

Commission on Community Investment and Infrastructure

RESOLUTION NO. 46-2013  
**Adopted September 17, 2013**

APPROVING, PURSUANT TO THE TRANSBAY IMPLEMENTATION AGREEMENT, A MEMORANDUM OF UNDERSTANDING WITH THE CITY AND COUNTY OF SAN FRANCISCO, THROUGH ITS DEPARTMENT OF PUBLIC WORKS FOR DESIGN REVIEW AND PROJECT MANAGEMENT SERVICES FOR THE FOLSOM STREETScape IMPROVEMENTS PROJECT IN AN AMOUNT NOT TO EXCEED \$483,662 AND A TERM OF THREE YEARS; 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 among other things, “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, although expenditures under the Implementation Agreement are subject to continuing DOF review; and,

WHEREAS, In July 2011, the Former Agency entered into an agreement with CMG Landscape Architecture (“CMG”) to complete design documents for select elements of the 2006 Transbay Streetscape and Open Space Concept Plan (“Concept Plan”) including the underutilized areas under the off-ramps (“Under-Ramp Park”) and streetscape improvements to Folsom and Essex Streets; and,

WHEREAS, Through a series of public workshops and Transbay Citizens Advisory Committee (“CAC”) meetings, as well as extensive research and analysis, the Design Team prepared detailed conceptual designs for the Park (“Park Conceptual Designs”) and Schematic Designs for the Folsom Streetscape Improvements Project (“Folsom Schematic Designs”). Both design packages were approved by the Commission on June 4, 2013; and,

WHEREAS, The San Francisco Department of Public Works (“DPW”) is the agency responsible for infrastructure improvements within the public rights-of-ways, thus

they will coordinate the design review process among the affected City entities and utility providers and will lead the construction and bidding process for the Folsom Streetscape Improvements Project; and,

WHEREAS, In order to proceed from the Folsom Schematic Designs to the next design phase, DPW must provide design review and comments, review cost estimates, organize and attend project meetings, and ensure design by CMG is consistent with current City requirements. DPW will also support, coordinate, and manage communication between the design team and the various City agencies, including DPW, the San Francisco Municipal Transportation Agency (“MTA”) and the San Francisco Public Utilities Commission (“PUC”); and,

WHEREAS, DPW will bill OCII for all project costs including reimbursing other City agencies for work, pursuant to the Memorandum of Understanding (“MOU”) between OCII and the City and County of San Francisco, through DPW. DPW will be the project lead and will have separate agreements with the MTA and PUC to review specific project components. A copy of the MOU is on file with the Secretary of the Commission; and,

WHEREAS, The cost for delivery of the Design Development, Permit and Approvals Phase totals \$483,660. The cost to deliver Phase 2 will be bid out at a later date, after the design documents have been further developed. The MOU will be effective for a term of three years; and,

WHEREAS, Approval of the MOU with DPW will allow for the completion of feasibility and planning studies for portions of the Transbay Streetscape and Open Space Plan. These activities would have no resultant significant impacts on the physical environment, and are exempt from the California Environmental Quality Act (“CEQA”) pursuant to CEQA Guidelines Sections 15061(b)(3) and 15262; 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, this Commission, hereby approves a Memorandum of Understanding between OCII and the City and County of San Francisco, through its Department of Public Works, for design review and project management services for the Folsom Streetscape Improvements Project in an amount not to exceed \$483,662, and for a term of three years, that is substantially in the form of the MOU lodged with the Secretary of the Commission.

I hereby certify that the foregoing resolution was adopted by the Commission at its meeting of September 17, 2013.

  
Commission Secretary