

1 [Administrative Code - Local Business Enterprise Bid Discounts]

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3 **Ordinance amending the Administrative Code to allow the San Francisco Public**  
4 **Utilities Commission (SFPUC) Local Business Enterprises to receive Bid Discounts on**  
5 **eligible SFPUC Regional Project contracts, with certain restrictions.**

6 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.  
7 **Additions to Codes** are in *single-underline italics Times New Roman font*.  
8 **Deletions to Codes** are in ~~italics Times New Roman font~~.  
9 **Board amendment additions** are in double-underlined Arial font.  
10 **Board amendment deletions** are in ~~Arial font~~.  
11 **Asterisks (\* \* \* \*)** indicate the omission of unchanged Code  
12 subsections or parts of tables.

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

14 Section 1. The Administrative Code is hereby amended by revising Section 14B.5, to  
15 read as follows:

16 **SEC. 14B.5. PUC-LBE CERTIFICATION.**

17 \* \* \* \*

18 (C) **PUC-LBE Status.** Except as provided in Subsection 14B.5(D), PUC-LBEs shall  
19 have the status of LBEs for all purposes of this Chapter for construction, specialty  
20 construction, construction material suppliers, construction equipment rental firms, trucking,  
21 and professional services including architectural and engineering, for PUC Regional Projects.  
22 PUC-LBEs shall not have the status of LBEs for PUC Regional Contracts for general services  
23 or for any other Bid, proposal, or Contract subject to this Chapter.

24 (D) **Bid Discounts Exception.** *Contract Awarding Authorities shall only apply Discounts*  
25 *to Bids from PUC-LBEs for the purpose of determining the apparent highest ranked proposal or the*

1 ~~apparent lowest Bid, for~~ For PUC Regional Projects that will be performed exclusively 70 miles  
2 or more beyond the jurisdictional boundaries of San Francisco ~~and, or~~ for which ~~no~~ ~~some~~ ~~or~~ ~~all~~  
3 ~~of the~~ cost will be shared by members of BAWSCA, Contract Awarding Authorities shall only  
4 apply Discounts to Bids from PUC-LBEs for the purpose of determining the apparent highest ranked  
5 proposal or the apparent lowest Bid where application of the Discount will not adversely impact  
6 the ranking for negotiation or award process of a Bid submitted by any Micro-LBE, Small-LBE,  
7 or SBA-LBE certified under Section 14B.3. For Water System Improvement Program projects, and  
8 projects outside of the jurisdictional boundaries of San Francisco where all or some cost is shared by  
9 members of BAWSCA, PUC-LBEs shall have the same status as LBEs.

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11 Section 2. Effective Date. This ordinance shall become effective 30 days after  
12 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the  
13 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board  
14 of Supervisors overrides the Mayor's veto of the ordinance.

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16 Section 3. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors  
17 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,  
18 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal  
19 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment

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1 additions, and Board amendment deletions in accordance with the "Note" that appears under  
2 the official title of the ordinance.

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

6 By:   
7 Yadira Taylor  
8 Deputy City Attorney

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**City and County of San Francisco**  
**Tails**  
**Ordinance**

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

**File Number:** 160207

**Date Passed:** May 10, 2016

Ordinance amending the Administrative Code to allow the San Francisco Public Utilities Commission (SFPUC) Local Business Enterprises to receive Bid Discounts on eligible SFPUC Regional Project contracts, with certain restrictions.

April 27, 2016 Budget and Finance Sub-Committee - RECOMMENDED

May 03, 2016 Board of Supervisors - PASSED, ON FIRST READING

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener and Yee

May 10, 2016 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener and Yee

File No. 160207

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 5/10/2016 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo  
Clerk of the Board

  
Mayor

Date Approved