

1 [Apply for, Accept, and Expend Grant - U.S. Department of Defense Office of Economic  
2 Adjustment Defense Community Infrastructure Pilot Program - Northgate Road Widening  
3 Project - Not to Exceed \$5,075,200]

4 **Resolution authorizing the Treasure Island Development Authority to execute a Grant**  
5 **Application, Grant Agreement, and related documents under the United States**  
6 **Department of Defense Office of Economic Adjustment Defense Community**  
7 **Infrastructure Pilot Program, and to accept and expend funds as set forth in the Grant**  
8 **Application, a total amount not to exceed \$5,075,200 and authorizing the Treasure**  
9 **Island Director to execute any documents and perform any actions necessary to accept**  
10 **and expend the Grant; and adopting findings under the California Environmental**  
11 **Quality Act (CEQA), the CEQA Guidelines, and Chapter 31 of the San Francisco**  
12 **Administrative Code.**

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14 WHEREAS, Former Naval Station Treasure Island is a military base located on  
15 Treasure Island and Yerba Buena Island (together, the “Base”); and

16 WHEREAS, The Base was selected for closure and disposition by the Base  
17 Realignment and Closure Commission in 1993, acting under Public Law 101-510, and its  
18 subsequent amendments; and

19 WHEREAS, On May 2, 1997, the Board of Supervisors passed Resolution No. 380-97,  
20 authorizing the Mayor’s Treasure Island Project Office to establish a nonprofit public benefit  
21 corporation known as the Treasure Island Development Authority (the “Authority”) to act as a  
22 single entity focused on the planning, redevelopment, reconstruction, rehabilitation, reuse and  
23 conversion of the Base for the public interest, convenience, welfare and common benefit of  
24 the inhabitants of the City and County of San Francisco; and

1           WHEREAS, The Authority, acting by and through its Board of Directors (the "Authority  
2 Board"), has the power, subject to applicable laws, to sell, lease, exchange, transfer, convey  
3 or otherwise grant interests in or rights to use or occupy all or any portion of the Base; and

4           WHEREAS, In 2003, Treasure Island Community Development, LLC (the "Master  
5 Developer") was selected as master developer for the Base following a competitive process;  
6 and

7           WHEREAS, The Authority, the Authority Board, the Treasure Island Citizens Advisory  
8 Board, the City, and the Master Developer worked for more than a decade to plan for the  
9 reuse and development of Treasure Island, and as a result of this community-based planning  
10 process, Authority and the Developer negotiated the Disposition and Development Agreement  
11 ("DDA") to govern the disposition and subsequent development of the proposed development  
12 project (the "Project"); and

13           WHEREAS, The Financing Plan, an exhibit to the DDA, calls for the Authority and  
14 Master Developer to work together to seek appropriate grants for the Project; and

15           WHEREAS, On April 21, 2011, in a joint session with the San Francisco Planning  
16 Commission, the Authority Board unanimously approved a series of entitlement and  
17 transaction documents relating to the Project, including certain environmental findings under  
18 the California Environmental Quality Act ("CEQA"), a mitigation and monitoring and reporting  
19 program, and the DDA and other transaction documents; and

20           WHEREAS, On June 7, 2011, the Board of Supervisors unanimously confirmed  
21 certification of the final environmental impact report and made certain environmental findings  
22 under CEQA (collectively, the "FEIR") by Resolution No. 246-11, and approved the DDA and  
23 other transaction documents; and

24           WHEREAS, The Board of Supervisors has confirmed the findings in the FEIR on  
25 numerous occasions, including on January 31, 2017, when the Board of Supervisors

1 approved the formation of City and County of San Francisco Community Facilities District No.  
2 2016-1 (Treasure Island), Improvement Area No. 1 and a future annexation area by  
3 Resolution No. 8-17; and also on January 31, 2017, approved the formation of City and  
4 County of San Francisco Infrastructure and Revitalization Financing District No. 1 (Treasure  
5 Island) and adopting an Infrastructure Financing Plan for such district by Resolution No. 21-  
6 17; and

7 WHEREAS, The Authority Board of Directors has reviewed and considered the FEIR  
8 and confirms that the proposed Northgate Road Widening Project resulting in the construction  
9 to Northgate Road is consistent with the planned Project, the FEIR, and the environmental  
10 findings it made under the California Environmental Quality Act when it approved the Project,  
11 on April 21, 2011, and thereafter; further, the Authority Board of Directors finds that none of  
12 the circumstances that would require preparation of a supplemental or subsequent  
13 environmental study under Public Resources Code, Section 21166 or CEQA Guidelines,  
14 Section 15162 are present, in the sense that no changes to the Project or the Project  
15 circumstances have occurred that would result in additional environmental impacts, or in  
16 substantially increased severity of already identified environmental impacts, and there are no  
17 mitigation measures or alternatives that were previously identified to be infeasible but would in  
18 fact be feasible; and no new mitigation measures or alternatives that would substantially  
19 reduce the identified environmental impacts; and

20 WHEREAS, The United States Department of Defense (“DoD”) Office of Economic  
21 Adjustment (“OEA”) issued an announcement of Federal Funding Opportunity (“FFO”) dated  
22 May 26, 2020, under the Defense Community Infrastructure Pilot (“DCIP”) Program,  
23 authorized under Public Law 115-232, Section 2861; and

24 WHEREAS, Section 2391(d) of title 10, United States Code, authorizes the Secretary  
25 of Defense to make grants, conclude cooperative agreements, and supplement funds

1 available under Federal programs administered by agencies other than the Department of  
2 Defense, for projects owned by a State or local government, or a not-for-profit, member-  
3 owned utility service to address deficiencies in community infrastructure supportive of a  
4 military installation, if the Secretary determines that such assistance will enhance the military  
5 value, resilience, or military family quality of life at such military installation; and

6 WHEREAS, The Consolidated Appropriations Act for Fiscal Year 2020 (PL 116-93)  
7 provides \$50 million for the OEA to obligate prior to September 30, 2020, and must approve  
8 funding awards for the DCIP Program, subject to the terms and conditions of the FFO and the  
9 provisions of the OMB circulars and DoD's implementing regulations in place at the time of the  
10 award; and

11 WHEREAS, A grantee receiving funds under this program must comply with all  
12 Federal, State, and local laws applicable to its activities, including Federal regulations that  
13 include administrative requirements and provisions governing allowable costs as stated in the  
14 FFO; and

15 WHEREAS, The DCIP Program is a pilot program that authorizes the Secretary of  
16 Defense to make grants, conclude cooperative agreements, and supplement funds available  
17 under other Federal programs to address deficiencies in community infrastructure supportive  
18 of a military installation and the Secretary determines that such assistance will enhance the  
19 military family quality of life, resilience, or military value; and

20 WHEREAS, The Authority has consulted with the San Francisco County Transportation  
21 Authority ("SFCTA") and the Master Developer in developing the scope of a proposed  
22 application to include the:

- 23 - Widening the existing roadway to provide a continuous 5-foot wide sidewalk from the  
24 current terminus at the existing staircase to Whiting Way;

- 1 - Completing the pedestrian network along Northgate Road from Macalla Road to the  
2 Historic District;
- 3 - Constructing a 5-foot wide Class II bicycle lane to provide a separated and dedicated  
4 uphill bicycle lane from Whiting Way to near Macalla Road on the eastern side of  
5 Northgate Road;
- 6 - Constructing Shared Lane Markings along the 'downhill' portion (western side) of  
7 Northgate Road from Macalla Road to Whiting Way, which would indicate a shared  
8 vehicle/bicycle lane; and

9 WHEREAS, The Authority desires to apply for DCIP Program funds and submit a grant  
10 application; and

11 WHEREAS, The Authority Board authorized the Authority and the Treasure Island  
12 Director to execute and submit an application to the DCIP Program as detailed in the FFO  
13 dated May 26, 2020, a total amount not to exceed \$5,075,200, subject to the approval of the  
14 Board of Supervisors; and

15 WHEREAS, The Board of Supervisors must approve the Authority's ability to accept  
16 and expend funds under the DCIP program; now, therefore, be it

17 RESOLVED, That the Board of Supervisors authorizes the Authority and the Treasure  
18 Island Director to execute and submit an application to the DCIP Program as detailed in the  
19 FFO dated May 26, 2020, a total amount not to exceed \$5,075,200; and, be it

20 FURTHER RESOLVED, If successful, the Authority shall use the DCIP Program funds  
21 in accordance with the terms of the approved grant agreement; and, be it

22 FURTHER RESOLVED, That the Board of Supervisors authorizes the Treasure Island  
23 Director to execute and deliver any documents to perform any activities that are necessary,  
24 appropriate or advisable to secure the DCIP Program funds from the DoD and OEA and all  
25 amendments thereto, and complete the transactions contemplated herein and to accept and

1 expend the funds for eligible expenditures consistent with the DoD approved grant agreement,  
2 if any.

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7 RECOMMENDED:

APPROVED:

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

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

10 Robert Beck, Director

Mayor

11 Treasure Island Development Authority

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APPROVED:

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

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Controller

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