

1 [Ratify Port Emergency Contract]

2

3 **Resolution ratifying San Francisco Port Commission emergency pier substructure**
4 **repair contract.**

5

6 WHEREAS, San Francisco Charter Section B3.581 provides that the San Francisco
7 Port Commission has the exclusive power to perform or accomplish the construction,
8 reconstruction, repair, operation and use of all works, buildings, facilities, utilities, structures
9 and appliances incidental necessary or convenient for the promotion and accommodation of
10 commerce and navigation or located within the port area; and

11 WHEREAS, The Port Commission may confer on the Port Director the authority to
12 enter into contracts germane to the scope of the Commission's powers and duties; and,

13 WHEREAS, On March 7, 2002 the Port's Chief Building Inspector discovered
14 significant deterioration in a portion of the substructure under the bulkhead area on Pier 33,
15 and upon further inspection by Port and independent structural engineers it was determined
16 that corrosion had undermined the structural slab and beam framing reducing the
17 substructure's ability to carry the superimposed loads; and,

18 WHEREAS, On March 29, 2002 the Port and consultant structural engineers concluded
19 that the condition within the substructure of Pier 33 required immediate repair to avoid a clear
20 and imminent danger of public health and safety to the occupants of the superstructure of Pier
21 33; and,

22 WHEREAS, On April 3, 2002 the Port Commission President, Michael Hardeman,
23 wrote to the Controller, Ed Harrington, declaring that an actual emergency existed with regard
24 to the structural condition of Pier 33 and the building situated thereon, and notified the
25

1 Controller of the Port's intent to enter into a repair contract with Valentine Corporation on an
2 emergency basis with an estimated construction cost of \$238,000; and,
3

4 WHEREAS, During the course of the emergency repair work the Port discovered latent
5 corroded reinforcing steel within areas of the substructure that was not visible prior to the
6 commencement of the work, requiring further repairs to rehabilitate the structural integrity of
7 those areas, and that additional repair was not included in the original designated scope of
8 work; and,

9 WHEREAS, On August 20, 2002 the Port approved a change order for an additional
10 \$288,629 to repair an additional 2405 square feet of concrete slab and an additional 569
11 square feet of concrete beams and girders, increasing the emergency contract amount over
12 the \$250,000 threshold, thereby requiring Board of Supervisors approval; and

13 WHEREAS, Pursuant to Administrative Code Section 6.60, the Port seeks the
14 ratification by this Board of Supervisors of the emergency contract between the Port and the
15 Valentine Corporation for the repair of the substructure of Pier 33 bulkhead in the total amount
16 of \$ 533,629.00; now, therefore, be it

17 RESOLVED, That this Board of Supervisors hereby ratifies and approves the
18 emergency contract between the Port and the Valentine Corporation for the repair of the
19 substructure of Pier 33 bulkhead in the total amount of \$ 533,629.00.
20
21
22
23
24
25