



# AGENDA REPORT

**Department:** City Clerk's Office  
**Prepared by:** Roberto Yano, Director of Public Works/City Engineer  
**Meeting Date:** Tuesday, December 6, 2022  
**Approved by:** Brad Raulston, City Manager

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**SUBJECT:**

Adopt a Resolution accepting and approving the recordation of a Deed Restriction with the State of California, for El Toyon Park Improvements.

**RECOMMENDATION:**

Adopt a Resolution Entitled, Resolution of the City Council of the City of National City, California, 1) accepting and approving the recordation of a Deed Restriction with the State of California, by and through the California Department of Parks and Recreation, for El Toyon Park Improvements – Prop 68 – SPP Program; and 2) authorizing the City Manager to execute said Deed Restriction.

**BOARD/COMMISSION/COMMITTEE PRIOR ACTION:**

Not Applicable.

**EXPLANATION:**

On March 2, 2021, per City Council Resolution No. 2021-14, City Council authorized staff to submit an application for Proposition 68 Statewide Park Development and Community Revitalization Program (SPP) application for the El Toyon Park Project, and authorized the City Manager to execute the grant agreement.

On March 7, 2022, the City Manager executed Grant Agreement No. C9803043, for Project No. SW-37-013, in the amount of \$5,632,571, with the State of California Department of Parks and Recreation for the Project, effective July 1, 2020. The proposed project will improve El Toyon Park through the construction and/or renovation of existing and new elements, including: shared use paths, shade structures, sports lighting, resurfacing the artificial turf sports field, dog park, scoreboard, community garden, children play structure, community event area, pickleball courts, basketball courts, tennis courts, and park lighting. The project will also implement Low-Impact Development (LID) to improve water quality from urban runoff by installing a water quality basin with biofiltration.

The State of California, by and through the Department of Parks and Recreation, is requesting that the City accept and record the Deed Restriction as required by the executed Grant agreement. The Deed Restriction recognizes that the City's General Plan identifies this site as a park and requires that the use remain consistent with the grant objective (park site) for a minimum of 30 years from the effective date of the Grant Agreement, referred therein as the contract performance period.

The project will be completed within El Toyon Park.

Staff recommends accepting and approving the recordation of the Deed Restriction.

**FINANCIAL STATEMENT:**

N/A

**RELATED CITY COUNCIL 2020-2025 STRATEGIC PLAN GOAL:**

Health, Environment, and Sustainability

**ENVIRONMENTAL REVIEW:**

CEQA Notice of Exemption has been filed County Recorder's Office.

**PUBLIC NOTIFICATION:**

Agenda Report posted within 72 hours of meeting date and time in accordance with Brown Act.

**ORDINANCE:**

Not Applicable

**EXHIBITS:**

Exhibit A - Deed Restriction w/Exhibits

Exhibit B - Resolution