

1 [Behested Payment Waiver - India Basin Waterfront Park]

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3 **Resolution authorizing the Mayor, officers and employees of the Office of the Mayor,**
4 **Recreation and Park Commissioners, and officers and employees of the Recreation**
5 **and Park Department to solicit donations for the India Basin Waterfront Park Initiative**
6 **from nonprofits, private organizations, grantmakers, and foundations for six months,**
7 **effective upon approval of this Resolution, notwithstanding the Behested Payment**
8 **Ordinance.**
9

10 WHEREAS, The Bayview-Hunters Point community is a historically underserved
11 community that has experience with a concentration of polluting industries and has lacked the
12 civic investment and inspiring greenspaces found elsewhere in San Francisco; and

13 WHEREAS, Community members have long advocated for improvements to and
14 expansion of the existing India Basin Shoreline Park, located at 950 Galvez Avenue (at
15 Hunters Point Boulevard and Hawes Street) as a way to correct previous disinvestment and
16 ensure residents have access to the physical health, mental health, and community benefits
17 that come from world class parks; and

18 WHEREAS, This advocacy moved closer to reality when the Recreation and Park
19 Department (RPD) acquired the 900 Innes property adjacent to the south side of the Park in
20 2014, with the goal of cleaning the formerly industrial site and connecting it to the existing
21 Park and waterfront spaces; and

22 WHEREAS, On October 19, 2024, Initiative Partners together with the community,
23 celebrated the opening of the first part of the park to the public; and

24 WHEREAS, On August 19, 2025, Mayor Daniel Lurie broke ground on construction for
25 the final part of the park, which is expected to be complete in late 2027 or early 2028; and

1 WHEREAS, The India Basin Waterfront Park Initiative (the Initiative) is a multi-pronged
2 public-private partnership in which RPD is working in close partnership with the Bayview-
3 Hunters Point community, the A. Philip Randolph Institute, the San Francisco Foundation, and
4 Trust for Public Land (collectively, the Partners) to build the park in one of the City's most
5 historically underserved neighborhoods; and

6 WHEREAS, In addition to building IBWP, the Initiative will also enable RPD and the
7 Partners to ensure the benefits of the project accrue to the existing neighborhood through
8 projects and programs undertaken by Initiative Partners and other community-serving
9 nonprofits consistent with the India Basin Equitable Development Plan (EDP); and

10 WHEREAS, On May 14, 2019, The Board of Supervisors authorized RPD to accept
11 and expend a grant for the Initiative in the amount of \$25,000,000 from the John Pritzker
12 Family Fund, under Resolution No. 242-19; and

13 WHEREAS, RPD has secured public grants to date totaling approximately
14 \$125,000,000 including \$29,000,000 from the 2020 Health and Recovery Bond; and

15 WHEREAS, Bids for the final phase of construction were higher than expected and so,
16 in order to deliver the full scope of the project, Initiative partners raised the full project budget
17 to \$225 million and are working to secure additional public and private funds for construction
18 and EDP implementation; and

19 WHEREAS On December 5, 2023, the Board of Supervisors unanimously approved
20 Resolution Nos. 577-23, 578-23, 579-23 and 580-23 authorizing RPD to Accept and Expend
21 approximately \$55 million in private funding from the non-profit partners on the project,
22 respectively the A. Philip Randolph Institute, Trust for Public Land and the San Francisco
23 Foundation; and

1 WHEREAS, To date, the partners have secured approximately \$50 million of the \$55
2 million private fundraising goal and are continuing to work together to fundraise for the
3 remaining sum of approximately \$10 million; and

4 WHEREAS, RPD and the Office of the Mayor partner with numerous nonprofit
5 organizations, private entities, grantmakers and foundations, often through contracts or
6 permits; and

7 WHEREAS, On December 15, 2023, Mayor London Breed signed Resolution No. 573-
8 23 and on authorizing a waiver of the City's Behested Payment Ordinance (Campaign and
9 Governmental Conduct Code, Section 3.600 et seq.) for the Recreation and Park
10 Commission, the Mayor and officers and employees of the Office of the Mayor and officers
11 and employees of the Recreation and Park Department to the extent it prohibits solicitations of
12 financial support for the Initiative from persons or entities who would qualify as interested
13 parties under the Behested Payments Ordinance; and

14 WHEREAS, On April 15, 2025, Mayor Daniel Lurie signed Resolution No. 134-25 and
15 on authorizing a second waiver of the City's Behested Payment Ordinance (Campaign and
16 Governmental Conduct Code, Section 3.600 et seq.) for the Recreation and Park
17 Commission, the Mayor and officers and employees of the Office of the Mayor and officers
18 and employees of the Recreation and Park Department to the extent it prohibits solicitations of
19 financial support for the Initiative from persons or entities who would qualify as interested
20 parties under the Behested Payments Ordinance; and

21 WHEREAS, Resolution No. 134-25 expires in October 2025 under of the San
22 Francisco Campaign and Governmental Conduct Code, Section 3.620(f); and

23 WHEREAS, The Recreation and Park Commission, the Mayor and officers and
24 employees of the Office of the Mayor and officers and employees of the Recreation and Park
25

1 Department seek a new waiver of the City's Behested Payment Ordinance for six months from
2 the effective date of this Resolution so that they may solicit donations from private
3 organizations and philanthropists to support the India Basin Waterfront Park Initiative
4 including EDP activities; now, therefore, be it

5 RESOLVED, That under Section 3.620(f) of the Campaign and Governmental Conduct
6 Code, the Board of Supervisors hereby waives application of the Behested Payment
7 Ordinance for six months from the effective date of this Resolution to fundraising from
8 nonprofits, private organizations, grantmakers and foundations to support the Initiative; and,
9 be it

10 FURTHER RESOLVED, That granting this waiver under Section 3.620(f) serves the
11 public interest by bringing private funding into an underserved neighborhood to support an
12 Initiative long advocated for by the community and executed in partnership with neighborhood
13 residents; and, be it

14 FURTHER RESOLVED, That granting this waiver under Section 3.620(f) does not
15 create an appearance of impropriety.

16
17 Recommended:

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19 /s/_____

20 Phil Ginsburg,
21 General Manager, Recreation and Park Department
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