

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF
FRESNO, CALIFORNIA, AUTHORIZING SOUTHEAST
FRESNO COMMUNITY ECONOMIC DEVELOPMENT
ASSOCIATION, INC.'S SUBMISSION OF A STATEWIDE
PARK DEVELOPMENT AND COMMUNITY
REVITALIZATION (PROPOSITION 68) GRANT
APPLICATION AND DELEGATING AUTHORITY TO CITY
MANAGER TO EXECUTE A CONCESSION AGREEMENT

WHEREAS, the City of Fresno (City) owns certain land totaling 49 acres, obtained from the United States of America, as surplus property, known as the Peach/Butler Park Site-CA 1578 (Subject Property), and deeded to the City on October 31, 2006; and

WHEREAS, the Southeast Fresno Community Economic Development Association, Inc., a California non-profit public benefit corporation (SEFCEDA), desires to provide and fully fund park recreation and soccer complex facilities on the Subject Property, including all associated capital, operations, and maintenance costs, without financial contribution from the City, for the use and benefit of the general public and to promote better health and a better quality of life to City residents; and

WHEREAS, SEFCEDA intends to file a Statewide Park Development and Community Revitalization (Proposition 68) grant application with the California Parks and Recreation Department for consideration of funding for Phase I of the proposed Southeast Fresno Regional Park and Soccer Complex Project (Project) on or before March 12, 2021; and

WHEREAS, Phase I of SEFCEDA's Project shall be limited to 10 of the 49 acres contained within the Subject Property (Site); and

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Date Adopted:

Date Approved:

Effective Date:

City Attorney Approval: 

Resolution No.

WHEREAS, the City is satisfied that SEFCEDA's provision and full funding of additional services and facilities at the Site is in the City's best interest; and

WHEREAS, in order to be eligible for the Proposition 68 grant, an applicant must either own the Site or obtain site control and land tenure; and

WHEREAS, the City will not be an applicant or co-applicant with SEFCEDA's Proposition 68 grant application for the Project; and

WHEREAS, in order to establish the requisite site control and land tenure for Proposition 68 grant funding eligibility, the City and SEFCEDA intend to enter into a Concession Agreement upon award of SEFCEDA's full Proposition 68 grant application.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno as follows:

1. The Council authorizes and supports SEFCEDA's Proposition 68 grant application for funding of Phase 1 of the Project on the Site.

2. The Council delegates its authority to the City Manager or designee to execute a Concession Agreement, in a form substantially similar to the attached Exhibit "A", upon SEFCEDA's receipt of its entire Proposition 68 grant application award, subject to prior approval as to form by the City Attorney's office.

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STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the _____ day of _____ 2021.

AYES :
NOES :
ABSENT :
ABSTAIN :

YVONNE SPENCE, MMC CRM
City Clerk

By: _____
Deputy Date

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

By: _____
Tracy N. Parvanian Date
Senior Deputy City Attorney

Attachment:
EXHIBIT A – Draft Concession Agreement