

1 [Board Response - Civil Grand Jury Report – Safe and Accessible Parks for All]

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3 **Resolution responding to the Presiding Judge of the Superior Court on the findings**
4 **and recommendations contained in the 2021-2022 Civil Grand Jury Report, entitled**
5 **“Safe and Accessible Parks for All;” and urging the Mayor to cause the implementation**
6 **of accepted findings and recommendations through her department heads and through**
7 **the development of the annual budget.**

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9 WHEREAS, Under California Penal Code, Section 933 et seq., the Board of
10 Supervisors must respond, within 90 days of receipt, to the Presiding Judge of the Superior
11 Court on the findings and recommendations contained in Civil Grand Jury Reports; and

12 WHEREAS, In accordance with California Penal Code, Section 933.05(c), if a finding or
13 recommendation of the Civil Grand Jury addresses budgetary or personnel matters of a
14 county agency or a department headed by an elected officer, the agency or department head
15 and the Board of Supervisors shall respond if requested by the Civil Grand Jury, but the
16 response of the Board of Supervisors shall address only budgetary or personnel matters over
17 which it has some decision making authority; and

18 WHEREAS, Under San Francisco Administrative Code, Section 2.10(a), the Board of
19 Supervisors must conduct a public hearing by a committee to consider a final report of the
20 findings and recommendations submitted, and notify the current foreperson and immediate
21 past foreperson of the civil grand jury when such hearing is scheduled; and

22 WHEREAS, In accordance with San Francisco Administrative Code, Section 2.10(b),
23 the Controller must report to the Board of Supervisors on the implementation of

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1 recommendations that pertain to fiscal matters that were considered at a public hearing held
2 by a Board of Supervisors Committee; and

3 WHEREAS, The 2021-2022 Civil Grand Jury Report, entitled “Safe and Accessible
4 Parks For All” (“Report”) is on file with the Clerk of the Board of Supervisors in File No.
5 220722, which is hereby declared to be a part of this Resolution as if set forth fully herein; and

6 WHEREAS, The Civil Grand Jury has requested that the Board of Supervisors respond
7 to Finding Nos. F1, F2, and F3, as well as Recommendation Nos. R1.1, R1.2, R1.3, R2, R3.1,
8 and R3.2 contained in the subject Report; and

9 WHEREAS, Finding No. F1 states: “Published Hardscape feature scores for the City’s
10 parks fail to reflect the true surface conditions of pathways for pedestrian and wheelchair
11 traffic, thus providing misguided information to the RPD for setting maintenance priorities, and
12 to the public about a park’s accessibility;” and

13 WHEREAS, Finding No. F2 states: “The RPD doesn’t integrate the park scores into
14 each park’s description;” and

15 WHEREAS, Finding No. F3 states: “The RPD fails to provide park accessibility
16 information on RPD’s website and at all park entrances;” and

17 WHEREAS, Recommendation No. R1.1 states: The Jury recommends the Controller’s
18 Office create a Pathway Condition feature from existing park scoring systems that specifically
19 assesses pathway surface conditions by December 31, 2022;” and

20 WHEREAS, Recommendation No. R1.2 states: “The Jury recommends the RPD set a
21 baseline for the Pathway Condition scores defined in R1.1 by March 31, 2023;” and

22 WHEREAS, Recommendation No. R1.3 states: “If a park's Pathway Condition score
23 falls below the baseline defined in R1.2, the Jury recommends the RPD improve that park’s
24 pathway to raise this score to be above the baseline within a reasonable time;” and

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1 WHEREAS, Recommendation No. R2 states: “The Jury recommends the RPD
2 incorporate the most recent park feature scores under each park’s description on the RPD’s
3 website by December 31, 2022;” and

4 WHEREAS, Recommendation No. R3.1 states: “The Jury recommends the RPD
5 include accessibility information on the RPD’s website by July 1, 2023;” and

6 WHEREAS, Recommendation No. R3.2 states: “The Jury recommends the RPD post
7 accessibility information at all park entrances by July 1, 2024;” and

8 WHEREAS, In accordance with California Penal Code, Section 933.05(c), the Board of
9 Supervisors must respond, within 90 days of receipt, to the Presiding Judge of the Superior
10 Court on Finding Nos. F1, F2, and F3, as well as Recommendation Nos. R1.1, R1.2, R1.3,
11 R2, R3.1, and R3.2 contained in the subject Report; now, therefore, be it

12 RESOLVED, That the Board of Supervisors reports to the Presiding Judge of the
13 Superior Court that they agree with Finding No. F1; and, be it

14 FURTHER RESOLVED, That the Board of Supervisors reports to the Presiding Judge
15 of the Superior Court that they agree with Finding No. F2; and, be it

16 FURTHER RESOLVED, That the Board of Supervisors reports to the Presiding Judge
17 of the Superior Court that they agree with Finding No. F3; and, be it

18 FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation
19 No. R1.1 will not be implemented by the Board of Supervisors because the Board does not
20 have jurisdiction over administration of the Controller’s Office dashboards; and, be it

21 FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation
22 No. R1.2 will not be implemented by the Board of Supervisors because the Board does not
23 have jurisdiction over administration of the Recreation and Park Department; the Board of
24 Supervisors urges the Recreation and Park Department to set a baseline for the Pathway
25 Condition scores as defined in R1.1 by March 31, 2023; and, be it

1 FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation
2 No. R1.3 will not be implemented by the Board of Supervisors because the Board does not
3 have jurisdiction over administration of the Recreation and Park Department; the Board of
4 Supervisors urges the Recreation and Park Department to improve a park’s pathway if its
5 Pathway Condition score falls below a baseline as defined in R1.2, within a reasonable
6 amount of time; and, be it

7 FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation
8 No. R2 will not be implemented by the Board of Supervisors because the Board does not
9 have jurisdiction over the administration of the Recreation and Park Department’s website;
10 and, be it

11 FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation
12 No. R3.1 will not be implemented by the Board of Supervisors because the Board does not
13 have jurisdiction over the administration of the Recreation and Park Department’s website;
14 and, be it

15 FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation
16 No. R3.2 will not be implemented by the Board of Supervisors because the Board does not
17 have jurisdiction over the administration of the Recreation and Park Department and posting
18 of information at City parks; and, be it

19 FURTHER RESOLVED, That the Board of Supervisors urges the Mayor to cause the
20 implementation of the accepted findings and recommendations through her department heads
21 and through the development of the annual budget.

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