

1 [Apply for, Accept and Expend Grant - Retroactive - California Department of Parks and  
2 Recreation - Statewide Park Development and Community Revitalization Program -  
3 Playground at India Basin Shoreline Park - \$5,768,000]

4 **Resolution authorizing the Recreation and Park Department to retroactively apply for,**  
5 **accept and expend a grant in the amount of \$5,768,000 from the California Department**  
6 **of Parks and Recreation for the Statewide Park and Community Revitalization Program**  
7 **to support the playground at India Basin Shoreline Park Project; approving the Grant**  
8 **Contract that requires the Department to maintain the project for the duration of the**  
9 **contract performance period from July 1, 2020, through June 30, 2050, pursuant to**  
10 **Charter, Section 9.118(a); and authorizing the Recreation and Park Department’s**  
11 **General Manager to file a Declaration of Restriction against the property designated as**  
12 **Assessor’s Parcel Block No. 4629A, Lot No. 010, and Assessor’s Parcel Block No.**  
13 **4629A, Lot No. 011, providing the restrictions contained in the Grant Contract will apply**  
14 **until June 30, 2050.**

15  
16 WHEREAS, The City and County of San Francisco owns and operates San Francisco  
17 Assessor’s Parcel Block No.4629A, Lot No. 010, Assessor’s Parcel Block No. 4629A, Lot No.  
18 011 located with the India Basin Shoreline Park (“Property”); and

19 WHEREAS, The Property is under the jurisdiction of the Recreation and Park  
20 Department (RPD); and

21 WHEREAS, The Property lacks contemporary, standard amenities like bathrooms,  
22 drinking fountains, shaded seating areas, and protection from the wind; and

23 WHEREAS, The RPD, working with the Trust for Public Land (TPL), the San Francisco  
24 Park Alliance (SFPA), and Bayview Hunters Point (BVHP) community have designed a  
25 playground area on two parcels of the Property; and

1           WHEREAS, The new playground design is responsive to community needs and  
2 desires of the BVHP community and will provide public access and new waterfront recreation  
3 for the community at large; and

4           WHEREAS, The Project will be the only playground area within the entire India Basin  
5 Waterfront Parks system; and

6           WHEREAS, Proposition 68, the California Drought, Water, Parks, Climate, Coastal  
7 Protection, and Outdoor Access for All Act of 2018, was approved by the voters on June 5,  
8 2018; and

9           WHEREAS, The California Department of Parks and Recreation (“Department”)  
10 administers Proposition 68 funds under its Statewide Park Development and Community  
11 Revitalization Program (“Statewide Park Grant”) that supports the creation of new parks and  
12 new recreation opportunities in underserved communities across California; and

13           WHEREAS, RPD, working in partnership with TPL, applied for a Statewide Park Grant  
14 in the amount of \$5,768,000 to construct the park; and

15           WHEREAS, The Department requires the applicant to enter into a contract, the terms  
16 and conditions of which are detailed in an agreement on file with the Clerk of the Board of  
17 Supervisors in File No. 210498 (the "Grant Contract"), which is hereby declared to be part of  
18 this Resolution as set forth fully herein; and

19           WHEREAS, The Grant Contract requires that the Property be used for public outdoor  
20 recreation for the entire Contract Performance Period which lasts from July 1, 2020, through  
21 June 30, 2050; and

22           WHEREAS, As a further condition of receiving the Grant, the Department requires the  
23 City to record a Declaration of Restriction with the Assessor-Recorder on the Property to  
24 ensure that the Property is used for a purpose consistent with the Grant for the duration of the  
25 contract performance period; and

1           WHEREAS, On April 15, 2021, the Recreation and Park Commission adopted  
2 resolution No. 2104-007 approving RPD’s submission of a project application for Statewide  
3 Park and Community Revitalization Program Funds and recommending that the Board of  
4 Supervisors authorize RPD to apply, accept and expend the grant funds and approve the  
5 terms of the Grant Contract; and

6           WHEREAS, The Grant terms prohibit including indirect costs in the grant budget; and

7           WHEREAS, The Grant will not require an amendment to the Annual Salary Ordinance;  
8 now, therefore, be it

9           RESOLVED, That the Board of Supervisors hereby authorizes the General Manager or  
10 his or her designee to accept and expend grant funds in the amount of \$5,768,000 for the  
11 Playground at India Basin Shoreline Park Project; and, be it

12           FURTHER RESOLVED, That the Board of Supervisors hereby waives inclusion of  
13 indirect costs as part of this Grant budget; and, be it

14           FURTHER RESOLVED, That the Board of Supervisors approves the Grant Contract;  
15 and, be it

16           FURTHER RESOLVED, That the Board of Supervisors authorizes the RPD General  
17 Manager to enter into any modifications and amendments to the Contract, including to any of  
18 its exhibits, and authorizes the RPD General Manager to execute further agreements related  
19 to the Project, that the RPD General Manager determines, in consultation with the City  
20 Attorney, are in the best interests of the City and do not materially increase the obligations or  
21 liabilities of the City, are necessary or advisable to effectuate the purposes of the Project or  
22 this Resolution, and are in compliance with all applicable laws, including the City’s Charter;  
23 and, be it

24           FURTHER RESOLVED, That the Board of Supervisors authorizes the General  
25 Manager, or his or her Designee to record a Declaration of Restriction with the Assessor-

1 Recorder on the Property San Francisco Assessor's Parcel Block No. 4629A, Lot No. 010,  
2 Assessor's Parcel Block No. 4629A, Lot No. 011 to provide notice of the restrictions that shall  
3 apply for the duration of the Contract Performance Period from July 1, 2020, through June 30,  
4 2050; and, be it

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

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Recommended:

\_\_\_\_\_ /s/

Department Head

Approved: \_\_\_\_\_ /s/

Mayor

Approved: \_\_\_\_\_ /s/

Controller