

Exhibit 5: San Diego River Conservancy Resolution

Resolution No: 12-03

RESOLUTION OF THE GOVERNING BOARD OF THE SAN DIEGO RIVER CONSERVANCY

Approval of Use of Funds from
The Safe Drinking Water, Water Quality and Supply, Flood
Control, River and Coastal Protection Bond Act of 2006
(Proposition 84)

WHEREAS, the Legislature and Governor of the State of California have provided funds for the program shown above to the California State Coastal Conservancy for projects approved by the San Diego River Conservancy; and

WHEREAS, the Governing Board of the San Diego River Conservancy finds the expenditure of funds for developing the San Diego River Trail consistent with its enabling statute, which directs the Conservancy: "to provide recreation opportunities, open space,... and lands for educational uses within the area"; and

WHEREAS, the Governing Board of the San Diego River Conservancy has endorsed funding a segment of the San Diego River Trail described as "Flume Trail" in the County of San Diego; and

WHEREAS, the County of San Diego will invest will invest \$158,720 in the planning, acquisition, and permitting of the Flume Trail and has completed the preparation of environmental documents and issued a Notice of Intent to Adopt a Mitigated Negative Declaration (MND) on July 26 2012; and

WHEREAS, the Flume Trail is consistent with Program 2: Recreation & Education and Program of the Conservancy's Strategic Plan, the San Diego River Park Conceptual Plan, the City of San Diego's Draft San Diego River Park Master Plan, and the annual work plans of the San Diego River Conservancy and the San Diego River Coalition; and

WHEREAS, the Governing Board of the San Diego River Conservancy has reviewed the San Diego River Trail Gaps Analysis and approved as funding priorities trail segments and gaps recommended by the jurisdictions to further the completion of the San Diego River Trail; and

NOW, THEREFORE, BE IT RESOLVED that the San Diego River Conservancy's Governing Board:

1. Authorizes the Executive Officer to request that the State Coastal Conservancy use Proposition 84 funds appropriated for projects approved by the San Diego River Conservancy to provide a \$450,000 grant to the County of San Diego to make capital improvements to the Flume Trail segment of the San Diego River Trail;
2. Supports San Diego County's use of the funds to develop an approximately two and a half mile non-motorized, multi-use trail for hiking, biking, and equestrian users primarily within the existing ten foot wide bench cut of the County owned parcel of the historic flume alignment; and,
3. Appoints the Executive Officer, or his designee, as agent to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, and payment requests and so on, which may be necessary for the completion of the aforementioned project(s).

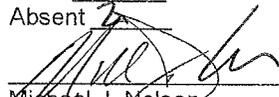
Approved and adopted the 6th day of September, 2012. I, the undersigned, hereby certify that the foregoing Resolution Number 12-03 was duly adopted by the San Diego River Conservancy's Governing Board.

Roll Call Vote:

Ayes: 9

Nos: 0

Absent: 0



Michael J. Nelson
Executive Officer