



**SECOND SUPPLEMENT TO MAYORAL PROCLAMATION DECLARING THE
EXISTENCE OF A LOCAL EMERGENCY DATED DECEMBER 17, 2021**

Drug Overdoses in the Tenderloin
Modifying Authorization to Enter Contracts

WHEREAS, California Government Code Sections 8550 et seq., San Francisco Charter Section 3.100(14), and Chapter 7 of the San Francisco Administrative Code empower the Mayor to proclaim the existence of a local emergency, subject to concurrence by the Board of Supervisors as provided in the Charter, in the case of an emergency threatening the lives, property or welfare of the City and County of San Francisco (the “City”) or its citizens; and

WHEREAS, On December 17, 2021, the Mayor issued a Proclamation (the “Proclamation”) declaring a local emergency to exist in connection with drug overdoses in the Tenderloin. On December 23, 2021, the Board of Supervisors concurred in the Proclamation. The Mayor issued the First Supplement to the Proclamation on December 27, 2021, authorizing the Director of Real Estate to enter leases necessary to respond to the emergency, with a term lasting the duration of the emergency and up to six months if the Director determines the City is unable to secure a suitable property without agreeing to a longer term. The Board of Supervisors concurred in the First Supplemental Proclamation on January 11, 2022; and

WHEREAS, To address the overdose crisis in the Tenderloin and mount an emergency response that will reduce the overdoses and deaths occurring on our streets, the City must quickly execute contracts with providers that can offer services to individuals in need. Among other activities, such providers will staff the linkage center where individuals will be connected to City services for mental health and substance abuse treatment, housing, and other benefits and for referral to medical attention; and

WHEREAS, To ensure the City is able to secure the necessary contractual services on a timely basis, it is in the public interest to waive provisions of City law to expedite the process of finding providers and executing contracts. Further, to the extent departments are unable to find providers willing and able to provide services effectively under a contract limited to the remaining duration of the declared emergency, it is in the public interest to allow departments flexibility to enter into contracts for longer period not to extend beyond June 30, 2022, the end of the current fiscal year; and



NOW, THEREFORE,

I, London N. Breed, Mayor of the City and County of San Francisco, proclaim that there continues to exist an emergency within the City and County threatening the lives, property or welfare of the City and County and its citizens;

In addition to the measures outlined in the Proclamation and in the First Supplement to the Proclamation, it is further ordered that:

Section 3 of the Proclamation is revised and replaced as follows:

Notwithstanding any other restriction, procedural requirement, or approval requirement in local law except Charter Section 9.118, City departments entering agreements related to the City's response to the emergency, including contracts for the procurement of commodities or services, contracts for public works, and grant agreements, shall comply with the procedural requirements of Section 21.15 of the Administrative Code (for agreements that are otherwise subject to Chapter 21 or Chapter 21G) or Section 6.60 of the Administrative Code (for agreements that are otherwise subject to Chapter 6). Civil Service Commission approval of such agreements is waived. Within 30 days of execution of any such agreement, the department must report any agreement that would have required approval by the Civil Service Commission to the Civil Service Commission. City departments are authorized to enter into agreements under this Order for a period not to exceed the duration of local emergency, unless the department head determines in writing that the City is unable to secure the necessary services without agreeing to a longer term (including options to extend) not to extend beyond June 30, 2022. For any agreement that extends beyond the termination of the local emergency as provided in the preceding sentence, the Mayor is authorized to appropriate or transfer funds to cover the cost of such agreement including during the portion of the term that extends beyond the end of the emergency. This Order shall remain in place during the local emergency unless terminated earlier by the Mayor of the Board of Supervisors.

DATED: January 21, 2022

A handwritten signature in blue ink that reads "London Breed".

London N. Breed
Mayor of San Francisco