



Edwin M. Lee
Mayor

Micki Callahan
Human Resources Director

Date: November 18, 2016

To: The Honorable Civil Service Commission

Through: Micki Callahan
Human Resources Director

From: Stacey Camillo, DPW
Shamica Jackson/Stacey Lo, PUC
Jacquie Hale, DPH

Subject: **Personal Services Contracts Approval Request**

This report contains three (3) personal services contracts (PSCs) in accordance with the revised Civil Service Commission (CSC) procedures for processing PSCs that became effective on November 5, 2014.

The services proposed by these contracts have been reviewed by Department of Human Resources (DHR) staff to evaluate whether the requesting departments have complied with City policy and procedures regarding PSCs. The proposed PSCs have been posted on the DHR website for seven (7) calendar days. CSC procedures for processing PSCs require that any appeal of these contracts be filed in the office of the CSC, Executive Officer during the posting period.

No timely appeals have been filed regarding the PSCs contained in this report. These proposed PSCs are being submitted to the CSC for ratification/approval.

DHR has prepared the following cost summary for personal services contracts that have been processed through the Department of Human Resources to date:

Total of this Report	YTD Expedited Approvals FY2016-2017	Total for FY2016-2017
\$33,500,000	\$521,733,373	\$1,511,313,331

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Published on *Personal Services Request Database* (<http://apps.sfgov.org/dhrdrupal>)

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POSTING FOR

December 05, 2016

PROPOSED PERSONAL SERVICES CONTRACTS – REGULAR

Commission Hearing Date

2016-12-05

APPLY

PSC No	Dept Designation	PSC Amount	Description of Work	PSC Estimated Start Date	PSC Estimated End Date	Type of Approval
33739 - 16/17	GENERAL SERVICES AGENCY - PUBLIC WORKS	\$4,000,000.00	The Consultant will provide as-needed hazardous materials surveys and work plans, third-party oversight, air and noise monitoring, indoor air quality studies, and industrial hygiene services on City projects involving the abatement of asbestos, lead and other hazardous materials on property owned, operated and/or maintained by the City and County of San Francisco. DPW intends to award five (5) Master Agreements, each not-to-exceed \$800,000 for these as-needed services.	November 1, 2016	December 31, 2022	REGULAR

TOTAL AMOUNT \$4,000,000



Published on *Personal Services Request Database* (<http://apps.sfgov.org/dhrdrupal>)[Home >](#)**Posting For December 05, 2016****Proposed Modifications to Personal Services Contracts****Commission Hearing Date**

2016-12-05

APPLY

PSC Number	Commission Hearing Date	Department	Additional Amount	Cumulative Total	Description	Start Date	End Date	Approval Type
44408 - 13/14 - MODIFICATIONS	December 5, 2016	PUBLIC UTILITIES COMMISSION -- PUC	\$19,500,000	\$33,500,000	Provide planning and engineering services for a new 250 million gallons per day (MGD) Headworks facility at the Southeast Water Pollution Control Plant (SEP) to replace the existing Headworks facilities which have a number of deficiencies including aging infrastructure, significant seismic vulnerabilities, antiquated equipment, inefficiencies in screening and grit removal and ineffective odor control. Upgrading these systems with new Headworks will improve the ability of SEP to efficiently treat wastewater and extend the downstream treatment.	05/02/2021	12/19/2023	REGULAR
4120 09/10 - MODIFICATIONS	December 5, 2016	PUBLIC HEALTH -- DPH	\$10,000,000	\$37,464,525	Pick up and process soiled hospital laundry seven days per week, including holidays, for Laguna Honda Hospital (LHH) and San Francisco General Hospital (SFGH).	12/31/2017	12/31/2020	REGULAR

TOTAL AMOUNT \$29,500,000

**Regular/Continuing/Annual
Personal Services Contracts**

PERSONAL SERVICES CONTRACT SUMMARY ("PSC FORM 1")

Department: GENERAL SERVICES AGENCY - PUBLIC WORKS -- DPW

Dept. Code: DPW

Type of Request: Initial Modification of an existing PSC (PSC # _____)

Type of Approval: Expedited Regular Annual Continuing (Omit Posting)

Type of Service: As-Needed Asbestos, Lead, and Industrial Hygiene Consultation Services

Funding Source: Interdepartmental Work Orders

PSC Amount: \$4,000,000

PSC Est. Start Date: 11/01/2016

PSC Est. End Date: 12/31/2022

1. Description of Work

A. Scope of Work/Services to be Contracted Out:

The Consultant will provide as-needed hazardous materials surveys and work plans, third-party oversight, air and noise monitoring, indoor air quality studies, and industrial hygiene services on City projects involving the abatement of asbestos, lead and other hazardous materials on property owned, operated and/or maintained by the City and County of San Francisco. DPW intends to award five (5) Master Agreements, each not-to-exceed \$800,000 for these as-needed services.

B. Explain why this service is necessary and the consequence of denial:

These services are necessary to comply with Federal, State and Local environmental, health and safety regulations. Denial would result in the failure to comply with mandatory governmental regulations, the City's dust and noise ordinance, mandated mitigation and safety measures in the handling and abatement of asbestos, lead, and other hazardous materials, and could subject City employees and the public to health and safety hazards.

C. Has this service been provided in the past? If so, how? If the service was provided under a previous PSC, attach copy of the most recently approved PSC.

Service was previously approved on existing PSC# 4046-10/11, approved November 1, 2010.

D. Will the contract(s) be renewed?

No.

E. If this is a request for a new PSC in excess of five years, or if your request is to extend (modify) an existing PSC by another five years, please explain why.

This PSC exceeds 5 years to account for advertising and award time. Public Works' as-needed contracts cannot exceed 5 year.

2. Reason(s) for the Request

A. Indicate all that apply (be specific and attach any relevant supporting documents):

Services required on an as-needed, intermittent, or periodic basis (e.g., peaks in workload).

Services that require resources that the City lacks (e.g., office space, facilities or equipment with an operator).

Circumstances where there is a demonstrable potential conflict of interest (e.g., independent appraisals, audits, inspections, third party reviews and evaluations).

Cases where future funding is so uncertain that the establishment of new civil service positions, classes or programs is not feasible (including situations where there is grant funding).

B. Explain the qualifying circumstances:

This service is only needed on an as-needed and intermittent basis for Public Works' as-needed contracts. This service requires resources that the City lacks, such as office space, hazardous materials sampling equipment, hazardous materials testing laboratories, and storage space for different types of hazardous materials responses. City Attorney recommended that third party Consultants provide these services, rather than City employees overseeing its own hazardous abatement work. Also, this helps us to comply with the Dust Ordinance of the SF Health Code and the Noise Ordinance of the SF Police Code, and Cal/OSHA & BAAMQD regulations. This service is only needed on an as-needed and intermittent basis for Public Works' as-needed contracts.

3. Description of Required Skills/Expertise

A. Specify required skills and/or expertise: Requires experience in conducting asbestos and lead surveys, preparing specifications and providing oversight on abatement projects; consulting on other hazardous materials; experience and familiarity with current state-of-the-art surveying, testing and abatement procedures and regulatory requirements; requires the maintenance and use of a wide range of industrial hygiene equipment. Requires an industrial hygiene laboratory. Requires extensive hazardous training covering a wide range of hazardous materials abatement and remediation courses. Contractors and their employees must possess required Asbestos Hazard Emergency Response Act (AHERA) and Department of Housing and Urban Development (HUD) certifications and Hazardous Waste Operations and Emergency Response Training.

B. Which, if any, civil service class(es) normally perform(s) this work? 5620, Regulatory Specialist; 5638, Environmental Assistant; 6137, Assistant Industrial Hygienist; 6138, Industrial Hygienist; 6139, Senior Industrial Hygienist;

C. Will contractor provide facilities and/or equipment not currently possessed by the City? If so, explain: Yes. Consultants will have to provide the necessary materials, laboratories, equipment and labor to perform the oversight services on projects in accordance with AHERA and HUD guidelines.

4. If applicable, what efforts has the department made to obtain these services through available resources within the City?

The City does not have resources available to perform all required and mandated work. The Department has hired 5620 – Regulatory Specialist, and 5638-Environmental Assistant classifications to help with some of the workload.

5. Why Civil Service Employees Cannot Perform the Services to be Contracted Out

A. Explain why civil service classes are not applicable.

Industrial Hygienist classes can perform some of this type of work; however, the City does not have an industrial hygiene laboratory that can perform a wide variety of environmental tests, and does not currently employ enough qualified Industrial Hygienists with specific expertise in asbestos and lead oversight and design to perform the specialized work required. Current City Industrial Hygienists are employed to address many other industrial hygiene issues within their respective departments and the proposed contractual services will be utilized to supplement City staff where staffing or expertise is inadequate. Training costs are high and frequent, so are medical monitoring costs. We would have health and safety liability exposure for these workers for their lifetime. We would have to purchase lots of expensive hazmat response gear and vehicles and have a place to store this equipment. Additionally, we would have to purchase and store large and expensive pieces of equipment, which would need to be dedicated to hazardous materials work. The cost of start up and maintenance (plus rental of office and storage space to store equipment) for each type of response makes it uneconomical. The as-needed contracts provide us flexibility to use different contractors for different types of hazardous material responses. Since these Consultants conduct this work full-time, they can control costs and have the expertise to perform a variety of different response activities.

B. If there is no civil service class that could perform the work, would it be practical and/or feasible to adopt a new civil service class to perform this work? Explain. No, Civil Service classes already exist. The proposed services will be used to supplement City staff where staffing or expertise is inadequate.

6. Additional Information

A. Will the contractor directly supervise City and County employee? If so, please include an explanation.
No.

B. Will the contractor train City and County employees and/or is there a transfer of knowledge component that will be included in the contact? If so, please explain what that will entail; if not, explain why not.
No. As stated above, a lot of factors, such as, training costs, medical monitoring costs, the City's liability for workers' health and safety, expensive hazmat response gear, equipment, and vehicles and have a place to store this equipment, make it unfeasible. The cost of staff training, start-up and maintenance (plus rental of office and storage space to store equipment) for each type of response makes it uneconomical. The as-needed contracts provide us flexibility to use different contractors for different types of hazardous material responses.

C. Are there legal mandates requiring the use of contractual services?
No.

D. Are there federal or state grant requirements regarding the use of contractual services? If so, please explain and include an excerpt or copy of any such applicable requirement.
No.

E. Has a board or commission determined that contracting is the most effective way to provide this service? If so, please explain and include a copy of the board or commission action.
No.

F. Will the proposed work be completed by a contractor that has a current PSC contract with your department? If so, please explain.
No.

7. Union Notification: On 08/26/2016, the Department notified the following employee organizations of this PSC/RFP request:
Prof & Tech Eng, Local 21; Professional & Tech Engrs, Local 21; Teamsters, Local 856 Health Workers

I CERTIFY ON BEHALF OF THE DEPARTMENT THAT THE INFORMATION CONTAINED IN AND ATTACHED TO THIS FORM IS COMPLETE AND ACCURATE:

Name: Stacey Camillo Phone: 415-554-4886 Email: stacey.camillo@sfdpw.org

Address: 1155 Market Street, 4th Floor San Francisco, CA 94103

FOR DEPARTMENT OF HUMAN RESOURCES USE

PSC# 33739 - 16/17

DHR Analysis/Recommendation:

Civil Service Commission Action:

Commission Approval Required

DHR Approved for 12/05/2016

Receipt of Union Notification(s)

Burns, Alexander (DPW)

From: dhr-psccordinator@sfgov.org on behalf of stacey.camillo@sfdpw.org
Sent: Friday, August 26, 2016 3:58 PM
To: Camillo, Stacey (DPW); amakayan@ifpte21.org; L21PSCReview@ifpte21.org; Burns, Alexander (DPW); DHR-PSCCoordinator, DHR (HRD)
Subject: Receipt of Notice for new PCS over \$100K PSC # 33739 - 16/17

RECEIPT for Union Notification for PSC 33739 - 16/17 more than \$100k

The GENERAL SERVICES AGENCY - PUBLIC WORKS -- DPW has submitted a request for a Personal Services Contract (PSC) 33739 - 16/17 for \$4,000,000 for Initial Request services for the period 11/01/2016 – 12/31/2022. Notification of 30 days (60 days for SEIU) is required.

After logging into the system please select link below, view the information and verify receipt:

<http://apps.sfgov.org/dhrdrupal/node/8014> For union notification, please see the TO: field of the email to verify receipt. If you do not see all the unions you intended to contact, the PSC Coordinator must change the state back to NOT READY, make sure the classes and unions you want to notify are selected and SAVE. Then VIEW the record and verify the list of unions and emails. EDIT the document again , change the state back START UNION NOTIFICATION and SAVE. You should receive the email with all unions to the TO: field as intended

Burns, Alexander (DPW)

From: Burns, Alexander (DPW)
Sent: Monday, October 03, 2016 1:44 PM
To: 'pfinn@ibt856.org'; 'teamsters@ibt856.org'
Subject: FW: Receipt of Notice for new PCS over \$100K PSC # 33739 - 16/17

Good afternoon,

You are receiving this E-mail because your Union Profile is not set up on the Personal Services Contracts database and we would like to make you aware of the below listed PSC.

Please contact me with any questions or if this is not the correct E-mail to send this information.

Thank You,

Alexander Burns
Contract Administration

San Francisco Public Works
1155 Market Street, 4th Floor
San Francisco, CA 94103
Tel: (415) 554-6411
Fax: (415) 554-6232
E-Mail: Alexander.Burns@sfdpw.org
sfdpw.org · twitter.com/sfdpw

-----Original Message-----

From: dhr-psccordinator@sfgov.org [mailto:dhr-psccordinator@sfgov.org] On Behalf Of stacey.camillo@sfdpw.org
Sent: Friday, August 26, 2016 3:58 PM
To: Camillo, Stacey (DPW) <Stacey.Camillo@sfdpw.org>; amakayan@ifpte21.org; L21PSCReview@ifpte21.org; Burns, Alexander (DPW) <alexander.burns@sfdpw.org>; DHR-PSCCoordinator, DHR (HRD) <dhr-psccordinator@sfgov.org>
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Additional Attachment(s)

Relevant information Reference:

1. Article 22B – Dust Control, SF Health Code requires submittal of site specific dust control plan and compliance monitoring. Consultant can help develop a dust control plan specific to a project site, submit for approval from various City agencies, and monitor the project site for the length for the project duration. Please see attached Article 22B Health Code Dust Control for more information.

2. Article 29 – Regulation of Noise, SF Police Code has provisions for construction equipment, construction work at night, and noise limits. Consultant can help measure the noise level at the project site, and write up daily/weekly reports for the project duration. Please see attached Article 29 San Francisco Police Code Regulation of Noise for more information.

3. Cal/OSHA stands for California Occupational Safety and Health Regulations. For the scope of work in the RFQ, we are concerned with Chapter 3.2, and Chapter 4. In order to protect the City employees, public, and indirectly construction workers during demolition/construction, consultant can help test and assess work spaces for compliance with industrial hygiene requirements. Link to Cal/OSHA: <http://www.dir.ca.gov/samples/search/query.htm>

4. BAAQMD stands for Bay Area Air Quality Management District. As the name says, BAAQMD regulates the air quality in the Bay Area. The regulations are numerous, but for the scope of work in the RFQ, we are concerned with Reg1: General Provisions & Definitions, Reg 2: Permits, Reg 3: Fees, Reg 7: Odorous Substances, Reg 8: Organic Compounds, Reg 9: Inorganic Gaseous Pollutants, and Reg 11: Hazardous Pollutants. Consultant can help develop a comprehensive sampling plan, demolition/construction plan, abatement plan, disposal plan, and monitoring plan; submit for approval form various agencies; and monitor the project site for the length of the project duration. Link to BAAQMD: <http://www.baaqmd.gov/rules-and-compliance/current-rules>

Any further information on the items listed above available upon request.

Contacts:

Alexander Burns: alexander.burns@sfdpw.org – (415) 554-6411

Olivia Lee: olivia.lee@sfdpw.org - (415) 558-4449

Stanley DeSouza: Stanley.DeSouza@sfdpw.org -- (415) 558-4535

ARTICLE 29: REGULATION OF NOISE

Sec. 2900.	Declaration of Policy.
Sec. 2901.	Definitions.
Sec. 2902.	Noise Level Measurement.
Sec. 2904.	Waste Disposal Services.
Sec. 2905.	Vehicles and Nonstationary Source Repairs.
Sec. 2907.	Construction Equipment.
Sec. 2908.	Construction Work at Night.
Sec. 2909.	Noise Limits.
Sec. 2910.	Variances.
Sec. 2912.	Additional Responsibilities of the Department of Public Health and the Department of Building Inspection.
Sec. 2913.	Use of Amplified Sound on Unenclosed Tour Buses.
Sec. 2916.	Enforcement.
Sec. 2917.	Violations.
Sec. 2918.	City Agency Noise Task Force.
Sec. 2920.	Authority to Adopt Rules and Regulations.
Sec. 2922.	Preemption.
Sec. 2924.	City Undertaking Limited to Promotion of General Welfare.
Sec. 2926.	Severability.

SEC. 2900. DECLARATION OF POLICY.

- (a) Building on decades of scientific research, the World Health Organization and the U.S. Environmental Protection Agency have determined that persistent exposure to elevated levels of community noise is responsible for public health problems including, but not limited to: compromised speech, persistent annoyance, sleep disturbance, physiological and psychological stress, heart disease, high blood pressure, colitis, ulcers, depression, and feelings of helplessness.
- (b) The General Plan for San Francisco identifies noise as a serious environmental pollutant that must be managed and mitigated through the planning and development process. But given our dense urban environment, San Francisco has a significant challenge in protecting public health from the adverse effects of community noise arising from diverse sources such as transportation, construction, mechanical equipment, entertainment, and human and animal behavior.
- (c) In order to protect public health, it is hereby declared to be the policy of San Francisco to prohibit unwanted, excessive, and avoidable noise. It shall be the policy of San Francisco to maintain noise levels in areas with existing healthful and acceptable levels of noise and to reduce noise levels, through all practicable means, in those areas of San Francisco where noise levels are above acceptable levels as defined by the World Health Organization's Guidelines on Community Noise.

(d) It shall be the goal of the noise task force described in this Article to determine if there are additional adverse and avoidable noise sources not covered in this statute that warrant regulation and to report to the Board of Supervisors and recommend amendments to this Article over the next three years. In addition, the noise task force shall develop interdepartmental mechanisms for the efficient disposition and any enforcement required in response to noise complaints.

(Added by Ord. 274-72, App. 9/20/72; Ord. 278-08, File No. 081119, App. 11/25/2008)

SEC. 2901. DEFINITIONS.

- (a) "Ambient" means the lowest sound level repeating itself during a minimum ten-minute period as measured with a type 1, precision sound level meter, using slow response and "A" weighting. The minimum sound level shall be determined with the noise source at issue silent, and in the same location as the measurement of the noise level of the source or sources at issue. However, for purposes of this chapter, in no case shall the ambient be considered or determined to

be less than: (1) Thirty-five dBA for interior residential noise, and (2) Forty-five dBA in all other locations. If a significant portion of the ambient is produced by one or more individual identifiable sources of noise that contribute cumulatively to the sound level and may be operating continuously during the minimum ten-minute measurement period, determination of the ambient shall be accomplished with these separate identifiable noise sources silent or otherwise removed or subtracted from the measured ambient sound level.

(b) "Director" means the Director or department head of any City department having administrative or enforcement responsibilities under this Article or any other provision of the Municipal Code regarding noise control, as well as his or her designee.

(c) "Dwelling Unit" means

(1) a dwelling space consisting of essentially complete independent living facilities for one or more persons, including, for example, permanent provisions for living and sleeping;

(2) a room in group housing, even if such room lacks private cooking facilities and private plumbing facilities, such as rooms in senior citizen housing, single room occupancy or residential hotels, dorms, hostels, or shelters; or,

(3) a housekeeping room as defined in the Housing Code.

(d) "Emergency work" means work made necessary to restore property to a safe condition following a public calamity or work required to protect persons or property from an imminent exposure to danger or work by private or public utilities when restoring utility service. This term shall not include testing of emergency equipment.

(e) "Fixed source" means a machine or device capable of creating a noise level at the property upon which it is regularly located, including but not limited to: industrial and commercial process machinery and equipment, pumps, fans, air-conditioning apparatus or refrigeration machines.

(f) "Low frequency ambient" means the lowest sound level repeating itself during a ten-minute period as measured with a sound level meter, using slow response and "C" weighting. The minimum sound level shall be determined with the music or entertainment noise source at issue silent, and in the same location as the measurement of the noise level of the source or sources at issue. However, for purposes of this chapter, in no case shall the local ambient be considered or determined to be less than: (1) Forty-five dBC for interior residential noise, and (2) Fifty-five dBC in all other locations. If a significant portion of the ambient is produced by one or more individual identifiable sources that would otherwise be operating continuously during the minimum ten-minute measurement period, determination of the low-frequency ambient shall be accomplished with these separate identifiable noise sources silent or otherwise removed or subtracted from the measured ambient sound.

(g) "Noise level" means the maximum continuous sound level or repetitive peak sound level, produced by a source or group of sources as measured with a sound level meter. In order to measure a noise level, the controls of the sound level meter should be arranged to the setting appropriate to the type of noise being measured. For example, the settings should be slow response for continuous noise sources and fast response for noises with rapid onset and decline.

(h) "Person" means a person, firm, association, copartnership, joint venture, corporation, or any entity, public or private in nature, but shall not include the City and County of San Francisco.

(i) "Place of Entertainment" has the same meaning as the term is defined in San Francisco Police Code Section 1060.

(j) "Powered construction equipment" means any tools, machinery, or equipment used in connection with construction operations which can be driven by energy in any form other than manpower, including all types of motor vehicles when used in the construction process of any construction site, regardless of whether such construction site be located on-highway or off-highway, and further including all helicopters or other aircraft when used in the construction process except as may be preempted for regulation by State or Federal law.

(k) "Property plane" means a vertical plane including the property line that determines the property boundaries in space.

(l) "Public Property" means property leased or owned by a governmental entity, to which the public or a substantial group of persons has access, including but not limited to any street, highway, parking lot, plaza, transportation facility, school, place of amusement, park, or playground located within the City and County of San Francisco.

(m) "Residential Property" means any property that has at least one dwelling unit and has been approved for human habitation by the City and County of San Francisco.

(n) "Sound level," expressed in decibels (dB), means a logarithmic indication of the ratio between the acoustic energy present at a given location and the lowest amount of acoustic energy audible to sensitive human ears and weighted by frequency to account for characteristics of human hearing, as given in the American National Standards Institute Standard S1.1, "Acoustic Terminology," paragraph 2.9, or successor reference. All references to dB in this chapter refer to the A-level or C-level weighting scale, abbreviated dBA or dBC, measured as set forth in this section.

(o) "Limited Live Performance Locale" has the same meaning as the term is defined in San Francisco Police Code Section 1060.

(Amended by Ord. 309-73, App. 8/10/73; Ord. 278-08, File No. 081119, App. 11/25/2008; Ord. 172-11, File No. 110506, App. 9/12/2011, Eff. 10/12/2011; Ord. 100-12, File No. 120405, App. 6/8/2012, Eff. 7/8/2012)

SECS. 2901.1-2901.14. RESERVED.

(Repealed by Ord. 278-08, File No. 081119, App. 11/25/2008)

SEC. 2902. NOISE LEVEL MEASUREMENT.

A person measuring the outside noise level shall take measurements with the microphone not less than four feet above the ground, at least four and one-half feet distant from walls or similar large reflecting surfaces, and protected from the effects of wind noises and other extraneous sounds by the use of appropriate windscreens. A person measuring the inside noise level measurements shall take measurements with the microphone at least three feet distant from any wall, and the average measurement of at least three microphone positions throughout the room shall be used to determine the inside noise level measurement.

(Added by Ord. 274-72, App. 9/20/72; Ord. 278-08, File No. 081119, App. 11/25/2008)

SEC. 2903. RESERVED.

(Added by Ord. 274-72, App. 9/20/72; repealed by Ord. 278-08, File No. 081119, App. 11/25/2008)

SEC. 2904. WASTE DISPOSAL SERVICES.

It shall be unlawful for any person authorized to engage in waste removal, collection, or disposal services or recycling removal or collection services to provide such services so as to create an unnecessary amount of noise, in the judgment of the Director of Public Health. For the purpose of this Section, noise emitted by equipment shall not be deemed unnecessary or without justification if the person engaged in such services has to the extent the Director of Public Health has judged reasonably feasible, incorporated available sound-deadening devices into equipment used in rendering those services.

Notwithstanding the foregoing, it shall be unlawful for any person authorized to engage in waste removal, collection, or disposal services, or recycling removal

or garbage-collection services to operate hydraulic compaction or mechanical processing systems on any truck-mounted waste, recycling, or garbage loading and/or compacting equipment or similar mechanical device so as to create mechanical or hydraulic noise exceeding 75 dBA when measured at a distance of 50 feet from the equipments. This maximum noise level does not apply to the noise associated with crushing, impacting, dropping, or moving garbage on the truck, but only to the truck's mechanical processing system. All other waste disposal or collection noises are subject to the Director of Public Health's judgment as described in this Section.

(Added by Ord. 274-72, App. 9/20/72; Ord. 278-08, File No. 081119, App. 11/25/2008)

SEC. 2905. VEHICLE AND NONSTATIONARY SOURCE REPAIRS.

It shall be unlawful for any person within any residential area of the City and County to repair, rebuild, or test any motor vehicle or nonstationary source in such a manner as to cause unnecessary, excessive or offensive noise.

(Added by Ord. 274-72, App. 9/20/72)

SEC. 2906. RESERVED.

(Added by Ord. 274-72, App. 9/20/72; repealed by Ord. 278-08, File No. 081119, App. 11/25/2008)

SEC. 2907. CONSTRUCTION EQUIPMENT.

(a) Except as provided for in Subsections (b), (c), and (d) hereof, it shall be unlawful for any person to operate any powered construction equipment if the operation of such equipment emits noise at a level in excess of 80 dBA when measured at a distance of 100 feet from such equipment, or an equivalent sound level at some other convenient distance.

(b) The provisions of Subsections (a) of this Section shall not be applicable to impact tools and equipment, provided that such impact tools and equipment shall have intake and exhaust mufflers recommended by the manufacturers thereof and approved by the Director of Public Works or the Director of Building Inspection as best accomplishing maximum noise attenuation, and that pavement breakers and jackhammers shall also be equipped with acoustically attenuating shields or shrouds recommended by the manufacturers thereof and approved by the Director of Public Works or the Director of Building Inspection as best accomplishing maximum noise attenuation.

(c) The provisions of Subsection (a) of this Section shall not be applicable to construction equipment used in connection with emergency work.

(d) Helicopters shall not be used for construction purposes for more than two hours in any single day or more than four hours in any single week.

(Amended by Ord. 309-73, App. 8/10/73; Ord. 278-08, File No. 081119, App. 11/25/2008)

SEC. 2908. CONSTRUCTION WORK AT NIGHT.

It shall be unlawful for any person, between the hours of 8:00 p.m. of any day and 7:00 a.m. of the following day to erect, construct, demolish, excavate for, alter or repair any building or structure if the noise level created thereby is in excess of the ambient noise level by 5 dBA at the nearest property plane, unless a special permit therefor has been applied for and granted by the Director of Public Works or the Director of Building Inspection. In granting such special permit the Director of Public Works or the Director of Building Inspection shall consider: if construction noise in the vicinity of the proposed work site would be less objectionable at night than during daytime because of different population levels or different neighboring activities if obstruction and interference with traffic, particularly on streets of major importance, would be less objectionable at night than during daytime; if the kind of work to be performed emits noises at such a low level as to not cause significant disturbance in the vicinity of the work site, if the neighborhood of the proposed work site is primarily residential in character wherein sleep could be disturbed; if great economic hardship would occur if the work were spread over a longer time if the work will abate or prevent hazard to life or property; and if the proposed night work is in the general public interest. The Director of Public Works or the Director of Building Inspection shall prescribe such conditions, working times, types of construction equipment to be used, and permissible noise emissions, as required in the public interest.

The provisions of this Section shall not be applicable to emergency work.

(Added by Ord. 274-72, App. 9/20/72; Ord. 278-08, File No. 081119, App. 11/25/2008)

SEC. 2909. NOISE LIMITS.

(a) Residential Property Noise Limits.

(1) No person shall produce or allow to be produced by any machine, or device, music or entertainment or any combination of same, on residential property over which the person has ownership or control, a noise level more than five dBA above the ambient at any point outside of the property plane.

(2) No person shall produce or allow to be produced by any machine, or device, music or entertainment or any combination of same, on multi-unit residential property over which the person has ownership or control, a noise level more than five dBA above the local ambient three feet from any wall, floor, or ceiling inside any dwelling unit on the same property, when the windows and doors of the dwelling unit are closed, except within the dwelling unit in which the noise source or sources may be located.

(b) **Commercial And Industrial Property Noise Limits.** No person shall produce or allow to be produced by any machine or device, music or entertainment or any combination of same, on commercial or industrial property over which the person has ownership or control, a noise level more than eight dBA above the local ambient at any point outside of the property plane. With respect to noise generated from a licensed Place of Entertainment or licensed Limited Live Performance Locale, in addition to the above dBA criteria a secondary low frequency dBC criteria shall apply to the definition above. No noise or music associated with a licensed Place of Entertainment or licensed Limited Live Performance Locale shall exceed the low frequency ambient noise level defined in Section 2901(f) by more than 8 dBC.

(c) **Public Property Noise Limits.** No person shall produce or allow to be produced by any machine or device, or any combination of same, on public property, a noise level more than ten dBA above the local ambient at a distance of twenty-five feet or more, unless the machine or device is being operated to serve or maintain the property or as otherwise provided in this Article.

(d) **Fixed Residential Interior Noise Limits.** In order to prevent sleep disturbance, protect public health and prevent the acoustical environment from progressive deterioration due to the increasing use and influence of mechanical equipment, no fixed noise source may cause the noise level measured inside any sleeping or living room in any dwelling unit located on residential property to exceed 45 dBA between the hours of 10:00 p.m. to 7:00 a.m. or 55 dBA between the hours of 7:00 a.m. to 10:00p.m. with windows open except where building ventilation is achieved through mechanical systems that allow windows to remain closed.

(e) **Noise Caused By Activities Subject To Permits From the City and County of San Francisco.** None of the noise limits set forth in this Section apply to activity for which the City and County of San Francisco has issued a permit that contains noise limit provisions that are different from those set forth in this Article.

SEC. 2910. VARIANCES.

The Directors of Public Health, Public Works, Building Inspection, or the Entertainment Commission, or the Chief of Police may grant variances to noise regulations, over which they have jurisdiction pursuant to Section 2916. All administrative decisions granting or denying variances are appealable to the San Francisco Board of Appeals.

(Added by Ord. 274-72, App. 9/20/72; Ord. 278-08, File No. 081119, App. 11/25/2008)

SEC. 2911. RESERVED.

(Added by Ord. 274-72, App. 9/20/72; repealed by Ord. 278-08, File No. 081119, App. 11/25/2008)

SEC. 2912. ADDITIONAL RESPONSIBILITIES OF THE DEPARTMENT OF PUBLIC HEALTH AND THE DEPARTMENT OF BUILDING INSPECTION.

(a) The Department of Public Health shall designate a Noise Prevention and Control Officer to coordinate the responsibilities of the Department of Public Health under this Article and the Health Code with respect to noise.

(b) The Department of Public Health may monitor the noise complaint response by all City agencies charged with regulating noise under this Article. City Departments and Agencies charged with responsibility for responding to noise complaints shall cooperate and share information with the Department of Public Health in tracking and monitoring complaint responses.

(c) At least every two years the Department of Public Health shall make recommendations to the Planning Commission for noise assessment and prevention in land use planning or environmental review.

(d) The Department of Public Health may investigate and take enforcement action on any noise complaint resulting in human health impacts. The Director of the Department of Public Health shall be the sole determiner of what constitutes a human health impact with respect to noise.

(e) The Department of Building Inspection shall send acoustical reports submitted with each building permit to the Department of Public Health within 15 days of the date the building permit applicant submits the acoustical report to the Department of Building Inspection.

(Added by Ord. 274-72, App. 9/20/72; Ord. 278-08, File No. 081119, App. 11/25/2008)

SEC. 2913. USE OF AMPLIFIED SOUND ON UNENCLOSED TOUR BUSES.

(a) For purposes of this Section, "Unenclosed Tour Bus" shall mean a privately-owned passenger vehicle for hire with a capacity of nine or more passengers, including the driver, that:

(1) is used primarily for the conveyance of passengers over the public streets, for the purpose of visiting or viewing places of interest; and

(2) lacks either a permanently attached solid roof covering all seating areas of the vehicle or permanently attached side panels, which with any doors or windows closed, fully enclose the sides of the vehicle.

(b) Effective October 1, 2012, it shall be a violation of this Section for any Person to operate an Unenclosed Tour Bus using electronically amplified sound to communicate with passengers without having received authorization from the Director of the Department of Public Health or his or her designee ("Director of Public Health") that the sound system is in compliance with the requirements of this Section.

(c) The Director of Public Health may approve the electronically amplified sound system on an Unenclosed Tour Bus and issue a Certificate of Authorization to Operate Electronically Amplified Sound on Unenclosed Tour Buses ("Certificate") where the Director of Public Health determines that either:

(1) At maximum volume and without modification, the sound system is not audible at a distance of 50 or more feet outside the vehicle with the vehicle windows open and any operable or removable roof or side panels opened or removed; or

(2) The sound system includes volume limiting technology, which in its default mode prevents the sound system from being heard at a distance of 50 or more feet outside the vehicle. Such a system may include an override mode for use in emergencies.

(d) Following a hearing, the Director of Public Health may suspend or revoke a Certificate for any violation of this Section. The Director of Public Health may base such action on 1) the Director of Public Health's determination that the Certificate holder has violated this Section; or 2) a citation from the San Francisco Police Department for any violation of this Section or California Vehicle Code Section 27007, or any successor provisions. A Certificate holder may appeal the suspension or revocation of a Certificate to the Board of Appeals.

(e) The Owner or Operator of the Unenclosed Tour Bus shall post the Certificate in a clearly visible location on the exterior of the vehicle.

(f) The Director of Public Health shall review the compliance history of each approved Unenclosed Tour Bus and reinspect the Unenclosed Tour Bus annually, and upon any change in ownership, and if found in compliance with this Section and any implementing regulations, the Director of Public Health may reissue the Certificate.

(g) The Director of Public Health shall report to the Board of Supervisors one year from the effective date of this ordinance and every two years thereafter:

(1) the number of Certificates issued to Unenclosed Tour Buses;

(2) the number of complaints received by the Director of Public Health regarding Unenclosed Tour Buses; and

(3) the effectiveness of the Department of Public Health's program to regulate amplified sound from Unenclosed Tour Buses and any suggested changes to the program.

(h) Decisions by the Director of Public Health regarding the issuance or reissuance of Certificates may be appealed to the Board of Appeals.

(i) The fee for the initial application to obtain a Certificate and for each yearly renewal shall be \$394, payable to the Director of Public Health. The initial application fee shall be due at the time of application. The annual fee to renew the Certificate shall be due on July 1.

Beginning with fiscal year 2013-2014, fees set forth in this Section may be adjusted each year, without further action by the Board of Supervisors, as set forth in this Section.

Not later than April 1, the Director of Public Health shall report to the Controller the revenues generated by the fees for the prior fiscal year and the prior fiscal year's costs of operation, as well as any other information that the Controller determines appropriate to the performance of the duties set forth in this Section.

Not later than May 15, the Controller shall determine whether the current fees have produced or are projected to produce revenues sufficient to support the costs of providing the services for which the fees are assessed and that the fees will not produce revenue that is significantly more than the costs of providing the services for which the fees are assessed.

The Controller shall, if necessary, adjust the fees upward or downward for the upcoming fiscal year as appropriate to ensure that the program recovers the costs of operation without producing revenue which is significantly more than such costs. The adjusted rates shall become operative on July 1.

(j) The requirements of this Section shall not apply to an Unenclosed Tour Bus equipped with and using electronically amplified sound to communicate with passengers where all non-emergency communications through the system are audible to passengers only through technology designed to make such communications audible only to the individual listener, such as individual headsets or headphones.

(k) The noise standards set forth in Section 2909 shall not apply to Unenclosed Tour Buses.

(Added by Ord. 100-12, File No. 120405, App. 6/8/2012, Eff. 7/8/2012)

(Former Sec. 2913 repealed by Ord. 278-08, File No. 081119, App. 11/25/2008)

SECS. 2914-2915. RESERVED.

(Repealed by Ord. 278-08, File No. 081119, App. 11/25/2008)

SEC. 2916. ENFORCEMENT.

The Director of Public Health may enforce the provisions of Section 2904, 2909, and 2912 of this Article.

The Department of Building Inspection may enforce the provisions of Sections 2907 and 2908 of this Article insofar as said provisions relate to construction operations conducted on private property under appropriate permits issued pursuant to the San Francisco Building Code, Housing Code, Electrical Code and Plumbing Code. Insofar as these provisions relate to construction operations conducted on publicly-owned property subject to the police power of the City and County of San Francisco, the Department of Public Works may enforce the provisions of Sections 2907 and 2908 of this Article. The Executive Director of the Entertainment Commission may enforce noise standards associated with licensed Places of Entertainment and licensed Limited Live Performance Locales.

The Chief of Police or his or her designee ("Chief of Police") shall also enforce the provisions of Section 2913. The Chief of Police shall make law enforcement activities related to Unenclosed Tour Buses under Section 2913 a priority for one year after the effective date of the ordinance enacting that Section.

The Chief of Police may enforce the provisions of this Article that relate to noise created by humans or any other noise source not specifically assigned or designated to another Department or Agency.

(Added by Ord. 274-72, App. 9/20/72; amended by Ord. 278-08, File No. 081119, App. 11/25/2008; Ord. 172-11, File No. 110506, App. 9/12/2011, Eff. 10/12/2011; Ord. 100-12, File No. 120405, App. 6/8/2012, Eff. 7/8/2012)

SEC. 2917. VIOLATIONS.

(a) **Criminal Penalties.** Any person violating any of the provisions of this Article shall be deemed guilty of an infraction and upon conviction thereof, shall be fined in an amount not exceeding (1) \$100 for a first violation of this Article; (2) \$200 for a second violation of this Article; and (3) up to \$300 for each additional violation of this Article within one year of the date of a second or subsequent violation. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such.

(b) **Administrative Penalties.** Administrative penalties shall be assessed and collected by the Departments specified in Section 2916 in accordance with San Francisco Administrative Code Chapter 100.

(Added by Ord. 274-72, App. 9/20/72; Ord. 278-08, File No. 081119, App. 11/25/2008)

SEC. 2918. CITY AGENCY NOISE TASK FORCE.

(a) **Membership.**

(1) **Voting Members.** The Director of Public Health shall convene and coordinate an interdepartmental task force for the purpose of coordinating and evaluating enforcement of this Article and recommending to the Planning Department necessary changes in the General Plan to address, maintain, and improve the acoustical quality of the San Francisco environment. The task force shall be comprised of one representative from each of the following City departments: the Department of Public Health, the Department of Public Works, the Department of Building Inspection, the Planning Department, the Police Department, the Entertainment Commission, and Animal Care and Control. The members of the task force shall be appointed by their respective Department Directors.

(2) **Non-Voting Members.** The Task Force shall invite other City departments, such as the Fire Department, the 311 Customer Service Center, and the Municipal Railway, to send a representative to sit as a non-voting member of the task force with respect to vehicle noise, and community representatives when the Director of Public Health deems necessary additional expertise, resources, or other assistance.

(b) **Meetings.** The task force shall meet on a regular basis and exchange information regarding noise abatement matters including but not limited to: motor vehicle noise control, coordination of complaint response, animal noise control, implementation of building codes related to acoustical insulation of new residential construction, oversight of complaints regarding entertainment noise, implementation of General Plan Policies related to noise, environmental review, maintenance and upgrades to noise control ordinance as needed, and coordination of noise abatement activities that involve more than one department. Upon the Director of Public Health's request, the Task Force shall provide consultation services and assistance to the Director of Public Health for the purpose of facilitating coordinated implementation of the duties imposed on the Director of Public Health by this ordinance.

(c) **Reporting.** The Director of Public Health shall report to the Board of Supervisors every year for three years with respect to progress and findings of the Task Force and any necessary changes in the Regulation of Noise Ordinance, Article 29, San Francisco Police Code, that may be required to maintain and improve the acoustical environment of San Francisco. At the end of three years, the task force shall sunset unless continued by the Board of Supervisors.

(Added by Ord. 274-72, App. 9/20/72; Ord. 278-08, File No. 081119, App. 11/25/2008)

SEC. 2920. AUTHORITY TO ADOPT RULES AND REGULATIONS.

The Director of Public Health may issue and amend rules, regulations, standards, guidelines, or conditions to implement and enforce this Article.

(Added by Ord. 278-08, File No. 081119, App. 11/25/2008)

SEC. 2922. PREEMPTION.

In adopting this Article, the Board of Supervisors does not intend to regulate or affect the rights or authority of the State to do those things that are required, directed, or expressly authorized by Federal or State law. Further, in adopting this Article, the Board of Supervisors does not intend to prohibit that which is prohibited by Federal or State law. This Article shall be construed so as not to conflict with applicable federal or state laws, rules, or regulations. Nothing in this Article shall authorize any City agency or department to impose any duties or obligations in conflict with limitations on municipal authority established by state or federal law at the time such agency or department action is taken.

(Added by Ord. 278-08, File No. 081119, App. 11/25/2008; amended by Ord. 100-12, File No. 120405, App. 6/8/2012, Eff. 7/8/2012)

SEC. 2924. CITY UNDERTAKING LIMITED TO PROMOTION OF GENERAL WELFARE.

In undertaking the adoption and enforcement of this Article, the City is assuming an undertaking only to promote the general welfare. The City does not intend to impose the type of obligation that would allow a person to sue for money damages for an injury that the person claims to suffer as a result of a City officer or

employee taking or failing to take an action with respect to any matter covered by this Article.

(Added by Ord. 278-08, File No. 081119, App. 11/25/2008)

SEC. 2926. SEVERABILITY.

If any of the provisions of this Article or the application thereof to any person or circumstance is held invalid, the remainder of this Article, including the application of such part or provisions to persons or circumstances other than those to which it is held invalid, shall not be affected thereby and shall continue in full force and effect. To this end, the provisions of this Article are severable.

(Added by Ord. 278-08, File No. 081119, App. 11/25/2008)

CITY AND COUNTY OF SAN FRANCISCO MUNICIPAL CODE

HEALTH CODE

The San Francisco Municipal Code is current through Ordinance 107-13, File No. 130070, approved June 13, 2013, effective July 13, 2013.

The Health Code was last amended by Ordinance 96-13, File No. 130244, approved May 31, 2013, effective June 30, 2013.



The San Francisco Municipal Code:

Charter	Environment Code	Port Code
Administrative Code	Fire Code	Public Works Code
Building, Electrical, Housing, Mechanical and Plumbing Codes	Health Code	Subdivision Code
Business and Tax Regulations Code	Municipal Elections Code	Transportation Code
Campaign and Governmental Conduct Code	Park Code	Zoning Maps
	Planning Code	Comprehensive Ordinance Table
	Police Code	

ARTICLE 22B:

CONSTRUCTION DUST CONTROL REQUIREMENTS

- Sec. 1240. Definitions.
- Sec. 1241. Applicability of Article.
- Sec. 1242. Site-Specific Dust Control Plan.
- Sec. 1243. Exemption for Interior Only Tenant Improvement Projects.
- Sec. 1244. Waiver of Requirements for Compliance: Rescission of Waiver.
- Sec. 1245. Director's Approval of Dust Control Plan and Notification to the Director of Building Inspection.
- Sec. 1246. Rules and Regulations.
- Sec. 1247. Construction on City Property.
- Sec. 1248. No Assumption of Liability.
- Sec. 1249. Fees.

SEC. 1240. DEFINITIONS.

In addition to the general definitions applicable to this Code, whenever used in this Article, the following terms shall have the meanings set forth below:

(a) "Applicant" means a person applying for any permit specified in Section 106.3.2.6 of the San Francisco Building Code or, if a permit for the work is not required from the Department of Building Inspection, the owner of the property where the activities will take place.

(b) "Director" means the Director of the San Francisco Department of Public Health or the Director's designee.

(c) "Director of Building Inspection" means the Director of the Department of Building Inspection of the City and County of San Francisco.

(d) "Owner" means the owner or owners of the property that is the site of the construction activities.

(e) "Sensitive Receptor" means residence, school, childcare center, hospital or other health-care facility or group living quarters.

(Added by 176-08, File No. 071009, App. 7/30/2008)

SEC. 1241. APPLICABILITY OF ARTICLE.

This Article shall apply to any site preparation or construction activities taking place within the City and County of San Francisco that has the potential to create dust or that will expose or disturb soil.

(Added by 176-08, File No. 071009, App. 7/30/2008)

SEC. 1242. SITE-SPECIFIC DUST CONTROL PLAN.

(a) Applicants for projects over a half acre in size shall submit a map showing the location of the project and clearly identifying all surrounding sensitive receptors and particularly noting those within 1,000 feet of the project. The Director of Health shall review this map and any other information available to the Director to verify compliance with this submittal requirement. If no sensitive receptors are determined to be within 1,000 feet of the project, then the Director of Health may issue a waiver to the Applicant that specifies that the project is not required to have a site-specific dust control plan.

(b) For projects determined by the Director to be within 1,000 feet of sensitive receptors, the Applicant will submit a site-specific dust control plan to the Director for approval.

(c) The site-specific dust control plan shall contain all provisions of Section 106.3.2.6.3 of the Building Code and enhanced site-specific dust monitoring and control measures that will apply to the project. These site-specific measures may include the following or equivalent measures, which accomplish the goal of minimizing visible dust:

(1) wetting down areas around soil improvement operations, visibly dry disturbed soil surface areas, and visibly dry disturbed unpaved driveways at least three times per shift per day.

(2) analysis of the wind direction,

(3) placement of upwind and downwind particulate dust monitors,

(4) recordkeeping for particulate monitoring results,

(5) hiring of an independent third party to conduct inspections for visible dust and keeping records of those inspections,

(6) requirements for when dust generating operations have to be shut down due to dust crossing the property boundary or if dust is contained within the property boundary but not controlled after a specified number of minutes,

(7) establishing a hotline for surrounding community members to call and report visible dust problems so that the Applicant can promptly fix those problem; posting signs around the site with the hotline number and making sure that the number is given to adjacent residents, schools and businesses.

(8) limiting the area subject to excavation, grading, and other demolition or construction activities at any one time,

(9) minimizing the amount of excavated material or waste materials stored at the site,

(10) installing dust curtains, plastic tarps or windbreaks, or planting tree windbreaks on the property line on windward and down windward sides of construction areas, as necessary,

(11) paving, applying water three times daily, or applying non-toxic soil stabilizers on all unpaved access roads, parking areas and staging areas at the construction site. Reclaimed water must be used if required by Article 21, Section 1100 et seq. of the San Francisco Public Works Code, Article 22. If not required, reclaimed water should be used whenever possible.

(12) loading haul trucks carrying excavated material and other non-excavated material so that the material does not extend above the walls or back of the truck bed. Tightly cover with tarpaulins or other effective covers all trucks hauling soil, sand, and other loose materials before the trucks leave the loading area. Wet prior to covering if needed.

(13) establishing speed limits so that vehicles entering or exiting construction areas shall travel at a speed that minimizes dust emissions. This speed shall be no more than 15 miles per hour.

(14) sweeping streets with water sweepers at the end of each day if visible soil material is carried onto adjacent paved roads. Reclaimed water must be used if required by Article 21, Section 1100 et sea, of the San Francisco Public Works Code. If not required, reclaimed water should be used whenever possible.

(15) installing wheel washers to clean all trucks and equipment leaving the construction site. If wheel washers cannot be installed, tires or tracks and spoil trucks shall be brushed off before they reenter City streets to minimize deposition of dust-causing materials.

(16) terminating excavation, grading, and other construction activities when winds speeds exceed 25 miles per hour.

(17) hydroseeding inactive construction areas, including previously graded areas inactive for at least 10 calendar days, or applying non-toxic soil stabilizers.

(18) sweeping of surrounding streets during demolition, excavation and construction at least once per day to reduce particulate emissions.

(Added by 176-08, File No. 071009, App. 7/30/2008)

SEC. 1243. EXEMPTION FOR INTERIOR ONLY TENANT IMPROVEMENT PROJECTS.

Interior Only Tenant Improvement Projects that are over one half acre in size and will not produce any exterior visible dust are exempt from complying with these requirements. If the interior only tenant improvement projects are changed during the course of construction and begin producing exterior visible dust then they will be required to immediately comply with Section 1242 by submitting a site-specific dust control plan for the Director's approval.

(Added by 176-08, File No. 071009, App. 7/30/2008)

SEC. 1244. WAIVER OF REQUIREMENTS FOR COMPLIANCE: RESCISSION OF WAIVER.

(a) The Director may waive the requirements for a site-specific dust control plan as described in Section 1242(a) or if the Applicant demonstrates to the Director's satisfaction that a site-specific dust control plan should not be required.

(b) The Director may rescind a waiver,

(1) if sensitive uses are placed within 1,000 feet of the project;

(2) if requested by the Director of Building Inspection; or

(3) the Director is presented with information that contradicts the Applicant's demonstration that a site-specific dust control plan should not be required.

The Director shall provide the Director of Building Inspection with a copy of the rescission order. If the Director orders rescission of the waiver, the owner of the property and the contractor or other persons responsible for construction activities at the site shall comply immediately with Section 1242 by submitting a site-specific dust control plan for the Director's approval.

(Added by 176-08, File No. 071009, App. 7/30/2008)

SEC. 1245. DIRECTOR'S APPROVAL OF DUST CONTROL PLAN AND NOTIFICATION TO THE DIRECTOR OF BUILDING INSPECTION.

After the Director has approved the Applicant's dust control plan, the Director shall provide the Applicant and the Director of Building Inspection with written notification that the Applicant has complied with the requirements of this Article.

(Added by 176-08, File No. 071009, App. 7/30/2008)

SEC. 1246. RULES AND REGULATIONS.

The Director may adopt, and may thereafter amend, rules, regulations and guidelines that the Director deems necessary to implement the provisions of this Article. A public hearing before the Health Commission shall be held prior to the adoption or any amendment of the rules, regulations and guidelines recommended for implementation. In addition to any notices required by law, the Director

shall send written notice, at least 15 days prior to the hearing, to any interested party who sends a written request to the Director for notice of hearings related to the adoption of rules, regulations and guidelines under this section.

(Added by 176-08, File No. 071009, App. 7/30/2008)

SEC. 1247. CONSTRUCTION ON CITY PROPERTY.

All departments, boards, commissions, and agencies of the City and County of San Francisco that authorize construction or improvements on land under their jurisdiction under circumstances where no building, excavation, grading, foundation, or other permit needs to be obtained under the San Francisco Building Code shall adopt rules and regulations to insure that the same dust control requirements that are set forth in this Article are followed. The Directors of Public Health and Building Inspection shall assist the departments, boards, commission and agencies to insure that these requirements are met.

(Added by 176-08, File No. 071009, App. 7/30/2008)

SEC. 1248. NO ASSUMPTION OF LIABILITY.

In undertaking the enforcement of this ordinance, the City is assuming an undertaking only to promote the general welfare. It is not assuming, nor is it imposing on its officers and employees, an obligation for breach of which it is liable in money damages to any person who claims that such breach proximately caused injury.

(Added by 176-08, File No. 071009, App. 7/30/2008)

SEC. 1249. FEES.

The Director is authorized to charge the following fees to defray the costs of document processing and review, consultation with applicants, and administration of this Article: for fiscal year 2008-2009 (1) an initial fee of \$492, payable to the Department upon the filing of a Dust Control Plan with the Department; and (2) an additional fee of \$164 per hour for time spent in document processing and review and applicant consultation exceeding three hours or portion thereof payable to the Department. Beginning with fiscal year 2009-2010, no later than April 15 each year, the Controller shall adjust the fees provided in this Article to reflect changes in the relevant Consumer Price Index, without further action by the Board of Supervisors. In adjusting the fees, the Controller may round these fees up or down to the nearest dollar. The Director shall perform an annual review of the fees scheduled to be assessed for the following fiscal year and shall file a report with the Controller no later than May 1st of each year, proposing, if necessary, an adjustment to the fees to ensure that costs are fully recovered and that fees do not produce significantly more revenue than required to cover the costs of operating the program. The Controller shall adjust fees when necessary in either case.

(Added by 176-08, File No. 071009, App. 7/30/2008)



CIVIL SERVICE COMMISSION

CITY AND COUNTY OF SAN FRANCISCO RECEIVED

GAVIN NEWSOM
MAYOR

10 NOV -8 AM 9:55

DPW
CONTRACT ADMINISTRATIONS

November 4, 2010

* NOTICE OF CIVIL SERVICE COMMISSION ACTION

E. DENNIS NORMANDY
PRESIDENT

SUBJECT: REVIEW OF REQUEST FOR APPROVAL OF PROPOSED
PERSONAL SERVICES CONTRACT NUMBERS 4041-10/11
THROUGH 4049-10/11; 4163-09/10; 4088-09/10 AND 4003-08/09.

DONALD A. CASPER
VICE PRESIDENT

At its meeting of November 1, 2010 the Civil Service Commission had for its consideration the above matter.

MORGAN R. GORRANO
COMMISSIONER

PLEASE NOTE: It is important that a copy of this action be kept in the department files as you will need it in the future as proof of Civil Service Commission approval. Please share it with everyone responsible for follow-up.

LISA SEITZ GRUWELL
COMMISSIONER

MARY Y. JUNG
COMMISSIONER

It was the decision of the Commission to:

ANITA SANCHEZ
EXECUTIVE OFFICER

- * (1) Adopt the report; Approve request for proposed PSC #4046-10/11 on the conditions that (1) Department of Public Works/Bureau of Construction Management (DPW/BCM) has scheduled forty-two of its employees to take the HAZWOPER refresher training course in December 2010; (2) DPW will provide training for at least eight (8) employees for the HAZWOPER (either the 24-hour or the 40-hour) course during the next three years; and (3) All training will be funded from departmental or bureau training budget, if available. Notify the Office of the Controller and the Office of Contract Administration.
- (2) Adopt the report; Approve request for proposed PSC #4163-09/10 on the conditions that (1) the Human Rights Commission and IFPTE Local 21 will engage in good faith discussions concerning the suitability of portions of the contracted work to be performed by civil service classifications; and (2) should an agreement be reached between the Human Rights Commission and IFPTE Local 21 regarding an allocation of work, that the parties return to the Commission with a request for reopening this approval. Notify the Office of the Controller and the Office of Contract Administration.
- (3) Adopt the report; Approve request for all remaining proposed personal services contracts. Notify the Office of the Controller and the Office of Contract Administration.

If this matter is subject to Code of Civil Procedure (CCP) Section 1094.5, the time within which judicial review must be sought is set forth in CCP Section 1094.6.

CIVIL SERVICE COMMISSION

Anita Sanchez
ANITA SANCHEZ
Executive Officer

Attachment

Page 2
Civil Service Commission Action
November 4, 2010

c: Cynthia Avakian, Airport Commission
Parveen Boparai, Municipal Transportation Agency
Micki Callahan, Human Resources Director
Gordon Choy, Department of Public Works
Alaric Degrafinried, Human Rights Commission
Marie de Vera, Department of Human Resources
Kahala Drain, Children & Families Commission
Jacquie Hale, Department of Public Health
Shamica Jackson, Public Utilities Commission
Florence Kyaun, Public Utilities Commission
Naomi Kelly, Office of Contract Administration
Sean McFadden, Recreation & Parks
Ben Rosenfield, Controller
Neal Taniguchi, Department of Emergency Management
Commission File
Chron

POSTING FOR
11/1/2010

PROPOSED PERSONAL SERVICES CONTRACTS

Regular, Continuing, Annual

FSC No	Dept No.	Dept Name	Approval Type	Contract Amount	Description of Work	Start Date - End Date
4041-10/11	27	Airport Commission	Regular	\$225,000	The vendor will provide software development for the SAFE software, an identity management system that interfaces with SFO's multiple physical access control security systems. Proposed modules will assist the Airport in managing the Airport ID Media Badge Program: Visitor ID Media, Vehicle Permits, SAFE Analytics, Invoice Transactions, and others as deemed necessary. Proposed software development includes networking specialized printers used for ID Media Badge Program.	11/1/2010 - 10/31/2013
4042-10/11	27	Airport Commission	Regular	\$700,000	Provide as needed pavement assessment services in accordance with Federal Aviation Administration's (FAA) Advisory Circular (AC 150/5370), including but not limited to plant mix bituminous pavements (Item P-401) subject to Aircraft landing, data review, and analysis of pavement reports; consultation with other pavement and geotechnical consultants; performance of pavement engineering analysis; review of existing and proposed pavements; preparation of reports and recommendations; performance of recommended further studies; and to provide expertise in the analysis of special problems pertaining to the design and construction of pavements at the San Francisco International Airport.	12/1/2010 - 11/30/2015
4043-10/11	77	Emergency Management	Regular	\$220,000	Contractor will revise the Bay Area Homeland Security Strategy, Conduct risk and capability assessments for the Bay Area, and provide technical assistance with Federal Emergency Management Agency data calls and investment justifications.	11/1/2010 - 3/31/2012
4044-10/11	35	Municipal Transportation Agency	Regular	\$2,500,000	The SFMTA requires the services of a contractor to provide comprehensive investigative services on workers' compensation claims arising out of employment or in the course of employment. Investigative services include: written and recorded statements; background investigations; forms and releases; medical records retrieval; subrogation investigations; medical facility canvassing; database and online research; surveillance; investigators' court appearances; and the acquisition, storage and accessibility of video documentation. All services must make use of current technologies to the extent possible.	11/15/2010 - 11/14/2015
4045-10/11	82	Public Health	Regular	\$200,000	The contractor will provide implementation and support services for the Hill-Rom NaviCare WatchChild application to be installed and used by San Francisco General Hospital. The San Francisco General Hospital (SFGH) Obstetric In-patient Unit will use the WatchChild labor and delivery documentation system to document fetal heart monitoring and care provided to mothers, pre and postpartum. The amount of this PSC request includes only the amount of the professional services needed to install and bring the application to full production status.	1/1/2011 - 6/30/2016
4046-10/11	90	Public Works	Regular	\$3,000,000	The Consultant will provide as-needed hazardous materials surveys and work plans, third-party oversight, and industrial hygiene services on City projects involving the abatement of asbestos, lead and other hazardous materials on property owned, operated and/or maintained by the City and County of San Francisco. Services may also involve air and noise monitoring. DPW intends to award (3) Master Agreements, each not-to-exceed \$600,000 for these as-needed services.	10/1/2010 - 10/1/2016

RECEIVED

10 NOV -8 AM 9:55

CONTRACT ADMINISTRATION

Posting Date: October 15, 2010

Modification
Personal Services Contracts

PERSONAL SERVICES CONTRACT SUMMARY ("PSC FORM 1")

Department: PUBLIC UTILITIES COMMISSION

Dept. Code: PUC

Type of Request: Initial Modification of an existing PSC (PSC # 44408 - 13/14)

Type of Approval: Expedited Regular Annual Continuing (Omit Posting)

Type of Service: Planning and Engineering Services for Southeast Plant New Headworks (Grit) facility (CS-389)

Funding Source: SSIP Capital Funds

PSC Original Approved Amount: \$14,000,000

PSC Original Approved Duration: 01/01/15 - 05/01/21 (6 years 17 weeks)

PSC Mod#1 Amount: \$19,500,000

PSC Mod#1 Duration: 05/02/21-12/19/23 (2 years 33 weeks)

PSC Cumulative Amount Proposed: \$33,500,000

PSC Cumulative Duration Proposed: 8 years 50 weeks

1. Description of Work

A. Scope of Work/Services to be Contracted Out:

Provide planning and engineering services for a new 250 million gallons per day (MGD) Headworks facility at the Southeast Water Pollution Control Plant (SEP) to replace the existing Headworks facilities which have a number of deficiencies including aging infrastructure, significant seismic vulnerabilities, antiquated equipment, inefficiencies in screening and grit removal and ineffective odor control. Upgrading these systems with new Headworks will improve the ability of SEP to efficiently treat wastewater and extend the downstream treatment.

B. Explain why this service is necessary and the consequence of denial:

The existing Headworks facilities are outdated and do not adequately remove trash and grit that enters into the SEP. This causes significant wear and tear in the downstream equipment and impacts the ability of the SEP to treat wastewater. The RFP and original agreement was intended to be delivered in two phases. With the conclusion of Phase 1, we now have actual data on baseline for grit handling requirements and odor control to determine the effort needed to complete the design, which is reflected in the modification amount. The high amount of wear and tear due to extremely high grit loading increase the risk of not meeting permit conditions and can potentially impact public health. Replacement of the aging Headworks with a new facility is critically needed.

C. Has this service been provided in the past? If so, how? If the service was provided under a previous PSC, attach copy of the most recently approved PSC.

This service is currently being provided via PSC No. 44408-13/14.

D. Will the contract(s) be renewed?

No.

E. If this is a request for a new PSC in excess of five years, or if your request is to extend (modify) an existing PSC by another five years, please explain why:

The SFPUC is seeking consultants to provide planning and engineering support for a new 250

million gallons per day (MGD) Headworks facility at the Southeast Water Pollution Control Plant (SEP). The Southeast Plant New Headworks Replacement Project's closeout date is anticipated to be around December 2020. The SFPUC needs the consultant's services and input for the entire duration of the project to ensure a successful headworks replacement.

2. Reason(s) for the Request

A. Display all that apply

Short-term or capital projects requiring diverse skills, expertise and/or knowledge.

Explain the qualifying circumstances:

The existing Headworks facilities are outdated and do not adequately remove trash and grit that enters into the SEP. This causes significant wear and tear in the downstream equipment and impacts the ability of the SEP to treat wastewater. Experience and expertise is needed in wastewater process engineering, instrumentation/control, hydraulic modeling, odor control, seismic/structural/geotechnical engineering, cost estimating, construction scheduling, architectural mitigation/land use planning, and development of construction documents for large complex wastewater Headworks facility construction project. The City personnel do not have the expertise to provide the engineering design for a project of this size and complexity.

B. Reason for the request for modification:

To align the PSC amount and duration to the Contract amount and duration.

3. Description of Required Skills/Expertise

A. Specify required skills and/or expertise: Experience and expertise is needed in wastewater process engineering, instrumentation/control, hydraulic modeling, odor control, seismic/structural/geotechnical engineering, cost estimating, construction scheduling, architectural mitigation/land use planning, and development of construction documents for large complex wastewater Headworks facility construction project.

B. Which, if any, civil service class(es) normally perform(s) this work? 5207, Assoc Engineer; 5211, Eng/Arch/Landscape Arch Sr; 5241, Engineer;

C. Will contractor provide facilities and/or equipment not currently possessed by the City? If so, explain: No.

4. If applicable, what efforts has the department made to obtain these services through available resources within the City?

Not Applicable

5. Why Civil Service Employees Cannot Perform the Services to be Contracted Out

A. Explain why civil service classes are not applicable.

Engineers in current classifications at the City perform design and construction support for wastewater treatment projects. However, the City personnel do not have the expertise to provide the engineering design for a project of this size and complexity. In particular, the experience needed in grit removal, grit handling, rerouting of plant influent during construction and odor control, consisting of a two-stage system with bio-scrubbers followed by carbon adsorption does not exist within the City workforce. In the Headworks project, Public Works engineers are performing the design for major sewer rerouting and modifications that are needed at Bruce Flynn

Pump Station to modify its function as a wet weather pump station to an all-weather pump station. This project is collaboration between SFPUC and Public Works.

- B. If there is no civil service class that could perform the work, would it be practical and/or feasible to adopt a new civil service class to perform this work? Explain: No. The engineering expertise is not a long term need, warranting hiring of additional personnel.

6. Additional Information

- A. Will the contractor directly supervise City and County employee? If so, please include an explanation.
No.
- B. Will the contractor train City and County employees and/or is there a transfer of knowledge component that will be included in the contact? If so, please explain what that will entail; if not, explain why not.
Yes. The Consultant will provide training in hydraulic modeling; use and capabilities of a physical hydraulic model; fine screen, grit removal and odor control technologies. Approximately 40 hours of training will be provided for approximately 20 Civil/Sanitary Engineers.
- C. Are there legal mandates requiring the use of contractual services?
No.
- D. Are there federal or state grant requirements regarding the use of contractual services? If so, please explain and include an excerpt or copy of any such applicable requirement.
No.
- E. Has a board or commission determined that contracting is the most effective way to provide this service? If so, please explain and include a copy of the board or commission action.
No.
- F. Will the proposed work be completed by a contractor that has a current PSC contract with your department? If so, please explain.
CAROLLO ENGINEERS PC

7. Union Notification: On 10/28/16, the Department notified the following employee organizations of this PSC/RFP request:

Professional & Tech Engrs, Local 21; Prof & Tech Eng, Local 21;

I CERTIFY ON BEHALF OF THE DEPARTMENT THAT THE INFORMATION CONTAINED IN AND ATTACHED TO THIS FORM IS COMPLETE AND ACCURATE:

Name: Shamica Jackson Phone: 415-554-0727 Email: SJackson@sfgwater.org

Address: 525 Golden Gate Ave. , San Francisco, CA 94102

FOR DEPARTMENT OF HUMAN RESOURCES USE

PSC# 44408 - 13/14

DHR Analysis/Recommendation:

Civil Service Commission Action:

Commission Approval Required

DHR Approved for 12/05/2016

Receipt of Union Notification(s)

From: dhr-psccordinator@sfgov.org on behalf of SJackson@sfgwater.org
To: [Jackson, Shamica](mailto:Jackson_Shamica); amakayan@ifpte21.org; L21PSCReview@ifpte21.org; [Jackson, Shamica](mailto:Jackson_Shamica); [DHR-PSCCoordinator, DHR](mailto:DHR-PSCCoordinator_DHR)
Subject: Receipt of Modification Request to PSC # 44408 - 13/14 - MODIFICATIONS
Date: Friday, October 28, 2016 2:32:39 PM

PSC RECEIPT of Modification notification sent to Unions and DHR

The PUBLIC UTILITIES COMMISSION -- PUC has submitted a modification request for a Personal Services Contract (PSC) for \$19,500,000 for services for the period May 2, 2021 – December 19, 2023. For all Modification requests, there is a 7-Day noticed to the union(s) prior to DHR Review.

If SEIU is one of the unions that represents the classes you identified in the initial PSC and the cumulative amount of the request is over \$100,000, there is a 60 day review period for SEIU

After logging into the system please select link below:

<http://apps.sfgov.org/dhrdrupal/node/8222>

Email sent to the following addresses: L21PSCReview@ifpte21.org
amakayan@ifpte21.org

Additional Attachment(s)

PERSONAL SERVICES CONTRACT SUMMARY ("PSC FORM 1")

Department: PUBLIC UTILITIES COMMISSION – PUC Dept. Code: PUC

Type of Request: [X] Initial [] Modification of an existing PSC (PSC # _____)

Type of Approval: [] Expedited [X] Regular [] Omit Posting

Type of Service: Planning and Engineering Services for Southeast Plant New Headworks (Grit) facility (CS-389)

Funding Source: SSIP Capital Funds PSC Duration: 6 years 17 weeks
PSC Amount: \$14,000,000 PSC Est. Start Date: 01/01/2015 PSC Est. End Date: 05/01/2021

1. Description of Work

A. Scope of Work:

Provide planning and engineering services for a new 250 million gallons per day (MGD) Headworks facility at the Southeast Water Pollution Control Plant (SEP) to replace the existing Headworks facilities which have a number of deficiencies including aging infrastructure, significant seismic vulnerabilities, antiquated equipment, inefficiencies in screening and grit removal and ineffective odor control. Upgrading these systems with new Headworks will improve the ability of SEP to efficiently treat wastewater and extend the downstream treatment.

B. Explain why this service is necessary and the consequence of denial:

The existing Headworks facilities are outdated and do not adequately remove trash and grit that enters into the SEP. This causes significant wear and tear in the downstream equipment and impacts the ability of the SEP to treat wastewater. The RFP and original agreement was intended to be delivered in two phases. With the conclusion of Phase 1, we now have actual data on baseline for grit handling requirements and odor control to determine the effort needed to complete the design, which is reflected in the modification amount. The high amount of wear and tear due to extremely high grit loading increase the risk of not meeting permit conditions and can potentially impact public health. Replacement of the aging Headworks with a new facility is critically needed.

C. Has this service been provided in the past. If so, how? If the service was provided via a PSC, provide the most recently approved PSC # and upload a copy of the PSC. These services have not been provided in the past.

D. Will the contract(s) be renewed? No.

2. Union Notification: On 05/23/2014, the Department notified the following employee organizations of this PSC/RFP request: Prof & Tech Eng, Local 21; Professional & Tech Engrs, Local 21

FOR DEPARTMENT OF HUMAN RESOURCES USE

PSC# 44408 - 13/14

DHR Analysis/Recommendation:

07/21/2014

Commission Approval Required

Approved by Civil Service Commission

DHR Approved for 07/21/2014

3. Description of Required Skills/Expertise

A. Specify required skills and/or expertise:

Experience and expertise is needed in wastewater process engineering, instrumentation/control, hydraulic modeling, odor control, seismic/structural/geotechnical engineering, cost estimating, construction scheduling, architectural mitigation/land use planning, and development of construction documents for large complex wastewater Headworks facility construction project.

B. Which, if any, civil service class(es) normally perform(s) this work?
5211,5241,5207,

C. Will contractor provide facilities and/or equipment not currently possessed by the City? If yes, explain:
No.

4. Why Classified Civil Service Cannot Perform

A. Explain why civil service classes are not applicable:

Engineers in current classifications at the City perform design and construction support for wastewater treatment projects. However, the City personnel do not have the expertise to provide the engineering design for a project of this size and complexity. In particular, the experience needed in grit removal, grit handling, rerouting of plant influent during construction and odor control, consisting of a two-stage system with bio-scrubbers followed by carbon adsorption does not exist within the City workforce.

B. Would it be practical to adopt a new civil service class to perform this work? Explain.
No. The engineering expertise is not a long term need, warranting hiring of additional personnel.

5. Additional Information (if "yes", attach explanation)

	<u>YES</u>	<u>NO</u>
A. Will the contractor directly supervise City and County employee?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
B. Will the contractor train City and County employee? Ye. The Consultant will provide training in hydraulic modeling; use and cap	<input checked="" type="checkbox"/>	<input type="checkbox"/>
C. Are there legal mandates requiring the use of contractual services?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
D. Are there federal or state grant requirements regarding the use of contractual services?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
E. Has a board or commission determined that contracting is the most effective way to provide this service?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
F. Will the proposed work be completed by a contractor that has a current PSC contract with your department?	<input type="checkbox"/>	<input checked="" type="checkbox"/>

THE ABOVE INFORMATION IS SUBMITTED AS COMPLETE AND ACCURATE ON BEHALF OF THE DEPARTMENT HEAD ON 06/24/2014 BY:

Name: Shamica Jackson Phone: 415-554-0727 Email: SJackson@sfgwater.org

Address: 525 Golden Gate Ave. San Francisco, CA

PERSONAL SERVICES CONTRACT SUMMARY ("PSC FORM 1")

Department: PUBLIC HEALTH

Dept. Code: DPH

Type of Request: Initial Modification of an existing PSC (PSC # 4120 09/10)

Type of Approval: Expedited Regular Annual Continuing (Omit Posting)

Type of Service: Laundry services for Laguna Honda Hospital & San Francisco General Hospital

Funding Source: General Fund

PSC Original Approved Amount: \$18,464,525

PSC Original Approved Duration: 07/01/10 - 06/30/15 (5 years)

PSC Mod#1 Amount: \$9,000,000

PSC Mod#1 Duration: 07/01/15-12/31/17 (2 years 26 weeks)

PSC Mod#2 Amount: \$10,000,000

PSC Mod#2 Duration: 12/31/17-12/31/20 (3 years 1 day)

PSC Cumulative Amount Proposed: \$37,464,525

PSC Cumulative Duration Proposed: 10 years 26 weeks

1. Description of Work

A. Scope of Work/Services to be Contracted Out:

Pick up and process soiled hospital laundry seven days per week, including holidays, for Laguna Honda Hospital (LHH) and San Francisco General Hospital (SFGH).

B. Explain why this service is necessary and the consequence of denial:

The laundry facility at SFGH was removed in 1994 because the building was a seismic hazard. The laundry facility at LHH was demolished in September 2003 to make way for the construction of the voter-approved LHH Replacement Project. The Department of Public Health, Laguna Honda Hospital will not re-build the laundry facility. On February 9, 2009, the long-standing dispute between SEIU and the City over the City not rebuilding Laguna Honda's laundry facility was resolved via an Arbitrator's award (see award attached). Accordingly, the Department of Public Health will have a continuing need to have an outside vendor to provide laundry services to support both Laguna Honda and San Francisco General Hospital. This request includes the laundry services for LHH and SFGH. Denial of this service will place both LHH and SFGH in danger of losing their accreditations and licenses, thereby jeopardizing third party reimbursement and their ability to serve San Franciscans.

C. Has this service been provided in the past? If so, how? If the service was provided under a previous PSC, attach copy of the most recently approved PSC.

PSC #4167-07/08

D. Will the contract(s) be renewed?

Yes.

E. If this is a request for a new PSC in excess of five years, or if your request is to extend (modify) an existing PSC by another five years, please explain why:

Laundry services are core support needed for the continued operation of the hospitals, as the Department does not have the facilities to perform these services.

2. Reason(s) for the Request

A. Display all that apply

Services that require resources that the City lacks (e.g., office space, facilities or equipment with an operator).

Explain the qualifying circumstances:

Contractor(s) must provide pick up and processing of high volume soiled hospital laundry seven days per week, including holidays, for Laguna Honda Hospital (LHH) and Zuckerberg San Francisco General Hospital (ZSFGH) to enable compliance with Title 22 of the State of California Department of Health Code of Regulations, San Francisco Department of Public Health Infection Control Policies, and Joint Commission (accreditation) requirements, services which require laundry facilities which the City does not possess.

B. Reason for the request for modification:

To extend the term by three years with a corresponding increase to the PSC amount. The extension is required to continue services.

3. Description of Required Skills/Expertise

A. Specify required skills and/or expertise: Experience in high volume laundry services to health care facilities. All services must comply with Title 22 of the State of California Department of Health Code of Regulations, San Francisco Department of Public Health Infection Control Policies, and Joint Commission on Accreditation of Health Organizations (JCAHO) requirements. Vendors must meet normal requirements for vendors doing business with the City and County of San Francisco.

B. Which, if any, civil service class(es) normally perform(s) this work? 2770, Senior Laundry Worker; 7355, Truck Driver;

C. Will contractor provide facilities and/or equipment not currently possessed by the City? If so, explain: Yes. The selected contractors have commercial laundry facilities that can process the laundry for Laguna Honda Hospital and San Francisco General Hospital.

4. If applicable, what efforts has the department made to obtain these services through available resources within the City?

Not Applicable

5. Why Civil Service Employees Cannot Perform the Services to be Contracted Out

A. Explain why civil service classes are not applicable.

The classifications/positions that supported the laundry facility were eliminated. The classifications eliminated were: 2760 Laundry Worker, and 2780 Laundry Supervisor. Affected staffs were granted status in other classifications/positions as part of the agreement with SEIU or have been reassigned to other duties.

B. If there is no civil service class that could perform the work, would it be practical and/or feasible to adopt a new civil service class to perform this work? Explain: No, the city does not have a laundry facility.

6. Additional Information

A. Will the contractor directly supervise City and County employee? If so, please include an explanation.

No.

B. Will the contractor train City and County employees and/or is there a transfer of knowledge component that will be included in the contact? If so, please explain what that will entail; if not, explain why not.

Formal training for civil service employees is not included in this contract.

C. Are there legal mandates requiring the use of contractual services?

No.

D. Are there federal or state grant requirements regarding the use of contractual services? If so, please explain and include an excerpt or copy of any such applicable requirement.

No

E. Has a board or commission determined that contracting is the most effective way to provide this service? If so, please explain and include a copy of the board or commission action.

No.

F. Will the proposed work be completed by a contractor that has a current PSC contract with your department? If so, please explain.

No.

7. Union Notification: On 08/15/16, the Department notified the following employee organizations of this PSC/RFP request:

SEIU, Local 1021 (Staff Nurse & Per Diem Nurse); SEIU Local 1021; SEIU 1021 Miscellaneous; Bldg Mtl & Constr Teamsters, L 853;

I CERTIFY ON BEHALF OF THE DEPARTMENT THAT THE INFORMATION CONTAINED IN AND ATTACHED TO THIS FORM IS COMPLETE AND ACCURATE:

Name: Jacquie Hale Phone: (415) 554-2609 Email: jacquie.hale@sfdph.org

Address: 101 Grove Street, Room 307, San Francisco, CA 94102

FOR DEPARTMENT OF HUMAN RESOURCES USE

PSC# 4120 09/10

DHR Analysis/Recommendation:

Civil Service Commission Action:

Commission Approval Required

DHR Approved for 12/05/2016

Receipt of Union Notification(s)

Choi, Suzanne (HRD)

From: dhr-psccoordinator@sfgov.org on behalf of jacquie.hale@sfdph.org
Sent: Monday, August 15, 2016 4:02 PM
To: Hale, Jacquie (DPH); thomas.vitale@seiu1021.org; Sandeep.lal@seiu1021.me; leah.berlanga@seiu1021.org; Lopez-Barríos, Ricardo (PDR); Basconcillo, Katherine (PUC); pcamarillo_seiu@sbcglobal.net; Wendy.Frigillana@seiu1021.org; pscreview@seiu1021.org; ted.zarzecki@seiu1021.net; davidmkersten@gmail.com; ablood@cirseiu.org; xiumin.li@seiu1021.org; Poon, Sin Yee (HSA) (DSS); david.canham@seiu1021.org; jtanner940@aol.com; Rossi, Ron (DPH); DHR-PSCCoordinator, DHR (HRD)
Subject: Receipt of Modification Request to PSC # 4120 09/10 - MODIFICATIONS

PSC RECEIPT of Modification notification sent to Unions and DHR

The PUBLIC HEALTH -- DPH has submitted a modification request for a Personal Services Contract (PSC) for \$10,000,000 for services for the period December 31, 2017 -- December 31, 2020. For all Modification requests, there is a 7-Day noticed to the union(s) prior to DHR Review.

If SEIU is one of the unions that represents the classes you identified in the initial PSC and the cumulative amount of the request is over \$100,000, there is a 60 day review period for SEIU

1
3 After logging into the system please select link below:

<http://apps.sfgov.org/dhrdrupal/node/4868>

Email sent to the following addresses: jtanner940@aol.com david.canham@seiu1021.org Sin.Yee.Poon@sfgov.org xiumin.li@seiu1021.org ablood@cirseiu.org davidmkersten@gmail.com ted.zarzecki@seiu1021.net pscreview@seiu1021.org Wendy.Frigillana@seiu1021.org pcamarillo_seiu@sbcglobal.net Kbasconcillo@sfgov.org leah.berlanga@seiu1021.org Sandeep.lal@seiu1021.me thomas.vitale@seiu1021.org

Choi, Suzanne (HRD)

From: Hale, Jacquie (DPH)
Sent: Monday, October 24, 2016 4:39 PM
To: pfinn@ibt856.org; jlanthier@bt856.org; dlawson@bt856.org; teamsters@ibt856.org
Cc: DHR-PSCCoordinator, DHR (HRD); Longhitano, Robert (DPH)
Subject: PSC 4120-09/10 Laundry services for Laguna Honda Hospital & San Francisco General Hospital
Attachments: PSC 4120-0910 Laundry Services for LHH and ZSFGH.pdf

Importance: High

The SF Department of Public Health has submitted a modification request, for a Personal Services Contract (PSC) for \$10,000,000 for services for the period December 31, 2017 – December 31, 2020. For this Modification request, there is a 7-day notice to the union(s) prior to DHR Review.

Please see attached and/or, after logging into the SFDHR PSC system please select link below:

<http://apps.sfgov.org/dhrdrupal/node/4868>

37
Jacquie Hale

Director, Office of Contracts Management and Compliance
San Francisco Department of Public Health Business Office
101 Grove Street, Room 307 / San Francisco, CA 94102
Phone: (415) 554-2609 / Fax: (415) 554-2555
Jacquie.Hale@SFDPH.ORG

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Additional Attachment(s)

PERSONAL SERVICES CONTRACT SUMMARY ("PSC FORM 1")

Department: PUBLIC HEALTH Dept. Code: DPH

Type of Request: Initial Modification of an existing PSC (PSC # 4120 09/10)

Type of Approval: Expedited Regular (Omit Posting)

Type of Service: Laundry services for Laguna Honda Hospital & San Francisco General Hospital

Funding Source: General Fund

PSC Original Approved Amount: \$18,464,525 PSC Original Approved Duration: 07/01/10 - 06/30/15 (5 years)
PSC Mod#1 Amount: \$9,000,000 PSC Mod#1 Duration: 07/01/15-12/31/17 (2 years 26 weeks)
PSC Mod#2 Amount: _____ PSC Mod#2 Duration: _____
PSC Cumulative Amount Proposed: \$27,464,525 PSC Cumulative Duration Proposed: 7 years 26 weeks

1. Description of Work

A. Scope of Work:

Pick up and process soiled hospital laundry seven days per week, including holidays, for Laguna Honda Hospital (LHH) and San Francisco General Hospital (SFGH).

B. Explain why this service is necessary and the consequence of denial:

The laundry facility at SFGH was removed in 1994 because the building was a seismic hazard. The laundry facility at LHH was demolished in September 2003 to make way for the construction of the voter-approved LHH Replacement Project. The Department of Public Health, Laguna Honda Hospital will not re-build the laundry facility. On February 9, 2009, the long-standing dispute between SEIU and the City over the City not rebuilding Laguna Honda's laundry facility was resolved via an Arbitrator's award (see award attached). Accordingly, the Department of Public Health will have a continuing need to have an outside vendor to provide laundry services to support both Laguna Honda and San Francisco General Hospital. This request includes the laundry services for LHH and SFGH. Denial of this service will place both LHH and SFGH in danger of losing their accreditations and

C. Has this service been provided in the past. If so, how? If the service was provided via a PSC, provide the most

recently approved PSC # and upload a copy of the PSC.
Services have been provided in the past through earlier PSC request. See 4120 09/10

D. Will the contract(s) be renewed? Yes.

2. Union Notification: On 04/24/15, the Department notified the following employee organizations of this PSC/RFP request: SEIU, Local 1021 (Staff Nurse & Per Diem Nurse); SEIU Local 1021; SEIU 1021 Miscellaneous; Bldg Mtl & Constr Tea

FOR DEPARTMENT OF HUMAN RESOURCES USE

PSC# 4120 09/10

DHR Analysis/Recommendation:

Commission Approval Not Required

Approved by DHR on 07/21/2015

3. Description of Required Skills/Expertise

A. Specify required skills and/or expertise:

Experience in high volume laundry services to health care facilities. All services must comply with Title 22 of the State of California Department of Health Code of Regulations, San Francisco Department of Public Health Infection Control Policies, and Joint Commission on Accreditation of Health Organizations (JCAHO) requirements. Vendors must meet normal requirements for vendors doing business with the City and County of San Francisco.

B. Which, if any, civil service class(es) normally perform(s) this work?

2770,7355,

C. Will contractor provide facilities and/or equipment not currently possessed by the City? If yes, explain:

Yes. The selected contractors have commercial laundry facilities that can process the laundry for Laguna Honda Hospital and San Francisco General Hospital.

4. Why Classified Civil Service Cannot Perform

A. Explain why civil service classes are not applicable:

The classifications/positions that supported the laundry facility were eliminated. The classifications eliminated were: 2760 Laundry Worker, and 2780 Laundry Supervisor. Affected staffs were granted status in other classifications/positions as part of the agreement with SEIU or have been reassigned to other duties.

B. Would it be practical to adopt a new civil service class to perform this work? Explain.

No, the city does not have a laundry facility.

5. Additional Information (if "yes", attach explanation)

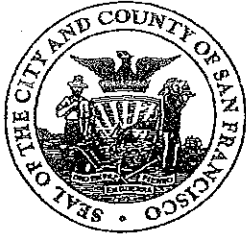
YES NO

- | | | |
|---|-------------------------------------|-------------------------------------|
| A. Will the contractor directly supervise City and County employee? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| B. Will the contractor train City and County employee?
Explanation of training has not been provided by the department | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| C. Are there legal mandates requiring the use of contractual services? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| D. Are there federal or state grant requirements regarding the use of contractual services? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| E. Has a board or commission determined that contracting is the most effective way to provide this service? | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| F. Will the proposed work be completed by a contractor that has a current PSC contract with your department? Campus Laundry is the current contractor for this service. | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

THE ABOVE INFORMATION IS SUBMITTED AS COMPLETE AND ACCURATE ON BEHALF OF THE DEPARTMENT HEAD ON 04/24/15 BY:

Name: Jacquie Hale Phone: (415) 554-2609 Email: jacquie.hale@sfdph.org

Address: 101 Grove Street, Room 307 San Francisco, CA 94102



CIVIL SERVICE COMMISSION CITY AND COUNTY OF SAN FRANCISCO

GAVIN NEWSOM
MAYOR

April 8, 2010

NOTICE OF CIVIL SERVICE COMMISSION ACTION

MORGAN R. GORRONO
PRESIDENT

SUBJECT: REVIEW OF REQUEST FOR APPROVAL OF PROPOSED PERSONAL SERVICES CONTRACT NUMBERS 1001-09/10 THROUGH 1003-09/10; 4108-09/10 THROUGH 4120-09/10; 4135-05/06; 4096-07/08; 4019-07/08; 4161-08/09 AND 4120-05/06.

E. DENNIS NORMANDY
VICE PRESIDENT

At its meeting of April 5, 2010 the Civil Service Commission had for its consideration the above matter.

DONALD A. CASPER
COMMISSIONER

PLEASE NOTE: *It is important that a copy of this action be kept in the department files as you will need it in the future as proof of Civil Service Commission approval. Please share it with everyone responsible for follow-up.*

MARY Y. JUNG
COMMISSIONER

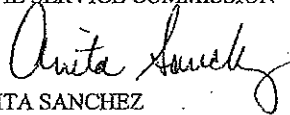
It was the decision of the Commission to:

ANITA SANCHEZ
EXECUTIVE OFFICER

- (1) Postpone PSC #s4114-09/10, 4019-07/08 and 4161-08/09 to the meeting of April 19, 2010 at the request of the Public Utilities Commission.
- (2) Postpone PSC #4113-09/10 to the meeting of April 19, 2010 at the request of IFPTE Local 21.
- (3) Approve request for PSC #4108-09/10 on the condition that the Art Commission meet with representatives of SEIU Local 1021 to discuss its concerns regarding SEIU work to be performed at the San Francisco International Airport. Notify the offices of the Controller and the Office of Contract Administration.
- (4) Approve request for PSC #4109-09/10 on the condition that the Airport Commission and IFPTE Local 21 meet to discuss issues of concern to IFPTE Local 21. Notify the offices of the Controller and the Office of Contract Administration.
- (5) Approve request for all remaining contracts. Notify the offices of the Controller and the Office of Contract Administration.

If this matter is subject to Code of Civil Procedure (CCP) Section 1094.5, the time within which judicial review must be sought is set forth in CCP Section 1094.6.

CIVIL SERVICE COMMISSION


ANITA SANCHEZ
Executive Officer

Attachment

- c:
- Sheila Arcelona, District Attorney
 - Cynthia Avakian, Airport Commission
 - Parveen Boparai, Municipal Transportation Agency
 - Micki Callahan, Human Resources Director
 - Gordon Choy, Department of Public Works
 - Manreen Gannon, Sheriff's Department
 - Kendall Gary, Department of Technology
 - Jacque Hale, Department of Public Health
 - Lavena Holmes-Williams, Port Commission
 - Kan Htun, Arts Commission
 - Shamica Jackson, Public Utilities Commission
 - Naomi Kelly, Office of Contract Administration
 - Florence Kyaun, Public Utilities Commission
 - Sean McFadden, Recreation and Parks Department
 - Mary Ng, Department of Human Resources
 - Ben Rosenfield, Controller
 - Commission File
 - Chron

POSTING FOR
4/5/2010

PROPOSED PERSONAL SERVICES CONTRACTS - Regular

PSC No	Dept No	Dept Name	Approval Type	Contract Amount	Description of Work	Duration
4117-09/10	81	Public Health	Regular	\$200,000	Contractors will provide customization and implementation services for the Philips Emergin product at Laguna Honda Hospital. This application has been identified as a key item in the rebuild project. Emergin is an integration engine which will interface data from a variety of other applications including patient management, patient tracking, wireless phones, and the Nurse Call system.	6/30/2015
4118-09/10	81	Public Health	Regular	\$500,000	Contractor will provide access to a web-based (Software as a Service/SaaS) application that will track projects and also serve as a quality scorecard application for San Francisco General Hospital. The application is used by SFGH Quality Management Department to track, monitor and display quality and patient safety data. SFGH requires the specific features of the Health Commander system including integrated performance scorecards, quality and financial analyses including flow charts, process maps, root cause analysis, as well as the ability to import and build project methodologies that support clinical, IT and operational workflows.	7/31/2015
4119-09/10	81	Public Health	Regular	\$9,500,000	Contractor will operate a highly specialized uncompensated care recovery program, enhancing Medi-Cal and other third party payer revenues. Under this program, the contractor assists the Department to help San Francisco General Hospital (SFGH) patients to become eligible for Medi-Cal, therefore substantially increasing Department revenues. The population addressed is patients who the Department is not able to assist with eligibility through its regular procedures due to substance abuse, mental illness, homelessness, or other difficult-to-resolve situations. The contractor becomes the patient's authorized representative to aid and facilitate Medi-Cal eligibility and approval, and appears on behalf of the patient at fair hearings and appeals as necessary.	12/31/2013
4120-09/10	81	Public Health	Regular	\$18,464,525	Pick up and process soiled hospital laundry seven days per week, including holidays, for Laguna Honda Hospital (LHH) and San Francisco General Hospital (SFGH).	6/30/2015

PERSONAL SERVICES CONTRACT SUMMARY

DATE: Feb-08-2010 Rev. 3/17/2010

DEPARTMENT NAME: PUBLIC HEALTH DEPARTMENT NUMBER 81& 82

TYPE OF APPROVAL: [] EXPEDITED [X] REGULAR (OMIT POSTING) [] CONTINUING [] ANNUAL

TYPE OF REQUEST: [X] INITIAL REQUEST [] MODIFICATION (PSC#)

TYPE OF SERVICE: Laundry services for Laguna Honda Hospital & San Francisco General Hospital

FUNDING SOURCE: General Funds

PSC AMOUNT: \$18,464,525 PSC DURATION: 7/1/2010 - 6/30/2015

*Please see attached table (Page 3) for detailed explanation of the usage for both facilities.

1. DESCRIPTION OF WORK

A. Concise description of proposed work:

Pick up and process soiled hospital laundry seven days per week, including holidays, for Laguna Honda Hospital (LHH) and San Francisco General Hospital (SFGH).

B. Explain why this service is necessary and the consequences of denial:

The laundry facility at SFGH was removed in 1994 because the building was a seismic hazard. The laundry facility at LHH was demolished in September 2003 to make way for the construction of the voter-approved LHH Replacement Project. The Department of Public Health, Laguna Honda Hospital will not re-build the laundry facility. On February 9, 2009, the long-standing dispute between SEIU and the City over the City not rebuilding Laguna Honda's laundry facility was resolved via an Arbitrator's award (See award attached). Accordingly, the Department of Public Health will have a continuing need to have an outside vendor to provide laundry services to support both Laguna Honda and San Francisco General Hospital. This request includes the laundry services for LHH and SFGH. Denial of this service will place both LHH and SFGH in danger of losing their accreditations and licenses, thereby jeopardizing third party reimbursement and their ability to serve San Franciscans.

C. Explain how this service has been provided in the past (if this service was previously approved by the Civil Service Commission, indicate most recent personal services contract approval number):

The services are currently performed under contracts with the Office of Contract Administration (OCA), under the authority of PSC approval # 4167-07/08

D. Will the contract(s) be renewed: Yes

2. UNION NOTIFICATION: Copy of this summary is to be sent to employee organizations as appropriate (refer to instructions for specific procedures):

SEIU Locals 1021 & 250, and Teamsters Local 853

Union Name Signature of person mailing/faxing form Date

Union Name Signature of person mailing/faxing form Date

RFP sent to Union Name, on Date Signature

FOR DEPARTMENT OF HUMAN RESOURCES USE

PSC# 4120-09/10

STAFF ANALYSIS/RECOMMENDATION:

CIVIL SERVICE COMMISSION ACTION: April 5, 2010

3. DESCRIPTION OF REQUIRED SKILLS/EXPERTISE

A. Specify required skills and/or expertise:

Experience in providing high volume laundry services to health care facilities. All services must comply with Title 22 of the State of California Department of Health Code of Regulations, San Francisco Department of Public Health Infection Control Policies, and Joint Commission on Accreditation of Health Organizations (JCAHO) requirements. Vendors must meet normal requirements for vendors doing business with the City and County of San Francisco.

B. Which, if any, civil service class normally performs this work?

2770 Senior Laundry Worker, 7355 Truck Driver.

C. Will contractor provide facilities and/or equipment not currently possessed by the City? If yes, explain:

Yes. The selected contractors have commercial laundry facilities that can process the laundry for Laguna Honda Hospital and San Francisco General Hospital.

4. WHY CLASSIFIED CIVIL SERVICE CANNOT PERFORM

A. Explain why civil service classes are not applicable:

The classifications/positions that supported the laundry facility were eliminated. The classifications eliminated were: 2760 Laundry Worker, and 2780 Laundry Supervisor. Affected staffs were granted status in other classifications/positions as part of the agreement with SEIU or have been reassigned to other duties.

B. Would it be practical to adopt a new civil service class to perform this work? Explain.

No, the City does not have a laundry facility.

5. ADDITIONAL INFORMATION (if "yes," attach explanation)

Yes	No
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A. Will the contractor directly supervise City and County employees?

<input type="checkbox"/>	<input checked="" type="checkbox"/>
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B. Will the contractor train City and County employees?

<input type="checkbox"/>	<input checked="" type="checkbox"/>
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- Describe the training and indicate approximate number of hours.
- Indicate occupational type of City and County employees to receive training (i.e., clerks, civil engineers, etc.) and approximate number to be trained.

C. Are there legal mandates requiring the use of contractual services?

<input type="checkbox"/>	<input checked="" type="checkbox"/>
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D. Are there federal or state grant requirements regarding the use of contractual services?

<input type="checkbox"/>	<input checked="" type="checkbox"/>
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E. Has a board or commission determined that contracting is the most effective way to provide this service?

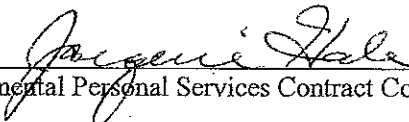
<input type="checkbox"/>	<input checked="" type="checkbox"/>
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F. Will the proposed work be completed by a contractor that has a current personal services

<input type="checkbox"/>	<input type="checkbox"/>
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contract with your department? **The Office of Contract Administration is in the process developing and publishing a bid for the services.*

THE ABOVE INFORMATION IS SUBMITTED AS COMPLETE AND ACCURATE ON BEHALF OF THE DEPARTMENT HEAD:



Signature of Departmental Personal Services Contract Coordinator

Jacquie Hale

554-2609

Print or Type Name

Telephone Number

101 Grove St. Rm. 307

San Francisco, CA 94102

Address