Ordinance approving extension of As-Needed Architectural Services agreements with (1) Joe Chow & Associates for completion of the San Francisco General Hospital SwissRay Digital Chest Installation Project (Specification No. 6299A), the San Francisco General Hospital Orthopedic Room Renovation 3M (Specification No. 6288A), the San Francisco General Hospital 1x65 Radiology Department Remodel (Specification No. 6377A), the San Francisco General Hospital TBI Bathroom Remodel 4B (Specification No. 6246A), (2) Carey & Co., for completion of the Tom Waddell Health Center Elevator Replacement (Specification No. 6126A), and (3) Levy Design for the completion of the Coffman Pool Reconstruction Project (Specification No. 6214A), under Administrative Code Chapter 6, section 6.64.

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

Section 1. The San Francisco Administrative Code, Chapter 6, section 6.64 authorizes departments engaged in public work to award public work and related professional service contracts on an as-needed basis. Under section 6.64, such contracts are limited to a three-year term, including all modifications, and can be modified up to an amount not-to-exceed 150% of the original contract amount.

Section 2. On October 17, 2001, the Department of Public Works awarded to Joe Chow & Associates ("JCA") a master agreement for As-Needed Architectural Services, Contract No. BPAT02000003 (the "JCA Master Agreement"). Under the JCA Master Agreement, the Department of Public Works has issued certain contract service orders: San Francisco General Hospital SwissRay Digital Chest Installation Project, Specification No. 6299A (POAT04000131, December 31, 2003); the San Francisco General Hospital Orthopedic Room Renovation 3M, Specification No. 6288A (POAT04000100, December 3,
Section 3. JCA has completed all of the plans and specifications for the above-described San Francisco General Hospital projects. The architectural services that remain for these projects are (a) responding to comments and requirements of the Office of Statewide Health Planning and Development ("OSHPD"), (b) completing the bid documents, and (c) providing Construction Administration services. These items are necessary for the regular upkeep of San Francisco General Hospital, the City's primary care facility.

Section 4. The Department of Public Works has been unable to proceed with the San Francisco General Hospital projects due to unforeseen delays in obtaining the necessary approvals from the Office of Statewide Health Planning and Development. Retaining JCA's continued services would benefit the City given JCA's intimate and specialized knowledge of the San Francisco General Hospital projects.

Section 5. On March 16, 2002, the Department of Public Works awarded to Carey & Co., a master agreement for As-Needed Architectural Services, Contract No. BPAT02000015 (the "Carey Master Agreement"). On June 28, 2003 (as modified September 30, 2003), the Department of Public Works issued to Carey & Co., a Contract Service Order for architectural services for the Tom Waddell Health Center Elevator Replacement, Specification No. 6126A (POAT02000103 / POAT04000064, as modified). The elevator replacement is an important health and safety feature of this health facility. The Carey Master Agreement expired on September 30, 2004.
Section 6. Carey & Co., has completed a substantial portion of the design for the Tom Waddell Health Center Elevator Replacement, Specification No. 6126A. The architectural services remaining for the project are the development of Construction Documents for bid and Construction Administration services.

Section 7. The Tom Waddell Health Center Elevator Replacement project experienced an unforeseen delay when Building Code requirements necessitated a new fire protection system at the elevator lobbies. The new system required that the Department of Health secure additional funding before proceeding with the completion of the Construction Documents, bidding and construction.

Section 8. On December 20, 2001, the Department of Public Works awarded to Levy Design Partners ("LDP") a master agreement for As-Needed Architectural Services, Contract No. BPAT02000014 (the "LDP Master Agreement"). On July 15, 2003 (modified August 24, 2004), the Department of Public Works, for the Recreation and Parks Department, issued to LDP a Contract Service Order for the conceptual design, plans, and specifications for the renovation of the Coffman Pool, Specification No. 6214A (POAT04000013 / POAT05000049, as modified). The Coffman Pool is located Visitacion Avenue and Hahn Street and is an important asset to the Visitacion Valley Community and the Recreation and Parks Department of the City and County of San Francisco. The LDP Master Agreement expired on September 30, 2004.

Section 9. LDP has completed all of the plans and specifications for the Coffman Pool project. The only architectural services remaining for the project are Construction Administration services.
Section 10. The Coffman Pool project experienced an unforeseeable delay when budgetary constraints required a reduction in scope, redesign, and approval by the community.

Section 11. As architects of record for the respective plans and specifications they have developed to date under the as-needed master agreements as described in the foregoing paragraphs, JCA, Carey & Co., and LDP are uniquely qualified to perform the remaining architectural services for such projects. During construction is when the architect of record should be available to interpret and, if necessary, modify the drawings. Retaining such services also retains the chain of liability arising out of the professional design work, in further protection of the City and County of San Francisco.

Section 12. The San Francisco Board of Supervisors hereby determines that it is in the best interests of the City and County of San Francisco for JCA, Carey & Co., and LDP to complete their roles as the architects of record for the projects described in the foregoing paragraphs, each as sole source, and to perform the construction administration services for the construction of such projects.

Section 13. The competitive procurement requirements of San Francisco Administrative Code Chapter 6 are hereby waived with respect to the Joe Chow Associates for the sole purpose of completing the San Francisco General Hospital SwissRay Digital Chest Installation project (Specification No. 6299A); the San Francisco General Hospital Orthopedic Room Renovation 3M project (Specification No. 6288A); the San Francisco General Hospital 1x65 Radiology Department Remodel project (Specification No. 6377A); and the San Francisco General Hospital TBI Bathroom Remodel 4B project (Specification No. 6246A).
Section 14. The competitive procurement requirements of San Francisco Administrative Code Chapter 6 are hereby waived with respect to Carey & Co., for the sole purpose of completing the Tom Waddell Health Center Elevator Replacement project (Specification No. 6126A).

Section 15. The competitive procurement requirements of San Francisco Administrative Code Chapter 6 are hereby waived with respect to Levy Design Partners for the sole purpose of completing the Coffman Pool project (Specification No. 6214A).

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

By: [Signature]
Sheryl L. Bregman
Deputy City Attorney

Department of Public Works
BOARD OF SUPERVISORS
Ordinance approving extension of As-Needed Architectural Services agreements with (1) Joe Chow & Associates for completion of the San Francisco General Hospital SwissRay Digital Chest Installation Project (Specification No. 6299A), the San Francisco General Hospital Orthopedic Room Renovation 3M (Specification No. 6288A), the San Francisco General Hospital 1x65 Radiology Department Remodel (Specification No. 6377A), the San Francisco General Hospital TBI Bathroom Remodel 4B (Specification No. 6246A), (2) Carey & Co., for completion of the Tom Waddell Health Center Elevator Replacement (Specification No. 6126A), and (3) Levy Design for the completion of the Coffman Pool Reconstruction Project (Specification No. 6214A), under Administrative Code Chapter 6, section 6.64.

June 28, 2005 Board of Supervisors — PASSED ON FIRST READING
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

July 12, 2005 Board of Supervisors — FINALLY PASSED
Ayes: 9 - Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell, Mirkarimi, Peskin, Sandoval
Absent: 2 - Alioto-Pier, McGoldrick
I hereby certify that the foregoing Ordinance was FINALLY PASSED on July 12, 2005 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

Date Approved

Mayor Gavin Newsom