

RESOLUTION NO. ____-2024

**RESOLUTION OF THE FORT BRAGG CITY COUNCIL
APPROVING THE INTEGRATION OF THE C.V. STARR COMMUNITY
CENTER AS A CITY-OWNED AND CITY-OPERATED FACILITY, EFFECTIVE
FEBRUARY 11, 2024**

WHEREAS, In August 2009, the C.V. Starr Community Center opened to the Public. Owned and operated by the Mendocino Coast Recreation & Park District; and

WHEREAS, In 2011 the District faced insolvency when its debt obligations and operating expenses far exceeded its revenue source. In October 2011, the District Board authorized the closure of the C.V. Starr Center to address its critical financial situation immediately; and

WHEREAS, In October 2011, the Fort Bragg City Council authorized placing a half-cent sales tax measure before the voters to provide a dedicated revenue stream for the operation, maintenance, and capital improvements at the C.V. Starr Community Center; and

WHEREAS, In November 2011, the Fort Bragg City Council and the Mendocino Coast Recreation and Park District Board of Directors approved an agreement to the terms and conditions of financing the operation of the C.V. Starr Community Center through the Special Sales Tax Measure; and

WHEREAS, on March 6, 2012, voters in the City of Fort Bragg passed Measure A which enacted Ordinance No. 902-2012 authorizing the City of Fort Bragg to levy a half-cent sales tax to make funds ("Sales Tax Revenues") available for the operation and maintenance of the C.V. Starr Community Center including the Sigrid & Harry Spath Aquatic Facility and surrounding property as further described in Exhibit A ("Premises"); and

WHEREAS, the parties entered into a property tax sharing agreement that allows the City to allocate certain revenues ("Property Tax Revenues") for the operation and maintenance of the C.V. Starr Community Center; and

WHEREAS, the City took title to the Premises on May 14, 2012 and on May 9, 2012 entered into an Agreement with the District for the operation and management of the Premises to provide recreational services and activities for the health and welfare of City residents and others in the Mendocino coast region; and

WHEREAS, on September 30, 2013, the Agreement was extended with modifications, in order for the District to operate and manage the Premises in fiscal year 2013/2014; and

WHEREAS, on June 23, 2014, the Agreement was renewed with modifications, in order for the District to operate and manage the Premises through June 30, 2017 and again through June 30, 2022; and

WHEREAS, on June 10, 2022, the Operating Agreement was renewed in order for the District to operate and manage the Premises through August 31, 2022; and

WHEREAS, on July 1, 2022, the District Administrator and City Staff met to review the Operating Agreement, and consensus was reached on a new Operating Agreement for the C.V. Starr Community Center ("CVSCC"); and

WHEREAS, on September 1, 2022, the City of Fort Bragg Finance Department became

responsible for the day-to-day financial operations relating to financial transactions for payroll costs, budgeting, accounts payable, accounts receivable, and other financial operations, previously managed by the CVSCC; and

WHEREAS, the District Board authorized its District Administrator to execute a new Operating Agreement for the CVSCC for a term of three years, which would expire on June 30, 2025; and

WHEREAS, On August 2, 2023, at a Special meeting of the MCRPD, the Board voted unanimously to terminate the operating agreement of the C.V. Starr Community Center and provided the City of Fort Bragg notice to start the process of dissolving the operating agreement immediately; and

WHEREAS, Absorbing the operation of the C.V. Starr Community Center is not to subject to or is categorically exempt from the California Environmental Quality Act ("CEQA") pursuant to Title 14 of the California Code of Regulations, Section 15323 and 15061(b)(3) as the Resolution allows for the normal operations of an existing public recreational facility and it can be seen with certainty that the proposed action will have no significant effect on the environment.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF FORT BRAGG RESOLVES, FINDS, AND DETERMINES AS FOLLOWS:

1. The Recitals set forth above are true and correct and are incorporated herein.
2. The absorption of the C.V. Starr Community Center as a city owned and city operated facility is approved effective February 11, 2024.
- 3.

The above and foregoing Resolution was introduced by Councilmember _____, seconded by Councilmember _____, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the ____ day of _____, 2024, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:
RECUSED:

BERNIE NORVELL
Mayor

ATTEST:

Diana Sanchez
City Clerk