maintenance costs as part of their master lease with the City of Vallejo.

BE IT FURTHER RESOLVED that subject to the findings and the conditions set forth in this resolution, the City Council hereby:

1. Amend the Fiscal Year 2015-2016 General Fund and Capital Improvement Program (CIP) Budgets, redirecting \$395,000 from the General Fund to Project Number PB0015 in the City's CIP Budget to implement the Project, grants the City Manager the administrative authority to execute any and all agreements, subject to review by the City Attorney, and to take any and all required actions to implement the Project, consistent with the Vallejo Municipal Code, the Participatory Budgeting Rulebook and any other applicable authority and additionally authorizes him to amend the Project, so as to ultimately promote the goals of the Project as set forth in the 'Description of voter-approved Project Proposal'.
2. Postpones the disbursement of funds and implementation until staff returns to City Council for final consideration.
3. Directs the City Manager to report to the City Council once the project is complete.

Adopted by the City Council of the City of Vallejo at a regular meeting held on December 15, 2015 with the following vote:

AYES: Mayor Davis, Councilmembers Dew-Costa, McConnell, Miessner, Sampayan, and Verder-Aliga
NOES: None
ABSENT: Vice Mayor Malgapo
ABSTAIN: None

ATTEST:



OSBY DAVIS, MAYOR



DAWN G. ABRAHAMSON, CITY CLERK