

Commission on Community Investment and Infrastructure

RESOLUTION NO. 39-2013
Adopted August 6, 2013

**AUTHORIZING A THIRD AMENDMENT TO THE PERSONAL SERVICES
CONTRACT WITH HELENE FRIED & ASSOCIATES, A SOLE
PROPRIETORSHIP, TO EXTEND THE CONTRACT TERM TO A DATE
WHEN ALL PUBLIC ART PIECES ARE INSTALLED AND UNVEILED BUT
IN NO EVENT LATER THAN OCTOBER 1, 2016;
HUNTERS POINT SHIPYARD REDEVELOPMENT PROJECT AREA**

- WHEREAS, On May 19, 2009, the Commission of the Redevelopment Agency of the City and County of San Francisco (“SFRA”) authorized a Personal Services Contract (“Contract”) with a consultant team led by Helene Fried & Associates (collectively “HFA”) to work with SFRA to facilitate the selection, commissioning and installation of public art for Parcel A (“Shipyards Public Art”) as part of the Hunters Point Shipyards (“Shipyards”) Cultural Historic Recognition Program (“CHRP”); and,
- WHEREAS, In June 2010 and in January 2012, the Agency and HFA entered into amendments to the Contract to include (i) contract term extensions, (ii) enhancements to the contract scope, and (iii) budget increases. The current aggregate Contract budget is not to exceed \$399,500; and,
- WHEREAS, Due to additional construction delays of Parcel A parks HFA’s Contract term needs to be further extended to a date when all Public Art Pieces are installed and unveiled but in no event later than October 1, 2016; and,
- WHEREAS, The CHRP is one of 11 community benefit programs included in the Community Benefits Agreement of the Shipyards Phase 1 Disposition and Development Agreement. The CHRP is a critical component in the Agency’s strategy to restore the Shipyards’ role in supporting the economic vitality of the Bayview Hunters Point community. In addition to improving the quality of life for the residents who live there, the program will ensure that the future Shipyards is not disconnected from the historic and cultural elements of its past. The CHRP will also underscore the level of public investment in the area, making it a more attractive location to own a home or locate a business; and,
- WHEREAS, The CHRP will create an art program that identifies opportunities for recognizing cultural components of the Shipyards and surrounding community in the development of the Shipyards, integrates cultural features and facilities throughout the Shipyards, and provides opportunities for local artists to participate in creating public art for the Shipyards; and,
- WHEREAS, HFA’s services as well as the art to be installed at the Shipyards are funded with grant monies from the U.S. Department of Commerce, Economic Development

Administration (“EDA”). The goal of the EDA grant is to generate jobs, help retain existing jobs, and stimulate industrial and commercial growth in economically distressed areas of the United States; and,

WHEREAS, The Contract with HFA is an enforceable obligation under the Dissolution Law. The Contract is in furtherance of, and is necessary to complete, obligations under OCII’s grant agreements with EDA, whose continued acceptance has been authorized by Oversight Board Resolution No. 14-2012 on October 12, 2012. The Contract is shown on line HPSY 51 of the Recognized Obligation Payment Schedule for July to December 2013, which was approved by the Oversight Board and the Department of Finance; and,

WHEREAS, The Third Amendment to the HFA Contract (“Third Amendment”) would allow for an extension of the Contract duration as described above, but would not change the public work that would be installed on Parcel A of the Shipyard. Agency authorization of the Third Amendment is an Agency administrative activity that is not a “Project”, as defined by the California Environmental Quality Act (“CEQA”) Guidelines Section 15378(b)(5). The Third Amendment will not independently result in a physical change in the environment and is not subject to environmental review under CEQA; now, therefore, be it

RESOLVED, That the Executive Director is authorized to execute a Third Amendment to the Personal Services Contract with Helene Fried & Associates, a sole proprietorship, substantially in the form on file with the Commission Secretary, which shall extend the Contract term to a date when all Public Art Pieces are installed and unveiled but in no event later than October 1, 2016.

I hereby certify that the foregoing resolution was adopted by the Commission at its meeting of August 6, 2013.


Commission Secretary