Resolution approving Amendment No. 3 to the agreement between Color Genomics, Inc. and the Department of Public Health, for COVID-19 testing services, to increase the agreement amount by $74,482,042 for a total not to exceed amount of $84,382,042; and to establish a specific term end date of April 5, 2021, for a total agreement term of April 6, 2020, through April 5, 2021.

WHEREAS, The Department of Public Health (DPH) entered into an agreement with Color Genomics, Inc. on April 6, 2020, for COVID-19 testing services for City employees only at the Embarcadero testing site, in the amount of $7,990,000 under Chapter 21.15 of the San Francisco Administrative Code and the Mayor's proclamation declaring the existence of a local emergency, for a term lasting through the duration of the emergency; and

WHEREAS, Under the same authority, on April 20, 2020, DPH subsequently amended the agreement with Amendment 1, to expand testing at the Embarcadero site from only City employees to all essential workers, and to add a testing site in the South of Market neighborhood, increasing the amount to $8,254,661; and

WHEREAS, On May 4, 2020, with Amendment No. 2, DPH mobile testing was added, increasing the amount to $9,990,000; and

WHEREAS, To align with the Mayor’s proclamation requiring contract terms be no longer than 12 months DPH wishes to amend the agreement by executing Amendment No. 3, to establish a specific date for the expiration of the agreement of April 5, 2021, with the provision that the City may terminate the agreement earlier when a replacement agreement awarded under a Request For Proposals takes its place; and
WHEREAS, Amendment No. 3 will also add two mobile testing teams, increase
capacity at the Embarcadero testing site, increase City employee testing at Laguna Honda
Hospital and at an optional third site, and allow Color Genomics to seek reimbursement from
insurers; now, therefore, be it
RESOLVED, That the Board of Supervisors hereby authorizes the Director of Public
Health and the Director of the Office of Contract Administration/Purchaser, on behalf of the
City and County of San Francisco, to execute Amendment No. 3; and, be it
FURTHER RESOLVED, That the Board of Supervisors authorizes the
Department of Public Health to enter into any amendments or modifications to the
contract, prior to its final execution by all parties, that the Department determines, in
consultation with the City Attorney, are in the best interest of the City, do not otherwise
materially increase the obligations or liabilities of the City, are necessary or advisable to
effectuate the purposes of the contract, and are in compliance with all applicable laws;
and, be it
FURTHER RESOLVED, That within thirty (30) days of the contract being fully executed
by all parties, the Director of Health and/or the Director of the Office of Contract
Administration/Purchaser shall provide the final contracts to the Clerk of the Board for
inclusion into the official File No. 201192.

RECOMMENDED:

/s/
Dr. Grant Colfax
Director of Health

Mayor Breed
BOARD OF SUPERVISORS
Resolution approving Amendment No. 3 to the agreement between Color Genomics, Inc. and the Department of Public Health, for COVID-19 testing services, to increase the agreement amount by $74,462,042 for a total not to exceed amount of $84,382,042; and to establish a specific term end date of April 5, 2021, for a total agreement term of April 6, 2020, through April 5, 2021.

November 04, 2020 Budget and Finance Committee - AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

November 04, 2020 Budget and Finance Committee - CONTINUED AS AMENDED

November 18, 2020 Budget and Finance Committee - RECOMMENDED

December 01, 2020 Board of Supervisors - ADOPTED

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton and Yee

File No. 201192

I hereby certify that the foregoing Resolution was ADOPTED on 12/1/2020 by the Board of Supervisors of the City and County of San Francisco.

Angela Calviño
Clerk of the Board

London N. Breed
Mayor

Date Approved