

RESOLUTION NO. 85-2007

Adopted August 7, 2007

**AUTHORIZING EXECUTION OF A FIRST AMENDMENT TO THE PERSONAL SERVICES CONTRACT WITH TOM ELIOT FISCH, A CALIFORNIA CORPORATION, TO PROVIDE ARCHITECTURAL AND ENGINEERING SERVICES FOR CONSTRUCTION DOCUMENTATION THROUGH COMPLETION OF CONSTRUCTION OF PHASE TWO IMPROVEMENTS TO PIER 40 IN AN AMOUNT NOT TO EXCEED \$474,392, PLUS A CONTINGENCY OF \$30,000 FOR A TOTAL AGGREGATE AMOUNT NOT TO EXCEED \$783,199;
RINCON POINT-SOUTH BEACH REDEVELOPMENT PROJECT AREA**

BASIS FOR RESOLUTION

1. The Agency built and operates South Beach Park and Harbor on property leased from the Port of San Francisco. The harbor was completed in the mid-1980's, with additional park improvements added during the 1990's. The Agency has been working since 1997 on the completion of the public improvements in South Beach Park and Harbor. Construction of approximately \$10 million in Phase One improvements, which includes a harbor services building, expansion of the park, completion of the waterfront promenade, and facilities for disabled and youth sailing programs, was completed in 2006.
2. On February 7, 2006, following a Request for Qualifications process, the Agency Commission approved a Personal Services Contract ("Contract") for phase two design and architectural services through the schematic design phase with a team led by Tom Eliot Fisch. Working with the Rincon Point-South Beach Citizens Advisory Committee, the Port of San Francisco, and the Bay Conservation and Development Commission, the schematic design has been completed for Commission review. The phase two improvements will include structural repairs to the underdeck and pilings of Pier 40, completion of the public access walkway on the south side of Pier 40, replacement of the south and west facades of Pier 40, as well as repairs to the north and east facades, and new public restrooms to serve harbor tenants and visitors.
3. The original contract with Tom Eliot Fisch was only for preliminary investigation and schematic design services. Following the Commission's consideration of the schematic design, a First Amendment to the Contract will be required to provide for the services needed for construction documentation through completion of construction. The Contract budget for the initial preliminary investigation and schematic design services totaled \$283,662. The proposed fees for the consultant team for the remainder of the work have been negotiated with Tom Eliot Fisch in an additional amount of \$474,392. With a contingency of \$30,000 to cover any unforeseen costs that may occur during the course of the work, the total aggregate amount of the contract would be in an amount not to exceed \$783,199.

4. The Tom Eliot Fisch team includes ten subconsultants. The Contract complies with all Agency policies, with 69% of the total fees earned by Small Business Enterprise ("SBE") firms, exceeding the Agency's 50% SBE goal.
5. The proposed First Amendment to the Contract with Tom Eliot Fisch for the proposed Phase Two improvements to Pier 40 will further Agency efforts to repair and restore Pier 40 for the benefit of its tenants and the general public, and therefore, is exempt from the California Environmental Quality Act ("CEQA") pursuant to Section 15301(d) of the State CEQA Guidelines (Restoration of an Existing Facility).

RESOLUTION

ACCORDINGLY, IT IS RESOLVED by the Redevelopment Agency of the City and County of San Francisco that the Executive Director is authorized:

- (1) To execute the First Amendment to the Personal Services Contract with Tom Eliot Fisch, Inc., a California corporation, to provide architectural and engineering services for construction documentation through completion of construction of phase two improvements to Pier 40 in an amount not to exceed \$474,392, for a total aggregate amount not to exceed \$753,199; and
- (2) To expend additional funds in an amount not to exceed \$30,000 to cover any unforeseen costs that may occur during the course of the work pursuant to the First Amendment.

APPROVED AS TO FORM:


for James B. Morales 8/2/07
Agency General Counsel