

Commission on Community Investment and Infrastructure

RESOLUTION NO. 14-2013

Adopted April 30, 2013

AUTHORIZING, PURSUANT TO THE TRANSBAY IMPLEMENTATION AGREEMENT, A PERSONAL SERVICES CONTRACT WITH THE SAN FRANCISCO COUNTY TRANSPORTATION AUTHORITY IN AN AMOUNT NOT TO EXCEED \$365,585, TO COMPLETE CONSTRUCTION DOCUMENTATION FOR THE REALIGNMENT OF THE FOLSOM STREET OFF-RAMP; TRANSBAY REDEVELOPMENT PROJECT AREA

WHEREAS, The Transbay Redevelopment Project Area (the "Project Area") was adopted in 2005 with the purpose of redeveloping 10 acres of property owned by the State of California (the "State-owned parcels") in order to generate funding for the Transbay Joint Powers Authority ("TJPA") to construct the new Transbay Transit Center (the "TTC"); and,

WHEREAS, The Transbay Redevelopment Project Area Implementation Agreement (the "Implementation Agreement") is an enforceable obligation that requires the Office of Community Investment and Infrastructure ("OCII"), as the Successor Agency (the "Successor Agency") to the former San Francisco Redevelopment Agency (the "Former Agency"), to "prepare and sell [certain State-owned parcels that OCII is authorized to acquire] to third parties" (Section 2.1 (a) of the Implementation Agreement at p. 4) and to "execute all activities related to the implementation of the Transbay Redevelopment Plan, including... but not limited to, activities related to major infrastructure improvements." (Section 2.1 (d) of the Implementation Agreement at p. 4). On April 15, 2013, the California Department of Finance ("DOF") determined "finally and conclusively" that the Implementation Agreement, along with other Transbay-related documents, is an enforceable obligation that will not require additional DOF review in the future; and,

WHEREAS, In July 2009, the Former Agency entered into a letter agreement with the San Francisco County Transportation Authority in an aggregate amount not to exceed \$371,770 to complete a study to realign the Folsom Street Off-Ramp to Interstate 80 located on Block 8 in the Project Area; and,

WHEREAS, SFCTA proposed to deliver the construction documents necessary to reconfigure the Folsom Street Off-Ramp using consultants procured through its own processes and policies. This method of project delivery was approved by the Former Agency. SFCTA has contracted with a Disadvantaged Business Enterprise, Cordoba/Zurinaga Joint Venture to act as its project manager. Additionally, the Authority has contracted with Mark Thomas Company to lead the construction documentation portion of the project. Together, these two entities have met the SFCTA's Disadvantaged Business Enterprise / Local Business Enterprise Policy ("DBE/LBE" Policy) goals for this project.

WHEREAS, The agreement between the Former Agency and SFCTA expired in 2011 and was not extended due to the suspension and dissolution of the Former Agency in 2011-12. Now, staff is proposing a new agreement to complete the design work and provide additional funding; and,

WHEREAS, This project was included in the recently approved Recognized Obligation Payment Schedule III ("ROPS III"), for the period January 1, 2013, to June 30, 2013 as Item # 86.01, which was approved by the DOF in a letter from Steve Szalay, DOF, to Tiffany Bohee of the Successor Agency on December 14, 2012 (approving items nos. 84 and 86.01 for the Folsom Street Off-Ramp Project in the amount of \$3.9 million); and,

WHEREAS, There have been substantial additional design services performed by the SFCTA as required by Caltrans in the design of structural elements as well as the geometric design of the proposed realigned off-ramp. SFCTA has also performed additional studies to understand effects from other related Caltrans projects. These additional design services amount to \$185,159; and,

WHEREAS, In order to complete the remaining work, there are additional tasks related to utility company certifications, and provision of right-of-way documents, and updating traffic and storm water management plans at a cost of \$180,426, for a total aggregate amount of \$365,585 in new funding for this personal services contract; and,

WHEREAS, This personal services contract is exempt from the California Environmental Quality Act ("CEQA") pursuant to Section 15262 of the State CEQA Guidelines (Feasibility and Planning Studies), because the contract is only for the provision of technical services; now therefore, be it

RESOLVED, Based on the Department of Finance's Final and Conclusive Determination (April 15, 2013) that the Implementation Agreement is an enforceable obligation, and also the DOF approval of the project in ROPS III, the Office of Community Investment and Infrastructure, acting as the Successor Agency to the Redevelopment Agency of the City and County of San Francisco, hereby authorizes the Executive Director to execute a personal services contract with the San Francisco County Transportation Authority in an amount not to exceed \$365,585, to complete construction documentation for the realignment of the Folsom Street Off-Ramp; Transbay Redevelopment Project Area, substantially in the form lodged with the City Attorney, acting as counsel to OCII.

I hereby certify that the foregoing resolution was adopted by the Commission at its meeting of April 30, 2013.



Commission Secretary