



U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT  
WASHINGTON, D.C. 20410-1000

OFFICE OF THE ASSISTANT SECRETARY FOR  
COMMUNITY PLANNING AND DEVELOPMENT

APR 29 2004

Mr. James Smyth  
Chief Engineer  
Sweetwater Authority  
P.O. Box 2328  
Chula Vista, CA 91912

Dear Mr. Smyth:

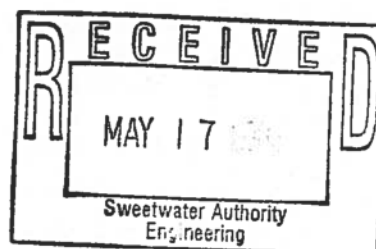
The Congress has directed our Department to provide funding from the Economic Development Initiative (EDI) account for certain special projects, pursuant to the VA-HUD-Independent Agencies Appropriations Act of FY 2003 (PL 108-7). These projects are specified in the Conference Report (HR 108-10), which accompanies the Act. The amount shown below is 99.35% of the amount specified in the Conference Report because of a .65% rescission mandated in the Act.

The Conference Report specifies the following special project(s):

**\$201,184: for recreation facilities construction at Sweetwater and Loveland Reservoirs in San Diego County, California. (B-03-SP-CA-0092)**

The Report also specifies that projects receiving funds must comply with environmental review requirements and that legislative waivers of such requirements will not be entertained. More detailed information on these environmental requirements is provided in the enclosed Application Kit. In addition, funds provided for projects shall not be used for reimbursement of expenses incurred prior to enactment of the Act on February 20, 2003.

Enclosed are all the materials necessary to apply for the project(s) listed above, to be completed and returned to the Department as explained in the instructions. As soon as we receive your completed application, we will review it promptly for consistency with the intent of Congress and applicable requirements and will notify you directly regarding approval of funding for the project(s).



If your staff have any questions regarding the application package, they may contact the Office of Economic Development, Room 7146, U.S. Department of Housing and Urban Development, Washington, DC 20410, at (202) 708-3773.

I look forward to working with you to see your special project to completion.

Sincerely,

A handwritten signature in dark ink, reading "Roy A. Bernardi". The signature is fluid and cursive, with a long horizontal line extending from the start of the name.

Roy A. Bernardi  
Assistant Secretary

Enclosure



U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT  
WASHINGTON, D.C. 20410-1000

OFFICE OF COMMUNITY PLANNING  
AND DEVELOPMENT

January 19, 2012

Mr. Dennis Bostad  
General Manager  
Sweetwater Authority  
505 Garrett Avenue  
Chula Vista, CA 91910

Dear Mr. Bostad:

I am returning a signed copy of your Certification of Project Completion for your records. Please let me know if I can be of further assistance. I may be reached at (202) 708-3773, ext. 4661, fax (202)-708-7543, or [Joanne.Omega@hud.gov](mailto:Joanne.Omega@hud.gov).

We thank you for participating in our program.

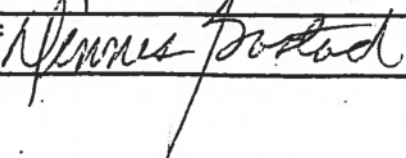
Sincerely,

A handwritten signature in dark ink, appearing to read "Joanne Omega", is written over the word "Sincerely,".

Joanne Omega  
Special Projects Division

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT  
COMMUNITY PLANNING AND DEVELOPMENT  
WASHINGTON, DC

APPLICATION FORM FOR FY 2003 EDI-SPECIAL PROJECT GRANT

Legal Name and Street Address: <b>SWEETWATER AUTHORITY</b> 505 GARRETT AVE., CHULA VISTA, CA 91910 P.O. BOX 2328, CHULA VISTA, CA 91912-2328		(1) Name, Mailing Address and Numbers of Contact Person (give area code): <b>JAMES L. SMYTH</b> c/o SWEETWATER AUTHORITY P.O. BOX 2328 CHULA VISTA, CA 91912-2328 Tel: (619) 409-6750 Fax: (619) 425-9469 E-Mail: <a href="mailto:jsmyth@sweetwater.org">jsmyth@sweetwater.org</a>										
Federal Tax ID# <b>95-2759399</b>												
Type of Applicant (check appropriate box) <input checked="" type="checkbox"/> Unit of General Government <input type="checkbox"/> Housing Authority <input type="checkbox"/> College or University <input type="checkbox"/> Other Nonprofit	(3) Congressional District(s)  Applicant: <u>50</u> Project: <u>51</u>	(4) Project Includes Construction and/or Demolition and/or Acquisition:  <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No										
(5) Participating Parties: enter name and function of any participating parties.												
<table border="1"><thead><tr><th>NAME</th><th>FUNCTION</th></tr></thead><tbody><tr><td>STATE OF CALIFORNIA DEPT. OF RECREATION</td><td>1</td></tr><tr><td>COUNTY OF SAN DIEGO</td><td></td></tr><tr><td></td><td></td></tr><tr><td></td><td></td></tr></tbody></table>			NAME	FUNCTION	STATE OF CALIFORNIA DEPT. OF RECREATION	1	COUNTY OF SAN DIEGO					
NAME	FUNCTION											
STATE OF CALIFORNIA DEPT. OF RECREATION	1											
COUNTY OF SAN DIEGO												
(6) Project Description (must conform to description in HUD Conference Committee Report which is quoted in the invitation letter from HUD to Applicant- use additional pages if needed):  SEE ATTACHED DESCRIPTION AND BUDGET.												
Grant amount (not to exceed amount appropriated): \$ <u>201,184</u>												
TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION ARE TRUE AND CORRECT. THIS APPLICATION HAS BEEN DULY AUTHORIZED BY THE GOVERNING BODY OF THE APPLICANT AND SIGNED BY AN OFFICIAL AUTHORIZED TO APPLY FOR AND MANAGE A FEDERAL GRANT. THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS AWARDED.												
Type Name of Authorized Representative: <b>DENNIS BOSTAD</b>	Type Title of Authorized Representative: <b>GENERAL MANAGER</b>	Type Phone Number of Authorized Representative: <b>(619) 409-6701</b>										
Signature of Authorized Representative: 		Date Authorized Representative Signed: <b>6/14/04</b>										



## **Attachment to Application Form for FY 2003 EDI-Special Project Grant (Box 7)**

**Project Title:** Sweetwater and Loveland Reservoirs Recreation Project

**Description:**

### **A. Sweetwater Reservoir Recreation Project**

The project is a shoreline fishing program to allow public recreation along approximately 2.5 miles of the southwest shoreline only of Sweetwater Reservoir. There is presently no public fishing access allowed at this reservoir. The project site is located in southwest San Diego County, in the unincorporated community of Bonita, along the southwest shoreline of Sweetwater Reservoir. The entrance would be via the existing driveway at 6503 San Miguel Road, east of Proctor Valley Road. The project will be open Saturday, Sunday, and Monday only, from dawn to dusk.

It consists of the following components: construction of two parking areas totaling approximately 150 spaces with a main parking lot on San Miguel Point; widening of approximately one mile of an existing maintenance road from San Miguel Road to the main parking lot; improvement of existing trails; installation of a 4-inch diameter water line, irrigation, landscaping, portable restrooms; modify an existing residence for potential office/concession/caretaker building; installation of sewer facilities to the office building; provision of restrooms and 30 parking spaces adjacent to the office building; environmental processing and mitigation; and administration, design, and construction management.

Cost of the project is shown on the Budget (Attachment 'A'). Commencement of construction was March 2004. Completion of construction is estimated by July 2004. However, based on the regulatory permits received, the program requires a five (5) year environmental mitigation program. Sweetwater Authority will be responsible to manage the construction and the full operation of this project upon opening.

### **B. Loveland Reservoir Project**

This project involves the purchase and installation of a floating bridge, or fishing pier to allow the public to access both sides of the shoreline within the existing fishing program area at Loveland Reservoir. The bridge will be approximately 250 feet long and for pedestrian use only. No formal design or environmental studies have been completed at this time.

The cost of the project is shown on the Budget (Attachment 'A'). No date for construction is known at this time. Sweetwater Authority will be responsible to manage the construction and the full operation of this project upon completion.

## Attachment "A"

COST SUMMARY				
ITEM	COST	HUD (1) \$ 490,000	HUD (2) \$ 201,184	TOTAL \$ 691,184
<b>Sweetwater Reservoir Recreation Project</b>				
<b>A. Design &amp; Permit Processing</b>				
Lafco	\$ 6,666	\$ -	\$ -	\$ -
State of Calif	\$ 3,550	\$ -	\$ -	\$ -
RWQCB	\$ 2,250	\$ -	\$ -	\$ -
Dept. of Health Services (estimated)	\$ 1,000	\$ -	\$ -	\$ -
County SD MUP (estimated)	\$ 40,000	\$ -	\$ -	\$ -
Federal HUD/County Process	included above	\$ -	\$ -	\$ -
Vendors	\$ 31,600	\$ -	\$ -	\$ -
Consultants	\$ 168,500	\$ -	\$ -	\$ -
Sweetwater Authority	\$ 108,000	\$ -	\$ -	\$ -
Subtotal	\$ 361,566	(see Note 3)	(see Note 3)	(see Note 3)
<b>B. Construction</b>				
Construction Bid Amount	\$ 842,625	\$ 165,441	\$ -	\$ 165,441
Contingency for Construction	\$ 90,000	\$ 90,000	\$ -	\$ 80,000
Construction Admin	\$ 10,000	\$ 10,000	\$ -	\$ 10,000
Geotechnical Inspection	\$ 5,000	\$ 5,000	\$ -	\$ 5,000
Survey	\$ 2,500	\$ 2,500	\$ -	\$ 2,500
Signs	\$ 7,000	\$ 7,000	\$ -	\$ 7,000
Kiosk	\$ 3,000	\$ 3,000	\$ -	\$ 3,000
Buoy (each end of fishing limits)	\$ 3,000	\$ 3,000	\$ -	\$ 3,000
Ticket Machine	\$ 13,000	\$ 13,000	\$ -	\$ 13,000
Trash receptables (40)	\$ 2,000	\$ 2,000	\$ -	\$ 2,000
Fish Habitat	\$ 1,500	\$ 1,500	\$ -	\$ 1,500
Trash enclosure	\$ 4,500	\$ 4,500	\$ -	\$ 4,500
Otay Water District meter upsize	\$ 1,467	\$ 1,467	\$ -	\$ 1,467
Landscaping	\$ 20,000	\$ 20,000	\$ -	\$ 20,000
Subtotal	\$ 1,005,592	\$ 328,408	(see Note 3)	\$ 318,408
<b>C. Environmental Mitigation</b>				
Otay Tar Plant/Vernal Pool Mitigation Plan	\$ 232,000	\$ 41,592	\$ 190,408	\$ 232,000
Otay Tarplant/Vernal Pool monitoring	\$ 20,000	\$ 20,000	\$ -	\$ 20,000
Subtotal	\$ 252,000	\$ 61,592	\$ 190,408	\$ 252,000
Subtotal Sweetwater Reservoir	\$ 1,619,158	\$ 390,000	\$ 190,408	\$ 570,408
<b>Loveland Reservoir Recreation Project</b>				
Design	\$ 10,776	\$ 10,779	\$ -	\$ 10,779
Floating Bridge	\$ 100,000	\$ 99,221	\$ 10,776	\$ 109,997
Subtotal Loveland Reservoir	\$ 110,776	\$ 110,000	\$ 10,776	\$ 120,776
Totals	\$ 1,719,158	\$ 500,000	\$ 201,184	\$ 691,184
Balance Grant Funding		\$ (10,000)	\$ -	\$ -

## Notes:

1. HUD Grant 1 is B-02-SP-CA-0050
2. HUD Grant 2 is B-03-SP-CA-0092
3. Funding difference between cost of the projects, \$1,719,158, and total HUD fundings (\$691,184) is provided by other grant funding.

6/24/2004

**Applicant Assurances and Certifications** U.S. Department of Housing and Urban Development

OMB Approval No. 2501-0017  
(exp. 03/31/2005)

**Instructions for the HUD-424-B Assurances and Certifications**

As part of your application for HUD funding, you, as the official authorized to sign on behalf of your organization or an individual must provide the following assurances and certifications. By signing this form, you are stating that to the best of your knowledge and belief, all assertions are true and correct.

As the duly authorized representative of the applicant, I certify that the applicant [Insert below the Name and title of the Authorized Representative, name of Organization and the date of signature]:

Name: DENNIS BOSTAD Title: GENERAL MANAGER  
Organization: SWEETWATER AUTHORITY Date: 6/14/04

1. Has the legal authority to apply for Federal assistance, has the institutional, managerial and financial capability (including funds to pay the non-Federal share of program costs) to plan, manage and complete the program as described in the application and the governing body has duly authorized the submission of the application, including these assurances and certifications, and authorized me as the official representative of the applicant to act in connection with the application and to provide any additional information as may be required.

2. Will administer the grant in compliance with Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000(d)) and implementing regulations (24 CFR Part 1), which provide that no person in the United States shall, on the grounds of race, color or national origin, be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination under any program or activity that receives Federal financial assistance OR if the applicant is a Federally recognized Indian tribe or its tribally designated housing entity, is subject to the Indian Civil Rights Act (25 U.S.C. 1301-1303).

3. Will administer the grant in compliance with Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794), as amended, and implementing regulations at 24 CFR Part 8, and the Age Discrimination Act of 1975 (42 U.S.C. 6101-07), as amended, and implementing regulations at 24 CFR Part 146 which together provide that no person in the United States shall, on the grounds of disability or age, be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination under any program or activity that receives Federal financial assistance; except if the grant program authorizes or limits participation to designated populations, then the applicant will comply with the nondiscrimination requirements within the designated population.

4. Will comply with the Fair Housing Act (42 U.S.C. 3601-19), as amended, and the implementing regulations at 24 CFR Part 100, which prohibit discrimination in housing on the basis of race, color, religion, sex, disability, familial status, or national origin; except an applicant which is an Indian tribe or its instrumentality which is excluded by statute from coverage does not make this certification; and further except if the grant program authorizes or limits participation to designated populations, then the applicant will comply with the nondiscrimination requirements within the designated population.

5. Will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (42 U.S.C. 4601) and implementing regulations at 49 CFR Part 24 and 24 CFR 42, Subpart A.

6. Will comply with the environmental requirements of the National Environmental Policy Act (42 U.S.C. 4321 *et seq.*) and related Federal authorities prior to the commitment or expenditure of funds for property acquisition and physical development activities subject to implementing regulations at 24 CFR parts 50 or 58.

7. Will or will continue to provide a drug-free workplace by:

(a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the applicant's workplace and specifying the actions that will be taken against employees for violation of such prohibition;

(b) Establishing an on-going drug-free awareness program to inform employees about –

(1) The dangers of drug abuse in the workplace;

(2) The applicant's policy of maintaining a drug-free workplace;

(3) Any available drug counseling, rehabilitation, and employee assistance programs; and

(4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;

(c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required in Paragraph (a);

(d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will –

(1) Abide by the terms of the statement; and

(2) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;

**Applicant Assurances and  
Certifications (Continued)**

**U.S. Department of Housing  
and Urban Development**

OMB Approval No. 2501-0017  
(exp. 03/31/2005)

(e) Notifying the agency in writing, within ten calendar days after receiving notice under paragraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer or other designee on whose grant activity the convicted employee has worked, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;

(f) Taking one of the following actions, within 30 calendar days of receiving notice under paragraph (d)(2), with respect to any employee who is so convicted--

(1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or

(2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by Federal, State, or local health, law enforcement, or other appropriate agency;

(g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a),

(b), (c), (d), (e), and (f).

(h). The applicant may insert in the space provided below the site(s) for the performance of work or may provide this information in connection with each application.

(i). Place of Performance (street address, city, county, state, zip code)

8. In accordance with 24 CFR Part 24, and its principals:

(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;

(b) Have not within a three year period preceding this proposal, been convicted of or had a civil judgement rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification, or destruction of records, making false statements, or receiving stolen property;

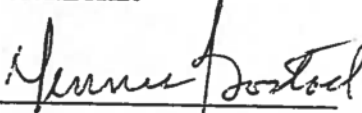
(c) Are not presently indicted for otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in the preceding paragraph of this certification; and

(d) Where the applicant is unable to certify to any of the statements in this certification, an explanation shall be attached.

(e) Will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility, and Voluntary Exclusion - Lower Tier Covered Transaction," provided by the HUD without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.

These certifications and assurances are material representations of the fact upon which HUD can rely when awarding a grant. If it is later determined that I, the applicant, knowingly made an erroneous certifications or assurance, I may be subject to criminal prosecution. HUD may also terminate the grant and take other available remedies.

**SIGNATURE:**

  
**DENNIS BOSTAD**

Certification Regarding Lobbying

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Executed this 14TH date of JUNE, 2004.

By *Dennis Bostad*  
(Signature)

DENNIS BOSTAD  
(Typed or printed name)

GENERAL MANAGER  
(Title, if any)

Covered action: RECREATION FACILITIES CONSTRUCTION AT  
(Project name or activity)

SWEETWATER AND LOVELAND RESERVOIRS IN SAN DIEGO  
COUNTY, CALIFORNIA

# DISCLOSURE OF LOBBYING ACTIVITIES

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352  
(See reverse for public burden disclosure.)

Approved by OMB  
0348-0046

<b>1. Type of Federal Action:</b> <input checked="" type="checkbox"/> a. contract <input type="checkbox"/> b. grant <input type="checkbox"/> c. cooperative agreement <input type="checkbox"/> d. loan <input type="checkbox"/> e. loan guarantee <input type="checkbox"/> f. loan insurance		<b>2. Status of Federal Action:</b> <input checked="" type="checkbox"/> a. bid/offer/application <input type="checkbox"/> b. initial award <input type="checkbox"/> c. post-award		<b>3. Report Type:</b> <input checked="" type="checkbox"/> a. initial filing <input type="checkbox"/> b. material change <b>For Material Change Only:</b> year _____ quarter _____ date of last report _____	
<b>4. Name and Address of Reporting Entity:</b> <input checked="" type="checkbox"/> Prime <input type="checkbox"/> Subawardee Tier _____, if known: <b>SWEETWATER AUTHORITY</b> <b>505 GARRETT AVE., CHULA VISTA, CA 91910</b> <b>P.O. BOX 2328, CHULA VISTA, CA 91912-2328</b> Congressional District, if known: 51			<b>5. If Reporting Entity in No. 4 is a Subawardee, Enter Name and Address of Prime:</b>  N/A  Congressional District, if known:		
<b>6. Federal Department/Agency:</b>  HUD			<b>7. Federal Program Name/Description:</b> <b>RECREATION FACILITIES CONSTRUCTION AT SWEETWATER AND LOVELAND RESERVOIRS IN SAN DIEGO COUNTY, CA</b> CFDA Number, if applicable:		
<b>8. Federal Action Number, if known:</b> B-03-SP-CA-0092			<b>9. Award Amount, if known:</b> \$201,184		
<b>10. a. Name and Address of Lobbying Registrant (if individual, last name, first name, MI):</b> <b>THOMAS WALTERS &amp; ASSOCIATES</b> <b>440 FIRST STREET, N.W., SUITE 430</b> <b>WASHINGTON, D.C. 20001</b>			<b>b. Individuals Performing Services (including address if different from No. 10a) (last name, first name, MI):</b>  <b>THOMAS WALTERS</b> <b>DON GILCHREST</b>		
<b>11. Information requested through this form is authorized by title 31 U.S.C. section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be reported to the Congress semi-annually and will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.</b>			Signature: <u><i>Dennis Bostad</i></u> Print Name: <u>DENNIS BOSTAD</u> Title: <u>GENERAL MANAGER</u> Telephone No.: <u>(619) 409-6701</u> Date: <u>6/14/04</u>		
<b>Federal Use Only:</b>				Authorized for Local Reproduction Standard Form LLL (Rev. 7-97)	

**DISCLOSURE OF LOBBYING ACTIVITIES  
CONTINUATION SHEET**

Approved by OMB  
0348-0046

Reporting Entity: N/A Page        of

**Acknowledgment of Receipt  
of Application for A  
FY 2003 EDI-Special Project**

U.S. Department of Housing  
and Urban Development  
Washington, DC 20410

Type or clearly print your name and return address in the space below.

DENNIS BOSTAD, GENERAL MANAGER

SWEETWATER AUTHORITY

P.O. BOX 2328

CHULA VISTA, CA 91912-2328

---

fold line

**To Be Signed/Dated Below by HUD Processing and Control Branch, Room 7251, 451  
Seventh Street, SW, Washington, DC 20410:**

We have received your application for a FY 2003 EDI-Special Project grant. The EDI-Special Project Team will review your application and contact you if any more information is needed. Otherwise, you should receive an approval package in the near future.

Processor's Name: \_\_\_\_\_

Date of Receipt: \_\_\_\_\_



**FY 2003 EDI-SPECIAL PROJECT NO. B-03-SP-CA-0092**

**GRANT AGREEMENT  
(Includes Sub-Grantee)**

This Grant Agreement between the Department of Housing and Urban Development (HUD) and Sweetwater Authority (the Grantee) is made pursuant to the authority of Public Law 108-7 (the FY 2003 Appropriations Act for HUD and other agencies) and House Report 108-10 (the Conference Report on the Appropriations Act). The amount shown below is 99.35% of the amount specified in the Conference Report because of a .65% rescission mandated in the Act. The Grantee's application package, as may be amended by the provisions of this Grant Agreement, is hereby incorporated into this Agreement.

In reliance upon and in consideration of the mutual representations and obligations hereunder, HUD and the Grantee agree as follows:

Subject to the provisions of the Grant Agreement, HUD will make grant funds in the amount of \$201,184 available to the Grantee.

The Grantee agrees to abide by the following:

**ARTICLE I. HUD Requirements.**

The Grantee agrees to comply with the following requirements for which HUD has enforcement responsibility.

A. The grant funds will only be used for activities described in the application, which is incorporated by reference and made part of this Agreement as may be modified by Article VIII (A) of this Grant Agreement.

**B. EQUAL OPPORTUNITY REQUIREMENTS**

The grant funds must be made available in accordance with the following:

1. For projects involving housing, the requirements of the Fair Housing Act (42 U.S.C. 3601-20) and implementing regulations at 24 CFR Part 100; Executive Order 11063 (Equal Opportunity in Housing) and implementing regulations at 24 CFR Part 107.
2. The requirements of Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d) (Nondiscrimination in Federally Assisted Programs) and implementing regulations issued at 24 CFR Part 1.
3. The prohibitions against discrimination on the basis of age under the Age Discrimination Act of 1975 (42 U.S.C. 6101-07) and implementing regulations at 24 CFR Part 146, and the prohibitions against discrimination against handicapped individuals under section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and implementing regulations at 24 CFR Part 8.

4. The requirements of 24 CFR 5.105(a) regarding equal opportunity as well as the requirements of Executive Order 11246 (Equal Employment Opportunity) and the implementing regulations issued at 41 CFR Chapter 60.
5. For those grants funding construction covered by 24 CFR 135, the requirements of section 3 of the Housing and Urban Development Act of 1968, (12 U.S.C. 1701u) which requires that economic opportunities generated by certain HUD financial assistance shall, to the greatest extent feasible, be given to low- and very low-income persons and to businesses that provide economic opportunities for these persons.
6. The requirements of Executive Orders 11625 and 12432 (concerning Minority Business Enterprise), and 12138 (concerning Women's Business Enterprise). Consistent with HUD's responsibilities under these Orders, the Grantee must make efforts to encourage the use of minority and women's business enterprises in connection with grant funded activities. See 24 CFR Part 85.36(e) , which describes actions to be taken by the Grantee to assure that minority business enterprises and women business enterprises are used when possible in the procurement of property and services.
7. Where applicable, Grantee shall maintain records of its efforts to comply with the requirements cited in Paragraphs 5 and 6 above.

C. ENVIRONMENTAL REVIEW REQUIREMENTS.

1. If the Grantee is a unit of general local government, a State, an Indian Tribe, or an Alaskan Native Village, the Grantee agrees to assume all of the responsibilities for environmental review and decision- making and actions, as specified and required in regulations issued by the Secretary pursuant to the Multifamily Housing Property Disposition Reform Act of 1994 and published in 24 CFR Part 58.
2. If the Grantee is a housing authority, redevelopment agency, academic institution, hospital, or other non-profit organization, the Grantee shall request the unit of general local government, Indian Tribe, or Alaskan Native Village, within which the project is located and which exercises land use responsibility, to assume all of the responsibilities for environmental review and decision-making as specified in paragraph C.1 above, and the Grantee shall carry out all of the responsibilities of a recipient under 24 CFR Part 58.

- D. Administrative requirements of OMB Circular A-133 "Audits of States, Local governments and Non-Profit Organizations."
- E. For State and Local Governments, the Administrative requirements of 24 CFR Part 85, including the procurement requirements of 24 CFR Part 85.36, and the requirements of OMB Circular A-87 regarding Cost Principles for State and Local Governments. For Non-Profits, the Administrative requirements of 24 CFR Part 84, including the procurement requirements of 24 CFR Part 84.40, and OMB Circular A-122 regarding Cost Principles for Non-Profit Institutions. For Institutions of Higher Education the applicable OMB Circular regarding Cost Principles is A-21.
- F. The regulations at 24 CFR Part 87, related to lobbying, including the requirement that the Grantee obtain certifications and disclosures from all covered persons.
- G. Restrictions on participation by ineligible, debarred or suspended persons or entities as described in Executive Order 12549 and at CFR 24 Part 5.105(c).
- H. The Uniform Relocation Act as implemented by regulations at 49 CFR Part 24.
- I. The Grantee will comply with all accessibility requirements under section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and implementing regulations at 24 CFR Part 8, where applicable.

ARTICLE II. Agreement to Enforce Compliance by the Sub-Grantee with the requirements of this Grant Agreement.

- A. The Grantee agrees to enter into a Sub-Grant Agreement with each Sub-Grantee that will have responsibility for designated aspects of project performance as identified in the application and Article VIII (B) of the Grant Agreement. The Sub-Grant Agreement shall commit the Sub-Grantee to comply with the terms of this Grant Agreement.
- B. The Grantee agrees to enforce compliance by the Sub-Grantee with the terms of this Agreement.
- C. The Sub-Grant Agreement between the Grantee and the Sub-Grantee shall contain the following:
  - 1. The activities to be undertaken by the Sub-Grantee, consistent with the activities described in the Grantee's application as modified by Article VIII (A) of this Grant Agreement.
  - 2. All applicable equal opportunity requirements set forth in Article I, Section B of this Grant Agreement.

3. Anti-lobbying requirements in 24 CFR Part 87, including the requirement to provide certain certifications and/or disclosures to the Grantee.
4. The administrative requirements of 24 CFR Part 84 or Part 85 as appropriate and Treasury Circular 1075, that grants funds shall not be requested or disbursed by the Grantee until needed and shall be the minimum amount necessary. Additional requirements for draw downs are in Articles III and IV.
5. The cost charges to the grant must be allowable (including the "reasonable and necessary" standard) and allocable as specified in OMB Circular A-87, A-122 or A-21 as appropriate.
6. The Uniform Relocation Act as implemented by regulations at 49 CFR Part 24.
7. The Grantee will comply with all accessibility requirements under section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and implementing regulations at 24 CFR Part 8, where applicable.
8. Restrictions on participation by ineligible, debarred or suspended persons or entities as described in Executive Order 12549 and at CFR 24 Part 5.105(c).

#### ARTICLE III. Conditions Precedent to Draw Down.

The Grantee may not draw down grant funds until the following actions have taken place:

- A. The Grantee and each Sub-Grantee have executed a contract as required by Article II.
- B. The Grantee has received and approved any certifications and disclosures required by 24 CFR 87.100 concerning lobbying and by 24 CFR 24.510(b) regarding ineligibility, suspension and debarment.
- C. Any other conditions listed in Article VIII ( C ) of this Grant Agreement.

#### ARTICLE IV. Draw Downs.

- A. A request by the Grantee to draw down grant funds under the Voice Response Access system or any other payment system constitutes a representation by the Grantee that it and all participating parties are complying with the terms of this Grant Agreement.
- B. The Grantee will be paid on an advance basis provided that the Grantee minimizes the time elapsing between transfer of the grant funds and disbursement for project purposes and otherwise follows the requirements of 24 CFR Part 85 or Part 84 and Treasury Circular 1075 (31 CFR Part 205).

- C. Before the Grant Agreement is signed, the Grantee may incur cost for activities which are exempt from environmental review under 24 CFR Part 58 and may charge the costs to the grant. Funds provided by this grant however, may not be used for reimbursement of expenses incurred prior to the enactment of The Act authorizing these funds on **February 20,2003**.

#### ARTICLE V. Progress Reports.

- A. The Grantee shall submit to the Grant Officer a progress report every six-months after the effective date of the Grant Agreement. Progress reports shall consist of (1) a one-page narrative of work accomplished during the reporting period and (2) a completed Financial Status Report - Form 269 A. HUD may require additional information or increased frequency of reporting as described in article VIII C.
- B. The performance reports must contain the information required under 24 CFR Part 85.40(b) (2) or 24 CFR Part 84.51(a), as applicable including a comparison of actual accomplishment to the objectives indicated in the approved application, the reasons for slippage if established objectives were not met, and additional pertinent information including explanation of significant cost overruns.
- C. No grant drawdowns will be approved for projects with overdue progress reports.

#### ARTICLE VI. Project Close-out.

- A. The grantee shall submit to the Grant Officer a written request to close-out the grant 30 days after the grantee has drawn down all funds and completed the activities described in the application, as may be amended. The final report shall consist of (1) a narrative of all work accomplished during the project period and (2) a completed Financial Status Report - Form 269 A covering the entire project period.

HUD will then send the Close-out Agreement and Close-out Certification to the Grantee. At HUD's option, the Grantee may delay initiation of project close-out until the resolution of any HUD monitoring findings. If HUD exercises this option the Grantee must promptly resolve the findings.

- B. The Grantee recognizes that the close-out process may entail a review by HUD to determine compliance with the Grant Agreement by the Grantee and all participating parties. The Grantee agrees to cooperate with any review in any way possible, including making available records requested by HUD and the project for on-site HUD inspection.
- C. The Grantee shall provide to HUD the following documentation:
1. A Certificate of Project Close-out.
  2. A Grant Close-out Agreement.

3. A final financial report giving the amount and types of project costs charged to the grant (that meet the allowability and allocability requirements of OMB Circular A-122, A-87 or A-21 as applicable, including the "necessary and reasonable" standard); a certification of the costs, and the amounts and sources of other project funds.
  4. A final performance report providing a comparison of actual accomplishment with each of the project commitments and objectives indicated in the approved application, the reasons for slippage if established objectives were not met and additional pertinent information including explanation of significant cost overruns.
- D. The Grantee agrees that the grant funds are allowable only to the extent that the project costs, meeting the standard of OMB Circular A-122, A-87, or A-21 as applicable, equal the grant amount plus other sources of projects funds provided.
- E. When HUD has determined that the grant funds are allowable, the activities were completed as described by the Grant Agreement, and all Federal requirements were satisfied, HUD and the Grantee will sign the Close-out Agreement and Close-out Certificate.

#### ARTICLE VII. Default.

A default under this Grant Agreement shall consist of using grant funds for a purpose other than as authorized by this Agreement, any noncompliance with legislative, regulatory, or other requirements applicable to the Agreement, any other material breach of this Agreement, or any material misrepresentation in the application submissions.

#### ARTICLE VIII. Additional Provisions.

- A. Project Description. The project is as described in the application with the following changes:

NONE

- B. Changes or Clarification to the Application Related to Participating Parties:

The grantee may elect to sub-grant all or a portion of this grant to:

**State of California Dept. of Recreation**

The Administrative Agent if any:

- C. Special Conditions:

NONE

U.S. Department of Housing  
and Urban Development



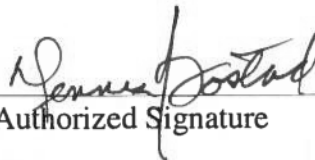
Authorized Signature

Donald P. Mains  
Deputy Assistant Secretary  
for Economic Development



Date

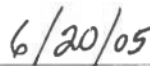
Sweetwater Authority  
Mr. Dennis Bostad



Authorized Signature

**GENERAL MANAGER**

Title



Date

**Assistance Award/Amendment****U.S. Department of Housing  
and Urban Development**  
Office of Administration

1. Assistance Instrument <input type="checkbox"/> Cooperative Agreement <input checked="" type="checkbox"/> Grant		2. Type of Action <input checked="" type="checkbox"/> Award <input type="checkbox"/> Amendment																	
3. Instrument Number B-03-SP-CA-0092	4. Amendment Number	5. Effective Date of this Action 7/8/05	6. Control Number																
7. Name and Address of Recipient Sweetwater Authority 505 Garrett Avenue Chula Vista, CA 91910 EIN: 95-2759399		8. HUD Administering Office CPD, EDI Special Project Division 451 7th Street, SW, Rm 7146 Washington, DC 20410-7000																	
10. Recipient Project Manager Dennis Bostad		8a. Name of Administrator	8b. Telephone Number																
11. Assistance Arrangement <input type="checkbox"/> Cost Reimbursement <input type="checkbox"/> Cost Sharing <input checked="" type="checkbox"/> Fixed Price		13. HUD Payment Office Chief Financial Officer																	
12. Payment Method <input type="checkbox"/> Treasury Check Reimbursement <input type="checkbox"/> Advance Check <input checked="" type="checkbox"/> Automated Clearinghouse		9. HUD Government Technical Representative Joanne Omega 202-708-3773, Extensi 4661																	
14. Assistance Amount <table border="1"><tr><td>Previous HUD Amount</td><td></td></tr><tr><td>HUD Amount this Action</td><td>\$201,184.00</td></tr><tr><td>Total HUD Amount</td><td>\$201,184.00</td></tr><tr><td>Recipient Amount</td><td></td></tr><tr><td>Total Instrument Amount</td><td>\$201,184.00</td></tr></table>		Previous HUD Amount		HUD Amount this Action	\$201,184.00	Total HUD Amount	\$201,184.00	Recipient Amount		Total Instrument Amount	\$201,184.00	15. HUD Accounting and Appropriation Data 15a. Appropriation Number 86 3/5 0162 15b. Reservation Number EID 03 <table border="1"><tr><td>Amount Previously Obligated</td><td></td></tr><tr><td>Obligation by this Action</td><td>\$201,184.00</td></tr><tr><td>Total Obligation</td><td>\$201,184.00</td></tr></table>		Amount Previously Obligated		Obligation by this Action	\$201,184.00	Total Obligation	\$201,184.00
Previous HUD Amount																			
HUD Amount this Action	\$201,184.00																		
Total HUD Amount	\$201,184.00																		
Recipient Amount																			
Total Instrument Amount	\$201,184.00																		
Amount Previously Obligated																			
Obligation by this Action	\$201,184.00																		
Total Obligation	\$201,184.00																		

## 16. Description

for recreation facilities construction at Sweetwater and Loveland Reservoirs in San Diego County, California.

This Award consists of the following items which are appended to and hereby made part of this Award:

- (A) Cover Page - HUD 1044  
(B) Grant Agreement

**Special Condition**

Please contact Elizabeth McDargh - HUD Area Environmental Officer at 213-894-8000, concerning environmental review. NO FUNDS may be drawn down prior to environmental release of funds approval.

17. <input checked="" type="checkbox"/> Recipient is required to sign and return three (3) copies of this document to the HUD Administering Office.	18. <input type="checkbox"/> Recipient is not required to sign this document.
19. Recipient (By Name): Mr. Dennis Bostad	20. HUD (By Name): Donald P. Mains
Signature & Title: General Manager	Signature and Title: DAS for Economic Development
Date: 6-20-05	Date: 7/8/05

Previous Editions are Obsolete

form HUD-1044 (8/90)  
Ref. Handbook 2210.17



## Authority to Use Grant Funds

## U.S. Department of Housing and Urban Development Office of Community Planning and Development

FY-08-CPD-339

**To:** (name & address of Grant Recipient & name & title of Chief Executive Officer)

Esther Daigneault, Environmental Planning Manager  
Department of Public Works  
County of San Diego  
5469 Kearny Villa Road, Suite 305  
San Diego, CA 92123

**Copy To:** (name & address of Sub Recipient or Secondary Contact)

Kathleen Barefield  
Environmental Planner  
Department of Public Works  
County of San Diego  
5469 Kearny Villa Road, Suite 305  
San Diego CA 92123

We received your Request for Release of Funds and Certification, form  
HUD-7015.15 on

9/19/2008

Your Request was for HUD/State Identification Number

B-03-SP-CA-0092

All objections, if received, have been considered and the minimum waiting period has transpired.  
You are hereby authorized to use funds provided to you under the above HUD/State Identification Number.  
File this form for proper record keeping, audit, and inspection purposes.

### **Project/Activity:**

Loveland Reservoir Fishing Improvements Project

### **Location:**

Loveland Reservoir, south of Japatul Road and 0.75 mile east of Secuan Truck Trail, approximately two miles south  
of the community of Alpine, San Diego County, CA

### **Funding Source:**

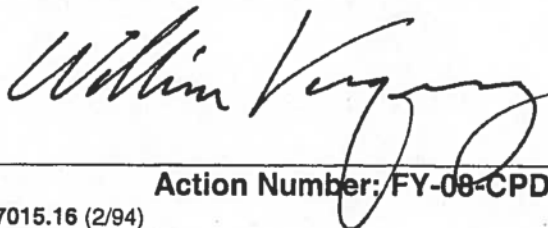
EDI SP Grant

### **Comments:**

Typed Name of Authorizing Officer:

William G. Vasquez, Director  
Office of CPD  
Los Angeles Field Office

Signature of Authorizing Officer



Effective Release Date:

10/5/2008

**Action Number: FY-08-CPD-339**

form HUD-7015.16 (2/94)  
ref. Handbook 6513.0

## U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

## CERTIFICATE OF PROJECT COMPLETION

FOR

EDI-SPECIAL PROJECT GRANT NO. B-03-SP-CA-0092

The Grantee, Sweetwater Authority, hereby certifies that: 1) the project as described in the approved application has been performed/completed in accordance with the terms and conditions of the executed Grant Agreement and applicable Grant award statute; 2) all data provided below fairly reflect costs and sources of funds for the project; 3) all data are taken from the HUD approved Financial Status Report and other current related documents; and 4) the Grantee has complied with all the requirements of the Grant Agreement.

Description	Amounts \$
1) Grant amount per Grant Agreement	<u>201,184.00</u>
2) Grant amount that meets the allowable and allocable requirements, including the necessary and reasonable standard, of OMB Circular A-87 or A-122	<u>201,184.00</u>
3) Cumulative Grant funds drawn down.	<u>201,184.00</u>
4) Balance available for drawdown. (line 2 minus line 3 if greater than zero)	<u>0</u>
5) Amount to be returned to HUD. (line 2 minus line 3 if less than zero)	<u>0</u>
6) Unused Grant amount to be canceled by HUD (line 1 minus line 3 minus line 4 if greater than zero)	<u>0</u>

Mark Rogers  
General Manager

Name/Title of Grantee Official

Signature of Authorizing Grantee Official

8/12/09  
Date

(WARNING: Section 1001, Title 18 of U.S. Code (Criminal Code and Criminal Procedure, 72 Stat. 967) applies to the above statements.)

THIS CERTIFICATE OF PROJECT COMPLETION IS HEREBY APPROVED:

Francis P. McNally  
Director  
Congressional Grants Division

Name/Title of Authorizing  
HUD Program Official

Signature of Authorizing HUD Official

1/14/11  
Date

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT  
GRANT CLOSEOUT AGREEMENT

FOR  
2003 EDI-SPECIAL PROJECT GRANT NO. B-03-SP-CA-0092

This Agreement, enter into by and between Sweetwater Authority, Chula Vista, CA hereinafter referred to as "Grantee") and the U.S. Department of Housing and Urban Development (hereinafter referred to as "HUD").

1. Whereas, the Grantee undertook activities with financial assistance in the amount of \$201,184 from HUD provided pursuant to the authority of Title II of Public Law 108-7 for project no. B-03-SP-CA-0092 hereinafter referred to as "project".

2. Whereas, the Grantee and HUD entered into a Grant Agreement dated 7/8/2005, as revised by N/A amendments, hereinafter referred to as the "Grant Agreement", and;

3. Whereas, the authorized and specified activities which comprise the project have been completed by the Grantee and/or other participating parties, as required by the Grant Agreement, and;

4. Whereas, the Grant Agreement requires compliance with 24 CFR Part 84 or 85, as applicable, which includes requirements continuing after Project completion related to use and disposition of real or personal property purchased with Federal funds, retention of and access to records after close-out dis-allowances of Grant payments, and collection of amounts due;

5. Whereas, the parties hereto desire to close-out the project in reliance upon: 1) Grantee's final progress/performance report including financial data and a performance/narrative report; and 2) the Grantee's Certificate of Project Completion.

Now therefore, in consideration of the mutual covenants, promises and representations contained herein, the parties hereto agree as follows:

Section A. The Grantee shall continue to comply with the applicable requirements of 24 CFR Part 84 or 85, as applicable, related to the use and disposition of real or personal property purchased with Federal funds, retention of and access to records, after close-out dis-allowances of grant payments, and collection of amounts due.

Section B. The Grantee agrees to the Total Grant Amount for the Project, including any reduction in the grant amount caused by a decrease in cost, as indicated on the Grantee's Certificate of Project Completion attached hereto and made a part hereof;

Section C. Any excess grant funds drawn by the Grantee, in the amount specified in Line 5 of the Certificate of Project Completion shall have been or shall be returned immediately to HUD under the following repayment terms:

N/A

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Section D. Any grant funds remaining in the Grantee's Line of Credit account for the referenced Project have been reduced to zero (0) pending any final draw indicated as a positive balance on line 7 of the Certificate of Project Completion. Grantee shall draw down this balance within the following period N/A or Credit to zero (0) and the Grantee shall have waived its rights to the remaining funding.

Section E. Execution of this Agreement shall constitute completion of the Project activities and financial closeout of project costs, except for ongoing requirements described in Section A of this Close-out Agreement. This Close-out Agreement shall be followed as required by the Program directives cited therein and the following additional post close-out requirements shall be followed as committed to in the approved application which was incorporated in the Grant Agreement:

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Section F. If any provision of this Agreement is held invalid, such holding shall not affect the validity of the remainder of this Agreement.

Section G. If a default occurs under this Agreement or under the Grant Agreement, HUD may at any time proceed to protect all rights available to HUD under this Agreement or under default provisions of the Grant Agreement.

Section H. Special Conditions required by this Agreement are attached:  
Attachment 1 - Summary of project costs, all grants received, and  
specific use of grant funds herein closed out.

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This Grant Close-out Agreement is hereby executed and delivered by the parties hereto on the dates set forth below their respective signatures and the Grantee agrees to abide by all governing regulations as of the date executed by HUD.

## Grantee's Authorized Official

Name:  
MARK ROGERSSignature: Mark RogersTitle:  
GENERAL MANAGERDate: 6/18/09

## HUD's Authorized Official

Name:  
Francis P. McNallySignature: F. McNallyTitle:  
DirectorDate: 1/14/11

(DATE OF EXECUTION OF AGREEMENT)

## ATTACHMENT 1

## SWEETWATER RESERVOIR AND LOVELAND RESERVOIR RECREATION PROJECTS

Cost Summary		Grant Applied					
Item	Cost	State of Calif.	State of Calif.	County SD	HUD (1)	HUD (2)	TOTAL
		\$ 738,750	\$ 200,000	\$ 100,000	\$ 490,000	\$ 201,184	\$ 1,729,934
	Expiration Date >	4/1/2004	4/1/2005	6/1/2004	4/3/2008	7/08/10	
<b>1. Sweetwater Authority Recreation Project</b>							
<b>A. Design and Permit Processing</b>							
LAFCO	\$ 6,666	\$ 6,666					\$ 6,666
State of California	\$ 2,850	\$ 2,850					\$ 2,850
RWQCB	\$ 2,950	\$ 2,950					\$ 2,950
County San Diego MUP	\$ 43,260	\$ 43,260					\$ 43,260
Federal HUD/County Process	incl'd above	incl'd above					incl'd above
Vendors	\$ 33,513	\$ 33,513					\$ 33,513
Consultants	\$ 179,433	\$ 179,433					\$ 179,433
Sweetwater Authority	\$ 120,847	\$ 97,922	\$ 22,925				\$ 120,847
Subtotal:	\$ 389,519	\$ 366,594	\$ 22,925				\$ 389,519
<b>B. Construction</b>							
Construction	\$ 971,064	\$ 372,156	\$ 177,075	\$ 100,000	\$ 321,833		\$ 971,064
Construction Administration	incl'd in 1 (A)				\$ -		\$ -
Geotechnical Inspection	\$ 8,025				\$ 8,025		\$ 8,025
Signs	\$ 4,045				\$ 4,045		\$ 4,045
Otay Water District Meter Upsize	\$ 1,467				\$ 1,467		\$ 1,467
Landscaping	\$ 6,221				\$ 6,221		\$ 6,221
Subtotal:	\$ 990,822	\$ 372,156	\$ 177,075	\$ 100,000	\$ 341,591	\$ -	\$ 990,822
<b>C. Environmental Mitigation</b>							
Otay Tarplant/Vernal Pool Mitigation Plan (RECON)	\$ 215,539				\$ 155,492	\$ 60,047	\$ 215,539
Otay Tarplant/Vernal Pool Monitoring (McMillin)	incl'd in 1 (A)				\$ -	\$ -	\$ -
Subtotal:	\$ 215,539				\$ 155,492	\$ 60,047	\$ 215,539
Sweetwater Reservoir - Subtotal	\$ 1,595,880	\$ 738,750	\$ 200,000	\$ 100,000	\$ 497,083	\$ 60,047	\$ 1,595,880
<b>2. Loveland Reservoir Recreation Project</b>							
County San Diego	\$ 7,880					\$ 7,880	\$ 7,880
RWQCB	\$ 560					\$ 560	\$ 560
Consultants	\$ 15,350					\$ 15,350	\$ 15,350
Vendors	\$ 3,150					\$ 3,150	\$ 3,150
Construction	\$ 34,759					\$ 34,759	\$ 34,759
Construction Administration	\$ 14,736					\$ 14,736	\$ 14,736
Floating Pier	\$ 79,095					\$ 79,095	\$ 79,095
Trail Improvements	\$ -					\$ -	\$ -
Loveland Reservoir - Subtotal	\$ 155,530					\$ 155,530	\$ 155,530
Total all expenditures	\$ 1,751,410	\$ 738,750	\$ 200,000	\$ 100,000	\$ 497,083	\$ 215,577	\$ 1,751,410
Balance		\$ -	\$ -	\$ -	\$ (7,083)	\$ (14,393)	\$ (21,476)

Rev '3/09

Notes: (1) HUD funding referenced as B-02-SP-CA-0050

(2) HUD funding referenced as B-03-SP-CA-0092

(3) Deficit shown in balance is funded by Sweetwater Authority

(4) Work to be completed by Sweetwater Authority in future

## FINANCIAL STATUS REPORT

(Short Form)

(Follow instructions on the back)

1. Federal Agency and Organizational Element to Which Report is Submitted US Dept Housing & Urban Development		2. Federal Grant or Other Identifying Number Assigned By Federal Agency B-03-SP-CA-0092		OMB Approval No. 0348-0038	Page of pages
3. Recipient Organization (Name and complete address, including ZIP code) Sweetwater Authority 505 Garrett Avenue, Chula Vista, CA 91910					
4. Employer Identification Number 95-2759399		5. Recipient Account Number or Identifying Number		6. Final Report <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	7. Basis <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual
8. Funding/Grant Period (See instructions) From: (Month, Day, Year) 7/8/2005		To: (Month, Day, Year) 7/8/2010		9. Period Covered by this Report From: (Month, Day, Year) 1/8/2009 To: (Month, Day, Year) 3/30/2009	
10. Transactions:		I Previously Reported	II This Period	III Cumulative	
a. Total outlays		181,044.00	20,140.00	201,184.00	
b. Recipient share of outlays				0.00	
c. Federal share of outlays		181,044.00	20,140.00	201,184.00	
d. Total unliquidated obligations					
e. Recipient share of unliquidated obligations					
f. Federal share of unliquidated obligations					
g. Total Federal share (Sum of lines e and f)				201,184.00	
h. Total Federal funds authorized for this funding period				201,184.00	
i. Unobligated balance of Federal funds (Line h minus line g)				0.00	
11. Indirect Expense	a. Type of Rate (Place "X" in appropriate box) <input type="checkbox"/> Provisional <input type="checkbox"/> Predetermined <input type="checkbox"/> Final <input type="checkbox"/> Fixed				
	b. Rate	c. Base	d. Total Amount	e. Federal Share	
12. Remarks: Attach any explanations deemed necessary or information required by Federal sponsoring agency in compliance with governing legislation.					
13. Certification: I certify to the best of my knowledge and belief that this report is correct and complete and that all outlays and unliquidated obligations are for the purposes set forth in the award documents.					
Typed or Printed Name and Title Debra Farrow, Director of Finance			Telephone (Area code, number and extension) (619) 409-6711		
Signature of Authorized Certifying Official 			Date Report Submitted March 30, 2009		

File



## SWEETWATER AUTHORITY

505 GARRETT AVENUE  
POST OFFICE BOX 2328  
CHULA VISTA, CALIFORNIA 91912-2328  
(619) 420-1413  
FAX (619) 425-7469  
<http://www.sweetwater.org>

GOVERNING BOARD  
W.D. "BUO" FOCKLINGTON, CHAIR  
RON MORRISON, VICE CHAIR  
TED MUEHLEISEN  
JOSE PRECIADO  
MARIA RUBALCABA  
TERESA "TERRY" THOMAS  
MARGARET COOK WELSH

MARK N. ROGERS  
GENERAL MANAGER  
JAMES L. SMYTH  
OPERATIONS MANAGER

August 12, 2009

U.S. Department of Housing and Urban Development  
Community Planning and Development  
Congressional Grants Division, Room 7144  
451 7<sup>th</sup> Street, SW  
Washington, DC 20410

Subject: EDI SPECIAL PROJECT NOS. B-02-SP-CA-0050 AND B-03-SP-CA-0092  
SEMI-ANNUAL REPORT  
SWA FILES: SWEETWATER RESERVOIR (DEV.) AND  
LOVELAND RESERVOIR (2008 B.P.) FISHING PROGRAMS

Dear Sir or Madam:

The grant funds received are designated for two separate projects herein referred to as the Sweetwater Reservoir Shoreline Fishing Program and the Loveland Reservoir Fishing Program. Grant funding was received from local government (County of San Diego) and the State of California, as well as two federal grants from the Housing and Urban Development (HUD). Both projects are now complete.

Enclosed you will find a Certificate of Project Completion for the subject HUD grant fund, as well as the Grant Closeout Agreement for Grant No. B-03-SP-CA-0092.

The grant funds received are designated for two separate projects. The progress of each project is as follows:

1. Sweetwater Reservoir Shoreline Fishing Program. This project consisted of the construction of a shoreline-only fishing program for public use at a limited area on the south side of this reservoir. The work involved planning, design, permitting, construction, and environmental mitigation. A timeline of events is as follows:

Date	Event/Milestone
1999-2002	Development of planning, design, environmental processing, and permit development (local, state, and federal). Note that original fishing program plan was completed in 1985. Work did not proceed due to lack of funding. Current planning and design modified to limits of expected grant funding.

*A Public Water Agency  
Serving National City, Chula Vista and Surrounding Areas*



U.S. Department of Housing and Urban Development  
Re: EDI Special Project Nos. B-02-SP-CA-0050 and B-03-SP-CA-0092  
August 12, 2009  
Page 2 of 3

- |            |   |
|------------|---|
| Dec. 2001  | Certified Supplemental Environmental Impact Report (original EIR certified in 1987) based on a revised plan.  |
| Feb. 2002  | County of San Diego approved a Major Use Permit.  |
| Sept. 2002 | No permit required from the U.S. Army Corps of Engineers.   |
| Mar. 2003  | 2081 Incidental Take Permit issued by State of California Department of Fish and Game.  |
| Jan. 2004  | Grading permit issued by County of San Diego.   |
| Mar. 2004  | Construction commenced.   |
| Jul. 2004  | Opening of fishing program to the public.   |
| Aug. 2004  | 1. County of San Diego provides final satisfaction to construction with the exception of the landscaping to be completed by Dec. 2004.<br>2. Environmental mitigation work commences. First year of a 5-year program. |
| Dec. 2004  | Submitted landscape plan to County of San Diego. Construction permit is completed.  |
| Current    | Continued with environmental mitigation work. Work is approximately 80 percent complete and will be finished with Sweetwater funding. This is an approximate 4-year effort.   |

2. Loveland Reservoir Fishing Program. This project involves constructing a fishing pier and trail improvements. The scope of work has been modified from the previous scope of constructing a floating bridge or similar structure to allow the public to cross the reservoir under high water conditions. This project involves planning, design, permitting, construction, and potential environmental mitigation of a fishing dock. The dock has been designed, purchased, and installed. All invoices have been paid and the project is complete. A Certificate of Project Completion and the Grant Closeout Agreement are enclosed.

Please note that grant funding has been received from entities other than the Federal Government. The funds from the other entities have been exhausted, so the Authority will process payment requests to HUD for all costs to complete both projects.


U.S. Department of Housing and Urban Development  
Re: EDI Special Project Nos. B-02-SP-CA-0050 and B-03-SP-CA-0092  
August 12, 2009  
Page 3 of 3

A financial summary is reflected on Attachment 1 (enclosed). The HUD grant fund noted in this closeout is highlighted in Attachment 1.

If you have any questions, please contact me at (619) 409-6750.

Sincerely,

SWEETWATER AUTHORITY



Jack Adam  
Director of Engineering

JA:MEG:vls

Enclosures: Certificate of Project Completion  
Grant Closeout Agreement  
Attachment 1

cc: Ms. Debra Farrow, Sweetwater Authority

# Request for Release of Funds and Certification

U.S. Department of Housing  
and Urban Development  
Office of Community Planning  
and Development

OMB No. 2506-0087  
(exp. 11/30/2004)

This form is to be used by Responsible Entities and Recipients (as defined in 24 CFR 58.2) when requesting the release of funds, and requesting the authority to use such funds, for HUD programs identified by statutes that provide for the assumption of the environmental review responsibility by units of general local government and States. Public reporting burden for this collection of information is estimated to average 36 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless that collection displays a valid OMB control number.

## Part 1. Program Description and Request for Release of Funds (to be completed by Responsible Entity)

1. Program Title(s) <b>Economic Development Initiative</b>	2. HUD/State Identification Number <b>B-02-SP-CA-0050</b>	3. Recipient Identification Number (optional)
4. OMB Catalog Number(s) <b>14.250</b>	5. Name and address of responsible entity <b>County of San Diego Department of Public Works, MS 0385 5469 Kearny Villa Road, Suite 305 San Diego, CA 92123-1152</b>	
6. For information about this request, contact (name & phone number) <b>Kathy Barefield(858)874-4041</b>	7. Name and address of recipient (if different than responsible entity) <b>Mr. Dennis Bostad, Operations Manager Sweetwater Authority 505 Garrett Avenue, Chula Vista CA 91910</b>	
8. HUD or State Agency and office unit to receive request <b>HUD Los Angeles Field Office 611 W. 6th Street, Suite 800 Los Angeles, CA 90017</b>		

The recipient(s) of assistance under the program(s) listed above requests the release of funds and removal of environmental grant conditions governing the use of the assistance for the following

9. Program Activity(ies)/Project Name(s) <b>Sweetwater Reservoir Recreation Project</b>	10. Location (Street address, city, county, State) <b>Sweetwater Reservoir located in the southwestern portion of the County of San Diego, State of California</b>
--	---

### 11. Program Activity/Project Description

Project development proposes a public fishing facility consisting of public access and shoreline fishing along 2.5 miles of the southwestern shore of the Sweetwater Reservoir; access improvements including widening of the existing on-site maintenance road and improvement of existing trails; providing a 15 foot wide fuel modification zone on both sides of the road and around the parking lot; construction of a paved and landscaped 150 space parking area; installation of water lines, irrigation, native landscaping, and portable restrooms; and reuse of an existing residential property along San Miguel Road for a caretaker's residence, office and concessions area.

**Part 2. Environmental Certification (to be completed by responsible entity)**

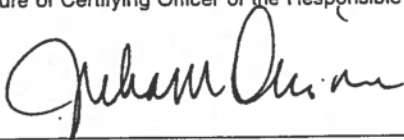
With reference to the above Program Activity(ies)/Project(s), I, the undersigned officer of the responsible entity, certify that:

1. The responsible entity has fully carried out its responsibilities for environmental review, decision-making and action pertaining to the project(s) named above.
2. The responsible entity has assumed responsibility for and complied with and will continue to comply with, the National Environmental Policy Act of 1969, as amended, and the environmental procedures, permit requirements and statutory obligations of the laws cited in 24 CFR 58.5; and also agrees to comply with the authorities in 24 CFR 58.6 and applicable State and local laws.
3. After considering the type and degree of environmental effects identified by the environmental review completed for the proposed project described in Part 1 of this request, I have found that the proposal ☐ did ☒ did not require the preparation and dissemination of an environmental impact statement.
4. The responsible entity has disseminated and/or published in the manner prescribed by 24 CFR 58.43 and 58.55 a notice to the public in accordance with 24 CFR 58.70 and as evidenced by the attached copy (copies) or evidence of posting and mailing procedure.
5. The dates for all statutory and regulatory time periods for review, comment or other action are in compliance with procedures and requirements of 24 CFR Part 58.
6. In accordance with 24 CFR 58.71(b), the responsible entity will advise the recipient (if different from the responsible entity) of any special environmental conditions that must be adhered to in carrying out the project.

As the duly designated certifying official of the responsible entity, I also certify that:

7. I am authorized to and do consent to assume the status of Federal official under the National Environmental Policy Act of 1969 and each provision of law designated in the 24 CFR 58.5 list of NEPA-related authorities insofar as the provisions of these laws apply to the HUD responsibilities for environmental review, decision-making and action that have been assumed by the responsible entity.
8. I am authorized to and do accept, on behalf of the recipient personally, the jurisdiction of the Federal courts for the enforcement of all these responsibilities, in my capacity as certifying officer of the responsible entity.

Signature of Certifying Officer of the Responsible Entity

X 

Title of Certifying Officer

Environmental Management Coordinator

Date signed

2/05/04

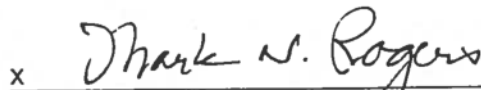
Address of Certifying Officer

County of San Diego, DPW  
5469 Kearny Villa Road, Mailstop 0385  
San Diego, CA 92123-1152

**Part 3. To be completed when the Recipient is not the Responsible Entity**

The recipient requests the release of funds for the programs and activities identified in Part 1 and agrees to abide by the special conditions, procedures and requirements of the environmental review and to advise the responsible entity of any proposed change in the scope of the project or any change in environmental conditions in accordance with 24 CFR 58.71(b).

Signature of Authorized Officer of the Recipient

X 

Title of Authorized Officer

Operations Manager

Date signed

2/5/04

Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)

# Affidavit of Publication

COUNTY OF SAN DIEGO

5469 KEARNY VILLA RD., MS 0385

SAN DIEGO, CA 92123

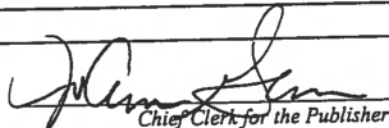
ATTN: KATHY BAREFIELD

STATE OF CALIFORNIA} ss.  
County of San Diego}

The Undersigned, declares under penalty of perjury under the laws of the State of California: That....She is a resident of the County of San Diego. THAT....She is and at all times herein mentioned was a citizen of the United States, over the age of twenty-one years, and that .....She is not a party to, nor interested in the above entitled matter; that ....She is..... Chief Clerk for the publisher of .....

**The San Diego Union-Tribune**  
a newspaper of general circulation, printed and published daily in the City of San Diego, County of San Diego, and which newspaper is published for the dissemination of local news and intelligence of a general character, and which newspaper at all the times herein mentioned had and still has a bona fide subscription list of paying subscribers, and which newspaper has been established, printed and published at regular intervals in the said City of San Diego, County of San Diego, for a period exceeding one year next preceding the date of publication of the notice hereinafter referred to, and which newspaper is not devoted to nor published for the interests, entertainment or instruction of a particular class, profession, trade, calling, race, or denomination, or any number of same; that the notice of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following date, to-wit:

JANUARY 20, 2004

  
Chief Clerk for the Publisher

## Affidavit of Publication of

Legal Classified Advertisement

Ad # 8782750

Ordered by: KATHY BAREFIELD

### NOTICE OF FINDING OF NO SIGNIFICANT IMPACT AND NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS

January 20, 2004

County of San Diego,  
California  
1600 Pacific Highway  
San Diego, CA 92101  
(619) 694-4822

These notices shall satisfy two separate but related procedural requirements for activities to be undertaken by the County of San Diego.

**REQUEST FOR  
RELEASE OF FUNDS**  
On or about February 5, 2004 the County of San Diego will authorize the Sweetwater Authority to submit a request to the HUD Los Angeles Field Office for the release of funds from the Economic Development Initiative (EDI) account for certain special projects under the VA-HUD-Independent Agencies Appropriations Act of 2002 (PL 107-73), to undertake a project known as the Sweetwater Reservoir Recreation Project, for the purpose of providing public access for shoreline fishing on the southwestern shoreline of Sweetwater Reservoir. Estimated funding is a portion of a \$490,000 total EDI fund allotment for the Sweetwater and Loveland Reservoirs Recreation Project. The project site is located along the southwestern portion of the Sweetwater Reservoir, Sweetwater Community Planning Area, County of San Diego. (Thos. Bros. 1291/C6-7).

**FINDING OF NO  
SIGNIFICANT  
IMPACT**  
The County of San Diego has determined that the project will have no significant impact on the human environment. Therefore, an Environmental Impact Statement under the National Environmental Policy Act of 1969 (NEPA) is not required. As a condition of project approval the following must occur.

The Sweetwater Authority shall comply with all terms and conditions and reporting requirements stipulated by the U.S. Fish and Wildlife Service and delegated to the County/HUD in the Biological Opinion issued for this project on April 29, 2003. As a result of project implementation impacts to vernal pools and Otay tarplant will occur. Overall, 20, 21 acres of habitat will be provided as mitigation for 9.82 acres of impact in accordance with the Final EIR and as a condition of the Major Use Permit (F01-012), Section 7 Consultation with the Fish and Wildlife Service, and Incidental Take Permit issued by the California Department of Fish and Game.

Additional project information is contained in the Environmental Review Record (ERR). Additional project information is contained in the Environmental Review Record (ERR) on file at the County of San Diego, Department of Public Works, 5469 Kearny Villas Rd., #305, San Diego, CA 92123 and may be examined or copied weekdays 7 A.M. to 4 P.M.

**PUBLIC COMMENTS**  
Any individual, group, or agency may submit written comments on the ERR to the County of San Diego, 5469 Kearny Villa Rd., #305, Attention: Kathy Barefield (Mail Stop 0385), San Diego, CA 92123. All comments received by February 4, 2004 will be considered by the County of San Diego prior to authorizing submission of a request for release of funds. Comments should specify which Notice they are addressing.

**RELEASE OF FUNDS**  
The County of San Diego certifies to the HUD Los Angeles Field Office that Ms. Julia Quinn in her capacity as Environmental Management Coordinator for the County of San Diego Department of Public Works consents to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. HUD's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows the Sweetwater Authority to use Program funds.

**OBJECTIONS TO  
RELEASE OF FUNDS**  
HUD will accept objections to its release of funds and the County of San Diego's certification for a period of fifteen days following the anticipated submission date or its actual receipt of the request (whichever is later) only if they are on one of the following bases: (a) the certification was not executed by the Certifying Officer of the County of San Diego; (b) the County of San Diego has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the grant recipient has committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by HUD; or (d) another Federal agency acting pursuant to 40 CFR Part 1504 has submitted a written finding that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58.76) and shall be addressed to the HUD Los Angeles Field Office at 611 West 6th Street, Suite 800, Los Angeles, California 90017. Potential objectors should contact the HUD Environmental Officer, HUD Los Angeles Field Office (Tel: 213-894-8000 or via fax 213-894-8122) to verify the actual last day of the objection period.

Ms. Julia Quinn  
Environmental  
Management  
Coordinator,  
County of San Diego

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

CERTIFICATE OF PROJECT COMPLETION

FOR

EDI-SPECIAL PROJECT GRANT NO. **B-03-SP-CA-0092**

The Grantee, Sweetwater Authority, hereby certifies that: 1) the project as described in the approved application has been performed/completed in accordance with the terms and conditions of the executed Grant Agreement and applicable Grant award statute; 2) all data provided below fairly reflect costs and sources of funds for the project; 3) all data are taken from the HUD approved Financial Status Report and other current related documents; and 4) the Grantee has complied with all the requirements of the Grant Agreement.

Description	Amounts	\$
1) Grant amount per Grant Agreement	201,184.00	
2) Grant amount that meets the allowable and allocable requirements, including the necessary and reasonable standard, of OMB Circular A-87 or A-122	201,184.00	
3) Cumulative Grant funds drawn down.	201,184.00	
4) Balance available for drawdown. (line 2 minus line 3 if greater than zero)	0	
5) Amount to be returned to HUD. (line 2 minus line 3 if less than zero)	0	
6) Unused Grant amount to be canceled by HUD (line 1 minus line 3 minus line 4 if greater than zero)	0	

Mark Rogers  
General Manager

Name/Title of Grantee Official

Signature of Authorizing Grantee Official

Date

8/12/09

(WARNING: Section 1001, Title 18 of U.S. Code (Criminal Code and Criminal Procedure, 72 Stat. 967) applies to the above statements.)

THIS CERTIFICATE OF PROJECT COMPLETION IS HEREBY APPROVED:

Francis P. McNally  
Director  
Congressional Grants Division

Name/Title of Authorizing  
HUD Program Official

Signature of Authorizing HUD Official

Date

F. McNally

12/6/11

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

GRANT CLOSEOUT AGREEMENT

FOR

2003 EDI-SPECIAL PROJECT GRANT NO. B-03-SP-CA-0092

This Agreement, enter into by and between Sweetwater Authority, Chula Vista, CA hereinafter referred to as "Grantee") and the U.S. Department of Housing and Urban Development (hereinafter referred to as "HUD").

1. Whereas, the Grantee undertook activities with financial assistance in the amount of \$201,184 from HUD provided pursuant to the authority of Title II of Public Law 108-7 for project no. B-03-SP-CA-0092 hereinafter referred to as "project".

2. Whereas, the Grantee and HUD entered into a Grant Agreement dated 7/8/2005, as revised by N/A amendments, hereinafter referred to as the "Grant Agreement", and;

3. Whereas, the authorized and specified activities which comprise the project have been completed by the Grantee and/or other participating parties, as required by the Grant Agreement, and;

4. Whereas, the Grant Agreement requires compliance with 24 CFR Part 84 or 85, as applicable, which includes requirements continuing after Project completion related to use and disposition of real or personal property purchased with Federal funds, retention of and access to records after close-out dis-allowances of Grant payments, and collection of amounts due;

5. Whereas, the parties hereto desire to close-out the project in reliance upon: 1) Grantee's final progress/performance report including financial data and a performance/narrative report; and 2) the Grantee's Certificate of Project Completion.

Now therefore, in consideration of the mutual covenants, promises and representations contained herein, the parties hereto agree as follows:

Section A. The Grantee shall continue to comply with the applicable requirements of 24 CFR Part 84 or 85, as applicable, related to the use and disposition of real or personal property purchased with Federal funds, retention of and access to records, after close-out dis-allowances of grant payments, and collection of amounts due.

Section B. The Grantee agrees to the Total Grant Amount for the Project, including any reduction in the grant amount caused by a decrease in cost, as indicated on the Grantee's Certificate of Project Completion attached hereto and made a part hereof;

Section C. Any excess grant funds drawn by the Grantee, in the amount specified in Line 5 of the Certificate of Project Completion shall have been or shall be returned immediately to HUD under the following repayment terms:

N/A

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Section D. Any grant funds remaining in the Grantee's Line of Credit account for the referenced Project have been reduced to zero (0) pending any final draw indicated as a positive balance on line 7 of the Certificate of Project Completion. Grantee shall draw down this balance within the following period N/A or Credit to zero (0) and the Grantee shall have waived its rights to the remaining funding.

Section E. Execution of this Agreement shall constitute completion of the Project activities and financial closeout of project costs, except for ongoing requirements described in Section A of this Close-out Agreement. This Close-out Agreement shall be followed as required by the Program directives cited therein and the following additional post close-out requirements shall be followed as committed to in the approved application which was incorporated in the Grant Agreement:

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Section F. If any provision of this Agreement is held invalid, such holding shall not affect the validity of the remainder of this Agreement.

Section G. If a default occurs under this Agreement or under the Grant Agreement, HUD may at any time proceed to protect all rights available to HUD under this Agreement or under default provisions of the Grant Agreement.

Section H. Special Conditions required by this Agreement are attached:  
Attachment 1 - Summary of project costs, all grants received, and  
specific use of grant funds herein closed out.

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This Grant Close-out Agreement is hereby executed and delivered by the parties hereto on the dates set forth below their respective signatures and the Grantee agrees to abide by all governing regulations as of the date executed by HUD.

Grantee's Authorized Official

Name: MARK ROGERS

Signature: Mark Rogers

Title: GENERAL MANAGER

Date: 6/18/09

HUD's Authorized Official

Name: Francis P. McNally

Signature: F. McNally

Title: Director

Date: 12/6/11

(DATE OF EXECUTION OF AGREEMENT)

# ATTACHMENT 1

## SWEETWATER RESERVOIR AND LOVELAND RESERVOIR RECREATION PROJECTS

Cost Summary		Grant Applied					
Item	Cost	State of Calif.	State of Calif.	County SD	HUD (1)	HUD (2)	TOTAL
		\$ 738,750	\$ 200,000	\$ 100,000	\$ 490,000	\$ 201,184	\$ 1,729,934
	Expiration Date >	4/1/2004	4/1/2005	6/1/2004	4/3/2008	7/08/10	
<b>1. Sweetwater Authority Recreation Project</b>							
<b>A. Design and Permit Processing</b>							
LAFCO	\$ 6,666	\$ 6,666					\$ 6,666
State of California	\$ 2,850	\$ 2,850					\$ 2,850
RWQCB	\$ 2,950	\$ 2,950					\$ 2,950
County San Diego MUP	\$ 43,260	\$ 43,260					\$ 43,260
Federal HUD/County Process	incl'd above	incl'd above					incl'd above
Vendors	\$ 33,513	\$ 33,513					\$ 33,513
Consultants	\$ 179,433	\$ 179,433					\$ 179,433
Sweetwater Authority	\$ 120,847	\$ 97,922	\$ 22,925				\$ 120,847
Subtotal:	\$ 389,519	\$ 366,594	\$ 22,925				\$ 389,519
<b>B. Construction</b>							
Construction	\$ 971,064	\$ 372,156	\$ 177,075	\$ 100,000	\$ 321,833		\$ 971,064
Construction Administration	incl'd in 1 (A)				\$ -		\$ -
Geotechnical Inspection	\$ 8,025				\$ 8,025		\$ 8,025
Signs	\$ 4,045				\$ 4,045		\$ 4,045
Otay Water District Meter Upsize	\$ 1,467				\$ 1,467		\$ 1,467
Landscaping	\$ 6,221				\$ 6,221		\$ 6,221
Subtotal:	\$ 990,822	\$ 372,156	\$ 177,075	\$ 100,000	\$ 341,591	\$ -	\$ 990,822
<b>C. Environmental Mitigation</b>							
Otay Tarplant/Vernal Pool Mitigation Plan (RECON)	\$ 215,539				\$ 155,492	\$ 60,047	\$ 215,539
Otay Tarplant/Vernal Pool Monitoring (McMillin)	incl'd in 1(A)				\$ -	\$ -	\$ -
Subtotal:	\$ 215,539				\$ 155,492	\$ 60,047	\$ 215,539
<b>Sweetwater Reservoir - Subtotal</b>	<b>\$ 1,595,880</b>	<b>\$ 738,750</b>	<b>\$ 200,000</b>	<b>\$ 100,000</b>	<b>\$ 497,083</b>	<b>\$ 60,047</b>	<b>\$ 1,595,880</b>
<b>2. Loveland Reservoir Recreation Project</b>							
County San Diego	\$ 7,880					\$ 7,880	\$ 7,880
RWQCB	\$ 560					\$ 560	\$ 560
Consultants	\$ 15,350					\$ 15,350	\$ 15,350
Vendors	\$ 3,150					\$ 3,150	\$ 3,150
Construction	\$ 34,759					\$ 34,759	\$ 34,759
Construction Administration	\$ 14,736					\$ 14,736	\$ 14,736
Floating Pier	\$ 79,095					\$ 79,095	\$ 79,095
Trail Improvements	\$ -					(4)	\$ -
<b>Loveland Reservoir - Subtotal</b>	<b>\$ 155,530</b>					<b>\$ 155,530</b>	<b>\$ 155,530</b>
<b>Total all Expenditures</b>	<b>\$ 1,751,410</b>	<b>\$ 738,750</b>	<b>\$ 200,000</b>	<b>\$ 100,000</b>	<b>\$ 497,083</b>	<b>\$ 215,577</b>	<b>\$ 1,751,410</b>
<b>Balance</b>		\$ -	\$ -	\$ -	\$ (7,083)	\$ (14,393)	\$ (21,476)

Rev '3/09

Notes: (1) HUD funding referenced as B-02-SP-CA-0050

(2) HUD funding referenced as B-03-SP-CA-0092

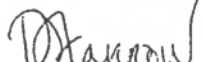
(3) Deficit shown in balance is funded by Sweetwater Authority

(4) Work to be completed by Sweetwater Authority in future

# FINANCIAL STATUS REPORT

(Short Form)

(Follow instructions on the back)

1. Federal Agency and Organizational Element to Which Report is Submitted US Dept Housing & Urban Development		2. Federal Grant or Other Identifying Number Assigned By Federal Agency B-03-SP-CA-0092		OMB Approval No. 0348-0038	Page of pages
3. Recipient Organization (Name and complete address, including ZIP code) Sweetwater Authority 505 Garrett Avenue, Chula Vista, CA 91910					
4. Employer Identification Number 95-2759399		5. Recipient Account Number or Identifying Number		6. Final Report <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	7. Basis <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual
8. Funding/Grant Period (See instructions) From: (Month, Day, Year) 7/8/2005		To: (Month, Day, Year) 7/8/2010		9. Period Covered by this Report From: (Month, Day, Year) 1/8/2009 To: (Month, Day, Year) 3/30/2009	
10. Transactions:		I Previously Reported	II This Period	III Cumulative	
a. Total outlays		181,044.00	20,140.00	201,184.00	
b. Recipient share of outlays				0.00	
c. Federal share of outlays		181,044.00	20,140.00	201,184.00	
d. Total unliquidated obligations					
e. Recipient share of unliquidated obligations					
f. Federal share of unliquidated obligations					
g. Total Federal share(Sum of lines c and f)				201,184.00	
h. Total Federal funds authorized for this funding period				201,184.00	
i. Unobligated balance of Federal funds(Line h minus line g)				0.00	
11. Indirect Expense	a. Type of Rate(Place "X" in appropriate box) <input type="checkbox"/> Provisional <input type="checkbox"/> Predetermined <input type="checkbox"/> Final <input type="checkbox"/> Fixed				
	b. Rate	c. Base	d. Total Amount	e. Federal Share	
12. Remarks: Attach any explanations deemed necessary or information required by Federal sponsoring agency in compliance with governing legislation					
13. Certification: I certify to the best of my knowledge and belief that this report is correct and complete and that all outlays and unliquidated obligations are for the purposes set forth in the award documents.					
Typed or Printed Name and Title Debra Farrow, Director of Finance			Telephone (Area code, number and extension) (619) 409-6711		
Signature of Authorized Certifying Official 			Date Report Submitted March 30, 2009		



## SWEETWATER AUTHORITY

505 GARRETT AVENUE  
POST OFFICE BOX 2328  
CHULA VISTA, CALIFORNIA 91912-2328  
(619) 420-1413  
FAX (619) 425-7469  
<http://www.sweetwater.org>

### GOVERNING BOARD

W.D. "BUD" POCKLINGTON, CHAIR  
RON MORRISON, VICE CHAIR  
TED MUEHLEISEN  
JOSE PRECIADO  
MARIA RUBALCABA  
TERESA "TERRY" THOMAS  
MARGARET COOK WELSH

MARK N. ROGERS  
GENERAL MANAGER  
JAMES L. SMYTH  
OPERATIONS MANAGER

August 12, 2009

U.S. Department of Housing and Urban Development  
Community Planning and Development  
Congressional Grants Division, Room 7144  
451 7<sup>th</sup> Street, SW  
Washington, DC 20410

Subject: EDI SPECIAL PROJECT NOS. B-02-SP-CA-0050 AND B-03-SP-CA-0092  
SEMI-ANNUAL REPORT  
SWA FILES: SWEETWATER RESERVOIR (DEV.) AND  
LOVELAND RESERVOIR (2008 B.P.) FISHING PROGRAMS

Dear Sir or Madam:

The grant funds received are designated for two separate projects herein referred to as the Sweetwater Reservoir Shoreline Fishing Program and the Loveland Reservoir Fishing Program. Grant funding was received from local government (County of San Diego) and the State of California, as well as two federal grants from the Housing and Urban Development (HUD). Both projects are now complete.

Enclosed you will find a Certificate of Project Completion for the subject HUD grant fund, as well as the Grant Closeout Agreement for Grant No. B-03-SP-CA-0092.

The grant funds received are designated for two separate projects. The progress of each project is as follows:

1. Sweetwater Reservoir Shoreline Fishing Program. This project consisted of the construction of a shoreline-only fishing program for public use at a limited area on the south side of this reservoir. The work involved planning, design, permitting, construction, and environmental mitigation. A timeline of events is as follows:

Date	Event/Milestone
1999-2002	Development of planning, design, environmental processing, and permit development (local, state, and federal). Note that original fishing program plan was completed in 1985. Work did not proceed due to lack of funding. Current planning and design modified to limits of expected grant funding.

U.S. Department of Housing and Urban Development  
Re: EDI Special Project Nos. B-02-SP-CA-0050 and B-03-SP-CA-0092  
August 12, 2009  
Page 2 of 3

Dec. 2001	Certified Supplemental Environmental Impact Report (original EIR certified in 1987) based on a revised plan.
Feb. 2002	County of San Diego approved a Major Use Permit.
Sept. 2002	No permit required from the U.S. Army Corps of Engineers.
Mar. 2003	2081 Incidental Take Permit issued by State of California Department of Fish and Game.
Jan. 2004	Grading permit issued by County of San Diego.
Mar. 2004	Construction commenced.
Jul. 2004	Opening of fishing program to the public.
Aug. 2004	1. County of San Diego provides final satisfaction to construction with the exception of the landscaping to be completed by Dec. 2004. 2. Environmental mitigation work commences. First year of a 5-year program.
Dec. 2004	Submitted landscape plan to County of San Diego. Construction permit is completed.
Current	Continued with environmental mitigation work. Work is approximately 80 percent complete and will be finished with Sweetwater funding. This is an approximate 4-year effort.

2. Loveland Reservoir Fishing Program. This project involves constructing a fishing pier and trail improvements. The scope of work has been modified from the previous scope of constructing a floating bridge or similar structure to allow the public to cross the reservoir under high water conditions. This project involves planning, design, permitting, construction, and potential environmental mitigation of a fishing dock. The dock has been designed, purchased, and installed. All invoices have been paid and the project is complete. A Certificate of Project Completion and the Grant Closeout Agreement are enclosed.

Please note that grant funding has been received from entities other than the Federal Government. The funds from the other entities have been exhausted, so the Authority will process payment requests to HUD for all costs to complete both projects.

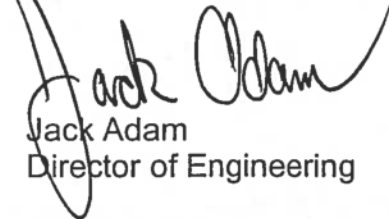
U.S. Department of Housing and Urban Development  
Re: EDI Special Project Nos. B-02-SP-CA-0050 and B-03-SP-CA-0092  
August 12, 2009  
Page 3 of 3

A financial summary is reflected on Attachment 1 (enclosed). The HUD grant fund noted in this closeout is highlighted in Attachment 1.

If you have any questions, please contact me at (619) 409-6750.

Sincerely,

SWEETWATER AUTHORITY



Jack Adam  
Director of Engineering

JA:MEG:vls

Enclosures: Certificate of Project Completion  
Grant Closeout Agreement  
Attachment 1

cc: Ms. Debra Farrow, Sweetwater Authority

Q05/GB4

(EDSI) EDI Special Projects  
Project Detail Query

04/28/2009  
14:31:09

Project...: B03SPCA0092

VRS# 48985-80002

-- Project Totals --

Vendor ID: 95-2759399

Region: 11 92

Authorized...: 201,184.00

Disbursed...: 0.00

Orig Eff

Disb Process: 201,184.00

Verify Date

Balance: 0.00

07/29/05 07/08/05

Receipts....: 0.00

SWEETWATER AUTHORITY

-- Program Area Level Payment Information --

P O BOX 2328

ABA No...: 1220-0049-6 UNION BANK OF CALIF

CHULA VISTA, CA 91910-2328

Accnt No.: 0072317373

Checking

Corr ABA.:

Pymt Mthd: ACH

R=Resv Auth Qry

N=Dispo Query

H=Grant Hist

V=Voucher Query

C=PAS/LOCCS Qry

A=Addr/Pymt Lvls

3=Letter Hist

Opt:\_\_\_\_\_

Data:\_\_\_\_\_



U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT  
WASHINGTON, D.C. 20410-1000

OFFICE OF THE ASSISTANT SECRETARY FOR  
COMMUNITY PLANNING AND DEVELOPMENT

APR 29 2004

Mr. James Smyth  
Chief Engineer  
Sweetwater Authority  
P.O. Box 2328  
Chula Vista, CA 91912

Dear Mr. Smyth:

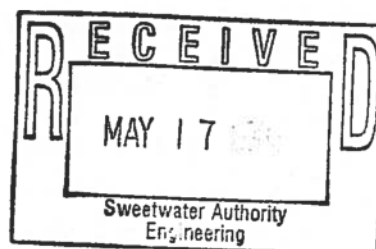
The Congress has directed our Department to provide funding from the Economic Development Initiative (EDI) account for certain special projects, pursuant to the VA-HUD-Independent Agencies Appropriations Act of FY 2003 (PL 108-7). These projects are specified in the Conference Report (HR 108-10), which accompanies the Act. The amount shown below is 99.35% of the amount specified in the Conference Report because of a .65% rescission mandated in the Act.

The Conference Report specifies the following special project(s):

**\$201,184: for recreation facilities construction at Sweetwater and Loveland Reservoirs in San Diego County, California. (B-03-SP-CA-0092)**

The Report also specifies that projects receiving funds must comply with environmental review requirements and that legislative waivers of such requirements will not be entertained. More detailed information on these environmental requirements is provided in the enclosed Application Kit. In addition, funds provided for projects shall not be used for reimbursement of expenses incurred prior to enactment of the Act on February 20, 2003.

Enclosed are all the materials necessary to apply for the project(s) listed above, to be completed and returned to the Department as explained in the instructions. As soon as we receive your completed application, we will review it promptly for consistency with the intent of Congress and applicable requirements and will notify you directly regarding approval of funding for the project(s).

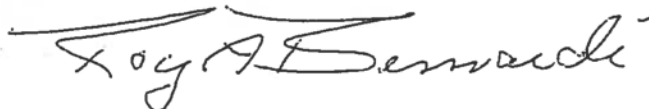




If your staff have any questions regarding the application package, they may contact the Office of Economic Development, Room 7146, U.S. Department of Housing and Urban Development, Washington, DC 20410, at (202) 708-3773.

I look forward to working with you to see your special project to completion.

Sincerely,

A handwritten signature in dark ink, reading "Roy A. Bernardi". The signature is fluid and cursive, with a long horizontal stroke at the beginning and a small flourish at the end.

Roy A. Bernardi  
Assistant Secretary

Enclosure



U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT  
WASHINGTON, D.C. 20410-1000

OFFICE OF COMMUNITY PLANNING  
AND DEVELOPMENT

January 19, 2012

Mr. Dennis Bostad  
General Manager  
Sweetwater Authority  
505 Garrett Avenue  
Chula Vista, CA 91910

Dear Mr. Bostad:

I am returning a signed copy of your Certification of Project Completion for your records. Please let me know if I can be of further assistance. I may be reached at (202) 708-3773, ext. 4661, fax (202)-708-7543, or [Joanne.Omega@hud.gov](mailto:Joanne.Omega@hud.gov).

We thank you for participating in our program.

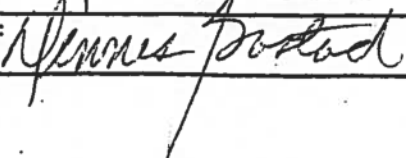
Sincerely,

A handwritten signature in dark ink, appearing to read "Joanne Omega", is written over the word "Sincerely,".

Joanne Omega  
Special Projects Division

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT  
COMMUNITY PLANNING AND DEVELOPMENT  
WASHINGTON, DC

APPLICATION FORM FOR FY 2003 EDI-SPECIAL PROJECT GRANT

<b>Legal Name and Street Address:</b> SWEETWATER AUTHORITY 505 GARRETT AVE., CHULA VISTA, CA 91910 P.O. BOX 2328, CHULA VISTA, CA 91912-2328		<b>(1) Name, Mailing Address and Numbers of Contact Person (give area code):</b> JAMES L. SMYTH c/o SWEETWATER AUTHORITY P.O. BOX 2328 CHULA VISTA, CA 91912-2328  Tel: (619) 409-6750 Fax: (619) 425-9469 E-Mail: jsmyth@sweetwater.org	
<b>Federal Tax ID#</b> 95-2759399			
<b>Type of Applicant (check appropriate box)</b> <input checked="" type="checkbox"/> Unit of General Government <input type="checkbox"/> Housing Authority <input type="checkbox"/> College or University <input type="checkbox"/> Other Nonprofit		<b>(3) Congressional District(s)</b>  Applicant: 50 Project: 51	<b>(4) Project Includes Construction and/or Demolition and/or Acquisition:</b>  <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<b>Participating Parties: enter name and function of any participating parties.</b>			
NAME		FUNCTION	
STATE OF CALIFORNIA DEPT. OF RECREATION		1	
COUNTY OF SAN DIEGO			
<b>Project Description (must conform to description in HUD Conference Committee Report which is quoted in the invitation letter from HUD to Applicant- use additional pages if needed):</b>			
SEE ATTACHED DESCRIPTION AND BUDGET.			
<b>Grant amount (not to exceed amount appropriated):</b> \$ 201,184			
<b>TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION ARE TRUE AND CORRECT. THIS APPLICATION HAS BEEN DULY AUTHORIZED BY THE GOVERNING BODY OF THE APPLICANT AND SIGNED BY AN OFFICIAL AUTHORIZED TO APPLY FOR AND MANAGE A FEDERAL GRANT. THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS AWARDED.</b>			
<b>Type Name of Authorized Representative:</b> DENNIS BOSTAD		<b>Type Title of Authorized Representative:</b> GENERAL MANAGER	
<b>Signature of Authorized Representative:</b> 		<b>Type Phone Number of Authorized Representative:</b> (619) 409-6701	
		<b>Date Authorized Representative Signed:</b> 6/14/04	

## **Attachment to Application Form for FY 2003 EDI-Special Project Grant (Box 7)**

**Project Title:** Sweetwater and Loveland Reservoirs Recreation Project

**Description:**

### **A. Sweetwater Reservoir Recreation Project**

The project is a shoreline fishing program to allow public recreation along approximately 2.5 miles of the southwest shoreline only of Sweetwater Reservoir. There is presently no public fishing access allowed at this reservoir. The project site is located in southwest San Diego County, in the unincorporated community of Bonita, along the southwest shoreline of Sweetwater Reservoir. The entrance would be via the existing driveway at 6503 San Miguel Road, east of Proctor Valley Road. The project will be open Saturday, Sunday, and Monday only, from dawn to dusk.

It consists of the following components: construction of two parking areas totaling approximately 150 spaces with a main parking lot on San Miguel Point; widening of approximately one mile of an existing maintenance road from San Miguel Road to the main parking lot; improvement of existing trails; installation of a 4-inch diameter water line, irrigation, landscaping, portable restrooms; modify an existing residence for potential office/concession/caretaker building; installation of sewer facilities to the office building; provision of restrooms and 30 parking spaces adjacent to the office building; environmental processing and mitigation; and administration, design, and construction management.

Cost of the project is shown on the Budget (Attachment 'A'). Commencement of construction was March 2004. Completion of construction is estimated by July 2004. However, based on the regulatory permits received, the program requires a five (5) year environmental mitigation program. Sweetwater Authority will be responsible to manage the construction and the full operation of this project upon opening.

### **B. Loveland Reservoir Project**

This project involves the purchase and installation of a floating bridge, or fishing pier to allow the public to access both sides of the shoreline within the existing fishing program area at Loveland Reservoir. The bridge will be approximately 250 feet long and for pedestrian use only. No formal design or environmental studies have been completed at this time.

The cost of the project is shown on the Budget (Attachment 'A'). No date for construction is known at this time. Sweetwater Authority will be responsible to manage the construction and the full operation of this project upon completion.

## Attachment "A"

COST SUMMARY				
ITEM	COST	HUD (1) \$ 490,000	HUD (2) \$ 201,184	TOTAL \$ 691,184
<b>Sweetwater Reservoir Recreation Project</b>				
<b>A. Design &amp; Permit Processing</b>				
Lafco	\$ 6,666	\$ -	\$ -	\$ -
State of Calif	\$ 3,550	\$ -	\$ -	\$ -
RWQCB	\$ 2,250	\$ -	\$ -	\$ -
Dept. of Health Services (estimated)	\$ 1,000	\$ -	\$ -	\$ -
County SD MUP (estimated)	\$ 40,000	\$ -	\$ -	\$ -
Federal HUD/County Process	included above	\$ -	\$ -	\$ -
Vendors	\$ 31,600	\$ -	\$ -	\$ -
Consultants	\$ 168,500	\$ -	\$ -	\$ -
Sweetwater Authority	\$ 108,000	\$ -	\$ -	\$ -
Subtotal	\$ 361,566	(see Note 3)	(see Note 3)	(see Note 3)
<b>B. Construction</b>				
Construction Bid Amount	\$ 842,625	\$ 165,441	\$ -	\$ 165,441
Contingency for Construction	\$ 90,000	\$ 90,000	\$ -	\$ 80,000
Construction Admin	\$ 10,000	\$ 10,000	\$ -	\$ 10,000
Geotechnical Inspection	\$ 5,000	\$ 5,000	\$ -	\$ 5,000
Survey	\$ 2,500	\$ 2,500	\$ -	\$ 2,500
Signs	\$ 7,000	\$ 7,000	\$ -	\$ 7,000
Kiosk	\$ 3,000	\$ 3,000	\$ -	\$ 3,000
Buoy (each end of fishing limits)	\$ 3,000	\$ 3,000	\$ -	\$ 3,000
Ticket Machine	\$ 13,000	\$ 13,000	\$ -	\$ 13,000
Trash receptables (40)	\$ 2,000	\$ 2,000	\$ -	\$ 2,000
Fish Habitat	\$ 1,500	\$ 1,500	\$ -	\$ 1,500
Trash enclosure	\$ 4,500	\$ 4,500	\$ -	\$ 4,500
Otay Water District meter upsize	\$ 1,467	\$ 1,467	\$ -	\$ 1,467
Landscaping	\$ 20,000	\$ 20,000	\$ -	\$ 20,000
Subtotal	\$ 1,005,592	\$ 328,408	(see Note 3)	\$ 318,408
<b>C. Environmental Mitigation</b>				
Otay Tar Plant/Vernal Pool Mitigation Plan	\$ 232,000	\$ 41,592	\$ 190,408	\$ 232,000
Otay Tarplant/Vernal Pool monitoring	\$ 20,000	\$ 20,000	\$ -	\$ 20,000
Subtotal	\$ 252,000	\$ 61,592	\$ 190,408	\$ 252,000
Subtotal Sweetwater Reservoir	\$ 1,619,158	\$ 390,000	\$ 190,408	\$ 570,408
<b>Loveland Reservoir Recreation Project</b>				
Design	\$ 10,776	\$ 10,779	\$ -	\$ 10,779
Floating Bridge	\$ 100,000	\$ 99,221	\$ 10,776	\$ 109,997
Subtotal Loveland Reservoir	\$ 110,776	\$ 110,000	\$ 10,776	\$ 120,776
Totals	\$ 1,719,158	\$ 500,000	\$ 201,184	\$ 691,184
Balance Grant Funding		\$ (10,000)	\$ -	\$ -

## Notes:

1. HUD Grant 1 is B-02-SP-CA-0050
2. HUD Grant 2 is B-03-SP-CA-0092
3. Funding difference between cost of the projects, \$1,719,158, and total HUD fundings (\$691,184) is provided by other grant funding.

6/24/2004

**Applicant Assurances and  
Certifications**

U.S. Department of Housing  
and Urban Development

OMB Approval No. 2501-0017  
(exp. 03/31/2005)

**Instructions for the HUD-424-B Assurances and Certifications**

As part of your application for HUD funding, you, as the official authorized to sign on behalf of your organization or an individual must provide the following assurances and certifications. By signing this form, you are stating that to the best of your knowledge and belief, all assertions are true and correct.

As the duly authorized representative of the applicant, I certify that the applicant [Insert below the Name and title of the Authorized Representative, name of Organization and the date of signature]:

Name: DENNIS BOSTAD Title: GENERAL MANAGER  
Organization: SWEETWATER AUTHORITY Date: 6/14/04

1. Has the legal authority to apply for Federal assistance, has the institutional, managerial and financial capability (including funds to pay the non-Federal share of program costs) to plan, manage and complete the program as described in the application and the governing body has duly authorized the submission of the application, including these assurances and certifications, and authorized me as the official representative of the applicant to act in connection with the application and to provide any additional information as may be required.

2. Will administer the grant in compliance with Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000(d)) and implementing regulations (24 CFR Part 1), which provide that no person in the United States shall, on the grounds of race, color or national origin, be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination under any program or activity that receives Federal financial assistance OR if the applicant is a Federally recognized Indian tribe or its tribally designated housing entity, is subject to the Indian Civil Rights Act (25 U.S.C. 1301-1303).

3. Will administer the grant in compliance with Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794), as amended, and implementing regulations at 24 CFR Part 8, and the Age Discrimination Act of 1975 (42 U.S.C. 6101-07), as amended, and implementing regulations at 24 CFR Part 146 which together provide that no person in the United States shall, on the grounds of disability or age, be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination under any program or activity that receives Federal financial assistance; except if the grant program authorizes or limits participation to designated populations, then the applicant will comply with the nondiscrimination requirements within the designated population.

4. Will comply with the Fair Housing Act (42 U.S.C. 3601-19), as amended, and the implementing regulations at 24 CFR Part 100, which prohibit discrimination in housing on the basis of race, color, religion, sex, disability, familial status, or national origin; except an applicant which is an Indian tribe or its instrumentality which is excluded by statute from coverage does not make this certification; and further except if the grant program authorizes or limits participation to designated populations, then the applicant will comply with the nondiscrimination requirements within the designated population.

5. Will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (42 U.S.C. 4601) and implementing regulations at 49 CFR Part 24 and 24 CFR 42, Subpart A.

6. Will comply with the environmental requirements of the National Environmental Policy Act (42 U.S.C. 4321 *et seq.*) and related Federal authorities prior to the commitment or expenditure of funds for property acquisition and physical development activities subject to implementing regulations at 24 CFR parts 50 or 58.

7. Will or will continue to provide a drug-free workplace by:

(a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the applicant's workplace and specifying the actions that will be taken against employees for violation of such prohibition;

(b) Establishing an on-going drug-free awareness program to inform employees about –

(1) The dangers of drug abuse in the workplace;

(2) The applicant's policy of maintaining a drug-free workplace;

(3) Any available drug counseling, rehabilitation, and employee assistance programs; and

(4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;

(c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required in Paragraph (a);

(d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will –

(1) Abide by the terms of the statement; and

(2) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;

**Applicant Assurances and  
Certifications (Continued)**

**U.S. Department of Housing  
and Urban Development**

OMB Approval No. 2501-0017  
(exp. 03/31/2005)

(e) Notifying the agency in writing, within ten calendar days after receiving notice under paragraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer or other designee on whose grant activity the convicted employee has worked, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;

(f) Taking one of the following actions, within 30 calendar days of receiving notice under paragraph (d)(2), with respect to any employee who is so convicted--

(1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or

(2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by Federal, State, or local health, law enforcement, or other appropriate agency;

(g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a),

(b), (c), (d), (e), and (f).

(h). The applicant may insert in the space provided below the site(s) for the performance of work or may provide this information in connection with each application.

(i). Place of Performance (street address, city, county, state, zip code)

8. In accordance with 24 CFR Part 24, and its principals:

(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;

(b) Have not within a three year period preceding this proposal, been convicted of or had a civil judgement rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification, or destruction of records, making false statements, or receiving stolen property;

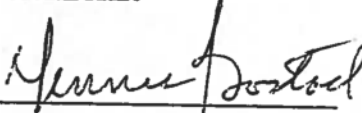
(c) Are not presently indicted for otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in the preceding paragraph of this certification; and

(d) Where the applicant is unable to certify to any of the statements in this certification, an explanation shall be attached.

(e) Will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility, and Voluntary Exclusion - Lower Tier Covered Transaction," provided by the HUD without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.

These certifications and assurances are material representations of the fact upon which HUD can rely when awarding a grant. If it is later determined that I, the applicant, knowingly made an erroneous certifications or assurance, I may be subject to criminal prosecution. HUD may also terminate the grant and take other available remedies.

**SIGNATURE:**

  
**DENNIS BOSTAD**

Certification Regarding Lobbying

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Executed this 14TH date of JUNE, 2004.

By *Dennis Bostad*  
(Signature)

DENNIS BOSTAD  
(Typed or printed name)

GENERAL MANAGER  
(Title, if any)

Covered action: RECREATION FACILITIES CONSTRUCTION AT  
(Project name or activity)

SWEETWATER AND LOVELAND RESERVOIRS IN SAN DIEGO  
COUNTY, CALIFORNIA



# DISCLOSURE OF LOBBYING ACTIVITIES

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352  
(See reverse for public burden disclosure.)

Approved by OMB  
0348-0046

<b>1. Type of Federal Action:</b> <input checked="checked" type="checkbox"/> a. contract <input type="checkbox"/> b. grant <input type="checkbox"/> c. cooperative agreement <input type="checkbox"/> d. loan <input type="checkbox"/> e. loan guarantee <input type="checkbox"/> f. loan insurance		<b>2. Status of Federal Action:</b> <input checked="checked" type="checkbox"/> a. bid/offer/application <input type="checkbox"/> b. initial award <input type="checkbox"/> c. post-award		<b>3. Report Type:</b> <input checked="checked" type="checkbox"/> a. initial filing <input type="checkbox"/> b. material change <b>For Material Change Only:</b> year _____ quarter _____ date of last report _____	
<b>4. Name and Address of Reporting Entity:</b> <input checked="checked" type="checkbox"/> Prime <input type="checkbox"/> Subawardee Tier _____, if known: <b>SWEETWATER AUTHORITY</b> <b>505 GARRETT AVE., CHULA VISTA, CA 91910</b> <b>P.O. BOX 2328, CHULA VISTA, CA 91912-2328</b> Congressional District, if known: 51			<b>5. If Reporting Entity in No. 4 is a Subawardee, Enter Name and Address of Prime:</b>  N/A  Congressional District, if known:		
<b>6. Federal Department/Agency:</b>  HUD			<b>7. Federal Program Name/Description:</b> <b>RECREATION FACILITIES CONSTRUCTION AT SWEETWATER AND LOVELAND RESERVOIRS IN SAN DIEGO COUNTY, CA</b> CFDA Number, if applicable:		
<b>8. Federal Action Number, if known:</b> B-03-SP-CA-0092			<b>9. Award Amount, if known:</b> \$201,184		
<b>10. a. Name and Address of Lobbying Registrant (if individual, last name, first name, MI):</b> <b>THOMAS WALTERS &amp; ASSOCIATES</b> <b>440 FIRST STREET, N.W., SUITE 430</b> <b>WASHINGTON, D.C. 20001</b>			<b>b. Individuals Performing Services (including address if different from No. 10a) (last name, first name, MI):</b>  <b>THOMAS WALTERS</b> <b>DON GILCHREST</b>		
<b>11. Information requested through this form is authorized by title 31 U.S.C. section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be reported to the Congress semi-annually and will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.</b>			Signature: <u><i>Dennis Bostad</i></u> Print Name: <u>DENNIS BOSTAD</u> Title: <u>GENERAL MANAGER</u> Telephone No.: <u>(619) 409-6701</u> Date: <u>6/14/04</u>		
<b>Federal Use Only:</b>				Authorized for Local Reproduction Standard Form LLL (Rev. 7-97)	

**DISCLOSURE OF LOBBYING ACTIVITIES  
CONTINUATION SHEET**

Approved by OMB  
0348-0046

Reporting Entity: N/A Page        of

**Acknowledgment of Receipt  
of Application for A  
FY 2003 EDI-Special Project**

U.S. Department of Housing  
and Urban Development  
Washington, DC 20410

Type or clearly print your name and return address in the space below.

DENNIS BOSTAD, GENERAL MANAGER

SWEETWATER AUTHORITY

P.O. BOX 2328

CHULA VISTA, CA 91912-2328

---

fold line

**To Be Signed/Dated Below by HUD Processing and Control Branch, Room 7251, 451  
Seventh Street, SW, Washington, DC 20410:**

We have received your application for a FY 2003 EDI-Special Project grant. The EDI-Special Project Team will review your application and contact you if any more information is needed. Otherwise, you should receive an approval package in the near future.

Processor's Name: \_\_\_\_\_

Date of Receipt: \_\_\_\_\_

**FY 2003 EDI-SPECIAL PROJECT NO. B-03-SP-CA-0092**

**GRANT AGREEMENT  
(Includes Sub-Grantee)**

This Grant Agreement between the Department of Housing and Urban Development (HUD) and Sweetwater Authority (the Grantee) is made pursuant to the authority of Public Law 108-7 (the FY 2003 Appropriations Act for HUD and other agencies) and House Report 108-10 (the Conference Report on the Appropriations Act). The amount shown below is 99.35% of the amount specified in the Conference Report because of a .65% rescission mandated in the Act. The Grantee's application package, as may be amended by the provisions of this Grant Agreement, is hereby incorporated into this Agreement.

In reliance upon and in consideration of the mutual representations and obligations hereunder, HUD and the Grantee agree as follows:

Subject to the provisions of the Grant Agreement, HUD will make grant funds in the amount of \$201,184 available to the Grantee.

The Grantee agrees to abide by the following:

**ARTICLE I. HUD Requirements.**

The Grantee agrees to comply with the following requirements for which HUD has enforcement responsibility.

A. The grant funds will only be used for activities described in the application, which is incorporated by reference and made part of this Agreement as may be modified by Article VIII (A) of this Grant Agreement.

**B. EQUAL OPPORTUNITY REQUIREMENTS**

The grant funds must be made available in accordance with the following:

1. For projects involving housing, the requirements of the Fair Housing Act (42 U.S.C. 3601-20) and implementing regulations at 24 CFR Part 100; Executive Order 11063 (Equal Opportunity in Housing) and implementing regulations at 24 CFR Part 107.
2. The requirements of Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d) (Nondiscrimination in Federally Assisted Programs) and implementing regulations issued at 24 CFR Part 1.
3. The prohibitions against discrimination on the basis of age under the Age Discrimination Act of 1975 (42 U.S.C. 6101-07) and implementing regulations at 24 CFR Part 146, and the prohibitions against discrimination against handicapped individuals under section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and implementing regulations at 24 CFR Part 8.

4. The requirements of 24 CFR 5.105(a) regarding equal opportunity as well as the requirements of Executive Order 11246 (Equal Employment Opportunity) and the implementing regulations issued at 41 CFR Chapter 60.
5. For those grants funding construction covered by 24 CFR 135, the requirements of section 3 of the Housing and Urban Development Act of 1968, (12 U.S.C. 1701u) which requires that economic opportunities generated by certain HUD financial assistance shall, to the greatest extent feasible, be given to low- and very low-income persons and to businesses that provide economic opportunities for these persons.
6. The requirements of Executive Orders 11625 and 12432 (concerning Minority Business Enterprise), and 12138 (concerning Women's Business Enterprise). Consistent with HUD's responsibilities under these Orders, the Grantee must make efforts to encourage the use of minority and women's business enterprises in connection with grant funded activities. See 24 CFR Part 85.36(e) , which describes actions to be taken by the Grantee to assure that minority business enterprises and women business enterprises are used when possible in the procurement of property and services.
7. Where applicable, Grantee shall maintain records of its efforts to comply with the requirements cited in Paragraphs 5 and 6 above.

C. ENVIRONMENTAL REVIEW REQUIREMENTS.

1. If the Grantee is a unit of general local government, a State, an Indian Tribe, or an Alaskan Native Village, the Grantee agrees to assume all of the responsibilities for environmental review and decision- making and actions, as specified and required in regulations issued by the Secretary pursuant to the Multifamily Housing Property Disposition Reform Act of 1994 and published in 24 CFR Part 58.
2. If the Grantee is a housing authority, redevelopment agency, academic institution, hospital, or other non-profit organization, the Grantee shall request the unit of general local government, Indian Tribe, or Alaskan Native Village, within which the project is located and which exercises land use responsibility, to assume all of the responsibilities for environmental review and decision-making as specified in paragraph C.1 above, and the Grantee shall carry out all of the responsibilities of a recipient under 24 CFR Part 58.

- D. Administrative requirements of OMB Circular A-133 "Audits of States, Local governments and Non-Profit Organizations."
- E. For State and Local Governments, the Administrative requirements of 24 CFR Part 85, including the procurement requirements of 24 CFR Part 85.36, and the requirements of OMB Circular A-87 regarding Cost Principles for State and Local Governments. For Non-Profits, the Administrative requirements of 24 CFR Part 84, including the procurement requirements of 24 CFR Part 84.40, and OMB Circular A-122 regarding Cost Principles for Non-Profit Institutions. For Institutions of Higher Education the applicable OMB Circular regarding Cost Principles is A-21.
- F. The regulations at 24 CFR Part 87, related to lobbying, including the requirement that the Grantee obtain certifications and disclosures from all covered persons.
- G. Restrictions on participation by ineligible, debarred or suspended persons or entities as described in Executive Order 12549 and at CFR 24 Part 5.105(c).
- H. The Uniform Relocation Act as implemented by regulations at 49 CFR Part 24.
- I. The Grantee will comply with all accessibility requirements under section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and implementing regulations at 24 CFR Part 8, where applicable.

ARTICLE II. Agreement to Enforce Compliance by the Sub-Grantee with the requirements of this Grant Agreement.

- A. The Grantee agrees to enter into a Sub-Grant Agreement with each Sub-Grantee that will have responsibility for designated aspects of project performance as identified in the application and Article VIII (B) of the Grant Agreement. The Sub-Grant Agreement shall commit the Sub-Grantee to comply with the terms of this Grant Agreement.
- B. The Grantee agrees to enforce compliance by the Sub-Grantee with the terms of this Agreement.
- C. The Sub-Grant Agreement between the Grantee and the Sub-Grantee shall contain the following:
  - 1. The activities to be undertaken by the Sub-Grantee, consistent with the activities described in the Grantee's application as modified by Article VIII (A) of this Grant Agreement.
  - 2. All applicable equal opportunity requirements set forth in Article I, Section B of this Grant Agreement.

3. Anti-lobbying requirements in 24 CFR Part 87, including the requirement to provide certain certifications and/or disclosures to the Grantee.
4. The administrative requirements of 24 CFR Part 84 or Part 85 as appropriate and Treasury Circular 1075, that grants funds shall not be requested or disbursed by the Grantee until needed and shall be the minimum amount necessary. Additional requirements for draw downs are in Articles III and IV.
5. The cost charges to the grant must be allowable (including the "reasonable and necessary" standard) and allocable as specified in OMB Circular A-87, A-122 or A-21 as appropriate.
6. The Uniform Relocation Act as implemented by regulations at 49 CFR Part 24.
7. The Grantee will comply with all accessibility requirements under section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and implementing regulations at 24 CFR Part 8, where applicable.
8. Restrictions on participation by ineligible, debarred or suspended persons or entities as described in Executive Order 12549 and at CFR 24 Part 5.105(c).

#### ARTICLE III. Conditions Precedent to Draw Down.

The Grantee may not draw down grant funds until the following actions have taken place:

- A. The Grantee and each Sub-Grantee have executed a contract as required by Article II.
- B. The Grantee has received and approved any certifications and disclosures required by 24 CFR 87.100 concerning lobbying and by 24 CFR 24.510(b) regarding ineligibility, suspension and debarment.
- C. Any other conditions listed in Article VIII ( C ) of this Grant Agreement.

#### ARTICLE IV. Draw Downs.

- A. A request by the Grantee to draw down grant funds under the Voice Response Access system or any other payment system constitutes a representation by the Grantee that it and all participating parties are complying with the terms of this Grant Agreement.
- B. The Grantee will be paid on an advance basis provided that the Grantee minimizes the time elapsing between transfer of the grant funds and disbursement for project purposes and otherwise follows the requirements of 24 CFR Part 85 or Part 84 and Treasury Circular 1075 (31 CFR Part 205).

- C. Before the Grant Agreement is signed, the Grantee may incur cost for activities which are exempt from environmental review under 24 CFR Part 58 and may charge the costs to the grant. Funds provided by this grant however, may not be used for reimbursement of expenses incurred prior to the enactment of The Act authorizing these funds on **February 20,2003**.

#### ARTICLE V. Progress Reports.

- A. The Grantee shall submit to the Grant Officer a progress report every six-months after the effective date of the Grant Agreement. Progress reports shall consist of (1) a one-page narrative of work accomplished during the reporting period and (2) a completed Financial Status Report - Form 269 A. HUD may require additional information or increased frequency of reporting as described in article VIII C.
- B. The performance reports must contain the information required under 24 CFR Part 85.40(b) (2) or 24 CFR Part 84.51(a), as applicable including a comparison of actual accomplishment to the objectives indicated in the approved application, the reasons for slippage if established objectives were not met, and additional pertinent information including explanation of significant cost overruns.
- C. No grant drawdowns will be approved for projects with overdue progress reports.

#### ARTICLE VI. Project Close-out.

- A. The grantee shall submit to the Grant Officer a written request to close-out the grant 30 days after the grantee has drawn down all funds and completed the activities described in the application, as may be amended. The final report shall consist of (1) a narrative of all work accomplished during the project period and (2) a completed Financial Status Report - Form 269 A covering the entire project period.

HUD will then send the Close-out Agreement and Close-out Certification to the Grantee. At HUD's option, the Grantee may delay initiation of project close-out until the resolution of any HUD monitoring findings. If HUD exercises this option the Grantee must promptly resolve the findings.

- B. The Grantee recognizes that the close-out process may entail a review by HUD to determine compliance with the Grant Agreement by the Grantee and all participating parties. The Grantee agrees to cooperate with any review in any way possible, including making available records requested by HUD and the project for on-site HUD inspection.
- C. The Grantee shall provide to HUD the following documentation:
1. A Certificate of Project Close-out.
  2. A Grant Close-out Agreement.



3. A final financial report giving the amount and types of project costs charged to the grant (that meet the allowability and allocability requirements of OMB Circular A-122, A-87 or A-21 as applicable, including the "necessary and reasonable" standard); a certification of the costs, and the amounts and sources of other project funds.
  4. A final performance report providing a comparison of actual accomplishment with each of the project commitments and objectives indicated in the approved application, the reasons for slippage if established objectives were not met and additional pertinent information including explanation of significant cost overruns.
- D. The Grantee agrees that the grant funds are allowable only to the extent that the project costs, meeting the standard of OMB Circular A-122, A-87, or A-21 as applicable, equal the grant amount plus other sources of projects funds provided.
- E. When HUD has determined that the grant funds are allowable, the activities were completed as described by the Grant Agreement, and all Federal requirements were satisfied, HUD and the Grantee will sign the Close-out Agreement and Close-out Certificate.

#### ARTICLE VII. Default.

A default under this Grant Agreement shall consist of using grant funds for a purpose other than as authorized by this Agreement, any noncompliance with legislative, regulatory, or other requirements applicable to the Agreement, any other material breach of this Agreement, or any material misrepresentation in the application submissions.

#### ARTICLE VIII. Additional Provisions.

- A. Project Description. The project is as described in the application with the following changes:

NONE

- B. Changes or Clarification to the Application Related to Participating Parties:

The grantee may elect to sub-grant all or a portion of this grant to:

**State of California Dept. of Recreation**

The Administrative Agent if any:

- C. Special Conditions:

NONE

U.S. Department of Housing  
and Urban Development



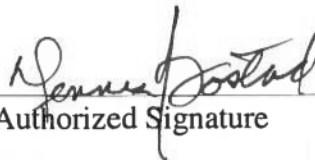
Authorized Signature

Donald P. Mains  
Deputy Assistant Secretary  
for Economic Development



Date

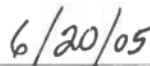
Sweetwater Authority  
Mr. Dennis Bostad



Authorized Signature

**GENERAL MANAGER**

Title



Date

**Assistance Award/Amendment****U.S. Department of Housing  
and Urban Development**  
Office of Administration

1. Assistance Instrument <input type="checkbox"/> Cooperative Agreement <input checked="" type="checkbox"/> Grant		2. Type of Action <input checked="" type="checkbox"/> Award <input type="checkbox"/> Amendment																	
3. Instrument Number B-03-SP-CA-0092	4. Amendment Number	5. Effective Date of this Action 7/8/05	6. Control Number																
7. Name and Address of Recipient Sweetwater Authority 505 Garrett Avenue Chula Vista, CA 91910 EIN: 95-2759399		8. HUD Administering Office CPD, EDI Special Project Division 451 7th Street, SW, Rm 7146 Washington, DC 20410-7000																	
10. Recipient Project Manager Dennis Bostad		8a. Name of Administrator	8b. Telephone Number																
11. Assistance Arrangement <input type="checkbox"/> Cost Reimbursement <input type="checkbox"/> Cost Sharing <input checked="" type="checkbox"/> Fixed Price		13. HUD Payment Office Chief Financial Officer																	
12. Payment Method <input type="checkbox"/> Treasury Check Reimburseme <input type="checkbox"/> Advance Check <input checked="" type="checkbox"/> Automated Clearinghouse		9. HUD Government Technical Representative Joanne Omega 202-708-3773, Extensi 4661																	
14. Assistance Amount <table border="1"><tr><td>Previous HUD Amount</td><td></td></tr><tr><td>HUD Amount this Action</td><td>\$201,184.00</td></tr><tr><td>Total HUD Amount</td><td>\$201,184.00</td></tr><tr><td>Recipient Amount</td><td></td></tr><tr><td>Total Instrument Amount</td><td>\$201,184.00</td></tr></table>		Previous HUD Amount		HUD Amount this Action	\$201,184.00	Total HUD Amount	\$201,184.00	Recipient Amount		Total Instrument Amount	\$201,184.00	15. HUD Accounting and Apropriation Data 15a. Appropriation Number 86 3/5 0162 15b. Reservation Number EID 03 <table border="1"><tr><td>Amount Previously Obligated</td><td></td></tr><tr><td>Obligation by this Action</td><td>\$201,184.00</td></tr><tr><td>Total Obligation</td><td>\$201,184.00</td></tr></table>		Amount Previously Obligated		Obligation by this Action	\$201,184.00	Total Obligation	\$201,184.00
Previous HUD Amount																			
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Recipient Amount																			
Total Instrument Amount	\$201,184.00																		
Amount Previously Obligated																			
Obligation by this Action	\$201,184.00																		
Total Obligation	\$201,184.00																		

## 16. Description

for recreation facilities construction at Sweetwater and Loveland Reservoirs in San Diego County, California.

This Award consists of the following items which are appended to and hereby made part of this Award:

- (A) Cover Page - HUD 1044  
(B) Grant Agreement

**Special Condition**

Please contact Elizabeth McDargh - HUD Area Environmental Officer at 213-894-8000, concerning environmental review. NO FUNDS may be drawn down prior to environmental release of funds approval.

17. <input checked="" type="checkbox"/> Recipient is required to sign and return three (3) copies of this document to the HUD Administering Office.	18. <input type="checkbox"/> Recipient is not required to sign this document.
19. Recipient (By Name): Mr. Dennis Bostad	20. HUD (By Name): Donald P. Mains
Signature & Title: General Manager	Signature and Title: DAS for Economic Development
Date: 6-20-05	Date: 7/8/05

Previous Editions are Obsolete

form HUD-1044 (8/90)  
Ref. Handbook 2210.17

## Authority to Use Grant Funds

## U.S. Department of Housing and Urban Development Office of Community Planning and Development

FY-08-CPD-339

**To:** (name & address of Grant Recipient & name & title of Chief Executive Officer)

Esther Daigneault, Environmental Planning Manager  
Department of Public Works  
County of San Diego  
5469 Kearny Villa Road, Suite 305  
San Diego, CA 92123

**Copy To:** (name & address of Sub Recipient or Secondary Contact)

Kathleen Barefield  
Environmental Planner  
Department of Public Works  
County of San Diego  
5469 Kearny Villa Road, Suite 305  
San Diego CA 92123

We received your Request for Release of Funds and Certification, form  
HUD-7015.15 on

9/19/2008

Your Request was for HUD/State Identification Number

B-03-SP-CA-0092

All objections, if received, have been considered and the minimum waiting period has transpired.  
You are hereby authorized to use funds provided to you under the above HUD/State Identification Number.  
File this form for proper record keeping, audit, and inspection purposes.

### **Project/Activity:**

Loveland Reservoir Fishing Improvements Project

### **Location:**

Loveland Reservoir, south of Japatul Road and 0.75 mile east of Secuan Truck Trail, approximately two miles south  
of the community of Alpine, San Diego County, CA

### **Funding Source:**

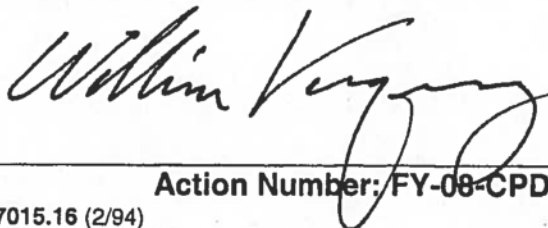
EDI SP Grant

### **Comments:**

Typed Name of Authorizing Officer:

William G. Vasquez, Director  
Office of CPD  
Los Angeles Field Office

Signature of Authorizing Officer



Effective Release Date:

10/5/2008

**Action Number: FY-08-CPD-339**

form HUD-7015.16 (2/94)  
ref. Handbook 6513.0

## U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

## CERTIFICATE OF PROJECT COMPLETION

FOR

EDI-SPECIAL PROJECT GRANT NO. B-03-SP-CA-0092

The Grantee, Sweetwater Authority, hereby certifies that: 1) the project as described in the approved application has been performed/completed in accordance with the terms and conditions of the executed Grant Agreement and applicable Grant award statute; 2) all data provided below fairly reflect costs and sources of funds for the project; 3) all data are taken from the HUD approved Financial Status Report and other current related documents; and 4) the Grantee has complied with all the requirements of the Grant Agreement.

Description	Amounts	\$
1) Grant amount per Grant Agreement	201,184.00	
2) Grant amount that meets the allowable and allocable requirements, including the necessary and reasonable standard, of OMB Circular A-87 or A-122	201,184.00	
3) Cumulative Grant funds drawn down.	201,184.00	
4) Balance available for drawdown. (line 2 minus line 3 if greater than zero)	0	
5) Amount to be returned to HUD. (line 2 minus line 3 if less than zero)	0	
6) Unused Grant amount to be canceled by HUD (line 1 minus line 3 minus line 4 if greater than zero)	0	

Mark Rogers  
General Manager

Name/Title of Grantee Official

Signature of Authorizing Grantee Official

8/12/09  
Date

(WARNING: Section 1001, Title 18 of U.S. Code (Criminal Code and Criminal Procedure, 72 Stat. 967) applies to the above statements.)

THIS CERTIFICATE OF PROJECT COMPLETION IS HEREBY APPROVED:

Francis P. McNally  
Director  
Congressional Grants Division

Name/Title of Authorizing  
HUD Program Official

Signature of Authorizing HUD Official

1/14/11  
Date

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT  
GRANT CLOSEOUT AGREEMENT

FOR  
2003 EDI-SPECIAL PROJECT GRANT NO. B-03-SP-CA-0092

This Agreement, enter into by and between Sweetwater Authority, Chula Vista, CA hereinafter referred to as "Grantee") and the U.S. Department of Housing and Urban Development (hereinafter referred to as "HUD").

1. Whereas, the Grantee undertook activities with financial assistance in the amount of \$201,184 from HUD provided pursuant to the authority of Title II of Public Law 108-7 for project no. B-03-SP-CA-0092 hereinafter referred to as "project".

2. Whereas, the Grantee and HUD entered into a Grant Agreement dated 7/8/2005, as revised by N/A amendments, hereinafter referred to as the "Grant Agreement", and;

3. Whereas, the authorized and specified activities which comprise the project have been completed by the Grantee and/or other participating parties, as required by the Grant Agreement, and;

4. Whereas, the Grant Agreement requires compliance with 24 CFR Part 84 or 85, as applicable, which includes requirements continuing after Project completion related to use and disposition of real or personal property purchased with Federal funds, retention of and access to records after close-out dis-allowances of Grant payments, and collection of amounts due;

5. Whereas, the parties hereto desire to close-out the project in reliance upon: 1) Grantee's final progress/performance report including financial data and a performance/narrative report; and 2) the Grantee's Certificate of Project Completion.

Now therefore, in consideration of the mutual covenants, promises and representations contained herein, the parties hereto agree as follows:

Section A. The Grantee shall continue to comply with the applicable requirements of 24 CFR Part 84 or 85, as applicable, related to the use and disposition of real or personal property purchased with Federal funds, retention of and access to records, after close-out dis-allowances of grant payments, and collection of amounts due.

Section B. The Grantee agrees to the Total Grant Amount for the Project, including any reduction in the grant amount caused by a decrease in cost, as indicated on the Grantee's Certificate of Project Completion attached hereto and made a part hereof;

Section C. Any excess grant funds drawn by the Grantee, in the amount specified in Line 5 of the Certificate of Project Completion shall have been or shall be returned immediately to HUD under the following repayment terms:

N/A

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Section D. Any grant funds remaining in the Grantee's Line of Credit account for the referenced Project have been reduced to zero (0) pending any final draw indicated as a positive balance on line 7 of the Certificate of Project Completion. Grantee shall draw down this balance within the following period N/A or Credit to zero (0) and the Grantee shall have waived its rights to the remaining funding.

Section E. Execution of this Agreement shall constitute completion of the Project activities and financial closeout of project costs, except for ongoing requirements described in Section A of this Close-out Agreement. This Close-out Agreement shall be followed as required by the Program directives cited therein and the following additional post close-out requirements shall be followed as committed to in the approved application which was incorporated in the Grant Agreement:

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Section F. If any provision of this Agreement is held invalid, such holding shall not affect the validity of the remainder of this Agreement.

Section G. If a default occurs under this Agreement or under the Grant Agreement, HUD may at any time proceed to protect all rights available to HUD under this Agreement or under default provisions of the Grant Agreement.

Section H. Special Conditions required by this Agreement are attached:  
Attachment 1 - Summary of project costs, all grants received, and  
specific use of grant funds herein closed out.

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This Grant Close-out Agreement is hereby executed and delivered by the parties hereto on the dates set forth below their respective signatures and the Grantee agrees to abide by all governing regulations as of the date executed by HUD.

## Grantee's Authorized Official

Name:  
MARK ROGERSSignature: Mark RogersTitle:  
GENERAL MANAGERDate: 6/18/09

## HUD's Authorized Official

Name:  
Francis P. McNallySignature: F. McNallyTitle:  
DirectorDate: 1/14/11

(DATE OF EXECUTION OF AGREEMENT)



## ATTACHMENT 1

## SWEETWATER RESERVOIR AND LOVELAND RESERVOIR RECREATION PROJECTS

Cost Summary		Grant Applied					
Item	Cost	State of Calif.	State of Calif.	County SD	HUD (1)	HUD (2)	TOTAL
		\$ 738,750	\$ 200,000	\$ 100,000	\$ 490,000	\$ 201,184	\$ 1,729,934
	Expiration Date >	4/1/2004	4/1/2005	6/1/2004	4/3/2008	7/08/10	
<b>1. Sweetwater Authority Recreation Project</b>							
<b>A. Design and Permit Processing</b>							
LAFCO	\$ 6,666	\$ 6,666					\$ 6,666
State of California	\$ 2,850	\$ 2,850					\$ 2,850
RWQCB	\$ 2,950	\$ 2,950					\$ 2,950
County San Diego MUP	\$ 43,260	\$ 43,260					\$ 43,260
Federal HUD/County Process	incl'd above	incl'd above					incl'd above
Vendors	\$ 33,513	\$ 33,513					\$ 33,513
Consultants	\$ 179,433	\$ 179,433					\$ 179,433
Sweetwater Authority	\$ 120,847	\$ 97,922	\$ 22,925				\$ 120,847
Subtotal:	\$ 389,519	\$ 366,594	\$ 22,925				\$ 389,519
<b>B. Construction</b>							
Construction	\$ 971,064	\$ 372,156	\$ 177,075	\$ 100,000	\$ 321,833		\$ 971,064
Construction Administration	incl'd in 1 (A)				\$ -		\$ -
Geotechnical Inspection	\$ 8,025				\$ 8,025		\$ 8,025
Signs	\$ 4,045				\$ 4,045		\$ 4,045
Otay Water District Meter Upsize	\$ 1,467				\$ 1,467		\$ 1,467
Landscaping	\$ 6,221				\$ 6,221		\$ 6,221
Subtotal:	\$ 990,822	\$ 372,156	\$ 177,075	\$ 100,000	\$ 341,591	\$ -	\$ 990,822
<b>C. Environmental Mitigation</b>							
Otay Tarplant/Vernal Pool Mitigation Plan (RECON)	\$ 215,539				\$ 155,492	\$ 60,047	\$ 215,539
Otay Tarplant/Vernal Pool Monitoring (McMillin)	incl'd in 1 (A)				\$ -	\$ -	\$ -
Subtotal:	\$ 215,539				\$ 155,492	\$ 60,047	\$ 215,539
Sweetwater Reservoir - Subtotal	\$ 1,595,880	\$ 738,750	\$ 200,000	\$ 100,000	\$ 497,083	\$ 60,047	\$ 1,595,880
<b>2. Loveland Reservoir Recreation Project</b>							
County San Diego	\$ 7,880					\$ 7,880	\$ 7,880
RWQCB	\$ 560					\$ 560	\$ 560
Consultants	\$ 15,350					\$ 15,350	\$ 15,350
Vendors	\$ 3,150					\$ 3,150	\$ 3,150
Construction	\$ 34,759					\$ 34,759	\$ 34,759
Construction Administration	\$ 14,736					\$ 14,736	\$ 14,736
Floating Pier	\$ 79,095					\$ 79,095	\$ 79,095
Trail Improvements	\$ -					(4)	\$ -
Loveland Reservoir - Subtotal	\$ 155,530					\$ 155,530	\$ 155,530
Total all expenditures	\$ 1,751,410	\$ 738,750	\$ 200,000	\$ 100,000	\$ 497,083	\$ 215,577	\$ 1,751,410
Balance		\$ -	\$ -	\$ -	\$ (7,083)	\$ (14,393)	\$ (21,476)

Rev '3/09

Notes: (1) HUD funding referenced as B-02-SP-CA-0050

(2) HUD funding referenced as B-03-SP-CA-0092

(3) Deficit shown in balance is funded by Sweetwater Authority

(4) Work to be completed by Sweetwater Authority in future

## FINANCIAL STATUS REPORT

(Short Form)

(Follow instructions on the back)

1. Federal Agency and Organizational Element to Which Report is Submitted US Dept Housing & Urban Development		2. Federal Grant or Other Identifying Number Assigned By Federal Agency B-03-SP-CA-0092		OMB Approval No. 0348-0038	Page of pages
3. Recipient Organization (Name and complete address, including ZIP code) Sweetwater Authority 505 Garrett Avenue, Chula Vista, CA 91910					
4. Employer Identification Number 95-2759399		5. Recipient Account Number or Identifying Number		6. Final Report <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	7. Basis <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual
8. Funding/Grant Period (See instructions) From: (Month, Day, Year) 7/8/2005		To: (Month, Day, Year) 7/8/2010		9. Period Covered by this Report From: (Month, Day, Year) 1/8/2009 To: (Month, Day, Year) 3/30/2009	
10. Transactions:		I Previously Reported	II This Period	III Cumulative	
a. Total outlays		181,044.00	20,140.00	201,184.00	
b. Recipient share of outlays				0.00	
c. Federal share of outlays		181,044.00	20,140.00	201,184.00	
d. Total unliquidated obligations					
e. Recipient share of unliquidated obligations					
f. Federal share of unliquidated obligations					
g. Total Federal share (Sum of lines e and f)				201,184.00	
h. Total Federal funds authorized for this funding period				201,184.00	
i. Unobligated balance of Federal funds (Line h minus line g)				0.00	
11. Indirect Expense	a. Type of Rate (Place "X" in appropriate box) <input type="checkbox"/> Provisional <input type="checkbox"/> Predetermined <input type="checkbox"/> Final <input type="checkbox"/> Fixed				
	b. Rate	c. Base	d. Total Amount	e. Federal Share	
12. Remarks: Attach any explanations deemed necessary or information required by Federal sponsoring agency in compliance with governing legislation.					
13. Certification: I certify to the best of my knowledge and belief that this report is correct and complete and that all outlays and unliquidated obligations are for the purposes set forth in the award documents.					
Typed or Printed Name and Title Debra Farrow, Director of Finance			Telephone (Area code, number and extension) (619) 409-6711		
Signature of Authorized Certifying Official 			Date Report Submitted March 30, 2009		

File



## SWEETWATER AUTHORITY

505 GARRETT AVENUE  
POST OFFICE BOX 2328  
CHULA VISTA, CALIFORNIA 91912-2328  
(619) 420-1413  
FAX (619) 425-7469  
<http://www.sweetwater.org>

GOVERNING BOARD  
W.D. "BUO" FOCKLINGTON, CHAIR  
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TED MUEHLEISEN  
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TERESA "TERRY" THOMAS  
MARGARET COOK WELSH

MARK N. ROGERS  
GENERAL MANAGER  
JAMES L. SMYTH  
OPERATIONS MANAGER

August 12, 2009

U.S. Department of Housing and Urban Development  
Community Planning and Development  
Congressional Grants Division, Room 7144  
451 7<sup>th</sup> Street, SW  
Washington, DC 20410

Subject: EDI SPECIAL PROJECT NOS. B-02-SP-CA-0050 AND B-03-SP-CA-0092  
SEMI-ANNUAL REPORT  
SWA FILES: SWEETWATER RESERVOIR (DEV.) AND  
LOVELAND RESERVOIR (2008 B.P.) FISHING PROGRAMS

Dear Sir or Madam:

The grant funds received are designated for two separate projects herein referred to as the Sweetwater Reservoir Shoreline Fishing Program and the Loveland Reservoir Fishing Program. Grant funding was received from local government (County of San Diego) and the State of California, as well as two federal grants from the Housing and Urban Development (HUD). Both projects are now complete.

Enclosed you will find a Certificate of Project Completion for the subject HUD grant fund, as well as the Grant Closeout Agreement for Grant No. B-03-SP-CA-0092.

The grant funds received are designated for two separate projects. The progress of each project is as follows:

1. Sweetwater Reservoir Shoreline Fishing Program. This project consisted of the construction of a shoreline-only fishing program for public use at a limited area on the south side of this reservoir. The work involved planning, design, permitting, construction, and environmental mitigation. A timeline of events is as follows:

Date	Event/Milestone
1999-2002	Development of planning, design, environmental processing, and permit development (local, state, and federal). Note that original fishing program plan was completed in 1985. Work did not proceed due to lack of funding. Current planning and design modified to limits of expected grant funding.

*A Public Water Agency  
Serving National City, Chula Vista and Surrounding Areas*

U.S. Department of Housing and Urban Development  
Re: EDI Special Project Nos. B-02-SP-CA-0050 and B-03-SP-CA-0092  
August 12, 2009  
Page 2 of 3

- |            |   |
|------------|---|
| Dec. 2001  | Certified Supplemental Environmental Impact Report (original EIR certified in 1987) based on a revised plan.  |
| Feb. 2002  | County of San Diego approved a Major Use Permit.  |
| Sept. 2002 | No permit required from the U.S. Army Corps of Engineers.   |
| Mar. 2003  | 2081 Incidental Take Permit issued by State of California Department of Fish and Game.  |
| Jan. 2004  | Grading permit issued by County of San Diego.   |
| Mar. 2004  | Construction commenced.   |
| Jul. 2004  | Opening of fishing program to the public.   |
| Aug. 2004  | 1. County of San Diego provides final satisfaction to construction with the exception of the landscaping to be completed by Dec. 2004.<br>2. Environmental mitigation work commences. First year of a 5-year program. |
| Dec. 2004  | Submitted landscape plan to County of San Diego. Construction permit is completed.  |
| Current    | Continued with environmental mitigation work. Work is approximately 80 percent complete and will be finished with Sweetwater funding. This is an approximate 4-year effort.   |

2. Loveland Reservoir Fishing Program. This project involves constructing a fishing pier and trail improvements. The scope of work has been modified from the previous scope of constructing a floating bridge or similar structure to allow the public to cross the reservoir under high water conditions. This project involves planning, design, permitting, construction, and potential environmental mitigation of a fishing dock. The dock has been designed, purchased, and installed. All invoices have been paid and the project is complete. A Certificate of Project Completion and the Grant Closeout Agreement are enclosed.

Please note that grant funding has been received from entities other than the Federal Government. The funds from the other entities have been exhausted, so the Authority will process payment requests to HUD for all costs to complete both projects.


U.S. Department of Housing and Urban Development  
Re: EDI Special Project Nos. B-02-SP-CA-0050 and B-03-SP-CA-0092  
August 12, 2009  
Page 3 of 3

A financial summary is reflected on Attachment 1 (enclosed). The HUD grant fund noted in this closeout is highlighted in Attachment 1.

If you have any questions, please contact me at (619) 409-6750.

Sincerely,

SWEETWATER AUTHORITY



Jack Adam  
Director of Engineering

JA:MEG:vls

Enclosures: Certificate of Project Completion  
Grant Closeout Agreement  
Attachment 1

cc: Ms. Debra Farrow, Sweetwater Authority

# Request for Release of Funds and Certification

U.S. Department of Housing  
and Urban Development  
Office of Community Planning  
and Development

OMB No. 2506-0087  
(exp. 11/30/2004)

This form is to be used by Responsible Entities and Recipients (as defined in 24 CFR 58.2) when requesting the release of funds, and requesting the authority to use such funds, for HUD programs identified by statutes that provide for the assumption of the environmental review responsibility by units of general local government and States. Public reporting burden for this collection of information is estimated to average 36 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless that collection displays a valid OMB control number.

## Part 1. Program Description and Request for Release of Funds (to be completed by Responsible Entity)

1. Program Title(s) <b>Economic Development Initiative</b>	2. HUD/State Identification Number <b>B-02-SP-CA-0050</b>	3. Recipient Identification Number (optional)
4. OMB Catalog Number(s) <b>14.250</b>	5. Name and address of responsible entity <b>County of San Diego Department of Public Works, MS 0385 5469 Kearny Villa Road, Suite 305 San Diego, CA 92123-1152</b>	
6. For information about this request, contact (name & phone number) <b>Kathy Barefield(858)874-4041</b>	7. Name and address of recipient (if different than responsible entity) <b>Mr. Dennis Bostad, Operations Manager Sweetwater Authority 505 Garrett Avenue, Chula Vista CA 91910</b>	
8. HUD or State Agency and office unit to receive request <b>HUD Los Angeles Field Office 611 W. 6th Street, Suite 800 Los Angeles, CA 90017</b>		

The recipient(s) of assistance under the program(s) listed above requests the release of funds and removal of environmental grant conditions governing the use of the assistance for the following

9. Program Activity(ies)/Project Name(s) <b>Sweetwater Reservoir Recreation Project</b>	10. Location (Street address, city, county, State) <b>Sweetwater Reservoir located in the southwestern portion of the County of San Diego, State of California</b>
--	---

### 11. Program Activity/Project Description

Project development proposes a public fishing facility consisting of public access and shoreline fishing along 2.5 miles of the southwestern shore of the Sweetwater Reservoir; access improvements including widening of the existing on-site maintenance road and improvement of existing trails; providing a 15 foot wide fuel modification zone on both sides of the road and around the parking lot; construction of a paved and landscaped 150 space parking area; installation of water lines, irrigation, native landscaping, and portable restrooms; and reuse of an existing residential property along San Miguel Road for a caretaker's residence, office and concessions area.

**Part 2. Environmental Certification (to be completed by responsible entity)**

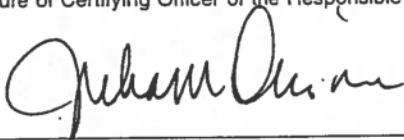
With reference to the above Program Activity(ies)/Project(s), I, the undersigned officer of the responsible entity, certify that:

1. The responsible entity has fully carried out its responsibilities for environmental review, decision-making and action pertaining to the project(s) named above.
2. The responsible entity has assumed responsibility for and complied with and will continue to comply with, the National Environmental Policy Act of 1969, as amended, and the environmental procedures, permit requirements and statutory obligations of the laws cited in 24 CFR 58.5; and also agrees to comply with the authorities in 24 CFR 58.6 and applicable State and local laws.
3. After considering the type and degree of environmental effects identified by the environmental review completed for the proposed project described in Part 1 of this request, I have found that the proposal ☐ did ☒ did not require the preparation and dissemination of an environmental impact statement.
4. The responsible entity has disseminated and/or published in the manner prescribed by 24 CFR 58.43 and 58.55 a notice to the public in accordance with 24 CFR 58.70 and as evidenced by the attached copy (copies) or evidence of posting and mailing procedure.
5. The dates for all statutory and regulatory time periods for review, comment or other action are in compliance with procedures and requirements of 24 CFR Part 58.
6. In accordance with 24 CFR 58.71(b), the responsible entity will advise the recipient (if different from the responsible entity) of any special environmental conditions that must be adhered to in carrying out the project.

As the duly designated certifying official of the responsible entity, I also certify that:

7. I am authorized to and do consent to assume the status of Federal official under the National Environmental Policy Act of 1969 and each provision of law designated in the 24 CFR 58.5 list of NEPA-related authorities insofar as the provisions of these laws apply to the HUD responsibilities for environmental review, decision-making and action that have been assumed by the responsible entity.
8. I am authorized to and do accept, on behalf of the recipient personally, the jurisdiction of the Federal courts for the enforcement of all these responsibilities, in my capacity as certifying officer of the responsible entity.

Signature of Certifying Officer of the Responsible Entity

X 

Title of Certifying Officer

Environmental Management Coordinator

Date signed

2/05/04

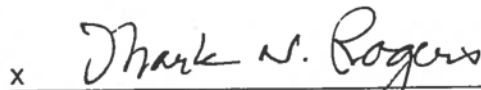
Address of Certifying Officer

County of San Diego, DPW  
5469 Kearny Villa Road, Mailstop 0385  
San Diego, CA 92123-1152

**Part 3. To be completed when the Recipient is not the Responsible Entity**

The recipient requests the release of funds for the programs and activities identified in Part 1 and agrees to abide by the special conditions, procedures and requirements of the environmental review and to advise the responsible entity of any proposed change in the scope of the project or any change in environmental conditions in accordance with 24 CFR 58.71(b).

Signature of Authorized Officer of the Recipient

X 

Title of Authorized Officer

Operations Manager

Date signed

2/5/04

Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)

# Affidavit of Publication

COUNTY OF SAN DIEGO

5469 KEARNY VILLA RD., MS 0385

SAN DIEGO, CA 92123

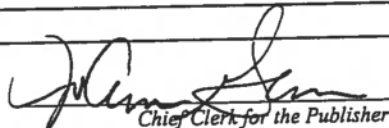
ATTN: KATHY BAREFIELD

STATE OF CALIFORNIA} ss.  
County of San Diego}

The Undersigned, declares under penalty of perjury under the laws of the State of California: That....She is a resident of the County of San Diego. THAT....She is and at all times herein mentioned was a citizen of the United States, over the age of twenty-one years, and that .....She is not a party to, nor interested in the above entitled matter; that ....She is..... Chief Clerk for the publisher of .....

**The San Diego Union-Tribune**  
a newspaper of general circulation, printed and published daily in the City of San Diego, County of San Diego, and which newspaper is published for the dissemination of local news and intelligence of a general character, and which newspaper at all the times herein mentioned had and still has a bona fide subscription list of paying subscribers, and which newspaper has been established, printed and published at regular intervals in the said City of San Diego, County of San Diego, for a period exceeding one year next preceding the date of publication of the notice hereinafter referred to, and which newspaper is not devoted to nor published for the interests, entertainment or instruction of a particular class, profession, trade, calling, race, or denomination, or any number of same; that the notice of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following date, to-wit:

JANUARY 20, 2004

  
Chief Clerk for the Publisher

## Affidavit of Publication of

Legal Classified Advertisement

Ad # 8782750

Ordered by: KATHY BAREFIELD

### NOTICE OF FINDING OF NO SIGNIFICANT IMPACT AND NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS

January 20, 2004

County of San Diego,  
California  
1600 Pacific Highway  
San Diego, CA 92101  
(619) 694-4822

These notices shall satisfy two separate but related procedural requirements for activities to be undertaken by the County of San Diego.

**REQUEST FOR  
RELEASE OF FUNDS**  
On or about February 5, 2004 the County of San Diego will authorize the Sweetwater Authority to submit a request to the HUD Los Angeles Field Office for the release of funds from the Economic Development Initiative (EDI) account for certain special projects under the VA-HUD-Independent Agencies Appropriations Act of 2002 (PL 107-73), to undertake a project known as the Sweetwater Reservoir Recreation Project, for the purpose of providing public access for shoreline fishing on the southwestern shoreline of Sweetwater Reservoir. Estimated funding is a portion of a \$490,000 total EDI fund allotment for the Sweetwater and Loveland Reservoirs Recreation Project. The project site is located along the southwestern portion of the Sweetwater Reservoir, Sweetwater Community Planning Area, County of San Diego. (Thos. Bros. 1291/C6-7).

**FINDING OF NO  
SIGNIFICANT  
IMPACT**  
The County of San Diego has determined that the project will have no significant impact on the human environment. Therefore, an Environmental Impact Statement under the National Environmental Policy Act of 1969 (NEPA) is not required. As a condition of project approval the following must occur.

The Sweetwater Authority shall comply with all terms and conditions and reporting requirements stipulated by the U.S. Fish and Wildlife Service and delegated to the County/HUD in the Biological Opinion issued for this project on April 29, 2003. As a result of project implementation impacts to vernal pools and Otay tarplant will occur. Overall, 20, 21 acres of habitat will be provided as mitigation for 9.82 acres of impact in accordance with the Final EIR and as a condition of the Major Use Permit (F01-012), Section 7 Consultation with the Fish and Wildlife Service, and Incidental Take Permit issued by the California Department of Fish and Game.

Additional project information is contained in the Environmental Review Record (ERR). Additional project information is contained in the Environmental Review Record (ERR) on file at the County of San Diego, Department of Public Works, 5469 Kearny Villas Rd., #305, San Diego, CA 92123 and may be examined or copied weekdays 7 A.M. to 4 P.M.

**PUBLIC COMMENTS**  
Any individual, group, or agency may submit written comments on the ERR to the County of San Diego, 5469 Kearny Villa Rd., #305, Attention: Kathy Barefield (Mail Stop 0385), San Diego, CA 92123. All comments received by February 4, 2004 will be considered by the County of San Diego prior to authorizing submission of a request for release of funds. Comments should specify which Notice they are addressing.

**RELEASE OF FUNDS**  
The County of San Diego certifies to the HUD Los Angeles Field Office that Ms. Julia Quinn in her capacity as Environmental Management Coordinator for the County of San Diego Department of Public Works consents to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. HUD's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows the Sweetwater Authority to use Program funds.

**OBJECTIONS TO  
RELEASE OF FUNDS**  
HUD will accept objections to its release of funds and the County of San Diego's certification for a period of fifteen days following the anticipated submission date or its actual receipt of the request (whichever is later) only if they are on one of the following bases: (a) the certification was not executed by the Certifying Officer of the County of San Diego; (b) the County of San Diego has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the grant recipient has committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by HUD; or (d) another Federal agency acting pursuant to 40 CFR Part 1504 has submitted a written finding that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58.76) and shall be addressed to the HUD Los Angeles Field Office at 611 West 6th Street, Suite 800, Los Angeles, California 90017. Potential objectors should contact the HUD Environmental Officer, HUD Los Angeles Field Office (Tel: 213-894-8000 or via fax 213-894-8122) to verify the actual last day of the objection period.

Ms. Julia Quinn  
Environmental  
Management  
Coordinator,  
County of San Diego



U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

CERTIFICATE OF PROJECT COMPLETION

FOR

EDI-SPECIAL PROJECT GRANT NO. **B-03-SP-CA-0092**

The Grantee, Sweetwater Authority, hereby certifies that: 1) the project as described in the approved application has been performed/completed in accordance with the terms and conditions of the executed Grant Agreement and applicable Grant award statute; 2) all data provided below fairly reflect costs and sources of funds for the project; 3) all data are taken from the HUD approved Financial Status Report and other current related documents; and 4) the Grantee has complied with all the requirements of the Grant Agreement.

Description	Amounts	\$
1) Grant amount per Grant Agreement	201,184.00	
2) Grant amount that meets the allowable and allocable requirements, including the necessary and reasonable standard, of OMB Circular A-87 or A-122	201,184.00	
3) Cumulative Grant funds drawn down.	201,184.00	
4) Balance available for drawdown. (line 2 minus line 3 if greater than zero)	0	
5) Amount to be returned to HUD. (line 2 minus line 3 if less than zero)	0	
6) Unused Grant amount to be canceled by HUD (line 1 minus line 3 minus line 4 if greater than zero)	0	

Mark Rogers  
General Manager

Name/Title of Grantee Official

Signature of Authorizing Grantee Official

Date

8/12/09

(WARNING: Section 1001, Title 18 of U.S. Code (Criminal Code and Criminal Procedure, 72 Stat. 967) applies to the above statements.)

THIS CERTIFICATE OF PROJECT COMPLETION IS HEREBY APPROVED:

Francis P. McNally  
Director  
Congressional Grants Division

Name/Title of Authorizing  
HUD Program Official

Signature of Authorizing HUD Official

Date

F. McNally

12/6/11

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

GRANT CLOSEOUT AGREEMENT

FOR

2003 EDI-SPECIAL PROJECT GRANT NO. B-03-SP-CA-0092

This Agreement, enter into by and between Sweetwater Authority, Chula Vista, CA hereinafter referred to as "Grantee") and the U.S. Department of Housing and Urban Development (hereinafter referred to as "HUD").

1. Whereas, the Grantee undertook activities with financial assistance in the amount of \$201,184 from HUD provided pursuant to the authority of Title II of Public Law 108-7 for project no. B-03-SP-CA-0092 hereinafter referred to as "project".

2. Whereas, the Grantee and HUD entered into a Grant Agreement dated 7/8/2005, as revised by N/A amendments, hereinafter referred to as the "Grant Agreement", and;

3. Whereas, the authorized and specified activities which comprise the project have been completed by the Grantee and/or other participating parties, as required by the Grant Agreement, and;

4. Whereas, the Grant Agreement requires compliance with 24 CFR Part 84 or 85, as applicable, which includes requirements continuing after Project completion related to use and disposition of real or personal property purchased with Federal funds, retention of and access to records after close-out dis-allowances of Grant payments, and collection of amounts due;

5. Whereas, the parties hereto desire to close-out the project in reliance upon: 1) Grantee's final progress/performance report including financial data and a performance/narrative report; and 2) the Grantee's Certificate of Project Completion.

Now therefore, in consideration of the mutual covenants, promises and representations contained herein, the parties hereto agree as follows:

Section A. The Grantee shall continue to comply with the applicable requirements of 24 CFR Part 84 or 85, as applicable, related to the use and disposition of real or personal property purchased with Federal funds, retention of and access to records, after close-out dis-allowances of grant payments, and collection of amounts due.

Section B. The Grantee agrees to the Total Grant Amount for the Project, including any reduction in the grant amount caused by a decrease in cost, as indicated on the Grantee's Certificate of Project Completion attached hereto and made a part hereof;

Section C. Any excess grant funds drawn by the Grantee, in the amount specified in Line 5 of the Certificate of Project Completion shall have been or shall be returned immediately to HUD under the following repayment terms:

N/A

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Section D. Any grant funds remaining in the Grantee's Line of Credit account for the referenced Project have been reduced to zero (0) pending any final draw indicated as a positive balance on line 7 of the Certificate of Project Completion. Grantee shall draw down this balance within the following period N/A or Credit to zero (0) and the Grantee shall have waived its rights to the remaining funding.

Section E. Execution of this Agreement shall constitute completion of the Project activities and financial closeout of project costs, except for ongoing requirements described in Section A of this Close-out Agreement. This Close-out Agreement shall be followed as required by the Program directives cited therein and the following additional post close-out requirements shall be followed as committed to in the approved application which was incorporated in the Grant Agreement:

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Section F. If any provision of this Agreement is held invalid, such holding shall not affect the validity of the remainder of this Agreement.

Section G. If a default occurs under this Agreement or under the Grant Agreement, HUD may at any time proceed to protect all rights available to HUD under this Agreement or under default provisions of the Grant Agreement.

Section H. Special Conditions required by this Agreement are attached:  
Attachment 1 - Summary of project costs, all grants received, and  
specific use of grant funds herein closed out.

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This Grant Close-out Agreement is hereby executed and delivered by the parties hereto on the dates set forth below their respective signatures and the Grantee agrees to abide by all governing regulations as of the date executed by HUD.

Grantee's Authorized Official

Name: MARK ROGERS

Signature: Mark Rogers

Title: GENERAL MANAGER

Date: 6/18/09

HUD's Authorized Official

Name: Francis P. McNally

Signature: F. McNally

Title: Director

Date: 12/6/11

(DATE OF EXECUTION OF AGREEMENT)

# ATTACHMENT 1

## SWEETWATER RESERVOIR AND LOVELAND RESERVOIR RECREATION PROJECTS

Cost Summary		Grant Applied					
Item	Cost	State of Calif.	State of Calif.	County SD	HUD (1)	HUD (2)	TOTAL
		\$ 738,750	\$ 200,000	\$ 100,000	\$ 490,000	\$ 201,184	\$ 1,729,934
	Expiration Date >	4/1/2004	4/1/2005	6/1/2004	4/3/2008	7/08/10	
<b>1. Sweetwater Authority Recreation Project</b>							
<b>A. Design and Permit Processing</b>							
LAFCO	\$ 6,666	\$ 6,666					\$ 6,666
State of California	\$ 2,850	\$ 2,850					\$ 2,850
RWQCB	\$ 2,950	\$ 2,950					\$ 2,950
County San Diego MUP	\$ 43,260	\$ 43,260					\$ 43,260
Federal HUD/County Process	incl'd above	incl'd above					incl'd above
Vendors	\$ 33,513	\$ 33,513					\$ 33,513
Consultants	\$ 179,433	\$ 179,433					\$ 179,433
Sweetwater Authority	\$ 120,847	\$ 97,922	\$ 22,925				\$ 120,847
Subtotal:	\$ 389,519	\$ 366,594	\$ 22,925				\$ 389,519
<b>B. Construction</b>							
Construction	\$ 971,064	\$ 372,156	\$ 177,075	\$ 100,000	\$ 321,833		\$ 971,064
Construction Administration	incl'd in 1 (A)				\$ -		\$ -
Geotechnical Inspection	\$ 8,025				\$ 8,025		\$ 8,025
Signs	\$ 4,045				\$ 4,045		\$ 4,045
Otay Water District Meter Upsize	\$ 1,467				\$ 1,467		\$ 1,467
Landscaping	\$ 6,221				\$ 6,221		\$ 6,221
Subtotal:	\$ 990,822	\$ 372,156	\$ 177,075	\$ 100,000	\$ 341,591	\$ -	\$ 990,822
<b>C. Environmental Mitigation</b>							
Otay Tarplant/Vernal Pool Mitigation Plan (RECON)	\$ 215,539				\$ 155,492	\$ 60,047	\$ 215,539
Otay Tarplant/Vernal Pool Monitoring (McMillin)	incl'd in 1(A)				\$ -	\$ -	\$ -
Subtotal:	\$ 215,539				\$ 155,492	\$ 60,047	\$ 215,539
<b>Sweetwater Reservoir - Subtotal</b>	<b>\$ 1,595,880</b>	<b>\$ 738,750</b>	<b>\$ 200,000</b>	<b>\$ 100,000</b>	<b>\$ 497,083</b>	<b>\$ 60,047</b>	<b>\$ 1,595,880</b>
<b>2. Loveland Reservoir Recreation Project</b>							
County San Diego	\$ 7,880					\$ 7,880	\$ 7,880
RWQCB	\$ 560					\$ 560	\$ 560
Consultants	\$ 15,350					\$ 15,350	\$ 15,350
Vendors	\$ 3,150					\$ 3,150	\$ 3,150
Construction	\$ 34,759					\$ 34,759	\$ 34,759
Construction Administration	\$ 14,736					\$ 14,736	\$ 14,736
Floating Pier	\$ 79,095					\$ 79,095	\$ 79,095
Trail Improvements	\$ -					(4)	\$ -
<b>Loveland Reservoir - Subtotal</b>	<b>\$ 155,530</b>					<b>\$ 155,530</b>	<b>\$ 155,530</b>
<b>Total all Expenditures</b>	<b>\$ 1,751,410</b>	<b>\$ 738,750</b>	<b>\$ 200,000</b>	<b>\$ 100,000</b>	<b>\$ 497,083</b>	<b>\$ 215,577</b>	<b>\$ 1,751,410</b>
<b>Balance</b>		\$ -	\$ -	\$ -	\$ (7,083)	\$ (14,393)	\$ (21,476)

Rev '3/09

Notes: (1) HUD funding referenced as B-02-SP-CA-0050

(2) HUD funding referenced as B-03-SP-CA-0092

(3) Deficit shown in balance is funded by Sweetwater Authority

(4) Work to be completed by Sweetwater Authority in future

# FINANCIAL STATUS REPORT

(Short Form)

(Follow instructions on the back)

1. Federal Agency and Organizational Element to Which Report is Submitted  US Dept Housing & Urban Development		2. Federal Grant or Other Identifying Number Assigned By Federal Agency  B-03-SP-CA-0092		OMB Approval No. 0348-0038	Page of  pages
3. Recipient Organization (Name and complete address, including ZIP code)  Sweetwater Authority 505 Garrett Avenue, Chula Vista, CA 91910					
4. Employer Identification Number 95-2759399		5. Recipient Account Number or Identifying Number		6. Final Report <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
7. Basis <input checked="" type="checkbox"/> Cash <input type="checkbox"/> Accrual					
8. Funding/Grant Period (See instructions) From: (Month, Day, Year) 7/8/2005		To: (Month, Day, Year) 7/8/2010		9. Period Covered by this Report From: (Month, Day, Year) 1/8/2009	
To: (Month, Day, Year) 3/30/2009					
10. Transactions:		I Previously Reported	II This Period	III Cumulative	
a. Total outlays		181,044.00	20,140.00	201,184.00	
b. Recipient share of outlays				0.00	
c. Federal share of outlays		181,044.00	20,140.00	201,184.00	
d. Total unliquidated obligations					
e. Recipient share of unliquidated obligations					
f. Federal share of unliquidated obligations					
g. Total Federal share(Sum of lines c and f)				201,184.00	
h. Total Federal funds authorized for this funding period				201,184.00	
i. Unobligated balance of Federal funds(Line h minus line g)				0.00	
11. Indirect Expense					
a. Type of Rate(Place "X" in appropriate box) <input type="checkbox"/> Provisional <input type="checkbox"/> Predetermined <input type="checkbox"/> Final <input type="checkbox"/> Fixed					
b. Rate		c. Base		d. Total Amount	
				e. Federal Share	
12. Remarks: Attach any explanations deemed necessary or information required by Federal sponsoring agency in compliance with governing legislation					
13 Certification: I certify to the best of my knowledge and belief that this report is correct and complete and that all outlays and unliquidated obligations are for the purposes set forth in the award documents.					
Typed or Printed Name and Title  Debra Farrow, Director of Finance				Telephone (Area code, number and extension)  (619) 409-6711	
Signature of Authorized Certifying Official  				Date Report Submitted  March 30, 2009	



## SWEETWATER AUTHORITY

505 GARRETT AVENUE  
POST OFFICE BOX 2328  
CHULA VISTA, CALIFORNIA 91912-2328  
(619) 420-1413  
FAX (619) 425-7469  
<http://www.sweetwater.org>

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August 12, 2009

U.S. Department of Housing and Urban Development  
Community Planning and Development  
Congressional Grants Division, Room 7144  
451 7<sup>th</sup> Street, SW  
Washington, DC 20410

Subject: EDI SPECIAL PROJECT NOS. B-02-SP-CA-0050 AND B-03-SP-CA-0092  
SEMI-ANNUAL REPORT  
SWA FILES: SWEETWATER RESERVOIR (DEV.) AND  
LOVELAND RESERVOIR (2008 B.P.) FISHING PROGRAMS

Dear Sir or Madam:

The grant funds received are designated for two separate projects herein referred to as the Sweetwater Reservoir Shoreline Fishing Program and the Loveland Reservoir Fishing Program. Grant funding was received from local government (County of San Diego) and the State of California, as well as two federal grants from the Housing and Urban Development (HUD). Both projects are now complete.

Enclosed you will find a Certificate of Project Completion for the subject HUD grant fund, as well as the Grant Closeout Agreement for Grant No. B-03-SP-CA-0092.

The grant funds received are designated for two separate projects. The progress of each project is as follows:

1. Sweetwater Reservoir Shoreline Fishing Program. This project consisted of the construction of a shoreline-only fishing program for public use at a limited area on the south side of this reservoir. The work involved planning, design, permitting, construction, and environmental mitigation. A timeline of events is as follows:

Date	Event/Milestone
1999-2002	Development of planning, design, environmental processing, and permit development (local, state, and federal). Note that original fishing program plan was completed in 1985. Work did not proceed due to lack of funding. Current planning and design modified to limits of expected grant funding.

U.S. Department of Housing and Urban Development  
Re: EDI Special Project Nos. B-02-SP-CA-0050 and B-03-SP-CA-0092  
August 12, 2009  
Page 2 of 3

Dec. 2001	Certified Supplemental Environmental Impact Report (original EIR certified in 1987) based on a revised plan.
Feb. 2002	County of San Diego approved a Major Use Permit.
Sept. 2002	No permit required from the U.S. Army Corps of Engineers.
Mar. 2003	2081 Incidental Take Permit issued by State of California Department of Fish and Game.
Jan. 2004	Grading permit issued by County of San Diego.
Mar. 2004	Construction commenced.
Jul. 2004	Opening of fishing program to the public.
Aug. 2004	1. County of San Diego provides final satisfaction to construction with the exception of the landscaping to be completed by Dec. 2004. 2. Environmental mitigation work commences. First year of a 5-year program.
Dec. 2004	Submitted landscape plan to County of San Diego. Construction permit is completed.
Current	Continued with environmental mitigation work. Work is approximately 80 percent complete and will be finished with Sweetwater funding. This is an approximate 4-year effort.

2. Loveland Reservoir Fishing Program. This project involves constructing a fishing pier and trail improvements. The scope of work has been modified from the previous scope of constructing a floating bridge or similar structure to allow the public to cross the reservoir under high water conditions. This project involves planning, design, permitting, construction, and potential environmental mitigation of a fishing dock. The dock has been designed, purchased, and installed. All invoices have been paid and the project is complete. A Certificate of Project Completion and the Grant Closeout Agreement are enclosed.

Please note that grant funding has been received from entities other than the Federal Government. The funds from the other entities have been exhausted, so the Authority will process payment requests to HUD for all costs to complete both projects.



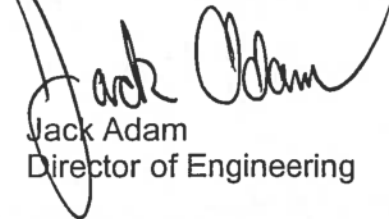
U.S. Department of Housing and Urban Development  
Re: EDI Special Project Nos. B-02-SP-CA-0050 and B-03-SP-CA-0092  
August 12, 2009  
Page 3 of 3

A financial summary is reflected on Attachment 1 (enclosed). The HUD grant fund noted in this closeout is highlighted in Attachment 1.

If you have any questions, please contact me at (619) 409-6750.

Sincerely,

SWEETWATER AUTHORITY



Jack Adam  
Director of Engineering

JA:MEG:vls

Enclosures: Certificate of Project Completion  
Grant Closeout Agreement  
Attachment 1

cc: Ms. Debra Farrow, Sweetwater Authority

Q05/GB4

(EDSI) EDI Special Projects  
Project Detail Query

04/28/2009  
14:31:09

Project...: B03SPCA0092

VRS# 48985-80002

-- Project Totals --

Vendor ID: 95-2759399

Region: 11 92

Authorized...: 201,184.00

Disbursed...: 0.00

Orig Eff

Disb Process: 201,184.00

Verify Date

Balance: 0.00

07/29/05 07/08/05

Receipts....: 0.00

SWEETWATER AUTHORITY

-- Program Area Level Payment Information --

P O BOX 2328

ABA No...: 1220-0049-6 UNION BANK OF CALIF

CHULA VISTA, CA 91910-2328

Accnt No.: 0072317373

Checking

Corr ABA.:

Pymt Mthd: ACH

R=Resv Auth Qry

N=Dispo Query

H=Grant Hist

V=Voucher Query

C=PAS/LOCCS Qry

A=Addr/Pymt Lvls

3=Letter Hist

Opt: \_\_\_\_\_

Data: \_\_\_\_\_