

CITY OF SANTA ROSA  
CITY COUNCIL

TO: MAYOR AND CITY COUNCIL  
FROM: EMILY ANDER, PARK PLANNER ASSISTANT  
JEN SANTOS, DEPUTY DIRECTOR - PARKS  
TRANSPORTATION AND PUBLIC WORKS DEPARTMENT  
SUBJECT: AUTHORIZING SUBMITTAL OF A GRANT APPLICATION TO  
THE STATE OF CALIFORNIA DEPARTMENT OF PARKS AND  
RECREATION OFFICE OF GRANTS AND LOCAL SERVICES  
PER CAPITA GRANT PROGRAM FOR THE REVITALIZATION OF  
THE PLAYGROUND AREA AT SOUTH DAVIS NEIGHBORHOOD  
PARK

AGENDA ACTION: RESOLUTION

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RECOMMENDATION

It is recommended by the Transportation and Public Works Department, that the Council, by resolution: 1) authorize the submittal of a grant application to the State of California Department of Parks and Recreation Office of Grants and Local Services Per Capita Grant Program for the revitalization of the playground area at South Davis Neighborhood Park in the amount of \$285,291; 2) authorize the Assistant City Manager to accept the grant and execute a state form of Grant Contract and Deed Restriction, any related grant agreements and any amendments thereto, and all other documents necessary for the completion of the project, subject to approval as to form by the City Attorney; and 3) authorize the Chief Financial Officer to increase appropriations by the amount of the grant award.

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EXECUTIVE SUMMARY

The approved resolution will authorize the Transportation and Public Works Department to apply for the State of California Department of Parks and Recreation Office of Grants and Local Services Per Capita Grant Program and execute the required documents to provide funding towards revitalization of the playground area at South Davis Neighborhood Park. The project is consistent with Council Goal 4, "Maintain and Enhance Our City's Historical, Cultural and Recreational Assets" by providing a new playground area at South Davis Neighborhood Park.

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BACKGROUND

The State of California Department of Parks and Recreation Office of Grants and Local Services has \$285,291 in funds available for the City of Santa Rosa through its Per Capita Grant Program for 2020. The Per Capita Grant Program originates from Proposition 68, the California Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access for All Act of 2018, placed on the ballot via Senate bill 5 and approved by voters on June 5, 2018. Funds for programs were appropriated via State Budget item 3790-101-6088(b) in 2019 to support, *“local park rehabilitation, creation, and improvement grants to local governments on a per capita basis. Grant recipients are encouraged to utilize awards to rehabilitate existing infrastructure and to address deficiencies in neighborhoods lacking access to the outdoors.”*

The Per Capita Program allocates funds for eligible projects to all Cities and Districts in the State on a per capita basis. Funds are provided for two programs, the General Per Capita Program and the Urban County Per Capita Program. The City of Santa Rosa is eligible to receive funds under both programs. Under the General Per Capita Program, each city or district in the State is allocated \$177,952 and may choose to apply for the funds if they have an eligible project. Additionally, under the Urban County Per Capita Program, agencies in urbanized counties, with populations over 500,000, providing park and recreation services within jurisdictions of 200,000 or less in population, are allocated an additional amount based on total population (\$0.61 per person). The City of Santa Rosa was allocated an additional \$107,339 under the Urban County Per Capita Program. Between the General Per Capita Program and the Urban County Per Capita Program allocations, a total of \$285,291 is available to the City of Santa Rosa.

The City of Santa Rosa will submit one application package combining both allocations. Payments will first be drawn from the Urban County Per Capita allocation, then the General Per Capita allocation. Both allocations will remain available until the project is complete.

Projects eligible for the Per Capita Program must be capital outlay for recreational purposes including acquisition of land or development of improvements to existing property beyond its original condition.

Revitalization of the playground area at South Davis Neighborhood Park is an eligible capital outlay project supporting recreational purposes. Specifically, the project proposes to remove and replace the swings, 2-5 year old play equipment, 5-12 year old play equipment and playground surfacing at South Davis Neighborhood Park to bring the playground area into compliance with current California Playground Safety Regulations and building codes related to equal access. If there is not room to replace all elements of the play area in its current location then the play area will have to be relocated to a larger area within the park. Under this scenario a minor Master Plan

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Amendment must occur. Public engagement will be a part of the planning and design process. The estimated total project cost including design, construction and installation of the new playground area is \$290,000.

The Per Capita Program requires City Council to authorize, by resolution, the grant application for funds and appoint the Assistant City Manager, or similar designee, to act as an agent to conduct all necessary negotiations and execute all documents necessary to complete the project. Per Capita Program funds must supplement existing expenditures, rather than replace them.

PRIOR CITY COUNCIL REVIEW

Not applicable.

ANALYSIS

The City of Santa Rosa has already met the eligibility requirements to apply under the Per Capita Program by its status as a City within the State of California with a population under 200,000.

Revitalization of the playground area at South Davis Neighborhood Park is a project identified under Section 6-2 of Santa Rosa's 2035 General Plan and fills a community need for updating severely disadvantaged neighborhoods. The grant application includes the revitalization of a park in one of the city's severely disadvantaged neighborhoods.

All Per Capita Program applicants will enter into a Standard Grant Contract and Deed Restriction for thirty years with the State for distribution of funds. The Deed Restriction restricts the title to the property, safeguarding the property for purposes consistent with the Grant for the duration of the Contract performance period. If the Grantee owns the Project land, a Deed Restriction must be recorded on the title to the property before the state will approve any grant payments.

All Per Capita Grant Program improvement projects must be completed by December 31, 2023.

The State's form of Grant Agreement includes unfavorable provisions and lacks many of the standard terms, conditions and protections the City typically insists upon in the City's standard contracts to best protect the City's interests. Among other issues, the Grant Agreement obligates the City to waive claims, defend and indemnify the state, makes all obligations under the agreement cancelable by the state. City staff are familiar with similar terms with other state agencies under standard state agreements,

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and nevertheless believe that the benefits associated with the Grant Agreement would outweigh the legal risks associated with non-standard terms.

FISCAL IMPACT

Approval of this action does not have a fiscal impact on the General Fund. Estimated total project amount is \$290,000. Maximum grant amount is \$285,291 toward the value of the project.

The remainder of the project funds necessary for the completion of the project not covered by the grant are available from Park Development Impact Fees within the South Davis Revitalization project JL Key 09556.

Conditions for disbursement of funds toward improvement projects includes finalization of the required Per Capita Program supporting documents, deed restriction and grant contract, before funding will be received.

Approval of the Resolution authorizes the Chief Financial Officer to appropriate any awarded grant funds to the South Davis Revitalization project #JL Key 09556.

ENVIRONMENTAL IMPACT

Pursuant to the California Environmental Quality Act (CEQA), a Notice of Exemption will be filed for this project. Section 15162 of the CEQA Guidelines identifies the threshold for requiring an update or addendum to an adopted CEQA document. There are no substantial changes in the South Davis Park Master Plan, no substantial changes in circumstances, and no new information of substantial importance. No additional environmental review is necessary.

BOARD/COMMISSION/COMMITTEE REVIEW AND RECOMMENDATIONS

Not applicable.

NOTIFICATION

Not applicable.

ATTACHMENTS

- Resolution – Approving Application for Per Capita Grant Funds

CONTACT

Emily Ander, Park Planner Assistant, [eander@srcity.org](mailto:eander@srcity.org), 707-543-3774