



CITY COUNCIL AGENDA REPORT

MEETING DATE: JANUARY 4, 2011

ITEM NUMBER:

SUBJECT: ACCEPT A DONATION FROM THE MIOCEAN FOUNDATION FOR THE FAIRVIEW PARK WETLANDS AND RIPARIAN HABITAT PROJECT

DATE: DECEMBER 15, 2010

FROM: PUBLIC SERVICES DEPARTMENT

PRESENTATION BY: PETER NAGHAVI, DIRECTOR, DEPARTMENT OF PUBLIC SERVICES

FOR FURTHER INFORMATION CONTACT: ERNESTO MUÑOZ, CITY ENGINEER, (714) 754-5335

RECOMMENDATION:

1. Accept a donation from the MiOcean Foundation in the amount of \$350,000 for the Fairview Park Wetlands and Riparian Habitat Project.
2. Approve the attached Budget Adjustment No. 11-011 (Attachment 1) to record the donation and appropriate funds for the Fairview Park Wetlands and Riparian Habitat Project.

BACKGROUND:

On November 17, 2010 the Board of Directors of MiOcean Foundation committed to a donation of \$350,000 (Attachment 2) for the Fairview Park Wetlands and Riparian Habitat Project for the creation of a water delivery system to divert urban runoff from the Greenville Banning Channel to the Wetlands and Riparian Habitat Project, and for the implementation of wetlands and riparian habitats.

ANALYSIS:

Per City Council Policy 800-4 (Attachment 3), any financial donations shall be submitted to the City Council for consideration. Donors may specify that the money be used for a specific project. If the MiOcean Foundation's donation is accepted, it will be used for the implementation of the Fairview Park Wetlands and Riparian Habitat Project.

MiOcean Foundation is a 501 (c) 3 nonprofit foundation that applies proven business approaches to curb the harmful effects of urban run-off pollution and, by doing so, preserve and protect Orange County's 42 miles of coastline. The MiOcean Foundation Board identifies pollution reduction projects at "the tipping point" - fully defined, permitted, agency-sponsored projects that need community-based funding. MiOcean seeks worthwhile projects along the Southern California shoreline that will yield measurable, visible results within 1-2 years. The Foundation targets 2-4 projects each year, allocating resources to pollution prevention, education and structural improvements to reduce urban run-off and enhance water quality. MiOcean Foundation has submitted an initial payment of \$100,000 to the City, and will make a subsequent payment of \$100,000 when construction begins with a final payment of \$150,000 when construction has been completed.

The project is scheduled to begin in the spring of 2011 and be completed by the spring of 2012. The City will be responsible for reporting the success of the project to the California Department of Fish and Game and The U.S. Fish and Wildlife Service. After the first year of plant establishment and monitoring, the City will monitor and maintain the site in perpetuity. MiOcean Foundation has requested that they be recognized at a future City Council meeting, be listed as a partner on project educational signage and City outreach, and be invited to a project groundbreaking ceremony.

ALTERNATIVES CONSIDERED:

The City Council may choose to not accept MiOcean Foundation's donation.

FISCAL REVIEW:

The Budget Adjustment No. 11-011 records and appropriates the \$350,000 donated by MiOcean Foundation to the Capital Improvement Project budget for the Fairview Park Wetlands and Riparian Habitat Project.

The donation from MiOcean Foundation will be combined with the OCTA M2 Environmental Mitigation Program grant funding of \$2,000,000 for a total estimated project cost of \$2,350,000.

LEGAL REVIEW:

There is no legal review required on this item.

CONCLUSION:

It is recommended that the Council accept the \$350,000 donation from the MiOcean Foundation, and approve the attached Budget Adjustment No. 11-011.

ERNESTO MUÑOZ
City Engineer

PETER NAGHAVI, DIRECTOR
Department of Public Services

COLLEEN O'DONOGHUE
Assistant Finance Director

- Attachments: 1. [Budget Adjustment No. 11-011](#)
2. [MiOcean Foundation Commitment Letter](#)
3. [City Council Policy 800-4](#)

c: City Manager
Assistant City Manager
City Attorney
City Clerk
Parks Project Manager
Contract Administrator