

1 [Accept and Expend Grant - California Department of Parks and Recreation - Buchanan Mall
2 Project - \$3,900,000]

3 **Resolution authorizing the Recreation and Park Department (RPD) to accept and**
4 **expend up to \$3,900,000 in grant funding from the California Department of Parks and**
5 **Recreation for the Buchanan Mall Project; to enter into a grant contract with the**
6 **California Department of Parks and Recreation that require, among other things, that**
7 **RPD maintain the park as public open space in perpetuity; and to record a Declaration**
8 **of Restrictions on the Buchanan Mall property designated as Assessor’s Parcel Block**
9 **No. 0748, Lot No. 033, Assessor’s Parcel Block No. 0757, Lot No. 026, Assessor’s**
10 **Parcel Block No. 0772, Lot No. 023, Assessor’s Parcel Block No. 0781, Lot No. 035, and**
11 **Assessor’s Parcel Block No. 0795, Lot No. 028, providing notice of these restrictions;**
12 **and to authorize the General Manager of RPD to enter into modifications or**
13 **amendments to the Grant Contract that do not materially increase the obligations or**
14 **liabilities to the City and are necessary to effectuate the purposes of the contract or**
15 **this Resolution.**

16
17 WHEREAS, The City and County of San Francisco (“City”) owns San Francisco
18 Assessor’s Parcel Block No. 0748, Lot No. 033, Assessor’s Parcel Block No. 0757, Lot No.
19 026, Assessor’s Parcel Block No. 0772, Lot No. 023, Assessor’s Parcel Block No. 0781, Lot
20 No. 035, and Assessor’s Parcel Block No. 0795, Lot No. 028, commonly known as Buchanan
21 Mall (hereafter, the “Property”); and

22 WHEREAS, The City, through Recreation and Park Department (“RPD”), operates and
23 maintains the Property, a five-block pedestrian mall between Eddy Street and Grove Street
24 that includes five consecutive blocks of that include green spaces, three playgrounds, a half
25 basketball court, and asphalt paths; and

1 WHEREAS, RPD worked closely with the Trust for Public Land, Citizen Film, Green
2 Streets, the Exploratorium, and the community to develop the Buchanan Mall Vision
3 Statement and has been actively seeking grant funding to improve the Property; and

4 WHEREAS, The RPD applied to the California Department of Parks and Recreation
5 (Department) and was awarded Round 5 Outdoor Recreation Legacy Partnership (ORLP) –
6 Land and Water Conservation Fund (LWCF) Program funds in the amount of \$3,900,000 (the
7 Round 5 Grant) to support improvements to two park blocks within the Property; and

8 WHEREAS, On December 16, 2021, the San Francisco Recreation and Park
9 Commission adopted Resolution No. 2112-007 regarding the Round 5 Grant, by approving
10 the grant application, authorizing the RPD General Manager to negotiate grant contracts with
11 the Department, and recommending that the Board of Supervisors approve the grant
12 contracts and authorize RPD to accept and expend the grants; and

13 WHEREAS, As a condition of receiving the Round 5 Grant, RPD is required to agree to
14 Grant Contract(s) substantially in the form as the draft contract which is on file with the Clerk
15 of the Board under File No. 231009 and which is hereby declared to be part of this Resolution
16 as if set forth fully herein; and

17 WHEREAS, As a further condition of receiving the Grant, the Department requires the
18 City to record a Declaration of Restriction with the Assessor-Recorder on the Property to
19 ensure that the Property is used for a purpose consistent with the Grant in perpetuity; and

20 WHEREAS, The Grant terms prohibit including indirect costs in the grant budget; and

21 WHEREAS, The Grant will not require an amendment to the Annual Salary Ordinance;
22 now, therefore, be it

23 RESOLVED, That the Board of Supervisors authorizes the Recreation and Park
24 Department to accept and expend the Grant; and, be it

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1 FURTHER RESOLVED, That the Board of Supervisors hereby waives inclusion of
2 indirect costs as part of this Grant budget; and, be it

3 FURTHER RESOLVED, That the Board of Supervisors authorizes the RPD General
4 Manager of the Recreation and Park Department to enter into the Grant Contract; and, be it

5 FURTHER RESOLVED, That the Board of Supervisors authorizes the General
6 Manager of the Recreation and Park Department to enter into any modifications and
7 amendments to the Grant Contract, including to any of their exhibits, and authorizes the
8 General Manager to execute further agreements related to the Project, that the RPD General
9 Manager determines, in consultation with the City Attorney, are in the best interests of the City
10 and do not materially increase the obligations or liabilities of the City, are necessary or
11 advisable to effectuate the purposes of the Project or this Resolution, and are in compliance
12 with all applicable laws, including the City’s Charter; and, be it

13 FURTHER RESOLVED, That within 30 days of the Grant Contract being fully executed
14 by all parties, RPD shall provide the final Grant Contract to the Clerk of the Board for inclusion
15 into the official file.

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17 Recommended: Approved: _____ /s/ _____
18 London N. Breed, Mayor

19 _____ /s/ _____

20 Philip A. Ginsburg, General Manager Approved: _____ /s/ _____
21 Ben Rosenfield, Controller

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