

Amendment of the Whole
In Committee, Bearing Same Title
10/13/11

FILE NO. 110796

RESOLUTION NO.

1 [Response to the 2010-2011 Civil Grand Jury Report Entitled "Hunters Point Shipyard: A
2 Shifting Landscape"]

3 **Resolution responding to the Presiding Judge of the Superior Court on the findings**
4 **and recommendations contained in the 2010-2011 Civil Grand Jury Report entitled**
5 **"Hunters Point Shipyard: A Shifting Landscape" and urging the Mayor to cause the**
6 **implementation of accepted findings and recommendations through his/her**
7 **department heads and through the development of the annual budget.**

8
9 WHEREAS, Under California Penal Code Section 933 et seq., the Board of
10 Supervisors must respond, within 90 days of receipt, to the Presiding Judge of the Superior
11 Court on the findings and recommendations contained in Civil Grand Jury Reports; and,

12 WHEREAS, In accordance with Penal Code Section 933.05(c), if a finding or
13 recommendation of the Civil Grand Jury addresses budgetary or personnel matters of a
14 county agency or a department headed by an elected officer, the agency or department head
15 and the Board of Supervisors shall respond if requested by the Civil Grand Jury, but the
16 response of the Board of Supervisors shall address only budgetary or personnel matters over
17 which it has some decision making authority; and

18 WHEREAS, The 2010-2011 Civil Grand Jury Report entitled "Hunters Point Shipyard:
19 A Shifting Landscape" is on file with the Clerk of the Board of Supervisors in File No. 110795,
20 which is hereby declared to be a part of this resolution as if set forth fully herein; and,

21 WHEREAS, The Civil Grand Jury has requested that the Board of Supervisors respond
22 to Finding Nos. 5 and 6 as well as Recommendation Nos. 6 and 7 contained in the subject
23 Civil Grand Jury report; and

24 WHEREAS, Finding No. 5 states: "Governor Brown's announcement earlier this year
25 that he intends to cut funding to redevelopment agencies in the next fiscal year directly

1 threatens the Hunters Point Shipyard (HPS) redevelopment project. Up to now, there has
2 been no indication from either the City or the San Francisco Redevelopment Agency (SFRA)
3 how they intend to continue the HPS redevelopment project should redevelopment funds
4 actually be cut or eliminated by the State;” and

5 WHEREAS, Recommendation No. 6 states: “The City and the SFRA should have
6 contingency plans in place for continuing SFRA related projects, including the HPS
7 redevelopment project, in the event that State redevelopment funds are cut or eliminated;”
8 and

9 WHEREAS, Finding No. 6 states: “Previous efforts by the City to implement work force
10 policies at city-funded construction projects such as the HPS redevelopment project have
11 largely proved ineffective as they only require a contractor to make a good faith effort to hire
12 local workers. Earlier this year a new work force ordinance came into effect that has stricter
13 requirements and mandates;” and

14 WHEREAS, Recommendation No. 7 states: “In order to ensure that the job creation
15 goals promised for the HPS redevelopment project are realized, the City should insure that
16 the Office of Labor Standards Enforcement has sufficient resources to allow it to effectively
17 enforce the provisions of the new workforce laws;” and

18 WHEREAS, in accordance with Penal Code Section 933.05(c), the Board of
19 Supervisors must respond, within 90 days of receipt, to the Presiding Judge of the Superior
20 Court on Finding Nos. 5 and 6, as well as Recommendation Nos. 6 and 7 contained in the
21 subject Civil Grand Jury report; now, therefore, be it

22 RESOLVED, That the Board of Supervisors reports to the Presiding Judge of the
23 Superior Court that it disagrees with Finding Nos. 5 and 6; and be it

24 FURTHER RESOLVED, That the Board of Supervisors reports that it agrees with
25 Recommendation No. 6 and disagrees with Recommendation No. 7; and be it

1 FURTHER RESOLVED, That the Board of Supervisors urges the Mayor to cause the
2 implementation of accepted findings and recommendations through his/her department heads
3 and through the development of the annual budget.

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