

1 [Commodities or services purchased with federal grant funds for the enhancement of
2 homeland security.]

3 **Ordinance amending San Francisco Administrative Code Section 21.5 to allow the**
4 **Purchaser to develop regulations for the purchase of commodities or services using**
5 **federal grant funds for the enhancement of homeland security where the purchase**
6 **does not exceed \$100,000.**

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

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

13 Section 1. The San Francisco Administrative Code is hereby amended by amending
14 Section 21.5, to read as follows:

15 **SEC. 21.5. OTHER PURCHASES.**

16 Notwithstanding any other provision of this Chapter, procurement of the following shall
17 be made in accordance with the Purchaser's regulations:

18 (a) Commodities or services where the total amount of the purchase does not exceed
19 \$50,000.

20 (b) Commodities or services available only from a sole source.

21 (c) Perishable foods.

22 (d) Proprietary articles.

23 (e) Contracts involving a pilot project with a term not to exceed two years; provided,
24 however, that any further procurement beyond the pilot project phase shall be subject to all
25 applicable competitive procurement requirements.

1 (f) The Purchaser may designate a particular Solicitation as a small business set aside,
2 and restrict competition for that contract to DBEs. Such set-aside shall not continue for more
3 than two consecutive years for any particular contract, and the Purchaser shall not allocate an
4 aggregate of more than ten million dollars per fiscal year for DBE set-aside contracts. The
5 findings made by the Board of Supervisors with respect to contracting with local businesses in
6 Administrative Code Section 12-D.A.2 are hereby incorporated by reference into this section.

7 (g) Commodities or Services purchased with federal grant funds, awarded for the purpose of
8 enhancing security and overall preparedness to prevent, respond to, or recover from acts of terrorism,
9 where the total amount of the purchase does not exceed \$100,000. Federal grant funds include federal
10 monies awarded to the City through the state or other governmental entities. This subsection does not
11 cover Commodities or Services identified by the grant as an administrative or management cost or
12 expense.

13
14 APPROVED AS TO FORM:
15 DENNIS J. HERRERA, City Attorney

16 By:


17 LINDA M. ROSS
18 Deputy City Attorney



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 041450

Date Passed:

Ordinance amending San Francisco Administrative Code Section 21.5 to allow the Purchaser to develop regulations for the purchase of commodities or services using federal grant funds for the enhancement of homeland security where the purchase does not exceed \$100,000.

December 7, 2004 Board of Supervisors — PASSED ON FIRST READING

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

December 14, 2004 Board of Supervisors — FINALLY PASSED

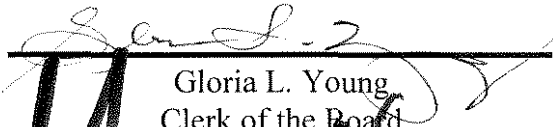
Ayes: 10 - Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 1 - Alioto-Pier


File No. 041450

I hereby certify that the foregoing Ordinance was **FINALLY PASSED** on December 14, 2004 by the Board of Supervisors of the City and County of San Francisco.

12/24/04

Date Approved


Gloria L. Young,
Clerk of the Board


Mayor Gavin Newsom