

1 [Designating a sole source design engineer for the Opera House chiller replacement project.]

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3 **Ordinance authorizing the Director of Public Works to enter into a sole source**  
4 **agreement with SJ Engineers for professional design services relating to the Opera**  
5 **House chiller replacement project.**

6 Note: Additions are *single-underline italics Times New Roman*;  
7 deletions are *strikethrough italics Times New Roman*.  
8 Board amendment additions are double underlined.  
9 Board amendment deletions are ~~strikethrough normal~~.

9 Be it ordained by the People of the City and County of San Francisco:

10 Section 1. The San Francisco Opera House is an historic landmark building that is  
11 experiencing operational failures in the performance of its rooftop chiller system. The chiller  
12 system is critical to the facility because it provides properly conditioned air for stage  
13 productions and to new and upgraded power sources which feed the stage lighting controls.

14 Section 2. The Department of Public Works retained SJ Engineers in 2003 to design a  
15 new chiller system for the Opera House. SJ Engineers prepared the design and construction  
16 plans for the Opera House chiller replacement project. In doing so, SJ Engineers developed a  
17 thorough knowledge of the building's infrastructure, facility operations, and the unique air  
18 cooling needs of the Opera House.

19 Section 3. The contract under which the Department retained SJ Engineers has since  
20 expired and the project must proceed to construction. Procuring a new design professional at  
21 this late stage in the design process would be a waste of time and public funds. As engineers  
22 of record for the respective plans and specifications developed to date, SJ Engineers is  
23 uniquely qualified to perform the remaining design engineer services for the Opera House  
24 chiller replacement project.

1           Section 4. The San Francisco Board of Supervisors hereby determines that it is in the  
2 best interests of the City and County of San Francisco for SJ Engineers to complete its role as  
3 the engineer of record for the Opera House chiller replacement project, as sole source, and to  
4 perform the construction administration services for the construction of such project.

5           Section 5. The competitive procurement requirements of San Francisco Administrative  
6 Code Chapter 6 are hereby waived with respect to SJ Engineers for the sole purpose of  
7 completing the Opera House chiller replacement project.

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10 APPROVED AS TO FORM:  
DENNIS J. HERRERA, City Attorney

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12 By: \_\_\_\_\_  
Sheryl L. Bregman  
Deputy City Attorney

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