

1 [Concurring in Actions to Meet Local Emergency - Coronavirus Response - Forty-Seventh
2 Supplement]

3 **Motion concurring in actions taken by the Mayor in the Forty-Seventh Supplement to**
4 **the Proclamation of Emergency to meet the ongoing local emergency related to the**
5 **novel coronavirus COVID-19 pandemic by authorizing City departments to modify**
6 **specified agreements to extend the term of such agreements up to June 30, 2023, and**
7 **to increase the not to exceed amount as necessary given the extension duration,**
8 **without complying with the competitive solicitation and procurement procedures in the**
9 **Administrative Code; and authorizing departments to extend until June 30, 2023, any**
10 **prequalified list of contractors that expires before August 31, 2022.**

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12 WHEREAS, On February 25, 2020, Mayor London N. Breed declared a local
13 emergency to exist in connection with the spread of the novel coronavirus COVID-19; and

14 WHEREAS, The Mayor transmitted a copy of that Proclamation Declaring the
15 Existence of a Local Emergency to the Board of Supervisors (the "Proclamation"), and on
16 March 3, 2020, the Board of Supervisors concurred in the Proclamation and in the actions
17 taken by the Mayor to meet the emergency; the Proclamation and the Board's concurring
18 motion are on file with the Clerk of the Board of Supervisors in File No. 200228; and

19 WHEREAS, On March 6, 2020, the Health Officer declared a local health emergency
20 under Section 101080 of the California Health and Safety Code, and the Board of Supervisors
21 concurred in that declaration on March 10, 2020; and

22 WHEREAS, Section 2 of the Thirteenth Supplemental Proclamation authorized the
23 Controller to adopt a policy allowing City departments to modify agreements in place on May
24 11, 2020, without complying with competitive solicitation and procurement procedures that
25 would otherwise be required; the order permitted the Controller's policy to authorize contract

1 modifications that extend agreements by up to six months but no later than June 30, 2021;
2 and

3 WHEREAS, Section 3 of the Thirty-Fifth Supplemental Proclamation authorized the
4 Controller to adopt a policy to allow an additional extension of certain agreements in place at
5 that time up to June 30, 2022; and

6 WHEREAS, The COVID-19 pandemic and the related closures of City workplaces for
7 extended periods of time, including most recently during the Omicron surge, has caused
8 significant complications for City workers to conduct timely contract procurement processes
9 and the pandemic has dramatically slowed the process of hiring employees and filling vacant
10 contract administration positions in various departments; these staffing shortages have further
11 exacerbated the backlog of contract procurements; and

12 WHEREAS, It is in the public interest to authorize the extension of contracts to allow
13 departments time to catch up on this backlog; and

14 WHEREAS, On April 12, 2022, the Mayor took additional steps to meet the emergency
15 by issuing the Forty-Seventh Supplement to the Proclamation, ordering one action to meet the
16 emergency; the Forty-Seventh Supplement is on file with the Clerk of the Board of
17 Supervisors in Board File No. 220469; and

18 WHEREAS, Government Code Sections 8550 et seq. and Charter, Section 3.100,
19 provide for the concurrence by members of the Board of Supervisors in such emergency
20 declaration and in action taken by the Mayor to meet the emergency; now, therefore, be it

21 MOVED, That the Board of Supervisors concurs with the following action taken by the
22 Mayor to meet the local emergency included in the Mayor's Forty-Seventh Supplement to the
23 Proclamation, dated April 12, 2022, as such action is described in full in the Forty-Seventh
24 Supplement and summarized as follows:

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1 Action 1: Authorizing City departments to modify existing agreements for
2 commodities and services contracts, grant agreements, and construction contracts that expire
3 on or before August 31, 2022, and agreements that expired within 60 days prior to the date of
4 the order, to extend the term of such agreements up to June 30, 2023 and to increase the not-
5 to-exceed amount as necessary given the extension duration, without complying with the
6 competitive solicitation and procurement procedures in the Administrative Code, and
7 authorizing departments to extend until June 30, 2023 any prequalified list of contractors
8 established under Section 21.4 of the Administrative Code that expires before August 31,
9 2022.

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