

COMMISSION ON COMMUNITY INVESTMENT AND INFRASTRUCTURE

RESOLUTION NO. 58-2015

Adopted October 6, 2015

APPROVING A FOURTH AMENDMENT TO THE CONSTRUCTION CONTRACT WITH AZUL WORKS, INC. FOR THE SHIPYARD ART INSTALLATION PROJECT, CONTRACT NO. HPS 01-14, AND EXTENDING THE DATE OF FINAL COMPLETION; HUNTERS POINT SHIPYARD REDEVELOPMENT PROJECT AREA

- WHEREAS, The agreement implementing the first phase of redevelopment of the Hunters Point Shipyard (“Shipyard”) is the Phase 1 Disposition and Development Agreement (“Phase 1 DDA”), between the Office of Community Investment and Infrastructure or “OCII” as successor to the San Francisco Redevelopment Agency and HPS Development Co, LP (the “Developer”); and,
- WHEREAS, On July 15, 2014, the Commission on Community Investment and Infrastructure (“Commission”) approved a construction contract with Azul Works, Inc. (“Azul Works”) to install eight public art pieces in the Hunter Point Shipyard Phase 1 parks and open space (the “Public Art Project”). The art pieces are part of the Cultural and Historic Recognition Program (“CHRP”) in the Phase 1 DDA Community Benefits Program. The project is funded through a grant from the United States Department of Commerce, Economic Development Administration (“EDA”) and,
- WHEREAS, OCII’s original contract with Azul Works was approved by the Commission on July 15, 2014 for \$263,000 with a \$26,000 contingency, for a total Commission authorized expenditure amount of \$289,000. The contract had a completion time frame of 165-days which ended on February 27, 2015. A First Amendment was executed prior to the completion date and provided for a time extension to May 31, 2015. A Second Amendment was executed for a time extension to August 31, 2015. A Third Amendment was executed for a time extension to September 30, 2015 and increased the authorized expenditure amount to \$306,430; and,
- WHEREAS, The CHRP public art pieces are to be located within the parks and open spaces of the first phase of development on Navy Parcel A. The Developer is responsible for building out the parks and providing a window of time and space for OCII to have the art pieces installed; and,
- WHEREAS, Seven of the eight art pieces have been installed. The remaining art piece, Nautical Swing, is still under fabrication, and has not been shipped to San Francisco. Matthew Geller, the artist of Nautical Swing, states that the art piece will be shipped in mid-October 2015. Given this shipping date, Azul Works determined that the art piece can be installed by October 31, 2015; now, therefore, be it
- RESOLVED, The Commission finds and hereby incorporates by reference the CEQA findings adopted in Resolutions No. 11-2000 and 58-2010, and hereby concurs with those findings. The Commission further finds that the proposed Fourth Amendment to the Azul Works contract does not cause new significant impacts not identified in the EIR Documents and that no new mitigation measures are necessary to reduce

significant impacts. Further, the Commission finds that no new information has become available showing that the Fourth Amendment would cause new significant impacts not identified in the EIR Documents and that no new mitigation measures are necessary to reduce significant impacts, and, therefore, no supplemental environmental review is required beyond the environmental review in the EIR Documents. Accordingly, no additional environmental review is required pursuant to CEQA Section 21166 and CEQA Guidelines Sections 15180, 15162, 15163 and 15164 in connection with approval of the Contract Amendment; and, be it further

RESOLVED, That the Commission authorizes the Executive Director to extend the date of Final Completion under the Shipyard Art Installation Project to a reasonable time after completion and delivery of the final art piece under the Public Art Project.

I hereby certify that the foregoing resolution was adopted by the Commission at its meeting of October 6, 2015.



Commission Secretary