File No.	100972	Committee Item No	2	
		Board Item No.	31	

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee:	Land Use and Economic Development	Date	August 9,	2010	
Board of Su	pervisors Meeting	Date _.	August	10,	2010
Cmte Boar	d				
	Motion Resolution Ordinance Legislative Digest Budget Analyst Report Legislative Analyst Report Youth Commission Report Introduction Form (for hearings) Department/Agency Cover Letter and/ MOU Grant Information Form Grant Budget Subcontract Budget Contract/Agreement Form 126 – Ethics Commission Award Letter Application Public Correspondence	or Re	port		
OTHER	(Use back side if additional space is n	reede	d)		
Completed to			st 6, 2010 c/ust /0	, 20	10

An asterisked item represents the cover sheet to a document that exceeds 25 pages.

The complete document can be found in the file.

[Accept and Expend	Grant - Office of	of Economic and	Workforce	Development -	Green Jobs
\$400,000]		•			

Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$400,000 from Wal-Mart Foundation to plan and manage an employment program.

WHEREAS, The grant award in the amount of \$400,000 from the Wal-Mart Foundation (Wal-Mart), as administered to Office of Economic and Workforce Development (OEWD) by SF Works, a nonprofit organization dedicated to helping San Francisco's low-wage workers in cooperation with the businesses that employ them, is to fund employment training and placement of San Francisco residents in green jobs; and

WHEREAS, The grant, in order to maximize direct client services, does not have indirect costs in the grant budget; and

WHEREAS, The grant award is payable in one installment over a one-year period, beginning in FY 2009-2010; and

WHEREAS, OEWD is the fiscal and programmatic administrator for the subject \$400,000 of the Wal-Mart grant; and

WHEREAS, The grant award does not require an Annual Salary Ordinance amendment; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby waives inclusion of indirect costs in the grant budget; and be it

FURTHER RESOLVED, That OEWD is authorized to accept and expend the grant in the amount of \$400,000 from Wal-Mart over a one-year period beginning in FY 2009-2010.

Recommended:

Department Head

Mayor Mayor Approved:

Controller

то:	Angela Calvillo, Clerk of the Boa	rd of Supervisors		
FROM: Rhonda Simmons, Director of Workforce Development Office of Economic and Workforce Development		<u>-</u>		
DATE:	DATE: June 17, 2010			
SUBJECT:	Accept and Expend Resolution for Subject Grant			
GRANT TITLE:	Wal-Mart Foundation Green Jobs Grant	s Training Initiative		
Attached please fin	d the original and 4 copies of each o	of the following:		
X_ Proposed gra	nt resolution; original signed by Dep	partment, Mayor,		
X_ Grant information form, including disability checklist				
X_ Grant budget				
N/A_ Grant appl	cation			
N/A_ Grant awai	d letter from funding agency			
X_ Other (Explai	n): Subgrant Agreement			
Special Timeline Requirements:				
None	None			
Departmental representative to receive a copy of the adopted resolution:				
Name: Rhon	da Simmons I	Phone: 415-581-2351		
Interoffice Mail Add	Iress: Workforce Division, OEWD 50 Van Ness Ave, SF CA			
Certified copy required Yes ☐ No ⊠				
Note: certified copies have the seal of the City/County affixed and are occasionally required by funding agencies. In most cases ordinary copies without the seal are sufficient).				

File Number: ___100972 (Provided by Clerk of Board of Supervisors)

Grant Information Form (Effective March 2005)

	urpose: Accompani pend grant funds.	es proposed Board of Supervisor	rs resolutions auth	norizing a Departme	ent to accept a
Th	ne following describ	oes the grant referred to in the ac	companying reso	lution:	
1.	Grant Title:	Wal-Mart Foundation Green Jo	bs Training Initiati	ve Grant	
2.	Department:	Office of Economic and Workfo	rce Development		
3.	Contact Person:	Amy Wallace	Telephone:	415-581-2313	
4.	Grant Approval S	tatus (check one):			·
	[X] Approved	by funding agency	[] Not yet a	approved	
5.	Amount of Grant	Funding Approved or Applied for	: \$400,000.00		
	a. Matching Funds b. Source(s) of mat	Required: \$0 ching funds (if applicable): N/A			
		ency: Wal-Mart Foundation ugh Agency (if applicable): SF W	/orks		
8.	Proposed Grant	Project Summary:			
		grant will fund training, supportive try sector through the Green Skill		placement service	s in the green
9.	Grant Project Sch	nedule, as allowed in approval do	cuments, or as p	roposed:	
	Estimated	d Start-Date: March 12, 2010	Estimated End-	Date: July 20, 2010	
10	Da. Amount budget	ed for contractual services: \$400	,000		
	b. Will contractual	services be put out to bid? N/A			
	c. If so, will contro requirements	act services help to further the gos? N/A	oals of the departr	ment's MBE/WBE	
	d. Is this likely to	be a one-time or ongoing reques	t for contracting o	out? One-Time	
1	1a. Does the budge	et include indirect costs?	[]Yes	[X] No	
	b1. If yes, how mu	uch? N/A			
	b2. How was the	amount calculated? N/A			
	c1. If no, why are	indirect costs not included?			

[] Not allowed by gra [] Other (please exp		[X] To maxir	mize use or grant funds on direct services
c2. If no indirect costs a	re included, what wou	ld have been the	e indirect costs?
Indirect costs are inc	orporated into Depart	ment budget.	
12. Any other significant gra	ant requirements or co	omments: N/A	
Disability Access Check	list*		
N/A			
13. This Grant is intended for	or activities at (check	all that apply):	
[] Existing Site(s) [] Rehabilitated Site(s) [] New Site(s)	[] Existing Structure [] Rehabilitated Stru [] New Structure(s)	ucture(s)	<pre>[A] Existing Program(s) or Service(s) [] New Program(s) or Service(s)</pre>
and concluded that the projeall other Federal, State and	ect as proposed will be local access laws and	e in compliance d regulations and	e on Disability have reviewed the proposal with the Americans with Disabilities Act and d will allow the full inclusion of persons with described in the comments section:
Comments:			
Departmental or Mayor's Of Date Reviewed: <u>"7/เ</u> น/เงิ	fice of Disability Revie	ewer: <u>Marc</u>	Majo/s (Name)
Department Approval:	MARC MAJOYS (Name) (Signature)		Workforce Development prog

WAL-MART BUDGET				
Char	Character	Subobj	Subobject	Dept Amt
038	City Grant Program	03800	Community Based Organization Svcs - Budget	\$400,000
TOTAL				\$400,000



Contractor Agreement

I. Introduction

This agreement is between SF Works, having an address at 235 Montgomery Street, 12th Floor, San Francisco, CA, 94104 and the Office of Economic and Workforce Development, City and County of San Francisco.

II. Contractor's Scope of Work

The Contractor will provide training, supportive services and job placement services through the Green Skills Academy that will fulfill the grant outcomes of the grant from the U.S. Conference of Mayors' Wal-Mart Foundation Green Jobs Training Initiative Grant Award. The Contractor will report directly to Carrie Portis, Executive Director.

III. Scope of Services

See Exhibit A for the approved grant proposal.

IV. Term of Agreement

The term of this agreement is March 12, 2010 to July 20, 2010 with the possibility of extension by mutual consent of both parties and the U.S. Conference of Mayors.

V. Compensation

Contract Amount

SF Works agrees to compensate contractor for a total amount of \$400,000. In the following budget categories:

Salaries and Fringe Benefits (costs for personnel) – up to \$174,192 (representing a cost of \$144,939 for salaries and \$28,254 for benefits)

Consultants and Training (fees for participants to receive training and certification and curriculum enhancement) – up to \$82,264

Travel (costs associated with transporting students to and from training sites, utilizing public transportation when available) – up to \$6,000

Outreach (outreach to potential participants to ensure the success of the program) - up to \$45,500

Supportive Services (providing clients with appropriate tools, uniforms, travel vouchers, texts and other supportive services as needed) – up to \$75,000

Other (to cover classroom supplies, training equipment and potentially space rental) - up to \$18,044

Adjustments to the allocation of funding by budget allocation need to be approved by SF Works in advance, and may require SF Works to gain approval from the U.S. Conference of Mayors.

All fees for the Services shall be paid without any deduction including, without limitation, any deduction for social security, federal or state or withholding taxes or unemployment insurance. Contractor acknowledges that it is responsible for the proper reporting and payment of all taxes on such fees. SF Works shall provide Contractor with a Form 1099 at the end of each calendar year reflecting the payments made hereunder. As independent contractor, Contractor agrees that it shall be responsible for the reporting and payment of any state or federal income tax or other withholdings on the compensation provided for services under this agreement. Contractor agrees to reimburse and indemnify SF Works for any such taxes, contributions or penalties that it is compelled to pay. Contractor also agrees to comply with all valid administrative regulations respecting the assumption of liability for such taxes and contributions.

Sub-contracting

Contractor is not allowed to use any other agency as a sub-contractor without approval of SF Works in advance, and SF Works may be required to seek approval for such sub-contracting by the U.S. Conference of Mayors before approval. All agreements for subcontracting will need to be submitted to SF Works in advance of the execution of the subcontract. If sub-contracts are put in place, all invoice and reporting requirements for contractor will also extend to sub-contractors and will be the responsibility of the contractor.

Use of Contract Funds

The contractor agrees not to use any portion of the funding or any income derived from the contract for the following:

- To carry on propaganda or otherwise attempt to influence legislation within the meaning of Section 4945(d)(l) of the IRS Section 501(c)(3) code.
- To influence the outcome of any specific public election or to carry on directly or indirectly, any voter registration drive within the meaning of the Section 4945(d)(2) of the Code.
- To provide a grant to any organization without prior written approval of SF Works and the U.S. Conference of Mayors.
- To promote or engage in criminal acts of violence, terrorism, hate crimes, the destruction of any state, or discrimination on the bases of race, national origin, religion, military and veteran status, disability, se, age, or sexual orientation, or support of any entity that engages in these activities.

Invoices

Contractor is to submit regular invoices that indicate total cost, cost broken down by budget category and documentation of all expenses, including time period. Invoices should include a contact person.

SF Works will process invoices promptly. If invoices are for more funding than SF Works has been disbursed by the U.S. Conferences of Mayors, payment will need to be held until the grant funding is received.

Vi Insurance

Contractor shall maintain during the term of this agreement a policy of workers' compensation insurance in conformance with applicable State law covering all employees who provide services. Contractor shall maintain during the term of this agreement a policy of professional liability insurance, providing minimum coverage of one million dollars (\$1,000,000.00) per occurrence and two million dollars (\$2,000,000.00) aggregate per year, for all services rendered by Contractor, whether or not performed on behalf of SF Works.

VII. Audit and Record Inspection

Contractor shall maintain accurate records regarding the services in accordance with the general standards applicable to such recordkeeping and shall make such records available to SF Works upon written request. When such written request is received, Contractor shall allow SF Works to audit, examine, and make excerpts and transcripts from books, documents, records, and invoices pertaining to the services rendered pursuant to this Agreement.

Contractor shall maintain these records in an accessible location and in a reasonable condition for seven (7) years after the end of the fiscal year in which services ere furnished pursuant to this agreement or until a final audit has been completed, whichever is later.

VIII. Reports

Contractor is expected to provide a narrative report of activities that can be incorporated into SF Works' reports to the U.S. Conference of Mayors. Payment of invoices will be contingent upon receipt of complete quarterly reports. Reports should be for the following report periods: contract start date to April 20, 2010 and April 20, 2010 to July 20, 2010 with submission to SF Works by April 27, 2010 and July 27, 2010. If the grant period is extended, additional report periods and report due dates will be provided to contractor.

Reports should include discussion in a narrative format of the following categories:

- 1. Workplan Progress A specific and detailed account of workplan activities/ objectives realized or scheduled to be realized during the grant period.
- 2. Difficulties/ Barriers Detail discussion of problems that have affected the project activities/ objectives.
- 3. Revisions/ Adjustments Changes in the workplan that may need to be implemented in consideration of unforeseen obstacles and on-going evaluation of program operations.
- 4. Materials Produced/ Distributed A list of materials used for the first time during the quarterly reporting period.

As an appendix to this report, contractor should provide:

- Samples of needs assessment and evaluation tools such as pre and post-tests, questionnaires, participant attendance sheets, outreach logs and participant evaluations.
- Copies of any media-related materials such as newspaper articles about the program, press kits and other coverage (radio or TV).

In addition, Contractor will assist in other reporting requirements from the U.S. Conference of Mayors, including individual success stories that can be highlighted.

IX. Work Products

All copyright interests in materials produced as a result of this contract are owned by the contractor. The contractor will, however, grant to SF Works, the U.S. Conference of Mayors and the Wal-Mart Foundation, a nonexclusive, irrevocable, perpetual, royalty-free license to reproduce, publish, republish in print or electronic form, including in electronic databases or in any future form not yet discovered or implemented, copy, summarize, abstract or excerpt, or otherwise use and to license others to use any and all such materials which are or will be produced as a result of this grant. This includes any and all data collected in connection with the grant except as prohibited by federal privacy laws.

X. Publicity

The contractor agrees to cooperate with any effort by SF Works, or the U.S. Conference of Mayors to publicize the grant, including but not limited to designating a suitable representative to appear at publicity events, providing relevant and pertinent information to include in press releases and distributions and responding as appropriate to relevant and pertinent press inquiries. Contractor will acknowledge SF Works, the U.S. Conference of Mayors and the Wal-Mart Foundation in a publications reporting or discussing the programs funded by the grant.

XI. Changes

This Agreement shall not be modified except in writing executed by both parties hereto. Either party may request changes in the scope of services of Contractor. Such changes must be approved in advance and signed by both parties as amendments to this agreement.

If in the event the grant terms that SF Works has with the U.S. Conference of Mayors changes in regards to grant amount or activities to be performed, this may trigger changes to this agreement including amount of funding available, spending per budget category or work to be performed.

XII. Governing Law

This agreement shall be governed by the laws of the State of California.

XIII. Authority

Each signatory to this agreement represents and warrants that he or she possesses all necessary capacity and authority to act for, sign and bind the part on whose behalf he or she is signing the agreement.

XIV. Complete Agreement

This agreement contains the entire agreement of the parities with respect to the matters contained herein and supersedes all prior written or oral agreements. It is understood that the signatures below bind the parties to this agreement and that without the signatures of both parties, this agreement is void.

Rhonda Simmons, Director of Workforce

Development

OEWD

50 Van Ness Ave

San Francisco, CA 94102

Date

Carrie Portis, Executive Director

SF Works

235 Montgomery St, 12th Floor San Francisco, California 94104

Date

Eila Mar	100072	
File No:	100972	

FORM SFEC-126 NOTIFICATION OF CONTRACT APPROVAL (S.F. Campaign and Government Conduct Code § 1.126)

City Elective Officer Information (Please print clearly)	
Name of City elective officer(s): Members, San Francisco Board of Supervisors	City elective office(s) held: Members, San Francisco Board of Supervisors
Contractor Information (Please print clearly)	
Name of Contractor: Goodwill Industries	
financial officer and chief operating officer; (3) any person w. (4) any subcontractor listed in the bid or contract; and (5) any Use additional pages as necessary. 1. Elise Clowes, Suzanne DiBianca, Robert Ginis, Jacquelyn	Hadley, Michael Joseph, Tricia Lesser (Jim Lesser), Brian S. (Paulette), John Power (Richard Mueller), Michael Stajer, Jane
Contractor address: 1500 Mission Street San Francisco, CA 94103	
Date that contract was approved:	Amount of contract: \$252,000
The subcontract will facilitate employment training and place Comments:	THORE OF GUART TURNOSON TOSTOCKES AN EXCOPTIONS
This contract was approved by (check applicable) The City elective officer(s) identified on this form	
•	San Francisco Board of Supervisors
A board on which the City elective officer(s) serves	Print Name of Board
The board of a state agency (Health Authority, Housing a Board, Parking Authority, Redevelopment Agency Composered Development Authority) on which an appointee of the Composered Composere	Authority Commission, Industrial Development Authority nission, Relocation Appeals Board, Treasure Island
Print Nar	ne of Board
Filer Information (Please print clearly)	
Name of filer: Clerk of the San Francisco Board of Supervisors	Contact telephone number: (415) 554-5184
Address: City Hall, Room 244, 1 Dr. Carlton B. Goodlett Pl., San France	E-mail: BOS.Legislation@sfgov.org
Signature of the Elective Officer (if submitted by City electiv	e officer) Date Signed
Signature of Board Secretary or Clerk (if Submitted by Board	Secretary or Clerk) Date Signed

File No:	100972

FORM SFEC-126 NOTIFICATION OF CONTRACT APPROVAL

(S.F. Campaign and Government Conduct Code § 1.126)

City Elective Officer Information (Please print clearly)		
Name of City elective officer(s): Members, San Francisco Board of Supervisors	City elective office(s) held: Members, San Francisco Board of Supervisors	
Contractor Information (Please print clearly)		
Name of Contractor: City College of San Francisco		
financial officer and chief operating officer; (3) any person w. (4) any subcontractor listed in the bid or contract; and (5) any Use additional pages as necessary. 1. Board of Trustees: Milton Marks, John Rizzo, Natalie Berg,	d of directors; (2) the contractor's chief executive officer, chief ho has an ownership of 20 percent of more in the contractor; y political committee sponsored or controlled by the contractor. Lawrence Wong, Anita Grier, Steve Ngo, Chris Jackson, Don	
 Q. Griffin, Jeffrey Fang 2. Executive Officer: Don Q. Griffin; Chief Financial Officer: John Bilmont; Chief Operating Officer: Peter Goldstein 3. N/A 4. N/A 5. N/A 		
Contractor address: 50 Phelan Avenue, C306 San Francisco, CA 94112		
Date that contract was approved:	Amount of contract: \$75,000	
Describe the nature of the contract that was approved:		
The subcontract will facilitate employment training and place	ment of San Francisco residents in green jobs.	
Comments:		
This contract was approved by (check applicable)		
☐ The City elective officer(s) identified on this form		
☑ A board on which the City elective officer(s) serves	San Francisco Board of Supervisors	
<u>, </u>	Print Name of Board	
The board of a state agency (Health Authority, Housing a Board, Parking Authority, Redevelopment Agency Composered Development Authority) on which an appointee of the City		
Print Nar	ne of Board	
Filer Information (Please print clearly)		
Name of filer: Clerk of the San Francisco Board of Supervisors	Contact telephone number: (415) 554-5184	
Address:	E-mail:	
City Hall, Room 244, 1 Dr. Carlton B. Goodlett Pl., San Fran	cisco, CA 94102 BOS.Legislation@sfgov.org	
Signature of the Elective Officer (if submitted by City electiv	e officer) Date Signed	
Signature of Board Secretary or Clerk (if Submitted by Board	Secretary or Clerk) Date Signed	

File No:	100972

FORM SFEC-126 NOTIFICATION OF CONTRACT APPROVAL

(S.F. Campaign and Government Conduct Code § 1.126)

City Elective Officer Information (Please print clearly)	innent Conduct Code y 1.11		
Name of City elective officer(s): Members, San Francisco Board of Supervisors	City elective office(s) he Members, San Francisco		
Contractor Information (Please print clearly)			
Name of Contractor: Chinese Newcomers Service Center			
Please list the names of (1) members of the contractor's boar financial officer and chief operating officer; (3) any person we (4) any subcontractor listed in the bid or contract; and (5) are Use additional pages as necessary. 1. Hanna Leung, Esq., Hubert Gee, Angela Lai Chan, Virginia	yho has an ownership of 20 ny political committee spons a Sung, Esq, Otis Byrd, Ed	percent of more in the contractor; cored or controlled by the contractor. ward Campos, Charles Chan, Peter	
Chak, Nancy Chen, Eric Cheung, John ("Jack") Costello, Esc Esq, May Ann Wong, Karen Woo Samson Wei, George Surr 2. Anthony Ng, CEO/CFO/COO 3. N/A		ie Mei Lee, Sharon Lee, John Parente,	
4. N/A		To the state of th	
5. N/A			
Contractor address: 777 Stockton Street, #104 San Francisco, CA 94108			
Date that contract was approved:	Amount of contract: \$5	0,500	
Describe the nature of the contract that was approved:			
The subcontract will facilitate employment training and plac	ement of San Francisco resi	dents in green jobs.	
		The state of the s	
·	•		
Comments:			
This contract was approved by (check applicable)			
☐ The City elective officer(s) identified on this form			
✓ A board on which the City elective officer(s) serves	San Francisco	Board of Supervisors	
Print Name of Board			
The board of a state agency (Health Authority, Housing Authority Commission, Industrial Development Authority Board, Parking Authority, Redevelopment Agency Commission, Relocation Appeals Board, Treasure Island Development Authority) on which an appointee of the City elective officer(s) identified on the form sits			
Print Na	me of Board		
Filer Information (Please print clearly)			
Name of filer: Clerk of the San Francisco Board of Supervisors		Contact telephone number: (415) 554-5184	
Address: City Hall, Room 244, 1 Dr. Carlton B. Goodlett Pl., San Fran	ecisco CA 94102	E-mail: BOS.Legislation@sfgov.org	
Oly Man, Noom 271, 1 Dr. Carton D. Goodlea I., Gari Fai	20,000, 011 / 1102	DO DIDOGIDIATION (MODILE OF TOTAL	
Signature of the Elective Officer (if submitted by City elective	ve officer)	Date Signed	
Signature of Board Secretary or Clerk (if Submitted by Board Secretary or Clerk)		Date Signed	

File No:	100972	
THE ING.	1002/4	

FORM SFEC-126 NOTIFICATION OF CONTRACT APPROVAL S.F. Campaign and Government Conduct Code & 1.126)

(S.F. Campaign and Gove	nment Conduct Code § 1.126	}
City Elective Officer Information (Please print clearly)		
Name of City elective officer(s):	City elective office(s) held	
Members, San Francisco Board of Supervisors	Members, San Francisco E	Soard of Supervisors
Contractor Information (Please print clearly)		1
Name of Contractor: Jewish Vocational Services		7.10
Please list the names of (1) members of the contractor's boad financial officer and chief operating officer; (3) any person of (4) any subcontractor listed in the bid or contract; and (5) at Use additional pages as necessary. 1. Aliza Knox, Barbara J. French, Betty Schafer, Carolyn Du Jean Strunsky, Jeffrey Lager, Judy Weil, Katie Rosson, Law Mary Huss, Maynard Jenkins, Myra Rothfeld, Natalie Berg, Victoria Treyger 2. Executive Director: Abby Snay; Director of Programs: En Jennie Mollica; Director of Finance and Administration: Key 3. N/A 4. N/A 5. N/A Contractor address: 225 Bush Street	who has an ownership of 20 peny political committee sponsor vall, Elaine Lindenmayer, Galvence Goldzband, Lisa Toppin Nathan Nayman, Sherrie Schwaylene Aspilla; Director of Planylene Aspilla;	rcent of more in the contractor; ed or controlled by the contractor. oriel Speyer, Hamila Kownacki, Maria Lazzarini, Mark Kelsey, vartz, Sheryl Reuben, Steven Sherr, nning & Program Development:
San Francisco, CA 94104-4252		
Date that contract was approved: Describe the nature of the contract that was approved:	Amount of contract: \$22,5	600
The subcontract will facilitate employment training and place. Comments:		nto in groon jovo.
This contract was approved by (check applicable) The City elective officer(s) identified on this form		
☑ A board on which the City elective officer(s) serves	y elective officer(s) serves San Francisco Board of Supervisors	
The board of a state agency (Health Authority, Housing Board, Parking Authority, Redevelopment Agency Con Development Authority) on which an appointee of the Control of th	Authority Commission, Industrials in Relocation Appeals	Board, Treasure Island
Print Na	me of Board	
Filer Information (Please print clearly)		
Name of filer: Clerk of the San Francisco Board of Supervisors	1	Contact telephone number: (415) 554-5184
Address: City Hall, Room 244, 1 Dr. Carlton B. Goodlett Pl., San Fra	1	E-mail: BOS.Legislation@sfgov.org
Signature of the Elective Officer (if submitted by City election	ve officer)	Date Signed
Signature of Board Secretary or Clerk (if Submitted by Boar	d Secretary or Clerk)	Date Signed