AMENDED IN COMMITTEE 11/29/2023 RESOLUTION NO. **573-23**

FILE NO. 231253

Mayor Breed; Supervisor Walton BOARD OF SUPERVISORS

[Behested Payment Waiver - India Basin Waterfront Park]

Resolution authorizing the Mayor, officers and employees of the Office of the Mayor, and officers and employees of the Recreation and Park Department to solicit donations for the India Basin Waterfront Park Initiative from nonprofits, private organizations, grantmakers, and foundations for six months from the effective date of this Resolution, notwithstanding the Behested Payment Ordinance.

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

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

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

WHEREAS, A concept design was approved by the Recreation and Park Commission on August 16, 2018, under Resolution No. 1808-007, for a project to combine the existing India Basin Shoreline Park and 900 Innes property into one 10-acre India Basin Waterfront Park (IBWP); and

WHEREAS, The India Basin Waterfront Park Initiative (the Initiative) is a multi-pronged \$200 million public-private partnership in which RPD is working in close partnership with the Bayview-Hunters Point community, the Trust for Public Land, the San Francisco Parks Alliance, and the A. Philip Randolph Institute (collectively, the Partners) to build IBWP in one of the City's most historically underserved neighborhoods; and

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

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

WHEREAS, RPD has secured public grants to date totaling approximately \$123,000,000 including \$29,000,000 from the 2020 Health and Recovery Bond; and WHEREAS, Additional funding is required to support the \$200,000,000 Initiative,

including at least \$15,000,000 that is needed for EDP implementation; and

WHEREAS, The Partners have agreed to privately fundraise approximately \$55,000,000 in order to compete construction and implement the EDP; and

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

WHEREAS, RPD, the Recreation and Park Commission, the Mayor and the Office of the Mayor seek a waiver of the City's Behested Payment Ordinance (Campaign and Governmental Conduct Code, Section 3.600 et seq.) to the extent it prohibits solicitations of

financial support for the Initiative from persons or entities who would qualify as interested parties under the Behested Payments Ordinance; now, therefore, be it

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

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

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

ntoooninontaba.	
/s/	
Phil Ginsburg,	
General Manager, Recreation and Park	Department
Approved:	
<u>/s/</u>	<u>/s/</u>
Mayor	Controller

Recommended:



City and County of San Francisco Tails

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Resolution

File Number: 231253 Date Passed: December 05, 2023

Resolution authorizing the Mayor, officers and employees of the Office of the Mayor, and officers and employees of the Recreation and Park Department to solicit donations for the India Basin Waterfront Park Initiative from nonprofits, private organizations, grantmakers, and foundations for six months from the effective date of this Resolution, notwithstanding the Behested Payment Ordinance.

November 29, 2023 Budget and Finance Committee - AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

November 29, 2023 Budget and Finance Committee - RECOMMENDED AS AMENDED

December 05, 2023 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 231253

I hereby certify that the foregoing Resolution was ADOPTED on 12/5/2023 by the Board of Supervisors of the City and County of San Francisco.

> Angela Calvillo Clerk of the Board

London N. Breed Mayor Date Approved