1    [Request for Procurement - Special Investigation Services]

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3    **Motion to direct and authorize the Clerk of the Board to initiate a procurement process**

4    **with pre-qualified vendors for Special Investigation services, with regard to potential**

5    **corruption within the local government of the City and County of San Francisco.**

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7    WHEREAS, In late January 2020, the Federal Bureau of Investigation arrested Public

8    Works Director Mohammed Nuru on charges filed by the U.S. Attorney's office alleging

9    extensive corruption and bribery, and since the initial announcement, new revelations

10   continue to surface prompting additional investigations; and

11   WHEREAS, It is incumbent on the Board of Supervisors to honor their oath of office

12   and to work to restore the electors trust in city government; and

13   WHEREAS, The San Francisco Charter grants the Board of Supervisors broad powers

14   of hearing and inquiry so that it may carry out its duties as the Legislative Branch of the City

15   and County of San Francisco; and

16   WHEREAS, Because of the nature of the charges that have been filed and the

17   potential for as-yet-undiscovered illegal or inappropriate behaviors and the need to restore

18   accountability and transparency and rebuild trust, the Board of Supervisors seeks to procure

19   third party, independent investigative services; and

20   WHEREAS, It is the Board of Supervisors' intent to work closely with a third party,

21   independent investigator to adequately perform the Board's duties as prescribed by the

22   Charter and enact necessary legislative changes; and

23   WHEREAS, It is the Board of Supervisors' intent to complement current investigative

24   efforts by the City Attorney and Controller and work closely with the third party investigator to

25   share results via public hearings and pursue leads with the power of subpoena; and

1    WHEREAS, The Board of Supervisors, through the Clerk of the Board, currently holds

2    a contract with an independent Budget and Legislative Analyst that includes budget,

3    legislative and policy analysis but does not extend to flexible investigative services related to

4    government corruption; and

5    WHEREAS, Section 21.4 of the Administrative Code allows departments to issue

6    Requests for Qualifications to create pre-qualified pools of prospective Contractors, in

7    accordance with open and fair procurement procedures, and may maintain City-wide lists of

8    prequalified contractors for Commodities and Services for future contracts as needed by the

9    City; and

10   WHEREAS, The City Controller has issued Request for Qualifications No. 2020-02,

11   which will result in such a list of pre-qualified audit firms, including those qualified for Forensic

12   Accounting and Investigative Services; and

13   WHEREAS, Section 21.4 of the Administrative Code allows departments to select a

14   prequalified Contractor for a particular contract without the use of a further Solicitation if the

15   list is maintained by issuing a new request for qualifications at least once every two years; and

16   WHEREAS, The Board of Supervisors wishes to follow City-regulated procedures to

17   guide an open and fair process to select a contractor to provide Special Investigative

18   Services; now, therefore, be it

19   MOVED, That the Clerk of the Board shall initiate a process for selecting and entering

20   into contract for Special Investigation services with regard to potential corruption within the

21   local government of the City and County of San Francisco; and, be it

22   FURTHER MOVED, That the Clerk of the Board shall ensure that the process complies

23   with City laws and regulations; and, be it

24   FURTHER MOVED, That the Clerk of the Board is authorized and directed to take all

25   actions necessary to implement the procurement pursuant to these policy directives of the

1    Board and shall, after review of the pre-qualified vendors, submit a written recommendation,

2    including scope of work, to the Board.

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