

1 [Declaration of Emergency contract for South Fork Adit]

2 **Resolution approving Declaration of Emergency construction contract of an amount**  
3 **not-to-exceed \$319,000 to address a rockslide near South Fork Adit.**

4

5 WHEREAS, Property of the San Francisco Public Utilities Commission's Hetch Hetchy  
6 Water and Power System was impacted by a rockslide of approximately 400 cubic yards near  
7 South Fork Adit; and

8 WHEREAS, The General Manager of the San Francisco Public Utilities Commission  
9 declared an emergency and approved work to address the rockslide to ensure public safety  
10 and maintain roadway availability to critical operating sites by a letter dated April 30, 2012 and  
11 approved by the President of the Commission; and

12 WHEREAS, On May 22, 2012, the San Francisco Public Utilities Commission approved  
13 resolution #12-0086 ratifying the Declaration of Emergency cited in the letter dated April 30,  
14 2012; and,

15 WHEREAS, The Human Rights Commission (HRC) granted an emergency waiver of  
16 the subcontracting goals pursuant to Chapter 14.A.12.2 of the San Francisco Administrative  
17 Code; and

18 WHEREAS, Approval of an emergency contract for this repair work would be in  
19 accordance with the provisions of Chapter 6, Article IV, Section 6.60(D) of the Administrative  
20 Code of the City and County of San Francisco and established SFPUC procedures; and

21 WHEREAS, San Francisco Administrative Code, Chapter 6, Article IV, section 6.60,  
22 authorizes department heads responsible for public work to award an emergency contract,  
23 exempt from the competitive bidding process, in the event of an actual emergency which  
24 includes, ". . . The breakdown or imminent breakdown of any plant, equipment, structure,  
25 street or public work necessitating immediate emergency repair or reconditioning to safeguard

1 the lives or property of the citizens; or the property of the City and County; or to maintain the  
2 public health or welfare;" and,

3 WHEREAS, The construction contract Notice-To-Proceed date was set for May 4, 2012  
4 with an original schedule of 100 consecutive calendar days and the contract is scheduled to  
5 end on August 12, 2012; and

6 WHEREAS, The estimated contract amount is for a not-to-exceed amount of \$319,000;  
7 and

8 WHEREAS, The Controller has certified that the not-to-exceed amount of funds are  
9 available for the construction work done in response to this emergency situation; now,  
10 therefore, be it

11 RESOLVED, That this Board of Supervisors hereby approves the Declaration of  
12 Emergency made by the General Manager of the San Francisco Public Utilities Commission,  
13 dated April 30, 2012 and approved by the President of the Commission, for a construction  
14 contract of an amount not-to-exceed \$319,000 to address a rockslide near South Fork Adit.

15  
16 RECOMMENDED:

FUNDS AVAILABLE:

17  
18 \_\_\_\_\_  
19 Ed Harrington  
20 General Manager  
21 San Francisco Public Utilities Commission

22 \_\_\_\_\_  
23 Controller