[Installation of Public Art in the Hunters Point Shipyard Redevelopment Project Area - $80,000]

Resolution making findings under Section 33445 of the California Health and Safety Code and consenting to the Redevelopment Agency using approximately $80,000 in designated federal grant monies for the installation of Public Art in the Hunters Point Shipyard Redevelopment Project Area.

WHEREAS, The Redevelopment Agency of the City and County of San Francisco ("Agency") desires to pay for the installation of public art that the Agency will own in the parks and open space on the hilltop area of Parcel A at the Hunters Point Shipyard Redevelopment Project Area ("Project Area"); and

WHEREAS, The Hunters Point Shipyard Redevelopment Plan, as amended by Ordinance No. 211-10 (Aug. 3, 2010), provides for the installation and construction of public art and interpretive signage; and

WHEREAS, Fabrication and installation of public art on Parcel A of the Shipyard ("HPS Public Art Project") is part of the broader Cultural Historic Recognition Program ("CHRP"); and,

WHEREAS, The CHRP is one of eleven community benefit programs included in the Community Benefits Agreement of the Shipyard Phase 1 Disposition and Development Agreement between the Agency and HPS Development Co., LLP, which was approved in its original form on December 2, 2003 by the Redevelopment Agency Commission; and,

WHEREAS, The CHRP aims to create an art program that identifies opportunities for recognizing cultural components of the Project Area and surrounding community in the development of the Project Area; and,
WHEREAS, The CHRP also aims to provide opportunities for local artists to participate in creating public art for the Project Area; and,

WHEREAS, The Agency intends to use approximately $80,000 to pay for the installation of the public art; and,

WHEREAS, The Project will be funded through part of U.S. Department of Commerce, Economic Development Administration ("EDA") grant # 07-49-06113, grant monies awarded specifically for the installation of public art on Parcel A of the Project Area; and,

WHEREAS, The EDA grant requires a grant recipient to provide a ten percent (10%) match on funds it invests in a project; and,

WHEREAS, The Agency will provide matching funds from rent revenues in the Project Area; and,

WHEREAS, The installation of the HPS Public Art Project qualifies as a public improvement; and,

WHEREAS, The goals of EDA’s grants are to generate jobs, help retain existing jobs, and stimulate industrial and commercial growth in economically distressed areas of the United States; and,

WHEREAS, As a condition of using the federal funds, the Agency must follow the EDA Procurement Regulations, 15 C.F.R. 24.36 et seq., and EDA construction standards, which require, among other things, that the Agency meet competitive procurement requirements; and,

WHEREAS, the Community Redevelopment Law, Section 33445 of the California Health and Safety Code, requires that, prior to paying for the installation and construction of any publicly-owned building, a redevelopment agency must obtain the consent of the local legislative body, which must determine the following: 1) the installation and construction of the public improvement is of a benefit to the project area by helping to eliminate blight within the vicinity.
the project area; 2) no other reasonable means of financing the installation and construction of
the public improvement are available to the local jurisdiction in which the redevelopment
agency operates; 3) the use of funds for the installation and construction of the public
improvement is consistent with the implementation plan for the project area; and

WHEREAS, the Agency Commission adopted Resolution No. 78-2010 (June 15, 2010)
making findings pursuant to Section 33445 of the Community Redevelopment Law for funding
of the installation and construction of the HPS Public Art Project ("Benefits Findings") and
authorized the Agency staff to pursue Board of Supervisors approval of the findings and
consent for the Agency funding of the HPS Public Art Project.

WHEREAS, The HPS Public Art Project will benefit the Project Area because it is a
critical step in creating an Arts District to attract cultural visitors to the Project Area, it
engages directly Bayview Hunters Point residents and businesses in the production, sale, and
promotion of art, thus increasing economic stimulus and investments in the area, and it
assists in the elimination of blight by beautifying the area and making the Project Area a more
attractive location to live and work; and

WHEREAS, the City and County of San Francisco ("City") faces substantial fiscal
challenges in light of substantially reduced tax revenues and challenging economic conditions
created by the ongoing recession. According to the Three-Year Budget Projection for General
Fund Supported Obligations FY 2010-11 through 2012-13 ("Budget Projection") (published
April 2, 2010 by the Controller's Office, Mayor's Office, and Board of Supervisors Budget
Analyst): (1) Projected shortfalls in General Fund revenues compared to expenditures over
the next three years are $483 million in FY 2010-11, $712 million in FY 2011-12, and $787
million in FY 2012-13. (2) Due to the State's severe budget shortfall, the City expects
significant cuts in State funding. While the City's budgeting assumed a reduction of $58
million, the Three Year Budget Projection notes that it is possible the final State budget could
contain significantly more reductions in funding to the City than were assumed. Based on the
Budget Projection and other matters described in the Benefits Findings, no other reasonable
means of financing the HPS Public Art Project are available to the community aside from
payment of the costs by the Agency; and

WHEREAS, the payment of funds for the HPS Public Art Project is consistent with the
Five Year Implementation Plan for the Hunters Point Shipyard Redevelopment Plan
("Implementation Plan"), which was updated in Appendix F of the Report of the Plan
Amendment for the Hunters Point Shipyard Redevelopment Plan Amendments (May 2010)
(the "Report," a copy of which is on file with the Clerk of the Board of Supervisors in File No.
100859 and is incorporated herein by reference). The Implementation Plan has the goal of
providing for the development of economically vibrant and environmentally sound districts for
mixed use cultural, recreation, educational and arts uses. Report at page 13 of Appendix F;
and; now, therefore, be it

RESOLVED, The Board of Supervisors finds, based on the record before it, including
but not limited to the Benefits Findings, that (1) the installation of the HPS Public Art Project
will benefit the Project Area by helping to eliminate blight within the Project Area; (2) no other
reasonable means of funding the HPS Public Art Project are available to the City and County
of San Francisco; and (3) the payment of funds for the cost of the installation of the HPS
Public Art Project is consistent with the Implementation Plan; and, be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San
Francisco consents to the Agency's payment of costs for the installation of the HPS Public Art
Project.
File Number: 101448  Date Passed: December 14, 2010

Resolution making findings under Section 33445 of the California Health and Safety Code and consenting to the Redevelopment Agency using approximately $80,000 in designated federal grant monies for the installation of Public Art in the Hunters Point Shipyard Redevelopment Project Area.

December 06, 2010 Land Use and Economic Development Committee - RECOMMENDED.

December 14, 2010 Board of Supervisors - ADOPTED

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell and Mirkarimi

File No. 101448

I hereby certify that the foregoing Resolution was ADOPTED on 12/14/2010 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor Gavin Newsom

Date Approved: 12/23/10