



Caring for Our Coast

• • •
Gary Jones
Director

Kerry Silverstrom
Chief Deputy

Amy M. Caves
Deputy Director

August 10, 2021

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

**DELEGATED AUTHORITY TO APPLY FOR AND ACCEPT GRANT FUNDING AND TO SUBMIT
AND EXECUTE ALL REQUIRED GRANT APPLICATION DOCUMENTS
(SUPERVISORIAL DISTRICTS 3 AND 4)
(4 VOTES)**

SUBJECT

This action is to provide the Director of Beaches and Harbors, or his designee, with delegated authority for a five-year period to apply for and execute grant agreements from Federal, State and local agencies, as well as private entities, to support County-owned and operated beach and Marina del Rey projects and programs, provided the Board of Supervisors is given advance notification and has an opportunity to object before grant acceptance.

IT IS RECOMMENDED THAT THE BOARD:

1. Find that the proposed action set forth in this Board letter is not a project under the California Environmental Quality Act for the reasons stated herein.
2. Delegate authority to the Director of Beaches and Harbors, or his designee, to submit applications and execute all required contracts, agreements, reports and amendments to secure grants for County-owned and operated beach and Marina del Rey projects and programs from various Federal, State and local agencies, as well as private entities, provided the Board is given advance notification and has an opportunity to object before grant acceptance.
3. Adopt a resolution, effective for five years from the date of adoption, delegating authority to the Director of Beaches and Harbors, or his designee, to submit applications and execute all required contracts, agreements, reports, and amendments to secure grants for County-owned and operated

beach and Marina del Rey projects and programs from various Federal, State, and local agencies, as well as private entities, provided the Board is given advance notification and has an opportunity to object before grant acceptance.

4. Authorize the Director of Beaches and Harbors, or his designee, to accept grants as well for County-owned and operated beach and Marina del Rey projects and programs, provided the Board is given advance notification and has an opportunity to object before grant acceptance; conduct all negotiations; execute and submit all documents including, but not limited to, applications, agreements, deed restrictions, and amendments, including extensions of time, minor changes in project scope, and alterations in the grant amount, subject to approval of such documents by County Counsel; and to sign and submit requests for payment of funds.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to authorize the Director of the Department of Beaches and Harbors (Department), or his designee, to submit applications for grants, to accept grants upon Board notification, and to execute all contracts, agreements, amendments, reports, and payment requests for grants awarded by Federal, State, and local agencies, as well as private entities. Grants will provide, for example, infrastructure and facility upgrades, park improvements, habitat restoration, environmental education and recreation access at County-owned and operated beaches and in Marina del Rey. Authorizing the Director, or his designee, this authority will create efficiencies in securing alternative sources of funding and will facilitate compliance with deadlines for submission of grant applications as well as accelerate the delivery of the projects and programs to be funded.

A non-exhaustive list of potential grantors includes State agencies, such as the California Department of Parks and Recreation, including its Division of Boating and Waterways, California Ocean Protection Council and the California Coastal Conservancy, and local agencies including the Los Angeles County Regional Park and Open Space District, as well as private entities and non-profit foundations that fund recreational programs for underserved youth, families and communities.

Approval of the recommended actions will authorize the Director, or his designee, to submit applications for grants. In addition, the Director, or his designee, will be able to negotiate, accept, and execute grant agreements for implementation of projects and programs, provided the Board is given advance notification and has an opportunity to object before grant acceptance.

Implementation of Strategic Plan Goals

Approval of the recommended actions will promote and further Board-approved Strategic Plan Goal II, Foster Vibrant and Resilient Communities, Strategy 11.2.2, Expand Access to Recreational and Cultural Opportunities, by ensuring facilities at County-owned and operated beaches and in Marina del Rey continue to be developed and well-maintained for County residents and visitors as well by allowing for recreational programming for underserved communities. County Strategic Goal III, Realize Tomorrow's Government Today, Strategy III.3, Pursue Operational Effectiveness, Fiscal Responsibility, and Accountability will also be furthered as efficiencies will be achieved in applying for increased grant opportunities, which will also allow for continued maintenance and expansion of recreational spaces and programming with non-County resources, thereby increasing the County's fiscal viability.

FISCAL IMPACT/FINANCING

The Department anticipates no increase in net County cost as a result of the proposed actions. Grants awarded to the Department may fully or partially offset the cost of various projects and programs and will be included in the Department's Operating Budget or Capital Project Budget through the annual budget process or a budget adjustment.

Operating Budget Impact

Ongoing operating costs may result from grant and other funded projects and programs. If additional grants are unable to be secured to continue or further fund the projects or programs, the Department will submit a request for ongoing or additional funding through the annual budget process.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Many grantors require that the grantee submit an adopted resolution by its governing body authorizing the submission of the grant application and acceptance of grant funds.

Approval of the Resolution (Attachment I) shall be effective for five years from the date of adoption by your Board and will provide delegated authority to the Director, or his designee, to apply for and execute grant agreements from Federal, State and local agencies, as well as private entities and non-profit foundations.

The Department is also requesting delegated authority to accept funds to accelerate the acceptance of grant funds, provided the Board is given advance notification and has an opportunity to object before grant acceptance.

On July 11, 2000, the Board approved guidelines for the acceptance of grants of \$100,000 or more. These guidelines include a requirement that County departments prepare a grant management statement for review before they carry out the activities covered under the grant. Subsequent to the Board's delegation to the Director or his designee to accept grants, a grant management statement will be prepared and signed by the Director, or his designee, for each grant received.

County Counsel has reviewed this letter and approved the resolution as to form.

ENVIRONMENTAL DOCUMENTATION

Delegation of authority to the Director, or his designee, to submit applications necessary to secure grants from Federal, State, and local agencies, as well as private entities and non-profit foundations, is not subject to CEQA because it is an activity that is excluded from the definition of a project by Section 15378(b) of the State CEQA Guidelines. This proposed action would create a government funding mechanism that does not involve a commitment to a specific project which may result in a potentially significant physical impact on the environment.

As individual grant-funded projects are identified in the future, the Department will determine the necessary actions under CEQA prior to implementing any activity which would be considered a project. The Department will return to the Board to recommend approval of capital projects.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

These actions will result in operational efficiencies and augment the County's existing financial

resources by utilizing alternative funding sources to enhance County-owned and operated beaches and Marina del Rey and the quality of life for County residents, through recreational opportunities, environmental education, community programming, well-maintained beach amenities, and multi-benefit projects.

CONCLUSION

Authorize the Executive Officer of the Board to send two adopted copies of the Board letter to the Department of Beaches and Harbors, Administrative Services Division, 4640 Admiralty Way, Suite 300, Marina del Rey, CA 90292. Should you have any questions, please feel free to contact Nicolette Taylor, Contracts and Grants Manager, at NTaylor@bh.lacounty.gov.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "G. Jones", with a stylized flourish at the end.

GARY JONES

Director

GJ:nt

Enclosures

c: Chief Executive Officer
County Counsel
Executive Officer, Board of Supervisors

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO DELEGATE AUTHORITY TO THE DEPARTMENT OF BEACHES AND HARBORS TO APPLY FOR AND ACCEPT GRANT FUNDING AND TO SUBMIT AND EXECUTE ALL REQUIRED GRANT DOCUMENTS FOR A PERIOD OF FIVE YEARS FROM DATE OF ADOPTION, PROVIDED THE BOARD OF SUPERVISORS IS GIVEN ADVANCE NOTIFICATION AND HAS AN OPPORTUNITY TO OBJECT BEFORE GRANT ACCEPTANCE

WHEREAS, the County of Los Angeles Department of Beaches and Harbors (Department) operates Marina del Rey, a small craft harbor, and County-owned and operated beaches; and

WHEREAS, Federal, State and local agencies, as well as private entities and non-profit foundations (Grantors), offer grants to support beach, harbor, park, environmental and recreational projects and programs for the benefit of jurisdictions and their communities; and

WHEREAS, Grantors have established procedures governing the application and grant management process, which often require a resolution from a jurisdiction authorizing application for grants and execution of grant-related documents; and

WHEREAS, Grantors also often require the resolution from a jurisdiction to include authorization for it to act as the lead agency on behalf of itself and its participating jurisdiction in partnership for regional grant projects.

WHEREAS, the Department desires to utilize grants from Grantors and is seeking a resolution from the County's Board of Supervisors to satisfy the Grantors' requirements.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County hereby:

1. Authorizes the submittal of grant applications to Grantors by the County through the Department to support Marina del Rey and County-owned and operated beach projects and programming.
2. If applicable, certifies that the Department understands the assurances and certification(s) in the applications.
3. Certifies that the Department will have sufficient funds to operate and maintain the project or program or will secure the resources to do so.
4. If applicable, certifies that projects will comply with any laws and regulations, including, but not limited to, legal requirements for building codes, health and safety codes, disabled access laws, and environmental laws; and that prior to commencement of construction, all applicable permits will have been obtained.

5. Certifies that the Department will work toward the Governor’s State Planning Priorities intended to promote equity, strengthen the economy, protect the environment, and promote public health and safety.
6. If applicable, certifies that the Department will expend grant and other funding within the designated time frame.
7. Provided the Board of Supervisors is given advanced notification by the Department, authorizes and empowers the Director of the Department, or his designee, to execute all necessary applications, contracts, agreements, reports, and amendments thereto, and payment requests for the purposes of securing grants from the Grantors.
8. Certifies that the resolution is effective for five years from the date of adoption.

The foregoing resolution was adopted on the _____ day of _____, 2021, by the Board of Supervisors of the County of Los Angeles acting as the governing body of the Department of Beaches and Harbors.

CELIA ZAVALA
 Executive Officer-Clerk of
 the Board of Supervisors of
 the County of Los Angeles

By _____
 Deputy

APPROVED AS TO FORM:

RODRIGO CASTRO-SILVA
 County Counsel

By Parjack Ghaderi
 Principal Deputy County Counsel

Ayes: _____

Noes: _____

Absent: _____

Signature: Parjack Ghaderi
Parjack Ghaderi (Jul 29, 2021 12:48 PDT)

Email: pghaderi@counsel.lacounty.gov