

1 [Golden Gate Park Concourse Authority]

2 AUTHORIZING THE INCORPORATION OF THE GOLDEN GATE PARK CONCOURSE  
3 AUTHORITY PURSUANT TO THE GOLDEN GATE PARK REVITALIZATION ACT,  
4 APPROVED BY THE VOTERS ON JUNE 2, 1998; AUTHORIZING THE SET ASIDE OF  
5 CERTAIN REAL PROPERTY TO BE UNDER THE GOLDEN GATE PARK CONCOURSE  
6 AUTHORITY'S JURISDICTION; AND APPROVING AND RATIFYING CERTAIN ACTIONS IN  
7 CONNECTION THEREWITH.

8 WHEREAS, On June 2, 1998, the voters of the City and County approved the Golden  
9 Gate Park Revitalization Act of 1998, the principal purposes of which are to (1) create a  
10 pedestrian oasis in the Music Concourse area of Golden Gate Park (the "Park"), situated  
11 between the de Young Museum and the Academy of Sciences, and (2) take steps to reduce  
12 the impact of automobiles in the Park while still providing long-term assurance of safe,  
13 reliable and convenient areas for visitors to the Park, including its cultural institutions; and,

14 WHEREAS, Section 2 of the Golden Gate Park Revitalization Act of 1998 calls for the  
15 establishment, with the approval of the Board of Supervisors, of a nonprofit public benefit  
16 corporation to be named the "Golden Gate Park Concourse Authority" (the "Authority"), the  
17 general purpose of which is to beautify and enhance the natural and scenic landscape of the  
18 Concourse area of the Park; and,

19 WHEREAS, The Authority would be empowered, among other things, to plan, build  
20 and operate an underground parking facility in the Concourse area of the Park, and to  
21 implement related landscaping and transit improvements; and,

22 WHEREAS, In furtherance of the implementation of the Golden Gate Park  
23 Revitalization Act of 1998, the Board wishes to approve and authorize the formation and  
24 organization of the Authority; now, therefore, be it

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SUPERVISOR YAKI, BROWN, MEDINA  
BOARD OF SUPERVISORS

1           RESOLVED, That, the Board hereby finds and determines that it is in the public  
2 interest, convenience and welfare and for the common benefit of the inhabitants of the City  
3 and County that a nonprofit public benefit corporation be organized under the laws of the  
4 State of California in furtherance of the Golden Gate Park Revitalization Act of 1998; and, be  
5 it

6           FURTHER RESOLVED, That the Mayor, or his designee, is hereby authorized to act  
7 as incorporator and to cause the formation and organization of such nonprofit public benefit  
8 corporation, which shall be named the "Golden Gate Park Concourse Authority;" and, be it

9           FURTHER RESOLVED, That the form, terms and provisions of the Articles of  
10 Incorporation of the Authority (the "Articles of Incorporation") and Bylaws, copies of which are  
11 on file with the Clerk of the Board in File No. 98-1298, are hereby approved, and the  
12 Mayor, or his designee, is hereby authorized and empowered to execute by manual signature  
13 and file, or cause to be filed, with the office of the Secretary of State, the Articles of  
14 Incorporation, with such changes and insertions therein as may be necessary to cause the  
15 same to carry out the intent and purposes of this resolution or to comply with the California  
16 Nonprofit Public Benefit Corporation Law and as are approved by the Mayor, in consultation  
17 with the City Attorney, such approval to be conclusively evidenced by the filing of the Articles  
18 of Incorporation with the office of the Secretary of State; and, be it

19           FURTHER RESOLVED, That the Authority shall be subject to the budget and fiscal  
20 provision of the City's Charter; and, be it

21           FURTHER RESOLVED, That the Authority shall be subject to the contract authority  
22 limitations set forth in Section 9.118 of the City's Charter; and, be it

23           FURTHER RESOLVED, That the property, which includes the surface area of the  
24 Music Concourse area of the Park, designated as the "Golden Gate Park Concourse  
25 Authority Area of Jurisdiction" on the map which is on file with the Clerk of the Board in File

SUPERVISOR YAKI  
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1 No. 98-1298, shall be set aside and under the jurisdiction of the Authority, without the  
2 payment of consideration for such property, pursuant to Section 3 of the Golden Gate Park  
3 Revitalization Act of 1998, and such designation of real property may be amended by the  
4 Board of Supervisors, by resolution; and, be it

5 FURTHER RESOLVED, That within a reasonable period of time after the passage of  
6 this resolution, the Director of Property shall prepare or cause to be prepared a legal  
7 description of the Golden Gate Park Concourse Authority Area of Jurisdiction consistent with  
8 the map on file with the Clerk of the Board and file a copy of such legal description with the  
9 Board of Supervisors; and, be it

10 FURTHER RESOLVED, That the Authority shall comply with the conflict of interest and  
11 Sunshine requirements of Sections 4 and 5 of the Golden Gate Park Revitalization Act of  
12 1998; and, be it

13 FURTHER RESOLVED, That all actions heretofore taken by the officers and agents of  
14 the City with respect to the formation and organization of the Authority are hereby approved,  
15 continued and ratified, and the officers of the City and their authorized deputies and agents  
16 are hereby authorized and urged, jointly and severally, to do any and all things and to  
17 execute and deliver any and all certificates and other documents in addition to the documents  
18 referred to in this resolution, which the Mayor, as incorporator, or the City Attorney may deem  
19 necessary or advisable in order to effectuate the purposes of this resolution; and, be it

20 FURTHER RESOLVED, That the Authority, within one year after its establishment and  
21 its initial board of directors is appointed, shall develop and complete a feasibility study and  
22 implementation plan consistent with the Authority's designated purpose and objective, as set  
23 forth in the Golden Gate Park Revitalization Act of 1998, and, be it

24 FURTHER RESOLVED, That, in accordance with Section 8 of the Golden Gate Park  
25 Revitalization Act of 1998, within 30 days after the end of each quarter, the Authority shall

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1 submit written quarterly progress reports to the Recreation and Park Commission with a copy  
2 to the Clerk of the Board of Supervisors summarizing its operation for such quarter and its  
3 long-term improvement plans, including capital improvement projects; and, be it

4 FURTHER RESOLVED, That in accordance with Section 2 of the Golden Gate Park  
5 Revitalization Act of 1998, the rules and regulations by which the Authority conducts its  
6 business and exercises its duties and powers shall be subject to the approval of the Board of  
7 Supervisors, by resolution.

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SUPERVISOR YAKI  
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Brown Kaufman Leno Medina Newsom  
Yaki Yee

Noes: Supervisor Bierman

Absent: Supervisor Katz Teng

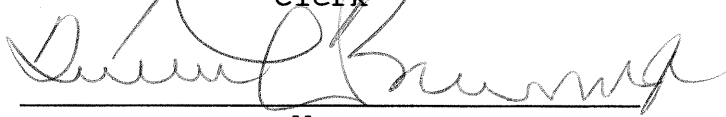
I hereby certify that the foregoing resolution  
was adopted by the Board of Supervisors  
of the City and County of San Francisco

File No.  
98-1298

SEP - 4 1998

Date Approved

  
Clerk

  
Mayor