

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

RESOLUTION NO. 2024-0031

WHEREAS, The work performed under the Golden Gate Avenue and Laguna Street Pavement Renovation and Sewer Replacement contract is now complete and approval of additional contract duration is being requested to allow for administrative documentation necessary to close out the contract; and

WHEREAS, The work contributes to the Public Works Street Resurfacing Program's overall goal of maintaining or improving the overall average condition of San Francisco streets and roadways maintained by Public Works; and

WHEREAS, The contract scope included pavement resurfacing, curb ramp upgrades, traffic control improvements, sewer replacement, and other associated infrastructure work on specified streets in the City and County of San Francisco; and

WHEREAS, On July 28, 2010, the Planning Department prepared and published for public review the Draft Mitigated Negative Declaration for the San Francisco Better Streets Plan (Case No. 2007.1238E or "BSP"), which included adoption of a set of citywide streetscape and pedestrian goals, objectives, policies, and design guidelines, as well as future strategies to improve the San Francisco pedestrian realm including sidewalks, crosswalks, and portions of the roadway and the Draft Mitigated Negative Declaration for the BSP was available for public comment; and

WHEREAS, On September 17, 2010, the Planning Department adopted the Final Mitigated Negative Declaration ("FMND") pursuant to the California Environmental Quality Act (California Public Resources Code Sections 21000 et seq.) ("CEQA") and determined the BSP would not have a significant effect on the environment based on the criteria of and Sections 15064 (Determining Significant Effect), 15065 (Mandatory Findings of Significance), and 15070 (Decision to Prepare a Negative Declaration) of the CEQA Guidelines (14 California Code of Regulations Sections 1500 et seq.) and the reasons documented in the FMND; and

WHEREAS, On October 28, 2010, the Planning Commission, in Resolution No. 18211 ("Planning Commission Resolution"), adopted findings under CEQA, the CEQA Guidelines, and Chapter 31 of the Administrative Code ("CEQA Findings"), and adopted a Mitigation Monitoring and Reporting Program ("MMRP") associated with the Better Streets Plan; and

WHEREAS, On May 18, 2022, the Planning Department issued a determination ("CEQA Determination") concluding that the pavement resurfacing, curb ramp upgrades, traffic control improvements, and other associated infrastructure work performed under this contract is within the scope of the FMND and would not require the preparation of a subsequent negative declaration under CEQA Guidelines Sections 15162 and 15168, provided that the applicable mitigation measures contained in the MMRP are implemented; and

WHEREAS, On December 19, 2022, the Planning Department issued a determination (“CEQA Determination”) concluding that the pavement resurfacing, curb ramp upgrades, traffic control improvements, and other associated infrastructure work performed under this contract is within the scope of the FMND and would not require the preparation of a subsequent negative declaration under CEQA Guidelines Sections 15162 and 15168, provided that the applicable mitigation measures contained in the MMRP are implemented; and

WHEREAS, On December 7, 2021, Public Works awarded Michael O’Shaughnessy Construction, Inc. a construction contract for Golden Gate Avenue and Laguna Street Pavement Renovation and Sewer Replacement work in the amount of \$7,122,075.54 with contract duration of 305 calendar days with a Notice to Proceed on May 16, 2022; and

WHEREAS, An original contingency duration amounted to 31 calendar days; and

WHEREAS, An increase of 130 calendar days to the contract duration is requested due to contractor encountering delays of pipe delivery from a material supplier for sewer work during construction; and

WHEREAS, Unforeseen conditions which included encountering subsurface hard rock and discovering conflicts with active existing utilities near Geary Boulevard and Laguna Street resulted in increased work to install a new sewer in the project; now, therefore, be it

RESOLVED, The Commission hereby approves the increase to the construction contract duration by 130 consecutive calendar days to contract #1000016595 with Michael O’Shaughnessy Construction, Inc. for a total duration not to exceed 466 calendar days.

I hereby certify that the foregoing resolution was adopted by the Public Works Commission at its meeting of April 22, 2024.



Commission Affairs Manager
Public Works Commission