

1 [Accept and Expend Grant - McLaren Park Connector Trail Project - \$186,746]

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3 **Resolution retroactively authorizing the Recreation and Park Department to accept and**
4 **expend a Land and Water Conservation Fund Grant from the California Department of**
5 **Parks and Recreation in the amount of \$186,746 for the McLaren Park Connector Trail**
6 **Project for the period of September 16, 2011, through June 30, 2014.**

7 WHEREAS, The City and County of San Francisco (“the City”) owns the property
8 located on the Southeastern side of San Francisco on Assessor’s Parcel Block 6003, Lot 034,
9 Block 6096 Lot 001, Block 6189, Lot 034, Block 6190, Lot 066 and Block 6220, Lot 002
10 known as “McLaren Park”; and

11 WHEREAS, The City, through the San Francisco Recreation and Park Department
12 (“RPD”), operates and maintains McLaren Park; and

13 WHEREAS, In 2008 San Francisco voters passed the Clean and Safe Neighborhood
14 Parks Bond (“the Bond”), which allocated \$5 million to the San Francisco Urban Trails
15 Program to improve access and connectivity, promote conservation of natural resources and
16 sensitive habitat, and to improve public safety; and

17 WHEREAS, The Bond identified twenty-six park sites, including McLaren Park, as
18 needing trail and habitat restoration; and

19 WHEREAS, The National Park Service provides funding under the Land and Water
20 Conservation Fund (“LWCF”) Program for statewide planning, acquisition and development of
21 outdoor recreation areas and facilities; and

22 WHEREAS, The California Department of Parks and Recreation (“CDPR”) has been
23 delegated the responsibility for the administration of the LWCF program, which provides grant
24 funds to local entities to acquire, enhance, restore or develop facilities for public recreation
25 purposes; and

1 WHEREAS, CDPR has awarded RPD a LWCF grant in the amount of \$186,746
2 (“Grant”) to reconstruct and improve existing trails at McLaren Park for the McLaren Park
3 Connector Trail Project; and

4 WHEREAS, The terms and conditions of the Grant are detailed in an agreement on file
5 at the Clerk of the Board of Supervisors in File No. 130826 (“Grant Agreement”) which is
6 hereby declared to be part of this resolution as set forth fully herein; and

7 WHEREAS, Under the Grant Agreement and per Section 6(f)(3) of the Land and Water
8 Conservation Fund Act, property developed under the LWCF program may not, without the
9 approval of CDPR, the National Park Service and/or the Secretary of the Interior, be
10 converted to other than public outdoor recreation use but shall be maintained in public outdoor
11 recreation in perpetuity. Following acceptance of LWCF grant funds, approval of any
12 conversion of part or all of the property to other than public outdoor recreation use shall be at
13 the sole discretion of the Secretary of the Interior and made only upon a finding that the
14 conversion is in accord with the then existing comprehensive statewide outdoor recreation
15 plan and only upon such conditions as he/she deems necessary to assure the substitution of
16 other recreation properties of at least equal fair market value and of reasonable equivalent
17 usefulness and location; and

18 WHEREAS, As a condition of receiving the Grant, the City is required to record a
19 Memorandum of Unrecorded Grant Agreement against McLaren Park to provide notice that
20 McLaren Park has been developed with LWCF assistance and cannot be converted to other
21 than public outdoor recreation use without the written approval of CDPR, the National Park
22 Service and/or the Secretary of the Interior; and

23 WHEREAS, The Grant does not require an Annual Salary Ordinance (ASO)
24 Amendment; and

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1 WHEREAS, RPD proposes to maximize use of available Grant funds on project
2 expenditures by not including indirect costs in the grant budget; now, therefore, be it

3 RESOLVED, That the Board of Supervisors retroactively authorizes the General
4 Manager of the Recreation and Park Department to accept and expend a grant from the
5 California Department of Parks and Recreation in the amount of \$186,746 for the McLaren
6 Park Connector Trail Project; and be it

7 FURTHER RESOLVED, That the Board of Supervisors hereby waives inclusion of
8 indirect costs in the grant budget; and be it

9 FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of Real
10 Estate to record a Memorandum of Unrecorded Grant Agreement with the Assessor-Recorder
11 against the property known as McLaren Park, designated as Assessor Parcel Block 6003, Lot
12 034, Block 6096 Lot 001, Block 6189, Lot 034, Block 6190, Lot 066 and Block 6220, Lot 002,
13 providing that the use restrictions contained in the Grant Agreement will be covenants,
14 conditions and restrictions on the use of the property in perpetuity, including that the property
15 cannot be converted to other than public outdoor recreation use without the written approval
16 of the California Department of Parks and Recreation, the National Park Service and/or the
17 Secretary of the Interior; and be it

18 FURTHER RESOLVED, That the Board of Supervisors authorizes the General
19 Manager, or his or her designee, to conduct all negotiations, execute and submit all
20 documents, including, but not limited to applications, agreements, amendments, payment
21 requests and so on, which may be necessary to accept and expend the grant funds for the
22 completion of the project

1 Recommended:

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5 General Manager, Recreation and Park Department

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8 Recommended:

Approved: _____

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Mayor

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Approved: _____

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Director of Real Estate

Controller

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