

COMMISSION ON COMMUNITY INVESTMENT AND INFRASTRUCTURE

RESOLUTION NO. 37 - 2017

AUTHORIZING A PERSONAL SERVICES CONTRACT WITH FORSTER & KROEGER LANDSCAPE MAINTENANCE, INC., A CALIFORNIA CORPORATION, FOR AN INITIAL TERM OF THREE YEARS, WITH ONE THREE-YEAR OPTION TO EXTEND THE CONTRACT, IN AN AMOUNT NOT TO EXCEED \$249,436 WITH A CONTINGENCY OF \$25,000 FOR EXTRA WORK ON AN AS-NEEDED BASIS FOR A TOTAL AGGREGATE AMOUNT NOT TO EXCEED \$274,436 TO PROVIDE LANDSCAPE MAINTENANCE SERVICES IN COMMUNITY FACILITIES DISTRICT NO. 1; RINCON POINT-SOUTH BEACH PROJECT AREA

WHEREAS, The Redevelopment Agency of the City and County of San Francisco ("Former Agency") established Community Facilities District No.1 (South Beach) ("CFD No. 1") in 1988 by Agency Resolution Nos. 186-88 through 191-88 pursuant to the Mello-Roos Community Facilities Act of 1982. CFD No. 1 authorized special taxes on real property in the South Beach portion of the Rincon Point-South Beach Redevelopment Project Area for the purposes of funding certain community facilities and maintaining those streetscape improvements as authorized under Section 53313 of the California Government Code and the Local Goals and Policies for Community Facilities District (Former Agency Resolution No. 79-2008 (July 15, 2008); and,

WHEREAS, In Forming CFD No. 1 and funding its facilities and services, the Former Agency exercised state authority under the Mello-Roos Act and not under the Community Redevelopment Law; and,

WHEREAS, As the successor in interest to the Former Agency, the Successor Agency to the Redevelopment Agency of the City and County of San Francisco (commonly known as the Office of Community Investment and Infrastructure) (the "Successor Agency" or "OCII") is the administrator of CFD No.1; and,

WHEREAS, On August 15, 2012, the Successor Agency authorized a Personal Services Contract with Forster & Kroeger Landscape Maintenance, Inc. ("Forster & Kroeger") to provide landscape maintenance services for a three-year period with options to extend for two separate one-year terms. The last extension was set to expire on August 15, 2017; and,

WHEREAS, On June 21, 2017, staff issued a Request for Proposals for landscape maintenance and related services for the CFD No.1 ("RFP") in accordance with OCII's Purchasing Policy and Procedures, inviting proposals to provide landscape maintenance and related services; and,

WHEREAS, On August 7, 2017, OCII entered into a letter agreement with Forster & Kroeger to extend the existing contract on a month-to-month basis to allow time for staff to complete the RFP process and to evaluate responses to the RFP; and,

WHEREAS, Two proposals were received and evaluated in accordance with the criteria set forth in the RFP. OCII staff determined that Forster & Kroeger Landscape Maintenance, Inc. ("Forster & Kroeger") is well qualified to provide landscape maintenance and related services for CFD-1 Rincon Point/South Beach based on its qualifications, proven experience and complete proposed budget. Forster & Kroeger currently is under contract to provide landscape maintenance services and has performed well throughout the term of the existing personal services contract. This Contract will allow the Contractor to continue to provide such services; and,

WHEREAS, OCII seeks to enter into new a Personal Services Contract ("Contract") with Forster & Kroeger Landscape Maintenance, Inc., for landscape maintenance services for an initial term of three years with one three-year option to extend at the discretion of the Executive Director; and,

WHEREAS, The amount of the Contract shall be \$249,436 with a contingency of \$25,000 for extra work on an as needed basis for a total aggregate amount not to exceed \$274,436; and,

WHEREAS, The Contract will be funded by the Community Facilities District No. 1 budget; and,

WHEREAS, The Contract is categorically exempt from the California Environmental Quality Act ("CEQA") pursuant to CEQA guidelines Section 15301(h), because the contract will allow for landscape maintenance and related services within a redevelopment project area and will not independently result in a significant physical effect on the environment; now therefore, be it,

RESOLVED, The Successor Agency Commission authorizes the Executive Director of the Office of Community Investment and Infrastructure to execute a Personal Services Contract with Forster & Kroeger Landscape Maintenance, Inc., a California corporation, for landscape maintenance services in Community Facilities District No. 1 for an initial term of three years with one three-year option to extend, and authorizing a total aggregate contract amount not to exceed \$274,436, substantially in the form approved by the Successor Agency's General Counsel.

I hereby certify that the foregoing resolution was adopted by the Commission at its meeting of October 3, 2017.

Commission Secretary