

**PUBLIC WORKS COMMISSION
CITY AND COUNTY OF SAN FRANCISCO**

RESOLUTION NO. 2022 - 0033

WHEREAS, Hunters Point Building 101 is located within the Redevelopment Plan for the Hunters Point Shipyard Redevelopment Project Area, and because Redevelopment Plan Areas are established under California Community Redevelopment Law, development is controlled by the respective Redevelopment Plan, rather than the Planning Code, and the Office of Community Investment and Infrastructure (“OCII”), the successor agency to the San Francisco Redevelopment Agency, has land use control within and is the lead agency responsible for compliance with the California Environmental Quality Act for the Hunters Point Shipyard Redevelopment Project Area; and

WHEREAS, Per OCII Commission Resolution RESO 02-2019, adopted February 19, 2019 (“RESO 02-2019”) which approved a Memorandum Of Understanding (“MOU”) between OCII and the Department of Public Works (“Department”) for design, securing of a construction permit, advertisement and bidding of a construction contract, and construction management through final closeout regarding Hunters Point Building 101 (“Project”), for a term of four years, with the full cost of construction and Public Works services not to exceed \$5,581,677, the OCII Commission has determined the Project is categorically exempt from the California Environmental Quality Act (“CEQA”) pursuant to Title 14 of the California Code of Regulations Section 15301, because the Project consists of repair, maintenance, and minor alteration of an existing structure, and will not directly cause any change in the physical environment; and

WHEREAS, The City and County of San Francisco, including the Board of Supervisors, Mayor, the Public Works Commission (“Commission”), and the Department, has taken and will take a variety of actions related to the Project, acting in the City’s capacity as a responsible agency as such term is defined in CEQA, Public Resources Code, Section 21069, and CEQA Guidelines Section 15381; and

WHEREAS, RESO 02-2019 has been made available for review by this Commission and the public, and those files are part of the record before this Commission; and

WHEREAS, On July 1, 2020, San Francisco Public Works awarded the contract for construction services for the Project to Arana Group Inc. (Contract No. 1000015270) and issued the notice to proceed for construction for the Project on February 1, 2021; and

WHEREAS, The original contract amount was \$3,249,256.31 and the original contract duration was 333 consecutive calendar days; and

WHEREAS, On December 29, 2021, the U.S. Department of Commerce’s Economic Development Administration (EDA) approved Time Extension Amendment No. 9, 07-49-05947, Amend 9 - Cover Letter (“Cover Letter,” attachment C) to extend the project close-out schedule to January 28, 2023; and

WHEREAS, The Cover Letter has been made available for review by this Commission and the public, and those files are part of the record before this Commission; and

WHEREAS, On June 27, 2022, the San Francisco Office of Contract Administration approved a contract cost contingency increase of \$324,925.63 and approved an extension to the contract duration of 100 consecutive calendar days per 1000015270 - Mayor Designee Change Order Request for Increase Amount Executed 6.27.2022 ("Change Order Request," attachment D); and

WHEREAS, The Change Order Request has been made available for review by this Commission and the public, and those files are part of the record before this Commission; and

WHEREAS, Due to the ongoing effects of the COVID-19 pandemic and unforeseen conditions of Building 101, Public Works' construction contractor experienced shortages of contractor-supplied labor and materials and construction delays, therefore an increase of contract cost contingency of \$324,925.63 has been requested to enable the Project to execute a pending construction change order; and

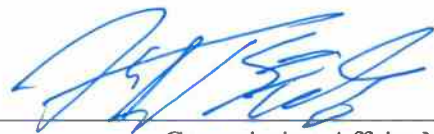
WHEREAS, In addition, an increase of 233 consecutive calendar days to the contract duration has been requested to enable the Project to extend the construction duration until the end of 2022 to close out the Project; now, therefore, be it

RESOLVED, The Commission, acting as the responsible agency under CEQA, has reviewed and considered RESO 02-2019, and hereby finds that since RESO 02-2019 was finalized, there have been no substantial project changes and no substantial changes in project circumstances that would require major revisions to RESO 02-2019 due to the involvement of new significant impacts, and there is no new information of substantial importance that would change the conclusion set forth in RESO 02-2019 pursuant to CEQA; and be it further

RESOLVED, That this Commission hereby approves an increase of \$324,925.63 to the contract cost contingency and an increase of 233 calendar days to the contract duration contingency to Contract No. 1000015270, Hunters Point Building 101 Renovation Project with the Arana Group Inc.; and be it further

RESOLVED, That this Commission hereby authorizes the Director of Public Works to approve modifications to the contract for a total contract amount of up to \$4,224,033.20 and a total contract duration of up to 699 calendar day.

I hereby certify that the foregoing resolution was adopted by the Public Works Commission at its meeting of December 16, 2022.



Commission Affairs Manager
Public Works Commission