



RESOLUTION INCREASING THE AMOUNT OF THE PROFESSIONAL SERVICES CONTRACT WITH MARK THOMAS & COMPANY, INC. BY \$117,231, TO A TOTAL AMOUNT NOT TO EXCEED \$598,181, FOR PLANNING, ENVIRONMENTAL, AND ENGINEERING SERVICES FOR THE FOLSOM STREET OFF-RAMP REALIGNMENT PROJECT DURING THE CONSTRUCTION PHASE, AND AUTHORIZING THE EXECUTIVE DIRECTOR TO MODIFY CONTRACT PAYMENT TERMS AND NON-MATERIAL CONTRACT TERMS AND CONDITIONS

WHEREAS, In July 2008, the San Francisco Redevelopment Agency (SFRA) entered into an agreement with the Transportation Authority, as Congestion Management Agency for San Francisco, to be the lead agency for the Folsom Street Off-Ramp Realignment Project; and

WHEREAS, The Project is a major component of the Streetscape and Open Space Plan for the Transbay Redevelopment Project Area; and

WHEREAS, SFRA had an agreement with the California Department of Transportation (Caltrans) to realign the ramp to provide a more functional intersection consistent with the area's redevelopment plan; and

WHEREAS, In February 2008, through Resolution 08-45, the Transportation Authority awarded a professional services contract to Mark Thomas & Company, Inc. (MTCO) in an amount not to exceed \$300,000 for planning, environmental, and engineering services for the Project; and

WHEREAS, In February 2012, with the dissolution of the State's redevelopment agencies, the project was put on hold; and

WHEREAS, The San Francisco Office of Investment and Infrastructure (OCII), Successor Agency to the Redevelopment Agency, authorized the completion of the work and requested that the Transportation Authority be the lead agency for the implementation of the project; and



WHEREAS, The total Project cost of \$3.5 million is included on the OCIP's Recognized Obligation Payment Schedule, which was approved by the California Department of Finance; and

WHEREAS, In June 2013, through Resolution 13-58, The Transportation Authority Board approved a contract amendment in the amount of \$123,070 to complete design services; and

WHEREAS, In September 2013 the Transportation Authority administratively amended the contract to add \$57,880 for unpaid cost owed to MTCO that had not been discovered earlier, to preserve the contract amendment amount of \$123,070 for the intended scope; and

WHEREAS, OCII has requested that the Transportation Authority to complete the steps necessary to pursue construction of the project, including procurement and award of contracts for construction management services and construction services, and provide project management and administrative services during the construction phase of work; and

WHEREAS, On November 19, 2013, the Commission on OCII approved a Memorandum of Agreement to authorize the Transportation Authority to provide project management, administrative, construction management, and construction services for the project, including design services during construction; and

WHEREAS, All costs, including the Transportation Authority's costs to manage and administer the contract, will be borne by OCII; and

WHEREAS, At its February 26, 2014 meeting, the Citizens Advisory Committee considered and unanimously adopted a motion of support for the staff recommendation; and

WHEREAS, At its March 11, 2014 meeting, the Finance Committee reviewed the subject request and unanimously recommended approval of the staff recommendation; now, therefore, be it

RESOLVED, That the Transportation Authority hereby increases the professional services contract with Mark Thomas & Company, Inc. by \$117,231, to a total amount not to exceed



\$598,181, for planning, environmental, and engineering services for the Folsom Street Off-Ramp Realignment Project during the construction phase; and be it further

RESOLVED, That the Executive Director is authorized to modify contract payment terms and non-material contract terms and conditions; and be it further

RESOLVED, That for the purposes of this resolution, “non-material” shall mean contract terms and conditions other than provisions related to the overall contract amount, terms of payment, and general scope of services; and be it further

RESOLVED, That notwithstanding the foregoing and any rule or policy of the Transportation Authority to the contrary, the Executive Director is expressly authorized to execute contracts and contract amendments that do not cause the total contract value, as approved herein, to be exceeded and that do not expand the general scope of services.



The foregoing Resolution was approved and adopted by the San Francisco County Transportation Authority at a regularly scheduled meeting thereof, this 25th day of March, 2014, by the following votes:

Ayes: Commissioners Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Tang, Wiener and Yee (10)

Nays: (0)

Absent: Commissioner Mar (1)

John Avalos *3-31-14*
John Avalos Date
Chair

ATTEST: *Tilly Chang* *4/1/14*
Tilly Chang Date
Executive Director