

1 [Accept and Expend Grant - Retroactive - California Jobs First Catalyst Program -
2 \$14,000,000]

3 **Ordinance retroactively authorizing the Office of Economic and Workforce**
4 **Development to retroactively accept and expend a grant in the amount of \$14,000,000**
5 **from the California Economic Development Department for the California Jobs First**
6 **Catalyst Program, for the grant period of May 1, 2024, through September 30, 2026; and**
7 **exempting the California Jobs First Catalyst Program subgrants from the grantmaking**
8 **requirements under Administrative Code, Chapter 21G, and all other provisions in the**
9 **Administrative, Environment, and Labor and Employment Codes imposing obligations**
10 **or restrictions on subgrantees related to the program.**

11
12 Be it ordained by the People of the City and County of San Francisco:

13
14 Section 1. Background and Findings.

15 (a) The California Governor's Office provided the California Employment
16 Development Department (EDD) with California Jobs First Catalyst Program monies to bridge
17 the gap between California Community Economic Resilience Fund (CERF) Phase I planning
18 and regional economic development strategies and implementation projects designed to
19 achieve outcomes that align with those strategies. The California Jobs First Catalyst Program
20 is formerly known as the California Community Economic Resilience Fund (CERF).

21 (b) EDD required the nine-county Bay Area Jobs First Collaborative (BAJFC) Fiscal
22 Agent to submit a California Jobs First Catalyst Program application on behalf of the nine-
23 county Bay Area region to support a regional workforce development plan by identifying and
24 implementing pre-development activities of exploratory or last-mile projects that align with
25

1 existing regional investment priorities of equity, sustainability, job quality and access,
2 economic competitiveness, and economic resilience.

3 (c) The Office of Economic and Workforce Development (OEWD) serves as the
4 Fiscal Lead on behalf of BAGJPE, an unincorporated association of Bay Area workforce
5 development boards, including the California Workforce Association, Alameda County
6 Workforce Development Board (WDB), WDB of Contra Costa County, NOVAworks of Santa
7 Clara County and City of Sunnyvale, Oakland WDB, OEWD, Richmond WDB, WDB of Solano
8 County, Sonoma WDB, work2future of Santa Clara County and City of San Jose, and
9 Workforce Alliance of the North Bay (Marin and Sonoma).

10 (d) BAGJPE, on behalf of BAJFC, applied for and was awarded a grant in the
11 amount of \$14,000,000 by EDD to continue its work as the Fiscal Agent for the Bay Area Jobs
12 First Catalyst Grant with All Home, Inc. as the Regional Convener.

13 (e) BAGJPE and All Home, Inc. proposed a regional community development
14 strategy to coordinate workforce stakeholders and services across the San Francisco Bay
15 Area region with critical partnership from BAJFC, which includes: All Home, Inc., Tides
16 Center, BAGJPE, Bay Area Council, Alameda County Labor Council, Contra Costa Labor
17 Council, San Mateo County Central Labor Council, Napa-Solano Central Labor Council, North
18 Bay Labor Council, San Francisco Labor Council, San Francisco CLOUT, South Bay AFL-CIO
19 Labor Council, Arts Contra Costa County, Asian Pacific Environmental Network, the
20 Association of Bay Area Governments, Metropolitan Transportation Commission, Bay Area
21 Community College Consortium, Bay Area Regional Health Inequities Initiative, Bloom
22 Energy, BlueGreen Alliance, Building Skills Partnership, California Forward, California Green
23 New Deal Coalition, Canal Alliance, Center for Sustainable Neighborhoods, Centro Legal de
24 la Raza, Chinese Progressive Association, Construction Trades Workforce Initiative, Contra
25 Costa Economic Partnership, East Bay Economic Development Alliance, Emerald Cities

1 Collaborative, Fair Housing Napa Valley, Greenbank Associates, Greenbelt Alliance, Jobs
2 with Justice San Francisco, North Bay Jobs with Justice, North Bay Leadership Council,
3 University of California at Berkeley Othering and Belonging Institute, Port of Oakland,
4 Prospera, ReWork the Bay, Rural County Representatives of California, San Francisco
5 Building and Construction Trades Council, San Francisco Foundation, ReWork the Bay/a
6 project of San Francisco Foundation, San Mateo County Economic Development Association,
7 Services Immigrant Rights and Education Network, Sierra Club San Francisco Bay Chapter,
8 Silicon Valley Creates, Silicon Valley Leadership Group, Solano Economic Development
9 Corporation, SOMOS Mayfair, Transition US, University of California at Berkeley Labor
10 Center, United Way Bay Area, UpValley Family Centers of Napa Valley, and Working
11 Partnerships.

12 (f) BAJFC created a Steering Committee during the CERF Phase I Planning grant
13 composed of 21 members with balanced representation from Bay Area workforce, community,
14 labor, business, government, economic development, education, philanthropy, and indigenous
15 communities.

16 (g) EDD required BAJFC to continue its work and the Steering Committee structure
17 through the Bay Area Jobs First Catalyst program.

18 (h) The BAJFC Steering Committee will develop an application process to disburse
19 Bay Area Jobs First Catalyst funds for special project initiatives that build regional economic
20 development infrastructure in the Bay Area, and the Steering Committee will review
21 applications and determine entities to fund, that meet BAJFC's vision and principles.

22 (i) OEWD is not part of the Steering Committee, or involved in the selection
23 process of the funded entities, and OEWD's involvement is limited to redistributing Bay Area
24 Jobs First Catalyst funds as directed by the Steering Committee.

25 (j) The program period is from May 1, 2024 to September 30, 2026.

1 (k) The redistribution of the award of \$14,000,000 from EDD to partners selected by
2 the Steering Committee could be construed as a “grant” under Administrative Code
3 Chapter 21G (“Chapter 21G”).

4 (l) The California Jobs First Catalyst Program is structured differently than most
5 other City grant programs in the following ways that make compliance with Chapter 21G
6 impractical: (1) The California Jobs First Catalyst Program does not expend any general funds
7 of the City; (2) OEWD’s role is to redistribute state monies to entities selected by BAJFC
8 through an open application and selection process for the California Jobs First Catalyst
9 Program; and (3) the entities named by EDD are mostly from neighboring Bay Area regions
10 that do not conduct business within the City.

11 (n) A request for retroactive approval is being sought because OEWD received the
12 award on January 25, 2024 for a project start date of May 1, 2024.

13 (o) OEWD received a set-aside of \$1,500,000 by EDD for its Fiscal Lead services.
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15 Section 2. Authorization to Accept and Expend Grant Funds.

16 (a) The Board of Supervisors hereby authorizes the Office of Economic and
17 Workforce Development (OEWD) to retroactively accept and expend, as Fiscal Lead on
18 behalf of BAGJPE, All Home, and BAJFC, a grant from the California Employment
19 Development Department (EDD) in the amount of \$14,000,000 pursuant to its CA Jobs First
20 Catalyst Program for work related to identifying and implementing pre-development activities
21 of exploratory or last-mile projects that align with existing regional investment priorities and
22 coordination of workforce stakeholders and services across the San Francisco Bay Area
23 region, for a grant period of May 1, 2024 through September 30, 2026.

24 (b) The Board of Supervisors hereby authorizes the Executive Director of OEWD, or the
25 Executive Director’s designee, to furnish additional information or assurances EDD may

1 request in connection with the California Jobs First Catalyst grant, as allowed by law, and to
2 take any other steps necessary to accept, distribute, and expend the grant funds.

3 (c) The BAJFC nonprofit and government partners may receive California Jobs First
4 Catalyst funds under this award from OEWD as the passthrough entity without going through
5 a competitive solicitation process.

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7 Section 3. Exemption from Standard Grant Requirements.

8 The Board of Supervisors hereby authorizes the exemption of any agreement under the
9 California Jobs First Catalyst Program from the grantmaking requirements under
10 Administrative Code Chapter 21G and all other provisions in the Administrative, Environment,
11 and Labor and Employment Codes that would otherwise impose obligations or restrictions on
12 the program, including but not limited to the competitive solicitation and written grant
13 agreement requirements, because the subgrant recipients are chosen at the direction of the
14 Bay Area Jobs First Collaborative (“BAJFC”) Steering Committee, and will not be City
15 contractors or grantees in the ordinary sense of those terms.

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APPROVED AS TO FORM:

By: /s/ Mary Kamikihara
MARY KAMIHARA
Deputy City Attorney

APPROVED: _____ /s/
Mayor

APPROVED: _____ /s/
Controller, Grant Division

Recommended:

_____/s/
SARAH DENNIS PHILIPS
Executive Director



City and County of San Francisco

Tails Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 240842

Date Passed: October 08, 2024

Ordinance retroactively authorizing the Office of Economic and Workforce Development to accept and expend a grant in the amount of \$14,000,000 from the California Economic Development Department for the California Jobs First Catalyst Program, for the grant period of May 1, 2024, through September 30, 2026; and exempting the California Jobs First Catalyst Program subgrants from the grantmaking requirements under Administrative Code, Chapter 21G, and all other provisions in the Administrative, Environment, and Labor and Employment Codes imposing obligations or restrictions on subgrantees related to the program.

September 25, 2024 Budget and Finance Committee - RECOMMENDED

October 01, 2024 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

October 08, 2024 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 240842

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 10/8/2024 by the Board of Supervisors of the City and County of San Francisco.

Handwritten signature of Angela Calvillo
Angela Calvillo
Clerk of the Board

Handwritten signature of London N. Breed
London N. Breed
Mayor

10/18/24
Date Approved