

# **PUBLIC UTILITIES COMMISSION**

City and County of San Francisco

RESOLUTION NO. 23-0119

WHEREAS, The San Francisco Public Utilities Commission (SFPUC) requires an improved collection system capacity and increased flood resilience during wet weather months within the area around 17th and Folsom Streets in the City and County of San Francisco to comply with the California Regional Water Quality Control Board Clean-up and Abatement Order R2-2021-0021; and

WHEREAS, On September 25, 2018, by Resolution No. 18-0154, this Commission awarded Contract No. PRO.0101, Tunnel Engineering Services of the Folsom Area Stormwater Improvement Project, with an amount not-to-exceed \$5,700,000, and with a duration of one year and six months, with McMillen Jacobs Associates/Stantec, Joint Venture (MJA/S); and

WHEREAS, On May 19, 2020, the General Manager executed Modification No. 1 to Contract No. Contract No. PRO.0101, Tunnel Engineering Services of the Folsom Area Stormwater Improvement Project, increasing the contract duration by four months to account for unforeseen conditions due to discovery of underground foundations supporting Caltrans' US-101 freeway within the tunnel alignment and to allow the design team to estimate the cost for additional alternatives analysis and the engineering work required to modify the Caltrans foundations, extending the contract term to one years and ten months, with no change to the Contract amount; and

WHEREAS, On August 25, 2020, by Resolution No. 20-0188, the Commission approved Modification No. 2 to Contract No. Contract No. PRO.0101, Tunnel Engineering Services of the Folsom Area Stormwater Improvement Project, increasing the contract amount by \$4,000,000 and extending the contract duration by one year two months, to provide design services to address unforeseen conditions (discovery of US-101 foundations within the tunnel alignment), to evaluate two design alternatives based on their technical merits and expected risks, and allow MJA/S to continue with the tunnel design for the proposed Project, increasing the total not-to-exceed contract amount to \$9,700,000, and extending the contract term to three years; and

WHEREAS, On August 10, 2021, by Resolution No. 21-0129, the Commission approved Modification No. 3 to Contract No. Contract No. PRO.0101, Tunnel Engineering Services of the Folsom Area Stormwater Improvement Project, extending the contract duration by one year and seven months to account for delays in obtaining the right-of-way contracts needed for the proposed Project, extending the contract term to four years and seven months, with no change in the contract amount; and

WHEREAS, On April 11, 2023, by Resolution No. 23-0069, the Commission approved Modification No. 4 to Contract No. Contract No. PRO.0101, Tunnel Engineering Services of the Folsom Area Stormwater Improvement Project, extending the contract duration by six months to allow time to prepare more detailed budgetary information for Caltrans-requested design requirements, extending the contract term to five years and one month with no change in the contract amount; and

WHEREAS, Staff recommends approval of proposed Modification No. 5 to increase the Contract amount by 7,500,000, and extend the Contract duration by four years, to address Caltrans' additional design and analysis requirements for the US-101 foundation modification, to perform analysis on how the launch shaft affects US-80 foundation, to support City-staff on the upstream sewer box design, and to provide funding and contract duration for engineering support during bid phase and construction, increasing the total not-to-exceed contract amount to \$17,200,000 and extending the contract term to nine years and one month; and

WHEREAS, On September 23, 2021, the San Francisco Planning Department determined the Project to be categorically exempt from environmental review under California Environmental Quality Act (CEQA) Guidelines section 15302, Class 2 (Replacement or Reconstruction) and CEQA Guidelines section 15303, Class 3 (New Construction or Conversion of Small Structures) under Case Number 2021-002217ENV; and

WHEREAS, If project design services under this contract lead to future changes in the project description, no work associated with those changes would occur until the proposed work is reviewed and determined whether environmental review under CEQA has already been conducted, or is required, and if required, the appropriate CEQA review is conducted; and

WHEREAS, Funding for this contract is available from Project No. 10038471, Folsom Area Stormwater Improvement Project; now, therefore, be it

RESOLVED, That this Commission hereby approves Modification No. 5 to Sewer System Improvement Program funded Contract No. Contract No. PRO.0101, Tunnel Engineering Services of the Folsom Area Stormwater Improvement Project, with MJA/S, to increase the Contract amount by \$7,500,000, 7,500,000 and to extend the Contract duration by four years, for a total not-to-exceed contract amount of \$17,200,000, and a total duration of nine years and one month, subject to the Board of Supervisors approval under Charter Section 9.118.

*I hereby certify that the foregoing resolution was adopted by the Public Utilities Commission at its meeting of June 13, 2023*



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*Secretary, Public Utilities Commission*