FILE NO. 240562 RESOLUTION NO.

[Apply for, Accept and Expend Grant - California Natural Resources Agency - Lesbian, Gay, Bisexual, Transgender, and Queer History Museum - $5,500,000 - FY2024-2026]

Resolution approving a Program Application Package for a California Specified Development and Acquisition Grant from the State of California Natural Resources Agency (the "Agency"); authorizing the Mayor's Office of Housing and Community Development ("MOHCD"), on behalf of the City and County of San Francisco, to apply for the Program Application Package and enter into a Grant Agreement with the Agency and take all actions in compliance with the Grant Agreement, as defined herein, for a grant of $5,500,000 under the California Specified Development and Acquisition Grant Program; and authorizing the City to accept and expend the grant in the amount of $5,500,000 under California Specified Development and Acquisition Grant Program for the period of August 1, 2024, through March 1, 2026, for the purpose of establishing a Lesbian, Gay, Bisexual, Transgender, and Queer History Museum in San Francisco.

WHEREAS, Lesbian, Gay, Bisexual, Transgender, and Queer ("LGBTQ") history is rich and diverse, spanning centuries and continents, with significant contributions to culture, politics, and society; and

WHEREAS, San Francisco holds a pivotal role in LGBTQ history, being the birthplace of the modern LGBTQ rights movement, marked by the Compton's Cafeteria Riots and the subsequent activism led by figures like Harvey Milk; and

WHEREAS, San Francisco has been a haven for LGBTQ individuals seeking refuge from discrimination and persecution, fostering a vibrant community, and serving as a beacon of hope for many worldwide; and

WHEREAS, There is a pressing need to preserve and celebrate the stories, struggles, and achievements of LGBTQ individuals and communities, ensuring that their legacy is recognized and honored for generations to come; and,

WHEREAS, Existing museums and cultural institutions often inadequately represent LGBTQ history, with many stories overlooked or marginalized within broader narratives; and,

WHEREAS, The establishment of an LGBTQ history museum in San Francisco would provide a dedicated space to showcase the rich tapestry of LGBTQ experiences, from the underground queer subcultures to the mainstream movements for equality and liberation; and,

WHEREAS, An LGBTQ history museum would serve as an educational resource, fostering understanding, empathy, and solidarity across diverse communities, while combating ignorance, prejudice, and discrimination; and

WHEREAS, The creation of an LGBTQ history museum in San Francisco would contribute to the City's cultural landscape, attracting visitors from around the world and bolstering tourism and economic development efforts; and

WHEREAS, By honoring and preserving LGBTQ history, San Francisco can reaffirm its commitment to diversity, inclusion, and social justice, setting an example for cities globally to embrace and celebrate the full spectrum of human identity and experience; and

WHEREAS, The Legislature and Governor of the State of California have approved a grant for the establishment of an LGBTQ history museum in San Francisco (the “Project”); and

WHEREAS, The State of California Natural Resources Agency (the “Agency”) has been delegated the responsibility for the administration of a grant to fund the Project and the procedures related to the grant, which requires the City to submit a Project Information Package containing the Project Summary, Authorizing Resolution, Cost Estimate, Project Timeline, and other supporting documents; and

WHEREAS, Under the term of land tenure, as a condition of the grant, City shall operate, and maintain the Project (or shall ensure through a written agreement with the landowner that the Project is maintained, operated, and used) for a period of no less than 25 years from completion of the Project; and

WHEREAS, Prior to submission of the Project Information Package, the Agency requires the City to certify by resolution the approval of the Project Information Package, a copy of which is on file with the Clerk of the Board of Supervisors in File No. 240562, and is incorporated herein by reference; and

WHEREAS, The City and County of San Francisco, acting through the Mayor's Office of Housing and Community Development ("Grantee" or "City") desires to submit the Program Application Package to the Agency; and

WHEREAS, After approval of the Project Information Package, City and Agency will enter into a Grant Agreement for funding of the Project in substantially the form on file with the Clerk of the Board of Supervisors in File No. 240562, and is incorporated herein by reference ("Grant Agreement"); and

WHEREAS, The proposed grant does not require an Annual Salary Ordinance amendment; and,

WHEREAS, The Department proposes to maximize the use of available grant funds on program expenditures by not including indirect costs in the grant budget; now, therefore, be it

RESOLVED, That the City understands the assurances and certification in the Project Information Form; and, be it

FURTHER RESOLVED, That the Board of Supervisors approves the Project Information Package and delegates to MOHCD, on behalf of the City, the authority to execute and submit and the Project Information Package to the Agency; and, be it

FURTHER RESOLVED, That the Director of MOHCD or designee will conduct all negotiations, execute and submit all documents including, but not limited to the Project Information Package, agreements, payment requests and so on, which may be necessary for the completion of the Project; and, be it

FURTHER RESOLVED, That the City has reviewed and understands the General Provisions contained in the Grant Agreement; and, be it

FURTHER RESOLVED, That the Board of Supervisors approves and authorizes MOHCD, on behalf of the City, to enter into the Grant Agreement with the Agency; and, be it

FURTHER RESOLVED, That the Board Supervisors authorizes the City to accept and expend the grant funds disbursed under the Grant Agreement for the purpose of the Project; and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of MOHCD (or his designee) to execute and deliver any documents in the name of the City that are necessary, appropriate or advisable to accept and expend the grant funds from the Agency, and all amendments thereto, and complete the transactions contemplated herein and to use the grants funds for Project in the manner presented in the Project Application Package as approved by the Agency and in accordance with the Grant Agreement; and, be it

FURTHER RESOLVED, That the City will have sufficient funds to develop, operate, and maintain the Project consistent with the land tenure requirements of the Grant Agreement, or will secure the resources to do so or will require through written agreement for the owner of the Project to have sufficient funds to operate and maintain the Project; and, be it

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

FURTHER RESOLVED, That the City will comply with the provisions of Section 1771.5 of the California Labor Code; and, be it

FURTHER RESOLVED, That if applicable, the Project will comply with any laws and regulation including, but not limited to, the California Environmental Quality Act (CEQA), legal requirements for building codes, health and safety codes, disabled access laws, environmental laws and, that prior to commencement of construction, all applicable licenses and permits will have been obtained; and, be it

FURTHER RESOLVED, That all actions authorized and directed by this Resolution and heretofore taken are ratified, approved and confirmed by this Board of Supervisors; and, be it

FURTHER RESOLVED, That within thirty (30) days of the Grant Agreement being fully executed by all parties, MOHCD shall provide the final agreement to the Clerk of the Board for inclusion into the official file.

Recommended:

/s/
Dan Adams, Director

Approved:

/s/
London N. Breed, Mayor

/s/
Greg Wagner, Controller