

RESOLUTION NO. 2022 -

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 KIMBALL PARK PLAYGROUND IMPROVEMENTS – PROP 68 – PER CAPITA PROGRAM; AND (2) AUTHORIZING THE CITY MANAGER TO EXECUTE SAID DEED RESTRICTION

WHEREAS, on March 2, 2021, per City Council Resolution No. 2021-13, City Council authorized staff to submit an application for Proposition 68 Per Capita Program application for the Kimball Park Playground Improvements Project, and authorized the City Manager to execute the grant agreement; and

WHEREAS, on March 3, 2022, the City Manager executed Grant Agreements No. C9801582 and C9802283, for Project Nos. 18-37-024 and 18-37-025, respectively, with the State of California Department of Parks and Recreation for the Project, effective July 1, 2018; and

WHEREAS, the proposed project will remove and dispose of the existing playground equipment and wood mulch at Kimball Park and install a new play structure, a teeter tunnel, a unity dome, swings, and new surfacing; and

WHEREAS, 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; and

WHEREAS, 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; and

WHEREAS, the project will be completed within Kimball Park; and

WHEREAS, City staff requests acceptance and approving the recordation of the Deed Restriction; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

Section 1: Accept and approve the recordation of a Deed Restriction with the State of California (attached as Exhibit 1 to the Agenda Report), by and through the California Department of Parks and Recreation, for Kimball Park Playground Improvements – Prop 68 – Per Capita Program.

Section 2: Authorize the City Manager to execute said Deed Restriction.

Section 3: That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

PASSED and ADOPTED this 6th day of December, 2022.

Alejandra Sotelo-Solis, Mayor

ATTEST:

Luz Molina, City Clerk

APPROVED AS TO FORM:

Barry J. Schultz, Interim City Attorney