

1 [Accept and Expend Grants - Sunnydale Infrastructure, LLC - Herz Playground Recreation
2 Center - \$10,000,000]

3 **Resolution authorizing the Recreation and Park Department to accept and expend cash**
4 **and/or in-kind grants valued at \$10,000,000 from Sunnydale Infrastructure, LLC, to**
5 **design and construct the Herz Playground Recreation Center, for a term to commence**
6 **upon approval by the Board of Supervisors through June 30, 2024.**

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8 WHEREAS, The City, through the Recreation and Park Department (RPD), operates
9 and maintains real property bounded by Visitacion Avenue and Hahn Street, commonly
10 known as “Herz Playground” (“the Park”); and

11 WHEREAS, Sunnydale Infrastructure, LLC (Sunnydale Infrastructure) is a partnership
12 between Mercy Housing California and Related California that is implementing a large-scale,
13 multi-phased development program called the HOPE SF Sunnydale Neighborhood
14 Development Plan; and

15 WHEREAS, This plan includes development of a neighborhood hub (“The Hub”), that
16 will be the center of neighborhood activities and community amenities, and as part of the hub
17 development, Sunnydale Infrastructure is partnering with RPD to design and construct a new
18 recreation center at adjacent Herz Playground; and

19 WHEREAS, Since 2018, Sunnydale Infrastructure and RPD together have led a
20 community planning process for development of the new recreation center (“the Project”)
21 resulting in a proposed Concept Design for the Project, which was approved by the
22 Recreation and Park Commission on March 18, 2021; and

23 WHEREAS, The proposed recreation center will include a professional sized basketball
24 court and bleacher seating, a multipurpose room for community rentals and wellness classes,
25 a welcoming lobby and reception area, office, kitchen and storage spaces, along with outdoor

1 improvements to connect the park with the adjacent Hub community center and Sunnydale
2 and Visitacion Valley neighborhoods, greatly increasing access to recreation opportunities for
3 this community; and

4 WHEREAS, In order to implement the Project, Sunnydale Infrastructure wishes to
5 provide RPD with an in-kind grant of design documents and services for the Project, and a
6 cash or in-kind grant towards construction of the Project with a total value of \$10,000,000; and

7 WHEREAS, RPD has budgeted \$10,000,000 from the 2020 Health and Recovery Bond
8 for a total of \$20,000,000 in current project funding; and

9 WHEREAS, This Grant is subject to the terms of a Grant Agreement, which is subject
10 to approval by the Board of Supervisors, is on file with the Clerk of the Board of Supervisors in
11 File No. 211269 and is incorporated herein; and

12 WHEREAS, RPD proposes to maximize the use of available grant funds on project
13 expenditures by not including indirect costs in the budget; and

14 WHEREAS, On March 18, 2021, the Recreation and Park Commission, by Resolution
15 No. 2103-003, recommended that the Board of Supervisors approve a grant agreement
16 between the Recreation and Park Department and Sunnydale Infrastructure, LLC for cash
17 and/or in-kind grants valued up to \$15 million for the design and construction of the Herz
18 Playground Recreation Center and recommend that the Board of Supervisors authorize RPD
19 to accept and expend these cash and/or in-kind grants; now, therefore, be it

20 RESOLVED, That the Board of Supervisors approves the Grant and authorizes the
21 Recreation and Park Department General Manager to accept and expend the Grant, and to
22 perform all acts required of the City there under; and, be it

23 FURTHER RESOLVED, That the Board of Supervisors approves the Grant Agreement
24 substantially in the form on file with the Clerk of the Board of Supervisors in File No. 211269;
25 and, be it

1 FURTHER RESOLVED, That the Board of Supervisors hereby waives inclusion of
2 indirect costs in the grant budget; and, be it

3 FURTHER RESOLVED, That the Board of Supervisors authorizes the Recreation and
4 Park General Manager to enter into any modifications to the Grant or Grant Agreement that
5 the Recreation and Park General Manager determines, in consultation with the City Attorney,
6 are in the best interests of the City and do not materially increase the obligations or liabilities
7 of the City, are necessary or advisable to effectuate the purposes of the Grant or this
8 Resolution, and are in compliance with all applicable laws, including the City's Charter; and,
9 be it

10 FURTHER RESOLVED, That within 30 days of the grant agreement being fully-executed
11 by all parties, the Recreation and Park Department shall provide the final grant agreement to
12 the Clerk of the Board for inclusion into the official file.

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1 Recommended

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5 _____ /s/

6 General Manager, Recreation and Park Department

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9 Approved:

Approved:

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13 _____ /s/

_____ /s/

14 Mayor

Controller

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