

**RESOLUTION NO. 13-119 N.C.**

**AMENDING THE FISCAL YEAR 2013-2014 CIP BUDGET, AUTHORIZING THE IMPLEMENTATION OF (F6 PROJECT) OMEGA BOYS AND GIRLS CLUB GYM RENOVATION**

**WHEREAS**, Pursuant to Resolution No. 12-064 N.C. the City Council of the City of Vallejo declared its intent to establish a Participatory Budgeting process with the goal of allocating a minimum of 30% of the 1% sales tax monies, Measure B funds, collected over a 15 month period from April 1, 2012 through June 30, 2013; and

**WHEREAS**, upon the completion of the Participatory Budgeting election process, the results were presented to this Council on May 28, 2013, and twelve projects were selected by the public, including 'Omega Boys & Girls Club Gym Renovation' as described in the 'Description of voter Approved Project Proposal' attached to the staff report on that date, hereinafter, the "Project"; and

**WHEREAS**, Pursuant to Resolution No. 12-138 N.C. the Council adopted the Participatory Budgeting Rulebook determining that Participatory Budgeting Projects are eligible for funding if they meet the following criteria:

1. They benefit the public.
2. Are a one-time expenditure that can be completed with funds from the FY2012/2013 budget.
3. Are implemented by the City of Vallejo, or in collaboration with the Vallejo City Unified School District, the Greater Vallejo Recreation District, or any other Public Agency, non-profit organization, or religious institution that operates in Vallejo. Projects implemented by non-city public agency must also include financial or value in kind contributions. Projects implemented by non-profit organizations or religious institutions must also meet the eligibility guidelines used by the Housing and Urban Development (HUD) Community Development Block Grant (CDBG) Program; and

**WHEREAS**, the Continentals of Omega boys & Girls Club has been providing mentoring, recreational, educational, cultural and social activities to Vallejo's youth since 1966; and

**WHEREAS**, this Project will help provide repairs and upgrades to the facility located at 1 Positive Place, Vallejo, and provide community benefit by providing an improved public space for athletic, social and artistic events that are open to the public; and

**WHEREAS**, on July 9, 2013 City Council approved a Resolution of Intention to amend the Fiscal Year 2013-2014 budget.

**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. Building owner must co-sign grant application.

2. Project proponents must obtain site control and administrative site planning/ fire/ building department approval for improvements.
3. California Environmental Quality Act (CEQA). Depending on location and concurrent with administrative approval, City staff will evaluate the project's environmental impact and determine whether the project is exempt from CEQA or requires environmental review.
4. Grant applications(s) with specific eligibility requirements will be developed by the City Manager in a form approved by the City Attorney. The Grant application must include the following proof of eligibility:
  - a. A description of the proposed cost of building improvements, including adherence to public contracting requirements.
  - b. A description of the specific benefits being provided to the public.
  - c. Pursuant to Cal.Gov. Code § 1090, no person who participated in any capacity (whether as a delegate, proponent or advisor) during the Participatory Budgeting Process for this Project may personally benefit by receipt of any funds contained in any grant agreement for this Project authorized by this resolution.
5. Key Conditions prior to Disbursement of Funds. Grant is on a reimbursement basis.
  - a. Process administrative approval as required for repairs/ upgrades.
  - b. Execution of grant agreement in amounts consistent with Project Proposal Form which incorporates above principles, in a form approved by the City Attorney.
  - c. Private nonprofit project proponents need to show proof of eligibility, ability to contract and delivery of services to the public as well any other requirements consistent with this resolution.
  - d. Full accounting of costs for project, including original receipts documenting the cost of improvements and the identity of the person or business entity furnishing the goods/services.
6. Disbursement of Grant Funds.
  - a. Project funds will be disbursed through a structured program.
  - b. The program will include reimbursement to local vendors for materials used and progress payments made directly to local professional contractors after work has been verified.
  - c. All labor and materials will be required to be purchased at or completed by local vendors.
  - d. Project applicants will not receive City funds directly, and therefore will not be allowed to perform the reimbursable work themselves.

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

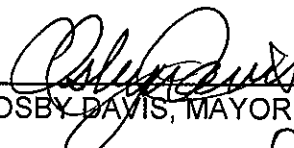
1. Amend the Fiscal Year 2013-2014 General Fund and Capital Improvement Program (CIP) Budgets, redistributing \$60,000 from Project Number PB-000 in the CIP Budget to the City's General Fund to implement the Project, and authorizes the City Manager the administrative authority to determine eligibility, disburse funds, and to take any and all

required actions to implement the Project, consistent with this Resolution, the Vallejo Municipal Code, the PB Rule book 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. Directs the City Manager to report to the City Council once all funds have been expended and the project is complete.

Adopted by the City Council of the City of Vallejo at a regular meeting held on July 23, 2013 by the following vote:

AYES: Mayor Davis, Vice Mayor Gomes and Councilmembers Brown, Malgapo, McConnell, Sampayan, and Sunga  
NOES: None  
ABSTAIN: None  
ABSENT: None

  
\_\_\_\_\_  
OSBY DAVIS, MAYOR

ATTEST:

  
\_\_\_\_\_  
DAWN G. ABRAHAMSON, CITY CLERK