

RESOLUTION NO. ____-2022

RESOLUTION OF THE FORT BRAGG CITY COUNCIL APPROVING OPERATING AGREEMENT BETWEEN CITY OF FORT BRAGG AND MENDOCINO COAST RECREATION AND PARK DISTRICT FOR OPERATION OF THE C.V. STARR COMMUNITY CENTER AND AUTHORIZING CITY MANAGER TO EXECUTE SAME

WHEREAS, on June 26, 2017, the Fort Bragg City Council adopted Resolution No. 4012-2017 authorizing execution of the "Operating Agreement by and between the City of Fort Bragg and the Mendocino Coast Recreation and Park District ("District") for the C.V. Starr Community Center" ("Operating Agreement") for the operation and management of the C.V. Starr Community Center including the Sigrid & Harry Spath Aquatic Facility and surrounding property as defined in Exhibit A of the Operating Agreement ("Premises"), and said Agreement expires on 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 shall be 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 will expire on June 30, 2025; and

WHEREAS, the new Operating Agreement is attached as "Exhibit A" and incorporated herein by reference; and

WHEREAS, the Operating Agreement is a project for purposes of the California Environmental Quality Act ("CEQA") but is categorically exempt pursuant to Title 14 of the California Code of Regulations, Section 15323 as the Agreement allows for the normal operations of an existing public recreational facility and the Operating Agreement would not result in a foreseeable change in the operation of the facility; and

WHEREAS, funds in the amount of \$2,502,874 are appropriated in the FY 2022/23 Budget for the CVSCC and sufficient funds will be available for the services.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fort Bragg does hereby approve the Operating Agreement by and between the City of Fort Bragg and the Mendocino Coast Recreation and Park District for the C.V. Starr Community Center and authorizes the City Manager to execute same.

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 August 8, 2022, by the following vote:

AYES:

NOES:

**ABSENT:
ABSTAIN:
RECUSED:**

BERNIE NORVELL
Mayor

ATTEST:

June Lemos, MMC
City Clerk