

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

RESOLUTION NO. 2023-0096

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

WHEREAS, Per OCII Resolution RESO 02-2019 Adopted February 19, 2019 (“RESO 02-2019”), on file with the Commission and incorporated by reference herein, the design and construction activities performed under Contract ID No. 1000015270, for the Hunters Point Building 101 Renovation Project are categorically exempt from the California Environmental Quality Act (“CEQA”) pursuant to Title 14 of the California Code of Regulations Section 15301, because they consist of repair, maintenance, and minor alteration of an existing structure, and will not directly cause any change in the physical environment; and

WHEREAS, On October 9, 2020, San Francisco Public Works awarded the contract for construction services for the Project to Arana Group Inc. 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 for the Project 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 to extend the project close-out schedule to January 28, 2023; and

WHEREAS, The Amendment No. 9, 07-49-05947, 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 an extension to the contract duration of 105 consecutive calendar days (30% of original contract amount) per 1000015270 - Mayor Designee Change Order Request for Increase Duration Executed 3.28.2022 (“MDCORI”); and

WHEREAS, The Mayor Designee Change Order Request for Increase Duration Executed 3.28.2022 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 October 31, 2022, OCII MOU Second Amendment approved an Amendment to extend the project termination date to November 1, 2023, per Building 101 MOU Second Amendment Final_2023-0105; and

WHEREAS, The OCII MOU Second Amendment Final_2023-0105 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 December 16, 2022, the San Francisco Public Works Commission approved an extension to the contract duration of 233 consecutive calendar days (70% of original contract amount) per Public Works Commission Resolution 2022-0033 Contract Modification Hunters Point Building 101 2022-12-16; and

WHEREAS, Public Works Commission Resolution 2022-0033, Contract Modification Hunters Point Building 101, approved December 16, 2022, 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 a contract claim received by Public Works from the contractor Arana Group, Inc. in mid-December 2022, and subsequent claim processing, the financial and contract closeout was not reached until May 15, 2023. This resulted in a 135 consecutive calendar day increase to the contract duration to Final Completion. Therefore, an increase of 165 consecutive calendar days to the contract duration is requested to enable the Project to complete the administrative financial closeout of the contract. The previously approved Public Works Commission Resolution No. 2022-0033 extension to the contract duration of 233 consecutive days extended the contract to December 31, 2022 and Final Completion was issued on May 15, 2023; now, therefore, be it

RESOLVED, The Commission has reviewed and considered RESO 02-2019 and the record as a whole, finds that the RESO 02-2019 is adequate for its use as a decision-making body for the increase of 165 consecutive calendar days to the contract duration by this reference thereto as though set forth in this Resolution; and be it

FURTHER RESOLVED, The Commission further finds that since the 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; 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 duration of up to 864 calendar days.

I hereby certify that the foregoing resolution was adopted by the Public Works Commission at its meeting of October 6, 2023.



Commission Affairs Manager
Public Works Commission