Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of $297,000 from the San Francisco Bay Restoration Authority to fund Phase I of the Heron’s Head Park Shoreline Resilience Project from October 2020, through December 2027.

WHEREAS, The Port manages the San Francisco waterfront within its jurisdictional boundaries as the gateway to a world-class city, and advances environmentally and financially sustainable maritime, recreational and economic opportunities to serve the City, Bay Area, and California; and

WHEREAS, The Port delivers vibrant and diverse waterfront experiences that enrich the City and San Francisco Bay Area; and

WHEREAS, Heron’s Head Park is a 22-acre open space and thriving wildlife habitat located on Port property in the City’s Southeast Sector; and

WHEREAS, Since its creation over 20 years ago the park has evolved, with the addition of the EcoCenter in 2010 and additional expansion and improvements of the park in 2012; and

WHEREAS, Heron’s Head Park has also experienced significant erosion and invasion by non-native plants, resulting in decreased size and ecological value of the tidal wetland; and

WHEREAS, The Port has developed the Heron’s Head Park Shoreline Resilience Project to construct a living shoreline and restore wetland habitat in order to mitigate negative impacts to the tidal wetland; and

WHEREAS, The San Francisco Bay Restoration Authority Act, Government Code, §§ 66700-66706, establishes the San Francisco Bay Restoration Authority (“Authority”) as a
regional entity to generate and allocate resources for the protection and enhancement of tidal
wetlands and other wildlife habitat in San Francisco Bay and along its shoreline, and
authorizes the Authority to award grants to public and private entities to achieve these
purposes; and

WHEREAS, The Authority awards grants for eligible projects consistent with
Government Code, § 66704.5, the Authority’s Grant Program Guidelines (first adopted in May
2017), and the Authority’s San Francisco Bay Clean Water, Pollution Prevention and Habitat
Restoration Measure (“Measure AA”), passed by the voters in June 2016; and

WHEREAS, On November 18, 2018, the Port submitted an application for grant funds
to the Authority to construct a living shoreline and restore tidal wetland habitat at Heron’s
Head Park, including employment of youth representing the neighboring community in
southeast San Francisco (“Project”); and

WHEREAS, At its July 17, 2020, meeting, the Authority adopted a resolution
authorizing a grant to the Port in the amount of $297,000 (“Grant Agreement”) for the Heron’s
Head Park Shoreline Resilience project: Phase I; the Authority’s resolution was adopted by
the Authority pursuant to, and is included in, the Authority’s July 17, 2020 staff
recommendation, a copy of which is on file with the Port of San Francisco, the Authority, and
the Clerk of the Board of Supervisors; and

WHEREAS, Port intends to enter into a contract with Literacy for Environmental Justice
(LEJ) to implement the Project using the grant monies; and

WHEREAS, LEJ is a City of San Francisco-certified non-profit local business enterprise
dedicated to addressing the ecological and health concerns of the communities of southeast
San Francisco; among other activities, LEJ trains youth for rewarding green careers and
engages community volunteers to care for their open spaces; and its native plant nursery,
located in Hunters Point, specializes in growing locally adapted native species for shoreline
habitats; and

WHEREAS, LEJ was the only respondent to Port’s July 2020 Request for Information
able to provide all of the components of the scope of work for the grant-funded project; and

WHEREAS, LEJ is uniquely qualified to the scope of work for the grant funds; and

WHEREAS, On August 25, 2020, the Office of Contract Administration approved a sole
source contract with LEJ to implement the Project; and

WHEREAS, On August 25, 2020, the San Francisco Port Commission through
Resolution No. 20-42 authorized the Port Executive Director or her designee to execute a 28-
month sole contract with LEJ for an amount not to exceed $297,000 pending Board of
Supervisors’ approval of the Grant Agreement; and

WHEREAS, The Port of San Francisco proposes to maximize the use of grant funds on
the program expenditures by not including indirect costs in the grant budget; and

WHEREAS, The Port of San Francisco will not provide matching funds for Phase I of
the Heron’s Head Park Shoreline Resilience Project; now, therefore, be it

RESOLVED, That the Board of Supervisors authorizes the Port Executive Director to
accept and expend a grant in the amount of $297,000 from the San Francisco Bay
Restoration Authority to fund Phase I of the Heron’s Head Park Shoreline Resilience Project;
and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes the Port Executive
Director or her designee to conduct all negotiations, and execute and submit all documents,
including but not limited to applications, agreements, amendments, and payment requests,
that may be necessary for completion of the Project and fulfillment of the grant terms that the
Port Executive Director determines, in consultation with the City Attorney, are in the best
interests of the City and do not materially increase the obligations or liabilities of the City, are
necessary or advisable to effectuate the purposes of the Project or this Resolution, and are in compliance with all applicable laws, including the City’s Charter; and, be it

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

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

Recommended:

/s/ ____________________________
Executive Director, Port of San Francisco

Approved:      Approved:

/s/ ____________________________  /s/ ____________________________
Mayor       Controller
Resolution

File Number: 201065  Date Passed: October 06, 2020

Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of $297,000 from the San Francisco Bay Restoration Authority to fund Phase I of the Heron’s Head Park Shoreline Resilience Project from October 2020, through December 2027.

September 30, 2020 Budget and Finance Committee - AMENDED

September 30, 2020 Budget and Finance Committee - RECOMMENDED AS AMENDED

October 06, 2020 Board of Supervisors - ADOPTED

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton and Yee

File No. 201065 I hereby certify that the foregoing Resolution was ADOPTED on 10/6/2020 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

London N. Breed
Mayor

10/9/20  Date Approved