

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

RESOLUTION NO. 2024-0029

WHEREAS, The work to be done under this contract consists of a new protected, two-way cycle track with raised crosswalks, curb ramps, widened sidewalks, pavement renovation, drainage, water, traffic signal, structural, and other associated infrastructure works on Beale Street between Market and Folsom Streets, in San Francisco, California (the “Project”); and

WHEREAS, On May 24, 2012, the San Francisco Planning Commission certified the Final Environmental Impact Report (“FEIR”) for the Transit Center District Plan (TCDP) and Transit Tower Project (Planning Department Case Numbers 2007.0558E) in fulfillment of the requirements under the California Environmental Quality Act (CEQA); Following the certification of the FEIR, the San Francisco Municipal Transportation Agency proposed modifications to Beale Street (i.e., the Active Beale Street Project) to refine the project analyzed in the FEIR. As refined, the modified project referred to here as ‘Active Beale Street Project’ would establish a transit-only lane on Beale Street between Market and Natoma streets and associated changes; and

WHEREAS, On May 21, 2020, the San Francisco Municipal Transportation Agency proposed modifications to Beale Street and submitted documentation to the Planning Department that the modifications of the Active Beale Street Project were within the scope of the FEIR analysis. Elements of the project under the jurisdiction of the SFMTA Board of Directors were approved by the Board in resolution 200616-057 on June 16, 2020; and

WHEREAS, On July 13, 2021, the Planning Department issued a Memo to File to the FEIR (“Memorandum 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 modifications described and analyzed in the attachments are within the scope of the analysis in the FEIR. No further environmental review is required. This Memo to File supersedes the previous Note to File filed on May 21, 2020; and

WHEREAS, The Project’s cost estimate was \$2,201,377.00, and the contract duration is three hundred and fifteen (315) consecutive calendar days; and

WHEREAS, On October 24, 2024, San Francisco Public Works (“Public Works”) advertised the contract for bids, and on December 4, 2024, Public Works received six (6) bids; and

WHEREAS, Public Works staff and the Contract Monitoring Division (CMD) staff reviewed the bids and application of bid preferences and determined that Esquivel Grading and Paving, Inc. is the responsive and responsible bidder that submitted the lowest bid; and

WHEREAS, CMD established a Local Business Enterprise (LBE) subcontracting requirements of 23% for this contract and the contractor committed to LBE participation of 31.65% in its bid submittal, and Public Works received CMD's recommendation to award; and

WHEREAS, The contract amount is \$1,841,494.50; and

WHEREAS, The contract duration is 315 consecutive calendar days; and

WHEREAS, The Public Works Commission has reviewed the FEIR, the Memorandum to File, 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 Beale Street Improvement Project Phase 1 (Sourcing Event ID No: 0000004678), to Esquivel Grading & Paving, Inc. in the amount of \$1,841,494.50 with \$184,149.45 for contingency and a contract duration of 315 consecutive calendar days with 30 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 March 13, 2025.



Commission Affairs Manager
Public Works Commission