

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

RESOLUTION NO. 2024-0084

WHEREAS, The work performed under the Transit U Improvement Project (Sourcing Event ID No: 0000004116) consists of sidewalk widening, curb ramp and sidewalk enhancements, street light upgrades, traffic control improvements, sewer upgrades, transit island improvements on Fremont Street at Market Street, and roadway replacement on Fremont Street and 1st Street from Market Street to Mission Street, and along Mission Street from 1st Street to Fremont Street, in San Francisco, California (the "Project"); and

WHEREAS, On May 24, 2012, the San Francisco Planning Commission in Motions 18628 and 18629 adopted the Transit Center District Plan, certified its Final Environmental Impact Report ("FEIR"), and adopted findings ("CEQA Findings") including a statement of overriding considerations and a mitigation monitoring and reporting program ("MMRP") pursuant to the California Environmental Quality Act ("CEQA"); on September 7, 2012, the San Francisco Board of Supervisors in Ordinance 185-12 adopted the Transit Center District Plan; and the FEIR contains analysis at a program level for adoption and implementation of the Transit Center District Plan as well as project-level environmental review for the Transit Center Tower; and

WHEREAS, On April 5, 2022, the SFMTA Board of Directors approved Resolution No. 220405-025 approving the Project, including sidewalk widening that comprise part of the Project; and

WHEREAS, On January 13, 2021, the Planning Department issued a note to file to the FEIR ("Note to File") to support the Planning Department's determination that no supplemental environmental review is required for the proposed Project, concluding that the environmental effects of proposed changes to the Project are within the scope of the analysis for the public realm in the FEIR; and

WHEREAS, The Project's cost estimate was \$3,400,000, and the contract duration is five hundred (500) consecutive calendar days; and

WHEREAS, On May 6, 2024, San Francisco Public Works ("Public Works") advertised the contract for bids, and on May 29, 2024, Public Works received three (3) bids; and

WHEREAS, Public Works staff and the Contract Monitoring Division (CMD) staff reviewed the bids and application of bid preferences and determined that R&S Construction Management, Inc. is the responsive and responsible bidder that submitted the lowest bid; and

WHEREAS, CMD established a Local Business Enterprise (LBE) subcontracting requirements of 25% for this contract and the contractor committed to LBE participation of 39.5% in its bid submittal, and Public Works received CMD's recommendation to award; and

WHEREAS, The contract amount is \$4,586,398.50; and WHEREAS, The contract duration is 500 consecutive calendar days; and

WHEREAS, The Public Works Commission has reviewed the FEIR, the Planning Commission Motions, the CEQA Findings, and the Note to File, and the preceding documents are on file with the Public Works Commission Affairs Manager, and are incorporated herein by reference; now, therefore, be it

RESOLVED, That this Commission finds that the FEIR is adequate for its use as the decision-making body for the approval of the contract for the Project and incorporates the CEQA Findings by this reference as though set forth in this Resolution and adopts the MMRP; and be it

FURTHER RESOLVED, That this Commission finds that since the FEIR was finalized, there have been no new significant impacts or a substantial increase in the severity of impacts identified and analyzed in the FEIR, no changes have occurred in the Project since the adoption of the FEIR that would cause new significant impacts or a substantial increase in the severity of impacts identified and analyzed in the FEIR, and no new information has emerged that would materially change the analysis or conclusions set forth in the FEIR; and that the actions approved herein would not necessitate implementation of additional or considerably different mitigation measures than those identified in the FEIR; and be it

FURTHER RESOLVED, That in compliance with Chapter 31 of the San Francisco Administrative Code, this Commission adopts as its own the CEQA Findings and the Planning Department's determination in the Note to File that there is no substantial evidence that the Project could have a significant effect on the environment; and be it

FURTHER RESOLVED, That this Commission hereby awards Transit U Improvement Project (Sourcing Event ID No: 0000004116), to R&S Construction Management, Inc. in the amount of \$4,586,398.50 with \$458,639.85 for contingency and a contract duration of 500 consecutive calendar days with 50 consecutive calendar days of contingency to complete the Project.

I hereby certify that the foregoing resolution was adopted by the Public Works Commission at its meeting of October 17, 2024.



Commission Affairs Manager
Public Works Commission