

COMMISSION ON COMMUNITY INVESTMENT AND INFRASTRUCTURE

RESOLUTION NO. 06-2023

URGING THE SAN FRANCISCO UNIFIED SCHOOL DISTRICT TO ADOPT A PROGRAM, SIMILAR TO THE SMALL BUSINESS ENTERPRISE POLICY OF THE OFFICE OF COMMUNITY INVESTMENT AND INFRASTRUCTURE, TO PROVIDE CONTRACTING GOALS FOR SMALL BUSINESSES IN THE AWARDING OF CONTRACTS; MISSION BAY SOUTH REDEVELOPMENT PROJECT AREA

BASIS FOR RESOLUTION

- WHEREAS, The Successor Agency to the Redevelopment Agency of the City and County of San Francisco (commonly known as the Office of Community Investment and Infrastructure) (the “Successor Agency” or “OCII”) is completing the enforceable obligations of the Redevelopment Agency of the City and County of San Francisco (the “Former Agency”) in the Mission Bay North and Mission Bay South Project Areas (the “Project Areas”) under the authority of the California Community Redevelopment Law, Cal. Health & Safety Code §§ 33000 et seq., as amended by the Redevelopment Dissolution Law, Cal. Health & Safety Code §§ 34170 et seq., and under San Francisco Ordinance No. 215-12 (Oct. 4, 2012) (establishing the Successor Agency Commission and delegating to it state authority under the Redevelopment Dissolution Law); and,
- WHEREAS, The Office of Community Investment and Infrastructure (“OCII”), as successor agency to the Redevelopment Agency of the City and County of San Francisco, has a long history of promoting equal opportunity in contracts for professional design and construction services and in the workforce of contractors performing work on OCII-assisted contracts; and,
- WHEREAS, As a public entity separate from the City and County of San Francisco (“City”), OCII implements the former Redevelopment Agency’s Equal Opportunity Programs (“EOP”) that are similar to, but not the same as, City policies; and,
- WHEREAS, In November 16, 2004, by Resolution No. 133-2004, the Redevelopment Agency adopted the OCII Small Business Enterprise (“SBE”) Policy and replaced the Former Agency’s Minority and Women Business Enterprise (“W/MBE”) Policy; and,
- WHEREAS, The objective of the SBE Policy is to level the playing field for small businesses, particularly San Francisco-based small businesses, so that they may compete favorably on OCII-assisted projects; and,
- WHEREAS, OCII’s SBE Policy establishes a purposefully high overall SBE goal of 50% to encourage aggressive and proactive measures to engage SBEs; and,
- WHEREAS, Contractors are required to perform extensive good faith efforts in an attempt to

meet the goals, and OCII staff works closely with each developer and/or their lead architects and general contractors to ensure compliance with these good faith efforts; and,

WHEREAS, In FY 21-22, for professional service contracts, SBE participation on projects within OCII Project Areas reached over 83.5% of total awards, and for construction contracts, SBE participation was at a favorable level, reaching over 55.5%; and,

WHEREAS, Block 14 is a parcel within the Mission Bay Block South Project Area. Block 14 is approximately 2.2 acres bounded by Owens Street to the west, Nelson Rising Lane to the south, 6th Street to the east and Mission Bay Boulevard and the Mission Bay traffic circle to the north; and,

WHEREAS, The Redevelopment Plan for the Mission Bay South Project Area and its implementing documents contemplated the transfer of Block 14 from the original Mission Bay Owner, Catellus Development Corporation, to UCSF as part of its overall campus but reserved it as a “School Site,” to be again transferred, upon request, to the San Francisco Unified School District for the development of a “public elementary, middle or secondary school building and yard”; and,

WHEREAS, UCSF has transferred Block 14 to SFUSD for the purposes of building a school and school yard (“Mission Bay School”); and,

WHEREAS, SFUSD has hired McCarthy Building Companies Inc as the design build contractor for the construction of the School Project; and,

WHEREAS, The Mission Bay School will be subject to SFUSD’s Prop A Project Labor Agreement with the Building Trades Council (“PLA”). The PLA encourages the participation of small businesses in SFUSD projects. In addition, SFUSD has a 3% Disabled Veteran Business Enterprise participation goal; therefore, be it

RESOLVED, That the Commission urges SFUSD to adopt a program, similar to the Small Business Enterprise Policy of OCII, to provide preferences for local disadvantaged businesses in the awarding of contracts with the SFUSD.

I hereby certify that the foregoing resolution was adopted by the Commission at its meeting of March 21, 2023 .

Commission Secretary