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

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee:	Land Use and Economic Develop	ment Date August 9, 2010
Board of Su	pervisors Meeting	Date
Cmte Boar	rd	
	Motion Resolution Ordinance Legislative Digest Budget Analyst Report Legislative Analyst Report Youth Commission Report Introduction Form (for hearings Department/Agency Cover Lette MOU Grant Information Form Grant Budget Subcontract Budget Contract/Agreement Form 126 – Ethics Commission Award Letter Application Public Correspondence	er and/or Report
OTHER	(Use back side if additional spa	ce is needed)
Completed be Completed by	oy: Alisa Somera	Date August 6, 2010 Date

5

7

11

21

[Accept and Expend Grant - Office 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: Approved

Department Head

Approved: Mayor

Approved: Controller

то:	Angela Calvillo, Clerk of the Bo	ard of Supervisors		
FROM:	Rhonda Simmons, Director of Workforce Development, Office of Economic and Workforce Development			
DATE:	June 17, 2010			
SUBJECT:	Accept and Expend Resolution	for Subject Grant		
GRANT TITLE:	ITLE: Wal-Mart Foundation Green Jobs Training Initiative Grant			
Attached please fine	d the original and 4 copies of each	of the following:		
X_ Proposed grant resolution; original signed by Department, Mayor, Controller				
X_ Grant informa	tion form, including disability chec	klist		
X_ Grant budget				
N/A_ Grant appli	cation			
N/A_ Grant awar	d letter from funding agency			
X_ Other (Explain): Subgrant Agreement				
Special Timeline R	equirements:			
None				
Departmental representative to receive a copy of the adopted resolution:				
Name: Rhono	Name: Rhonda Simmons Phone: 415-581-2351			
Interoffice Mail Add	Interoffice Mail Address: 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).				

100972 File Number: 100972
(Provided by Clerk of Board of Supervisors)

Grant Information Form

(Effective March 2005)

Purpose: Accompanies proposed Board of Supervisors resolutions authorizing a Department to accept and expend grant funds.

The follo	wing describ	oes the grant referred to in the ac	companying reso	lution:
1. Gran	t Title:	Wal-Mart Foundation Green Jobs Training Initiative Grant		
2. Depa	rtment:	Office of Economic and Workfo	rce Development	
3. Conta	act Person:	Amy Wallace	Telephone:	415-581-2313
4. Grant	Approval S	tatus (check one):		
κ]	(] Approved	l by funding agency	[] Not yet a	approved
5. Amou	int of Grant	Funding Approved or Applied for:	\$400,000.00	
	•	Required: \$0 ching funds (if applicable): N/A		
	•	ency: Wal-Mart Foundation ugh Agency (if applicable): SF W	orks	
8. Prop	osed Grant	Project Summary:		
	•	rant will fund training, supportive ry sector through the Green Skill	· •	placement services in the green
9. Grant	Project Sch	nedule, as allowed in approval do	cuments, or as pr	oposed:
	Estimated	Start-Date: March 12, 2010	Estimated End-I	Date: July 20, 2010
10a. Amo	ount budget	ed for contractual services: \$400	,000	
b. Will	contractual	services be put out to bid? N/A		
	o, will contra equirements	act services help to further the go s? N/A	als of the departn	nent's MBE/WBE
d. Is t	his likely to	be a one-time or ongoing reques	t for contracting o	ut? One-Time
11a. Doe	es the budge	et include indirect costs?	[] Yes	[X] No
b1. If y	yes, how mu	ich? N/A	•	
b2. Ho	ow was the a	amount calculated? N/A		
c1. If r	no, why are	indirect costs not included?		

[] Not allowed by gra [] Other (please expl		[X] To maxim	iize use o، _Ə rant fur	nds on direct services
c2. If no indirect costs are	e included, what would	d have been the	indirect costs?	
Indirect costs are inco	orporated into Departn	nent budget.		
12. Any other significant gra	nt requirements or co	mments: N/A		
Disability Access Checkli	ist*			
N/A				
13. This Grant is intended for	r activities at (check al	I that apply):		
[] Existing Site(s) [] Rehabilitated Site(s) [] New Site(s)	[] Existing Structure([] Rehabilitated Struct [] New Structure(s)	•	[] New Program(s	` '
14. The Departmental ADA C and concluded that the proje- all other Federal, State and lo disabilities, or will require unr	ct as proposed will be ocal access laws and i	in compliance v regulations and	vith the Americans will allow the full in	with Disabilities Act and clusion of persons with
Comments:		,		
Departmental or Mayor's Offi Date Reviewed: <u>ブル</u> リン	ice of Disability Reviev	ver: <u>Maixe</u>	Majo/S (Name)	
Department Approval:	MARC MUSTS (Name) (Signature)		Workforce (Title)	Development my

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

File No:	100972	
LHG MO:	100974	

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

City Elective Officer Information (Please print clearly)	ment conduct code y 1.120)			
Name of City elective officer(s):	City elective office(s) held:			
Members, San Francisco Board of Supervisors	Members, San Francisco Board of Supervisors			
Contractor Information (Please print clearly)				
Name of Contractor: Goodwill Industries	·			
Please list the names of (1) members of the contractor's board of directors; (2) the contractor's chief executive officer, chief financial officer and chief operating officer; (3) any person who has an ownership of 20 percent of more in the contractor; (4) any subcontractor listed in the bid or contract; and (5) any political committee sponsored or controlled by the contractor. Use additional pages as necessary. 1. Elise Clowes, Suzanne DiBianca, Robert Ginis, Jacquelyn Hadley, Michael Joseph, Tricia Lesser (Jim Lesser), Brian S. Penzel (Sarah Newton), Christina Polischuk, Shepard Pollack (Paulette), John Power (Richard Mueller), Michael Stajer, Jane Vaughan, Michael Weir, Frank T. Williams (Sharon Williams) 2. Deborah Alvarez-Rodriguez, President/CEO; Linda Shih, Chief Operating Officer; Gary Grellman, Chief Financial Officer 3. N/A 4. Clean Cities, Global Exchange 5. N/A				
Contractor address: 1500 Mission Street San Francisco, CA 94103				
Date that contract was approved:	Amount of contract: \$252,000			
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			
·	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 Nan	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 Franc	isco, CA 94102 E-mail: BOS.Legislation@sfgov.org			
Signature of the Elective Officer (if submitted by City elective	,			
Signature of Board Secretary or Clerk (if Submitted by Board	Secretary or Clerk) Date Signed			

File	No:	100972

(S.F. Campaign and Government 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 Board of Supervisors			
Contractor Information (Please print clearly)				
Name of Contractor: City College of San Francisco				
Please list the names of (1) members of the contractor's board financial officer and chief operating officer; (3) any person with	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.			
 Board of Trustees: Milton Marks, John Rizzo, Natalie Berg, Lawrence Wong, Anita Grier, Steve Ngo, Chris Jackson, Don Q. Griffin, Jeffrey Fang Executive Officer: Don Q. Griffin; Chief Financial Officer: John Bilmont; Chief Operating Officer: Peter Goldstein N/A 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:	and the state of t			
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			
	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 Nan	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 Franc	E-mail: BOS.Legislation@sfgov.org			
Signature of the Elective Officer (if submitted by City elective	e officer) Date Signed			
Signature of Board Secretary or Clerk (if Submitted by Board	Secretary or Clerk) Date Signed			

the state of the s	
File No:	100972

(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		
	<u> </u>		
Contractor Information (Please print clearly)			
Name of Contractor: Chinese Newcomers Service Center			
Please list the names of (1) members of the contractor's board financial officer and chief operating officer; (3) any person wh (4) any subcontractor listed in the bid or contract; and (5) any Use additional pages as necessary.	o has an ownership of 20 percent of more in the contractor;		
 Hanna Leung, Esq., Hubert Gee, Angela Lai Chan, Virginia Sung, Esq, Otis Byrd, Edward Campos, Charles Chan, Peter Chak, Nancy Chen, Eric Cheung, John ("Jack") Costello, Esq, Sandy Lau, The honorable Mel Lee, Sharon Lee, John Parente, Esq, May Ann Wong, Karen Woo Samson Wei, George Surmaitis, Esq Anthony Ng, CEO/CFO/COO N/A 			
4. N/A			
5. N/A			
Contractor address: 777 Stockton Street, #104 San Francisco, CA 94108	, .		
Date that contract was approved:	Amount of contract: \$50,500		
Describe the nature of the contract that was approved:			
The subcontract will facilitate employment training and placer	nent 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		
	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 Nam	e 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: isco, CA 94102 BOS.Legislation@sfgov.org		
Signature of the Elective Officer (if submitted by City elective	officer) Date Signed		
J	, Date orgive		
Signature of Board Secretary or Clerk (if Submitted by Board	Secretary or Clerk) Data Signed		

File No:	100972
1 11 V 1 V V 1	100/14

(3.1°. Campaign and Gover	nment Conduct Code § 1.126	J j	
City Elective Officer Information (Please print clearly)			
Name of City elective officer(s):	City elective office(s) hel		
Members, San Francisco Board of Supervisors	Members, San Francisco	Board of Supervisors	
Contractor Information (Please print clearly)			
Name of Contractor: Jewish Vocational Services			
Please list the names of (1) members of the contractor's boar financial officer and chief operating officer; (3) any person w (4) any subcontractor listed in the bid or contract; and (5) and Use additional pages as necessary.	ho has an ownership of 20 p	ercent of more in the contractor;	
1. Aliza Knox, Barbara J. French, Betty Schafer, Carolyn Du Jean Strunsky, Jeffrey Lager, Judy Weil, Katie Rosson, Lawr Mary Huss, Maynard Jenkins, Myra Rothfeld, Natalie Berg, I Victoria Treyger	ence Goldzband, Lisa Toppii Nathan Nayman, Sherrie Sch	n, Maria Lazzarini, Mark Kelsey, wartz, Sheryl Reuben, Steven Sherr,	
 Executive Director: Abby Snay; Director of Programs: Em Jennie Mollica; Director of Finance and Administration: Kev N/A N/A N/A 			
Contractor address: 225 Bush Street San Francisco, CA 94104-4252			
Date that contract was approved:	Amount of contract: \$22,	500	
Describe the nature of the contract that was approved:			
The subcontract will facilitate employment training and place	ement of San Francisco resid	ents 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			
		Vame of Board	
The board of a state agency (Health Authority, Housing Board, Parking Authority, Redevelopment Agency Com Development Authority) on which an appointee of the C	mission, Relocation Appeals	Board, Treasure Island	
Print Na	ne of Board		
Filer Information (Please print clearly)			
Name of filer:	,	Contact telephone number:	
Clerk of the San Francisco Board of Supervisors		(415) 554-5184	
Address: City Hall, Room 244, 1 Dr. Carlton B. Goodlett Pl., San Fran	cisco, CA 94102	E-mail: BOS.Legislation@sfgov.org	
Signature of the Elective Officer (if submitted by City elective	e officer)	Date Signed	
Signature of Board Secretary or Clerk (if Submitted by Board	Secretary or Clerk)	Date Signed	