



**Supervisor Thomas W. Wilson  
Fifth District**

December 15, 2006

TO: Chairman Bill Campbell, Third District

*Bill Campbell*

FM: Supervisor Tom Wilson

*Tom Wilson*

RE: Request to Add Supplemental Item

*S102B*

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Respectfully request to add the following Agenda Item to the Tuesday, December 19, 2006 Board of Supervisors Meeting:

**SUBJECT: Approve Allocation of Remaining 5<sup>th</sup> District Proposition 12 Funds and Reallocation of Proposition 12 Funds Due to Grant Program Expenditure Deadline; Approve Allocation of 5<sup>th</sup> District Community Capital Funds**



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SUPERVISOR, FIFTH DISTRICT

ORANGE COUNTY HALL OF ADMINISTRATION

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Supplemental  
December 19, 2006

S102B

December 15, 2006

Board of Supervisors  
County of Orange  
10 Civic Center Plaza  
Santa Ana, CA 92701

**Subject: Allocation of 5th District Community Capital Funds and Reallocation of Proposition 12 Funds Due to Grant Program Expenditure Deadline**

Dear Colleagues:

**Proposition 12 Funding Reallocation**

It is my pleasure at this time to propose for your approval, allocating the remaining \$573,633 in 5th District Proposition 12 Funds; the remaining funds to be allocated are comprised as follows:

|           |  |
|-----------|--|
| \$326,431 | From HBP Fund 406 "5 <sup>th</sup> District Unallocated Prop 12" Account 4200 P050   |
| 160,000   | From the previously approved Dana Point Harbor Gangways project which has since been determined to not be needed at this time              |
| 87,202    | From savings of actual costs less than the grant amounts our Board previously approved for the DPH restroom and entry improvement projects |
| \$573,633 | TOTAL  |

**Proposition 12 Projects Expenditure Deadline.** I am advised by RDMD that the State's deadline for expenditure of Proposition 12 funds is March 31, 2008; by this date construction of all projects must be completed, notices of completion filed, and grant reimbursement paperwork filed. Construction of the Dana Point Harbor Restroom/Playground and trail projects may not be completed in time to meet the State's deadline. Accordingly I am requesting that the Play Area project technically be established and funded from HBP funds, and that the \$573,633 in Prop 12 funds additionally be applied to the Nix Center project to be sure that the State's Prop 12 expenditures deadlines are met.

In addition, HBP is contributing Unallocated Project account funding to complete the proposed projects in substitution for Prop 12 funds that were used to offset actual costs incurred to develop the Laguna Coast Wilderness Park Nix Interpretive Center project.

**HBP Fund 406 Budget Transfers and Revenues Increase.** In consultation with RDMD I was reminded that the appropriations and revenues for the previously approved Dana Point Harbor Prop 12 projects were in the Dana Point Tidelands Fund 108 administered by the Dana Point Harbor Department. Accordingly, in order to establish appropriations and revenues totaling \$247,202 in HBP Fund 406 related to deleting the gangways project (\$160,000) and to reallocate the savings (\$87,202) from the entry improvements and restroom projects, budgetary actions will be needed and are appropriately provided in my Recommendations. Budget transfers are also presented in Recommendations to establish the new DPH Restroom/Playground and HBP Regional Trail and Bikeway Projects.

**James and Rosemary Nix Interpretive Center at Laguna Coast Wilderness Park: \$573,633.00.** This major project was recently completed at a total cost of over \$3.3 million. The funding of the project included a \$.45 million contribution from James and Rosemary Nix and over \$1.5 million previously approved by the Board from Prop 12 grant funds; our RDMD/HBP Fund funded the \$1.35 million balance of costs. This proposed added Prop 12 funding will reduce the HBP Fund net cost for the project.

**Dana Point Harbor West End Play Area: \$247,202.** This new recreational project will create a youth play area at the “Baby Beach” area within the harbor and will include a tot lot with play equipment and a concrete whale climbing structure.

**HBP Regional Trail and Bikeway Projects: \$600,000.**

Trabuco Creek Bikeway: \$300,000. This will complete a ¾ mile segment of this regional bikeway; \$140,000 of this project will be funded from District 5, General Fund Project P055 within the HBP Capital Project Fund 406. The balance of \$160,000 for this project will come from the Unallocated Capital Project account P020 within the HBP Capital Project Fund 406.

Aliso Creek Bikeway: \$300,000. This is a project to close the last gap in this bikeway at the north end (El Toro and Live Oak). \$140,000 of this project will be funded from District 5, General Fund Project P055 within the HBP Capital Project Fund 406. The balance of \$160,000 for this project will come from the Unallocated Capital Project account P020 within the HBP Capital Project Fund 406.

**RECOMMENDED ACTIONS:**

1. Rescind approval of \$160,000 in Proposition 12 Per Capita program grant funding for the Dana Point Harbor Gangways project, and partially rescind \$87,202 in Proposition 12 Per Capita program grant funding not needed for the DPH Entry Improvements (\$37,773) and the DPH Restroom (\$49,429) projects, all originally approved by this Board on August 24, 2004.
2. Adopt Resolution allocating \$573,633 in Proposition 12 Per Capita program funds to the Nix Interpretive Center project.
3. Authorize RDMD in conjunction with the Auditor/Controller to process a revenues increase and budget transfers within HBP Fund 406 as follows:

| <u>Account</u>   | <u>Project</u>         | <u>Increase</u> | <u>Decrease</u> |
|------------------|------------------------|-----------------|-----------------|
| <u>Revenues:</u> |                        |                 |                 |
| 406-406-6920-00  | State Aid-Construction | \$247,202       |                 |

Appropriations:

|                      |                                 |           |           |
|----------------------|---------------------------------|-----------|-----------|
| 406-406-P746-4200-00 | DPH West End Play Area          | \$247,202 |           |
| 406-406-P747-4200-00 | Trabuco Creek Bikeway           | \$300,000 |           |
| 406-406-P748-4200-00 | Aliso Creek Bikeway             | \$300,000 |           |
| 406-406-P020-4200-00 | Capital Projects Unallocated    | \$6,431   |           |
| 406-406-P055-4200-00 | District 5, Gen Fund Offset     |           | \$280,000 |
| 406-406-P050-4200-00 | District 5, Prop 12 Unallocated |           | \$326,431 |

**5th District Community Capital Fund Allocations**

It is my pleasure, at this time, to propose for your approval the following allocations of Fifth District Community Capital Funds.

**Dana Point Harbor Restrooms: \$50,000.** This money will be used for restroom refurbishment at Dana Point Harbor. The facility will have improved sanitary conditions and it will be ADA compliant. The restrooms will not receive funds as part of the Dana Point Harbor Revitalization.

**HBP Regional Trail and Bikeway Projects: \$330,000.**

Oso Parkway Bike trail fencing: \$30,000 to be installed to ensure the safety of trail users on this stretch of the County bike trail system in City of Laguna Hills; San Juan Creek Trail: \$100,000. This is a project to construct a bike/pedestrian bridge over San Juan Creek for preparation of plans and specs; San Juan Creek Trail (riding and hiking - East side of San Juan Creek): \$200,000 for new surfacing and related improvements to the trail.

**Dana Point Harbor West End Play Area: \$100,000.** This provides additional funding to ensure permitting, CEQA, and Coastal Commission expenses are accounted for when constructing this new recreational project.

**Serrano Creek Sediment Transport Analysis: \$100,000.** The next step towards developing a solution to the erosion issues in Serrano Creek is to conduct a sediment transport analysis and other tasks with regard to Reaches 2 and 3 (Trabuco Road to Rancho Parkway, just below SR241), similar to the analysis that was performed previously for Reach 1 (Bake to Trabuco). Dr. Chang prepared the comparable study for Reach 1. This money would contribute to this analysis which is a priority action item included in the Memorandum of Understanding between the County of Orange, The Orange County Flood Control District, Irvine Ranch Water District, and the City of Lake Forest.

**San Clemente Senior Center Capital Fund: \$150,000.** South County Senior Services is in the midst of a capital campaign for the Dorothy Visser Senior Center. This new facility will serve the expanding senior population in South Orange County.

**The Orange County Natural History Museum Capital Fund: \$225,000.** This non-profit has operated in a series of undersized, temporary interpretative centers since its inception nearly 15 years ago. The organization is launching a capital campaign to build a permanent facility near Aliso and Woods Canyon Wilderness Park. A proper facility will allow for the exhibition of a treasure of fossils and natural artifacts.

**Orange Coast Watershed Center: \$45,000.** This non-profit organization consults with local universities, colleges, and school districts to develop curriculum to educate our future generations on the importance of appreciating our environment. The organization is launching a capital campaign to build a permanent facility near Aliso and Woods Canyon Wilderness Park (a joint facility with the Orange County Natural History Museum) that would, through the use of meeting rooms, demonstration landscape areas, and displays, focus attention on the growing problems of watershed pollution.

**Recommended Actions:**

4. Authorize RDMD in conjunction with the Auditor/Controller to process a revenues increase and budget transfers as follows:

| <u>Account</u>         | <u>Project</u>              | <u>Increase</u> | <u>Decrease</u> |
|------------------------|-----------------------------|-----------------|-----------------|
| <u>Revenues:</u>       |                             |                 |                 |
| 406-406-7811-30        | Op Transfer from Gen Fund   | \$430,000       |                 |
| 108-108-7811-30        | Op Transfer from Gen Fund   | \$ 50,000       |                 |
| <u>Appropriations:</u> |                             |                 |                 |
| 108-108-P102-4200-00   | DPH ADA Public Restroom     | \$ 50,000       |                 |
| 406-406-P746-4200-00   | DPH West End Play Area      | \$100,000       |                 |
| 406-406-P749-4200-00   | Oso Pkwy Bike Trail Fencing | \$ 30,000       |                 |
| 406-406-P750-4200-00   | San Juan Creek Trail, P&S   | \$100,000       |                 |
| 406-406-P751-4200-00   | San Juan Creek Trail Imprv  | \$200,000       |                 |

5. Authorize all additional revenue increases and budget transfers to County departments as required by this item.
6. Direct staff to initiate a Memorandum of Agreement with the Orange County Natural History Museum and the Orange Coast Watershed Center requiring that Community Capital Funds received from the County of Orange must be used for the development of County-approved, new facilities only.

Respectfully submitted,



THOMAS W. WILSON  
Supervisor, Fifth District

**RESOLUTION OF THE BOARD OF SUPERVISORS OF  
ORANGE COUNTY, CALIFORNIA  
December 19, 2006**

WHEREAS, on March 7, 2000, the people of the State of California approved the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Act of 2000 (the "State Park Bond Act") which provides a combination of block grant and per capita allocation of funds to meet the urgent need for safe, open and accessible local park and recreational facilities; and

WHEREAS, the California Department of Parks and Recreation ("DEPARTMENT") has been delegated the responsibility for the administration of said State Park Bond Act; and

WHEREAS, said procedures established by the DEPARTMENT require the Board to certify by resolution the approval to apply for the Per Capita allocation; and

WHEREAS, on August 20, 2002, the COUNTY'S Board of Supervisors authorized from COUNTY'S State Park Bond Act allocation, a financial allocation of \$2,895,400 per each Supervisorial District for a total of \$14,477,000 to provide financial assistance to eligible county or city park projects; and

WHEREAS, on August 20, 2002, the COUNTY'S Board of Supervisors approved guidelines for the COUNTY'S selection of eligible county or city projects; and

WHEREAS, the COUNTY will enter into a Grant Contract with the State of California to receive funds for the approved projects.

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

1. Approve the filing of an application for local assistance funds from the Per Capita Grant Program in the amount of \$573,632.60 for the Nix Interpretive Center project; and
2. Certify that the Applicant has or will have sufficient funds to operate and maintain the project(s); and
3. Certify that the Applicant has reviewed, understands and agrees to the General Provisions contained in the Contract shown in the Procedural Guide; and

4. Appoint the Director, Resources and Development Management Department, Bryan Speegle or his designee as agent to execute and submit all documents including, but not limited to applications, agreements, payment requests and so on, which may be necessary to enter into a grant contract with the State for the Nix Interpretive Center project.

Approved and Adopted on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

I, the undersigned, hereby certify that the foregoing Resolution was duly adopted by the Orange County Board of Supervisors following a roll call vote:

Ayes

Noes

Absent

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(Clerk)