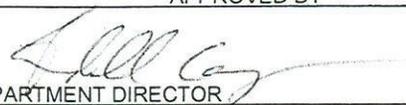
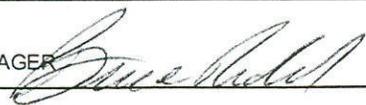


AGENDA ITEM NO.

COUNCIL MEETING 3/13/07

APPROVED BY


 DEPARTMENT DIRECTOR


 CITY MANAGER

March 13, 2007

FROM: RANDALL L. COOPER, Director
Parks, Recreation and Community Services Department

BY: JERRY HAYNES, Assistant Director

SUBJECT: APPROVE RESOLUTION AUTHORIZING SUBMITTAL OF GRANT APPLICATION FOR CALIFORNIA CULTURAL AND HISTORICAL ENDOWMENT (CCHE) UNDER THE CALIFORNIA CLEAN WATER, CLEAN AIR, SAFE NEIGHBORHOOD PARKS, AND COASTAL PROTECTION ACT OF 2002 TO RESTORE "DANCING WATERS" FOUNTAIN

KEY RESULT AREA: One Fresno

RECOMMENDATIONS

Staff recommends that the City Council approve the submittal of a Grant Application for the California Cultural Historical Endowment (CCHE) for \$76,675 to restore "Dancing Waters" Fountain located in front of the Guarantee Savings Building on the Fulton Mall and authorize the Parks, Recreation and Community Services Director, or his designated representative, as agent of the City of Fresno to execute and submit all documents, including but not limited to application, agreements, and amendments which may be necessary to carry out the purpose specified in the application and the project described therein, all subject to prior approval as to form by the City Attorney's Office.

EXECUTIVE SUMMARY

The Parks, Recreation and Community Services Department (PRCS) proposes to submit a CCHE grant application for \$76,675 to restore the "Dancing Waters" Fountain located in front of the Guarantee Savings Building on the Fulton Mall south of Fresno Street. A local matching share of an additional \$76,675 is required for a total project budget of \$153,350. The funds requested will be used to replace or repair the fountain plumbing, electrical circuit wiring and motor, and make any structural repairs to the fountain as needed.

This project will have long-term functional effects in that the 40-year-old plumbing electrical systems will be repaired or replaced to meet current standards. This project will re-establish the beauty of this portion of Fulton Mall.

KEY OBJECTIVE BALANCE

The contract balances the three Key Objectives of Customer Satisfaction, Employee Satisfaction and prudent Financial Management. Overall, this project is distinctive among other more traditional parks projects, as it was initiated by a grassroots Fresno effort to bring tremendous distinction and pride to Fresno.

REPORT TO THE CITY COUNCIL

"Dancing Waters" Fountain

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First, Customer Satisfaction is enhanced through the restoration of the fountain. Second, Employee Satisfaction will be enhanced from affiliation with a municipality that promotes public art as an inherent aspect of the quality of life of the community. Third, Financial Management will be enhanced by receiving a grant that will reduce the City's encumbrance for the project.

BACKGROUND

The California Cultural and Historical Endowment (CCHE) are in its last scheduled round of funding worth \$43 million. CCHE, also known as AB716, was created by legislation in 2002. This legislation creates a new State agency that would fund projects through a competitive grant process to tell the stories of California as a unified society and of the many groups that together comprise historic and modern California.

CCHE is currently funded from the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002, more commonly known as Proposition 40, to carry out the mandate of AB716.

The Parks, Recreation and Community Services Department (PRCS) proposes to submit a CCHE grant application to restore the "Dancing Waters" Fountain located in front of the Guarantee Savings Building on the Fulton Mall south of Fresno Street. The funds requested will be used to replace or repair the fountain plumbing, electrical circuit wiring and motor, and make any structural repairs to the fountain as needed.

A local matching share of \$76,675 is required for a total project budget of \$153,350. The local share will be provided by the Downtown Association (\$10,000), a Fresno Art Council grant (\$10,000), City Mall Maintenance Fund (\$10,000) and Park Impact Fees (\$47,000).

This project will have long-term functional effects in that the 40-year-old plumbing electrical systems will be repaired or replaced to meet current standards. This project will re-establish the beauty of this portion of Fulton Mall.

FISCAL IMPACT

This project will not adversely impact the General Fund. An additional local match of \$47,000 will come from Park Impact Fees.

Attachment: Resolution

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE
CITY OF FRESNO, CALIFORNIA, AUTHORIZING
APPLICATION TO THE CALIFORNIA CULTURAL
AND HISTORICAL ENDOWMENT FOR THE CCHE
GRANT PROGRAM UNDER THE CALIFORNIA CLEAN
WATER, CLEAN AIR, SAFE NEIGHBORHOOD PARKS,
AND COASTAL PROTECTION ACT OF 2002 AND
COMPLETION OF RELATED DOCUMENTS.

WHEREAS, the people of the State of California have enacted the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002, which provides funds to the State of California for the California Cultural and Historical Endowment ("CCHE") Grant Program; and

WHEREAS, the CCHE has been delegated the responsibility for the creation and administration of the Grant Program, setting up necessary procedures; and

WHEREAS, the procedures established by the CCHE require the applicant to submit a resolution from its governing board authorizing submission of the application and execution of related documents.

WHEREAS, the City of Fresno ("City") desires to receive and utilize grant funds available through the CCHE Grant Program for restoration of "Dancing Waters" Fountain in front of the Guarantee Savings Building at 1171 and 1177 Fulton Mall, South of Fresno Street (the "Project"); and

WHEREAS, if the City is awarded a grant, the City will enter into a Grant Agreement with CCHE for the Project.

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

Section 1. The Director of Parks, Recreation and Community Services for the City of Fresno is authorized on behalf of the City to submit a CCHE Grant Application for the Project under the CCHE Grant Program and to conduct all negotiations, execute and submit all documents including, but not limited to, the application, Grant Agreement with CCHE and any amendments thereof (subject to prior approval as to form by the City Attorney's Office), payment requests and other items which may be necessary to fulfill the requirements under the Grant Agreement with CCHE for the Project.

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Section 2. The City certifies that it has or will have sufficient funds to complete, operate and maintain the Project and agrees to the terms and conditions of the CCHE Grant application and Grant Agreement.

CLERK'S CERTIFICATION

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

I, REBECCA E. KLISCH, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, California, at a regular meeting held on the _____ day of _____, 2007.

AYES :
NOES :
ABSENT :
ABSTAIN :

Mayor Approval: _____, 2007

Mayor Approval/No Return: _____, 2007

Mayor Veto: _____, 2007

Council Override Vote: _____, 2007

REBECCA E. KLISCH
City Clerk

By _____
Deputy

APPROVED AS TO FORM:
CITY ATTORNEY'S OFFICE

By _____
Senior Deputy