



**FORTY-SEVENTH SUPPLEMENT TO MAYORAL PROCLAMATION
DECLARING THE EXISTENCE OF A LOCAL EMERGENCY DATED
FEBRUARY 25, 2020**

Authority to Extend Existing 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 or its citizens; and

WHEREAS, On February 25, 2020, the Mayor issued a Proclamation (the “Proclamation”) declaring a local emergency to exist in connection with the imminent spread within the City of a novel (new) coronavirus (“COVID-19”); and

WHEREAS, On March 3, 2020, the Board of Supervisors concurred in the Proclamation and in the actions taken by the Mayor to meet the emergency; and

WHEREAS, On March 4, 2020, Governor Gavin Newsom proclaimed a state of emergency to exist within the State due to the threat posed by COVID-19; and

WHEREAS, On March 6, 2020, the Health Officer declared a local health emergency under Section 101080 of the California Health and Safety Code, and the Board of Supervisors concurred in that declaration on March 10, 2020; and

WHEREAS, Section 2 of the Thirteenth Supplemental Proclamation authorized the Controller to adopt a policy allowing City departments to modify agreements in place on May 11, 2020 without complying with competitive solicitation and procurement procedures that would otherwise be required. The order permitted the Controller’s policy to authorize contract modifications that extend agreements by up to six months but no later than June 30, 2021; and

WHEREAS, Section 3 of the Thirty-Fifth Supplemental Proclamation authorized the Controller to adopt a policy to allow an additional extension of certain agreements in place at that time up to June 30, 2022; and



WHEREAS, The COVID-19 pandemic and the related closures of City workplaces for extended periods of time, including most recently during the Omicron surge, has caused significant complications for City workers to conduct timely contract procurement processes. Additionally, the pandemic has dramatically slowed the process of hiring employees and filling vacant contract administration positions in various departments. These staffing shortages have further exacerbated the backlog of contract procurements. It is in the public interest to authorize the extension of contracts to allow departments time to catch up on this backlog;

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 Supplements to the Proclamation issued on various dates, it is further ordered that:

(a) Departments are authorized to modify agreements in place on the date of this Order that expire on or before August 31, 2022, and agreements that expired within 60 days prior to the date of this Order, to extend the term of such agreements up to June 30, 2023 and to increase the not-to-exceed amount of the agreement as necessary given the extension duration, without complying with the competitive solicitation and procurement procedures in the Administrative Code. This Order shall apply to commodities and services contracts, grant agreements, and construction contracts. Any department modifying an agreement under this Order shall make a written finding concerning the need to rely on the authorization provided by this Order and shall include such finding in the agreement. All other applicable requirements of local law shall continue to apply to modifications of agreements under this Order, including the approval requirements of Charter Section 9.118 and Civil Service Commission approval requirements, if applicable. This Order shall not apply to agreements subject to Section 2 of the Forty-Fifth Supplement to the Proclamation pertaining to agreements entered into by the Human Services Agency to for the use of hotel rooms to house individuals experiencing homelessness or individuals who are at risk of developing severe COVID-19.



(b) Departments are authorized to extend until June 30, 2023 any pre-qualified list of contractors in place on the date of this Order established under Section 21.4 of the Administrative Code that expires before August 31, 2022.

(c) This Order shall remain in place until August 31, 2022, unless terminated earlier by the Mayor or the Board of Supervisors.

DATED: April 12th, 2022

A handwritten signature in blue ink, reading "London N. Breed".

London N. Breed
Mayor of San Francisco