

1 [CONTRACT MODIFICATION]

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3 **Resolution authorizing the Municipal Transportation Agency to enter into Amendment**
4 **No. 4 to Municipal Railway Contract No. CS-103 with Booz Allen & Hamilton Inc., for**
5 **further engineering services through closeout of MUNI's Light Rail Replacement**
6 **Program, for (1) further consulting services through closeout of MUNI's light rail**
7 **vehicle replacement program, (2) a contract increase not to exceed \$1,500,998, for a**
8 **total contract amount not to exceed \$17,223,352; and (3) a contract extension**
9 **through December 31, 2007.**

10 WHEREAS, MUNI is procuring 151 light rail vehicles through its contract with Breda
11 Costruzioni Ferroviarie S.p.A, now known as ANSALDOBREDA S.p.A ("Breda Contract");
12 and,

13 WHEREAS, On July 8, 1997, the City's Public Transportation Commission (PTC)
14 adopted Resolution No.97-083, which authorized the General Manager of Public
15 Transportation to execute Contract No.CS-103 with Booz-Allen Hamilton Inc. ("Consultant")
16 for professional services related to Breda Contract, in the amount of \$3,406,509, and for a
17 term of five years; and,

18 WHEREAS, On March 24, 1998, the PTC approved Resolution No. 98-028, which
19 authorized the execution of Amendment No. 1 to Contract No. CS-103, to add to the scope of
20 work the performance of general tasks, including warranty, reliability and post-delivery support
21 for the Breda Contract, and as a result, to increase the compensation to be paid Consultant to
22 an amount not to exceed \$6,354,821; and,

23 WHEREAS, On April 6, 1999, the PTC approved Resolution No. 99-033, which
24 authorized the execution of Amendment No. 2 to Contract No. CS-103, to increase the

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1 contract amount to \$15,722,354, for the provision of engineering support services through the
2 completion of the procurement contracts for 136 light rail vehicles and ATCS on-board
3 equipment; and

4 WHEREAS, The original scope of work approved under Amendment No. 2 was divided
5 into two portions. The first portion covered the delivery of the first two light rail vehicles and
6 the associated engineering costs. The remaining work, to extend procurement support for the
7 balance of the 59-vehicle order, was included in Supplemental Amendment No. 2, approved
8 by the Board of Supervisors under Resolution No. 72-00 on January 31, 2000; and

9 WHEREAS, A copy of the Contract, as well as Amendment No. 1, Amendment No. 2
10 and Supplemental Amendment No. 2 to the Contract are on file with the Clerk of the Board of
11 Supervisors in File No. 992308; and

12 WHEREAS, On September 17, 2002, the Municipal Transportation Agency Board of
13 Directors ("MTA Board") adopted Resolution No. 02-112, which authorized the execution of
14 Amendment No. 3 to Contract No. CS-103, extending the term of the contract through
15 October 8, 2005, in accordance with the current Breda Contract schedule and with no
16 increase to the Contract amount; and

17 WHEREAS, On January 20, 2004, the MTA Board adopted Resolution No. 04-016,
18 which approved a request for a supplemental appropriation for \$12,275,000 in lease-
19 leaseback revenues to fund the work in Modification No. 12 to the Breda Contract, and related
20 consultant and administrative costs; and

21 WHEREAS, On February 17 2004, the MTA Board adopted Resolution No. 04-027,
22 which authorized the execution of Amendment No. 4 to Contract No. CS-103 with Consultant,
23 for (1) further consulting services through closeout of MUNI's light rail vehicle replacement
24 program, (2) a contract increase not to exceed \$1,500,998, for a total contract amount not to
25 exceed \$17,223,352; and (3) a contract extension through December 31, 2007; and

1 WHEREAS, The MTA Board conditioned approval of Amendment No. 4 on approval
2 of the supplemental appropriation; now, therefore, be it

3 RESOLVED, That this Board of Supervisors approves Contract Amendment No. 4 to
4 Contract No. CS-103 with Booz Allen & Hamilton Inc., in a form substantially as contained in
5 Board File No. _____, for (1) further consulting services through closeout of
6 MUNI's light rail vehicle replacement program, (2) a contract increase not to exceed
7 \$1,500,998, for a total contract amount not to exceed \$17,223,352; and (3) a contract
8 extension through December 31, 2007; and be it further

9 RESOLVED, That the approval of the Contract Modification is subject to this Board's
10 approval of a supplemental appropriation of \$12,275,000 in lease-leaseback revenues for the
11 Municipal Transportation Agency under a separate action item..

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Recommended:

Approved: _____
Mayor

Department Head

Approved: _____
Controller