

From: Harry Bernstein <riquerique@yahoo.com>
Sent: Friday, June 19, 2020 6:21 PM
To: ECN, BalboaReservoirCompliance (ECN) <balboareservoircompliance.ecn@sfgov.org>; Lutenski, Leigh (ECN) <leigh.lutenski@sfgov.org>
Subject: Re: following up from Supervisor Safai's office

Thank you for agreeing to answer my questions.

My wording was:

The City is reportedly contributing some \$43 million toward supporting the affordable housing component from the Balboa Reservoir project. I would like to find the resolution or other bill or measure wherein the Board of Supervisors reserved that money from last November's \$600 million bond. I've put in requests but have received nothing back. This process was mentioned to me by Supervisor Safai.

Again, to amplify on the above, I am reporting what Mr. Safai told me. There was supposed to have been a vote at the Board sometime, presumably this last year. (Suha referred me to Ms. Hong who referred me to you.) A decision was made at some point to commit City funding to cover the 17% of the affordable funding that the Developers said that they would not be providing. Ultimately this money would come from the \$600 million housing bond approved by the voters in November, 2019. It's the vote to earmark funding from that housing bond--that wasn't going to magically happen but had to be approved in advance. It might have occurred before the passage of the bond--that I don't know. Mr. Safai mentioned this, but I don't know the details and he has never shared them with me. Also it would be good to know who the fellow supporters for this budget request. Everything starts with a vote or document of some kind--I am just asking for the documentation. We know the result, but not the process for getting that money. (I know, very repetitive.)

NEXT QUESTION--

What is the total estimated cost for the partnership to construct the entire project. There must be a figure, or you wouldn't know how much money you needed in all for this project. What is that estimate?

NEXT QUESTION--

And finally, I keep trying to get a definitive answer to this. The land in question is public land. There will eventually be an SUD. Also, the land will eventually be declared surplus. At that point, I believe the City/PUC has an obligation to reach out and offer the land to schools and non-profits in the area in which the land is located and offer it to them for school construction or open space purposes. When will this occur? I have often been told that the declaration of the property as surplus, which would seem to necessarily be the first step, is actually one of the last steps, coming after the CEQA process, which is pretty much where we are now. When will this obligation under the State Surplus Land Statute be met (I think it is Govt. Code 54222 (c), but I'm not certain of this citation). You must have a specific timeframe in mind, and that's what I want to know. If this offer has been made, I would like to know specifically what that offer is and when it was made. I've spoken with members of the Board of Trustees who said that they never received any such offer.

I think that's it, except for the first question to suva/Ms.. Hong, which you already had.

Thank you.

Harry Bernstein

On Friday, June 19, 2020, 05:12:04 PM PDT, Lutenski, Leigh (ECN) <leigh.lutenski@sfgov.org> wrote:

Hi Harry,

I am happy to assist you with your inquiries. I want to make sure I understand what you're looking for. I previously sent you the executed Access Easement Agreement from 2012. I believe original copies are on file with the Assessor-Recorder's Office, though I am not aware of their status for public hours right now.

Can you clarify your other questions regarding the City funding and PUC transaction?

Thanks, Leigh

Leigh Lutenski
Office of Economic and Workforce Development
(415) 554-6679
leigh.lutenski@sfgov.org

From: Harry Bernstein <riquerique@yahoo.com>
Sent: Friday, June 19, 2020 11:27 AM
To: Lutenski, Leigh (ECN) <leigh.lutenski@sfgov.org>
Subject: Re: following up from Supervisor Safai's office

Hello

I know you have not yet replied to Ms. Hong's request that you work with me to answer some questions--and you already have done so in the past. I would like to add one further question. I don't have a handle on what the estimate is for the total cost of the project as it now stands. We do have an estimate (as of yesterday) of what the developers will be asked to pay the PUC (that is, the City) for the cost and transfer of the land. That's a basic, layman's way of expressing this, not a formal legal way--this I can see. I hope you understand.

I know that Ms. Hong gave the presentation about the project at the Planning Commission on March 9. I was wondering, how is it that she is deferring to you to answer my questions? Obviously you have a public role/responsibility in such matters by working with the BRCAC (as a liaison or City staff member perhaps).

Thank you.

Harry Bernstein

On Friday, June 19, 2020, 8:26:08 AM PDT, Hong, Seung Yen (CPC) <seungyen.hong@sfgov.org> wrote:

Good morning Harry,
Thanks for reaching out to us. I've cc'd Leigh who can help with your questions. Leigh, could you please address Harry's inquiries?

Regards,

Seung Yen Hong
office: 415-575-9026
sent from my mobile device

From: Harry Bernstein <riquerique@yahoo.com>
Sent: Thursday, June 18, 2020 1:58:37 PM
To: Hong, Seung Yen (CPC) <seungyen.hong@sfgov.org>
Subject: following up from Supervisor Safai's office

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Suha Sandoval suggested contacting you sometime back, but the connection was somehow never made.

The City is reportedly contributing some \$43 million toward supporting the affordable housing component from the Balboa Reservoir project. I would like to find the resolution or other bill or measure wherein the Board of Supervisors reserved that money from last November's \$600 million bond. I've put in requests but have received nothing back. This process was mentioned to me by Supervisor Safai.

I would also like to see the original signed copies of the Access Easement agreements for the upper Balboa Reservoir site. I have seen copies of them online, and copies are also among the documents introduced at City Hall by Supervisor Norman Yee.

Thank you.

Harry Bernstein
415-333-2755