



Meeting Date: December 02, 2022

To: Public Works Commission
Lauren Post, Chair
Fady Zoubi, Vice Chair
Lynne Newhouse Segal
Paul Woolford

Through: Carla Short, Interim Public Works Director
Ron Alameida, Deputy Director & City Architect

From: Olivia Lee, Contract Manager

Subject: As-Needed Project Controls & Construction Management Services No. 1,
Contract ID 1000024508
- Contract Modification

Director's Recommendation: Approve Modification No. 1 to As-Needed Project Controls & Construction Management Services No. 1 Contract ID 1000024508 with TMI - CMP, Joint Venture to increase the not-to-exceed contract amount by \$1,500,000 for a new not-to-exceed amount of \$4,500,000.

Contract Background: TMI - CMP, Joint Venture, with its team of sub-consultants, provides project controls & construction management services on an as-needed basis. Services to be performed include but are not limited to, project scheduling, cost estimating, and constructability review, construction inspection, training, public and community relations, public affairs, dispute resolution, report investigations, technical advice, and other related services. Consultant may be required to provide the requested services for an entire project or for a portion of a project or for any project phase.

Reason for Modification: The proposed modification would increase the contract amount by \$1,500,000. The additional contracting capacity will be used to award additional contract service orders under the As-Needed Project Controls & Construction Management Services No. 1 on as-needed basis. These as-needed contract service orders are necessary to support Public Works staff with their workload and to harness the consultant's specialized services.

Contract Details:

Contract Title:	As-Needed Project Controls & Construction Management Services No. 1
Personal Services Contract No. (Required for Professional Services Only):	The Civil Service Commission approved the original contract on July 19, 2021 (48865-20/21), and the Department of Human Resources approved the increased contract amount on August 24, 2022.
Contract Original Award Amount:	\$3,000,000
Contract Original Duration:	1,825 days
Contractor Name:	TMI - CMP, Joint Venture

Summary of Total Amounts:

	Contract Amount	Contract Duration	Contract Dates
Original Contract Amount:	\$3,000,000.00	1,825 Days	4/12/2022 – 4/11/2027
Previous Approved Modifications:	-	-	-
Proposed Modification:	\$1,500,000.00	0 days	4/12/2022 – 4/11/2027
Total Contract Values:	\$4,500,000.00	1,825 Days	4/12/2022 – 4/11/2027

Previously Approved Modifications:

Modification	Amount	Extension (days)	Description
N/A	N/A	N/A	N/A
Contract Funding Sources:	Client Funding, depending on the project		
Compliance Information:	<p>Public Works Contract Administration staff verified that the Consultant complies with the Equal Benefits Provisions of Chapter 12B and 12X of the City’s Administrative Code.</p> <p>Contract Monitoring Division (CMD) established a Local Business Enterprise (LBE) subcontracting requirement of 25% for this agreement.</p> <p>Consultant TMI - CMP, Joint Venture committed to LBE subconsultant participation of 25% in its proposal.</p>		

Related Commission Actions:	N/A
Additional Information:	N/A
Attachments:	Attachment 1: CMD Approval of MA Mod Attachment 2: Resolution

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

RESOLUTION NO. 2022-_____

WHEREAS, On April 1, 2022, San Francisco Public Works awarded As-Needed Project Controls & Construction Management Services No. 1 Contract ID 1000024508 to TMI - CMP, Joint Venture in the amount of \$3,000,000 with a contract duration of 1,825 calendar days; and

WHEREAS, An increase to the not-to-exceed Contract Amount by \$1,500,000 is requested for As-Needed Project Controls & Construction Management Services No. 1; and

WHEREAS, On August 24, 2022, Department of Human Resources approved the modification of Professional Service Contract (PSC) to increase its amount; and

WHEREAS, This \$1,500,000 increase to the contract will still be within the approved PSC Amount; now, therefore, be it

RESOLVED, That this Commission hereby approves an increase to the not-to-exceed (NTE) Contract Amount by \$1,500,000 for As-Needed Project Controls & Construction Management Services No. 1, with TMI - CMP, Joint Venture.

I hereby certify that the foregoing resolution was adopted by the Public Works Commission at its meeting of December 02, 2022.

Robert Fuller, Commission Affairs Manager
Public Works Commission



CONTRACT MONITORING DIVISION CITY ADMINISTRATOR'S OFFICE



London N. Breed, Mayor
Carmen Chu, City Administrator

Romulus Asenloo, Director

MEMORANDUM

Date: September 1, 2022

To: SAR Team, Public Works
Contract Administration, Public Works

From: Antonio Tom, Contract Compliance Officer, CMD

Subject: AN Project Controls & Construction Management Services No. 1
TMI-CM Pros JV
Contract ID 1000024508, DPW Order Number 206,184, Modification 1

Public Works has requested a modification for the above referenced contract by increasing the contract amount by \$1,500,00.00 for a total agreement amount of \$4,500,000.00. Per the Public Works, the scope of work for Modification No.1 consists of continuation of Project Controls & Construction Management Services on as-needed basis.

The LBE subcontracting participation requirement established for this contract is 25%.

The current LBE participation is as follows:

Subcontractor	Scope of Work	LBE Status	Credited Participation	Participation To-Date Invoiced	Participation To-Date Invoiced
ABA Global, Inc.	Construction Management	LBE-MBE	7.00%	\$0.00	0.00%
JBR Partners, Inc.	Public Relations/ Community Outreach/Partnering	LBE-MBE	1.00%	\$0.00	0.00%
John Imhoff Architect	Constructability/Design Review	LBE-OBE	1.00%	\$0.00	0.00%
Onward Consulting Group	Construction Management	LBE-MBE	5.00%	\$0.00	0.00%
Pro-Tec Safety Consultants, Inc.	Safety Support	LBE-MBE	1.00%	\$0.00	0.00%
The Thier Group	Construction Management	LBE-WBE	5.00%	\$0.00	0.00%
380 Construction Management	Inspection	LBE-MBE	5.00%	\$0.00	0.00%
APEX Testing Laboratory	Materials Testing, Testing Lab, Specialty Inspection	SBA-LBE	0.00%	\$0.00	0.00%

		TOTAL	25.00%	\$0.00	0.00%
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To avoid an LBE shortfall at contract close, it is recommended the prime give work to the LBE(s) listed at time of bid to the maximum extent possible. If the listed firms are unable to perform work due to the nature of CSO Task Orders, the prime should perform good faith outreach to add additional LBEs for work on other scopes. If at contract close there is an LBE shortfall, and it has been determined work could have gone to LBEs, the prime may be subject to sanctions.

Additionally, since there is no invoiced amount to date, CMD cannot confirm if the JV partners are meeting their CMD JV Partner participation.

Going forward, Public Works staff and TMI-CM Pros JV will obtain CMD approval for each subconsultant addition and LBE substitution according to established procedures, and in order to ensure compliance with the LBE ordinance and requirements, must notify CMD of any changes to the scope of work as well as any changes to information provided to CMD. Contingent on the conditions set forth above, CMD approves the subject modification.

Should you have any questions, please contact me at antonio.tom@sfgov.org.