

1 [Sewer Emergency]

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3 **Resolution approving the expenditure of funds in the amount of \$272,846 to construct a**
4 **new sewer on Tennessee Street from Cesar Chavez Street to midway toward 26th Street**
5 **and on Cesar Chavez Street from 3rd Street to Tennessee Street.**

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7 WHEREAS, The General Manager of the San Francisco Public Utilities Commission
8 (SFPUC) declared an emergency to construct a new sewer on Tennessee Street from Cesar
9 Chavez Street to midway toward 26th Street and on Cesar Chavez Street from 3rd Street to
10 Tennessee Street, by a letter dated March 22, 2001; and

11 WHEREAS, The existing public sewer crossing Block 4315 (bordered by Tennessee
12 Street, Cesar Chavez Street, 26th Street, and 3rd Street) was in imminent danger of being
13 crushed by the on-going construction of a pile-supported building; and,

14 WHEREAS, The existing sewer did not have a legal easement; therefore, the City's
15 liability could have been significant if the sewer undermined the new construction; and,

16 WHEREAS, The Declaration of Emergency was ratified for Clean Water Program
17 Contract No. CW-305E, Tennessee/Cesar Chavez Streets Emergency Sewer Construction by
18 SFPUC Resolution No. 01-0117, dated May 22, 2001; and,

19 WHEREAS, The construction for this contract was completed on May 10, 2001 by the
20 contractor, Harty Pipeline, Inc.; and,

21 WHEREAS, The original contract amount was \$189,000, and the original duration was
22 28 consecutive calendar days; and,

23 WHEREAS, The actual contract amount increased by \$83,846 for a final contract
24 amount of \$272,846, and the contract duration was extended 6 consecutive calendar days for
25 a total of 34 consecutive calendar days, to accommodate the removal and disposal of

1 hazardous materials encountered during construction, mitigations for heavy groundwater and
2 non-reusable existing sub-base soils, and adjustments to the actual bid item quantities used
3 during construction; and,

4 WHEREA, Chapter 6, Article IV, Section 6.60 of the Administrative Code of the City
5 and County of San Francisco requires the Board of Supervisors' approval for all emergency
6 contracts that exceed \$250,000; and,

7 WHEREAS, Funds for this contract are available from the Repair and Replacement
8 Fund under Job Order No. 0197J (Fund 5C/CPF/R&R, FAMIS Project No. CENRNRH14040);
9 and,

10 WHEREAS, Human Rights Commission (HRC) subcontracting goals are not required
11 for an emergency contract; now, therefore, be it

12 RESOLVED, That this Board of Supervisors hereby approves the expenditure of funds
13 in the amount of \$272,846 for Clean Water Program Contract No. CW-305E,
14 Tennessee/Cesar Chavez Streets Emergency Sewer Construction.

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