Resolution approving an emergency declaration of the San Francisco Public Utilities Commission (SFPUC) pursuant to Administrative Code, Section 6.60, to replace and repair fences on SFPUC watershed land in Alameda watershed damaged by the SCU Lightning Complex Fire, with a total cost not to exceed $4,250,000.

WHEREAS, The San Francisco Public Utilities Commission’s (SFPUC) watershed lands located in Alameda watershed are critical assets for providing continuous delivery of high-quality water to the 2.7 million water customers in the Bay Area; any inability to protect these assets poses a threat to water quality and deliveries, a basic service affecting the lives, property and welfare of the SFPUC water customers in San Francisco, San Mateo, Santa Clara and Alameda Counties; and

WHEREAS, Beginning on August 16, 2020, numerous lightning strikes ignited the SCU Lightning Complex Fire (SCU Fire) that ultimately burned 396,624 acres, including approximately 10,500 acres of SFPUC Alameda watershed property; and

WHEREAS, The SCU Fire damaged or destroyed approximately 50 miles of SFPUC-owned security and grazing operation fencing located on SFPUC Alameda watershed property; and

WHEREAS, The damaged fencing needs to be repaired and/or replaced immediately to re-establish the security barrier to protect SFPUC Alameda watershed lands and regional water system infrastructure from trespass, vandalism, and contamination of drinking water sources (e.g., the Calaveras and San Antonio Reservoirs); and

[Emergency Declaration - Replacement and Repair of Fences - Total Cost Not to Exceed $4,250,000]
WHEREAS, The fencing also ensures that cattle from SFPUC grazing tenants remain separated from public roadways, drinking water sources, and sensitive environmental resources; and

WHEREAS, Any delay to replacing and repairing the approximately 50 miles of fences damaged in the SCU Lightning Complex Fire poses a risk to the security and quality of water supply for the 2.7 million SFPUC regional water system customers relying on the water deliveries; and

WHEREAS, While living in the global pandemic, COVID-19, water quality is an essential service that will impact public health and safety for 2.7 million water customers; and

WHEREAS, Administrative Code, Chapter 6, Article IV, Section 6.60, authorizes department heads to declare an emergency and award a public work contract, exempt from the competitive bidding process, in the event of an actual emergency, which is defined to include, “… [t]he breakdown or imminent breakdown of any plant, equipment, structure, street or public work necessitating immediate emergency repair or reconditioning to safeguard the lives or property of the citizens, or the property of the City and County, or to maintain the public health and welfare …”; and

WHEREAS, On October 19, 2020, the SFPUC General Manager declared an emergency, approved by the President of the San Francisco Public Utilities Commission, to replace and repair the fences damaged in the SCU Fire in order reestablish the security barrier to protect SFPUC Alameda watershed lands; and

WHEREAS, Administrative Code, Section 6.60(d), requires the SFPUC General Manager to seek the Board of Supervisors’ approval in all cases where the estimated cost of the emergency work exceeds $250,000; and

WHEREAS, The SFPUC General Manager estimates that replacing and repairing the fences damaged in the SCU Fire will not exceed $4,250,000; and
WHEREAS, The SFPUC has reached out to vendors with the appropriate C-13 fencing contractor licenses to request quotes for the emergency work, with the intention to award multiple emergency contracts with a total cumulative amount not to exceed $4,250,000; and WHEREAS, The Controller has certified that funds are available for this emergency work and contract; now, therefore, be it RESOLVED, That the Board of Supervisors approves, under Administrative Code, Section 6.60, the SFPUC General Manager’s emergency determination dated October 19, 2020, to replace and repair the fences damaged in the SCU Lightning Complex Fire for a total cost not to exceed $4,250,000, and be it FURTHER RESOLVED, That the Board of Supervisors ratifies actions taken to date by the San Francisco Public Utilities Commission to address such emergency work and resolve the emergency condition.
RECOMMENDED:  

/s/ __________________________

Michael Carlin
Acting General Manager of the SFPUC

Funds Available:

/s/ __________________________

BEN ROSENFIELD
Controller
Resolution approving an emergency declaration of the San Francisco Public Utilities Commission (SFPUC) pursuant to Administrative Code, Section 6.60, to replace and repair fences on SFPUC watershed land in Alameda watershed damaged by the SCU Lightning Complex Fire, with a total cost not to exceed $4,250,000.

January 27, 2021 Budget and Finance Committee - AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

January 27, 2021 Budget and Finance Committee - RECOMMENDED AS AMENDED

February 02, 2021 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskir, Preston, Ronen, Safai, Stefani and Walton

File No. 210008

I hereby certify that the foregoing Resolution was ADOPTED on 2/2/2021 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor

Date Approved

2/12/21