



San Francisco Public Works
General – Director’s Office
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San Francisco, CA 94103
(628) 271-3160 www.SFPublicWorks.org

Public Works Order No: 206570

REQUESTING AND RECOMMENDING THAT THE BOARD OF SUPERVISORS APPROVE A RESOLUTION AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO ACCEPT AND EXPEND GRANT FUNDS PROVIDED BY THE STATE OF CALIFORNIA, THROUGH THE CALIFORNIA ARTS COUNCIL, AS APPROVED IN SENATE BILL NO. 170 FOR FISCAL YEAR 2021-2022, FOR THE PLANNING AND DESIGN OF NEW IMPROVEMENTS ON OR ABOUT HARVEY MILK PLAZA

WHEREAS, On or about February 4, 2022, on behalf of the City and County of San Francisco (“City”), the Department of Public Works (“Department”) submitted to the State of California, acting by and through the California Arts Council (“Grantor”), an application requesting \$1,500,000 for the planning and design of potential new improvements on or about Harvey Milk Plaza (“Design Project”); and

WHEREAS, The new improvements on or about Harvey Milk Plaza may one day include creating an iconic gateway to the Castro neighborhood, improving universal access throughout the Harvey Milk Plaza site, improving onsite safety and security, and integrating Harvey Milk memorial display fixtures, artwork, and sculptural landscape elements into the plaza landscape and hardscape; and

WHEREAS, Subject to further study and design, and the completion of the Design Project, the potential new improvements on or about Harvey Milk Plaza may include the regrading, repaving, and re-landscaping of the Harvey Milk Plaza in coordination with the SFMTA Castro/Market Muni Station elevator project, and may include improvements to the SFMTA Castro/Market Muni station entry, entry stairs, fare gates, and elevator; and

WHEREAS, On or about November 15, 2021, the Grantor transmitted a letter to the Department notifying the City of Grantor’s award of a “designated funding grant” in the amount of \$1,500,000 for the Design Project (“Letter of Intent”), subject to additional guidelines and contract documents that require the City’s passage of a resolution authorizing the acceptance and expenditure of the grant funds (“Proposed Resolution”), the City’s satisfaction of other conditions and requirements set forth in the grant application (“Application”), the City’s execution of a grant agreement with the California Arts Council (“Agreement”), and the City’s compliance with procedures established by the CAC; and

WHEREAS, To satisfy the requirements of Administrative Code Section 10.170-1, the Department shall transmit this Order to the Clerk of the Board of Supervisors along with the following documents: (1) the Proposed Resolution, signed by the Department, the Mayor or the Mayor’s designee, and the Controller; (2) the associated Grant Information Form; (3) the Application; (4) the Letter of Intent; and (5) a cover letter to the Clerk of the Board substantially conforming to the specifications of the Clerk of the Board (together the “Legislative Package”); and

WHEREAS, The Department has reviewed the contents of the Legislative Package and the Grantor's requirements, including the requirements in the Resolution that the City: 1) certify that the Department understands the assurances and certification in the Project Information Form, 2) certify that the Department will have sufficient funds to operate and maintain the Design Project or will enter into an agreement with another entity to perform said operation and maintenance, 3) certify that the Department has reviewed and understands the General Provisions contained in the Project Agreement shown in the Procedural Guide, and 4) appoint a designated staff position to conduct all negotiations and execute and submit all documents including, but not limited to Project Information Form, agreements, payment requests, which may be necessary for the completion of the Design Project; therefore, it is hereby:

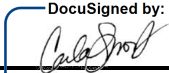
DETERMINED, That the Department hereby : 1) certifies that the Department understands the assurances and certification in the Project Information Form; 2) certifies that the Department will have sufficient funds to operate and maintain the Design Project or will enter into an agreement with another entity to perform said operation and maintenance; 3) certifies that the Department has reviewed and understands the General Provisions contained in the Project Agreement shown in the Procedural Guide; and 4) appoints the Design Project's project manager as the Director's agent to conduct all negotiations and execute and submit all documents including, but not limited to Project Information Form, agreements, payment requests, which may be necessary for the completion of the Design Project, conditioned upon the Board's approval of the Proposed Resolution; and, therefore, it is hereby:

REQUESTED and RECOMMENDED, That the Board of Supervisors approve the Proposed Resolution and authorize the Department of Public Works to enter into the Agreement on behalf of the City, and to authorize the Department and the Clerk of the Board to take further actions, as may be deemed necessary by the Grantor before the Department may accept and expend the grant funds for the Design Project, as set forth in the Legislative Package.

It is so ordered.

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Interim Director of Public Works