

# **PUBLIC UTILITIES COMMISSION**

City and County of San Francisco

RESOLUTION NO. 24-0042

WHEREAS, The San Francisco Public Utilities Commission (SFPUC) Regional Groundwater Storage and Recovery project is necessary to provide additional dry year water supply and includes construction of up to 13 groundwater well stations that will connect to three wholesale customers on the Upper Peninsula and to SFPUC's transmission system; and

WHEREAS, On October 27, 2023, SFPUC advertised Contract No. WD-2878B, Regional Groundwater Storage and Recovery Phase 2B; and

WHEREAS, The Engineer's Estimate is \$8,000,000 for this construction contract work to install a groundwater pump system and appurtenances at the South San Francisco Main Well; and

WHEREAS, The contract duration is 900 consecutive calendar days; and

WHEREAS, On December 14, 2023, SFPUC received and publicly opened a single bid in the amount of \$6,478,750, which was below the engineer's estimate of \$8,000,000, and San Francisco Administrative Code section 6.23(c)(2) permits award of a contract to a sole bidder if the bid is below the Engineer's Estimate; and

WHEREAS, SFPUC staff and Contract Monitoring Division reviewed the single bid and have determined that JMB Construction, Inc. is the responsible bidder with the lowest responsive bid; and

WHEREAS, The Contract Monitoring Division established a 11% Local Business Enterprise (LBE) subcontracting requirement for this Contract, and JMB Construction, Inc. committed to 19.19% LBE subcontractor participation in its bid submittal; and

WHEREAS, On October 30, 2008, the San Francisco Planning Commission certified the Final Program Environmental Impact Report (Program EIR) (Case Number 2005.0159E) for the Water System Improvement Program; and

WHEREAS, On August 7, 2014, the Planning Commission certified the Final Environmental Impact Report (Final EIR) for the Regional Groundwater Storage and Recovery Project (Case Number 2008.1396E), which is tiered from the 2008 Program EIR; and

WHEREAS, On August 12, 2014, by Resolution No. 14-0127, this Commission approved the Regional Groundwater Storage and Recovery Project and adopted California Environmental Quality Act (CEQA) findings (CEQA Findings) and a Mitigation Monitoring and Reporting Program required by the CEQA; and

WHEREAS, On October 29, 2020, the Planning Department issued a Minor Project Modification to the Final EIR for a new 8-inch water pipeline alignment for the Site 11 well site; and on June 3, 2022, the Planning Department issued a Minor Project Modification to the Final EIR for a utility potholing investigation at various locations, and for a new Pacific Gas and Electric electrical service connection for the Site 11 well site; and on July 18, 2023, the Planning Department issued a Minor Project Modification to the Final EIR for additional staging areas to support construction and development of the Site 11 well site; and the Planning Department determined that no supplemental environmental review was needed; and

WHEREAS, The work under Contract No. WD-2878B, Regional Groundwater Storage and Recovery Phase 2B is within the scope of the project authorized under the Final EIR and Minor Project Modifications; and

WHEREAS, The San Francisco Planning Department is the custodian of records, located in File No. 2008.1396E, at 49 South Van Ness Avenue, Suite 1400, San Francisco, California, 94103, which have been made available for review by this Commission and the public, and those files are part of the record before this Commission; and

WHEREAS, The Project files, including the Final EIR, Minor Project Modifications to the Final EIR, Resolution No. 14-0127, CEQA Findings and the Mitigation Monitoring and Reporting Program have been made available for review by this Commission and the public, and those files are part of the record before this Commission; and

WHEREAS, This Commission has reviewed and considered the information contained in the Final EIR, the findings contained in SFPUC Resolution Number 14-0127, the Minor Project Modifications to the Final EIR and all written and oral information provided by the Planning Department, the public, relevant public agencies, SFPUC and other experts and the administrative files for the Project; now, therefore, be it

RESOLVED, That this Commission has reviewed and considered the Final EIR and the Minor Project Modifications and the record as a whole, finds that the Final EIR is adequate for its use as the decision-making body for the Project and incorporates the CEQA findings contained in Resolution Number 14-0127 by this reference thereto as though set forth in this Resolution; and be it

FURTHER RESOLVED, That this Commission further finds that since the Final EIR as modified by the Minor Project Modifications were finalized, there have been no substantial project changes and no substantial changes in project circumstances that would require major revisions to them due to the involvement of new significant environmental effects or an increase in the severity of previously identified significant impacts, and there is no new information of substantial importance that would change the conclusions set forth in them; and be it

FURTHER RESOLVED, That this Commission hereby awards Contract No. WD-2878B, Regional Groundwater Storage and Recovery Phase 2B, in the amount of \$6,478,750, for a duration of 900 consecutive calendar days, to the sole responsible bidder that submitted a responsive bid, JMB Construction, Inc.

*I hereby certify that the foregoing resolution was adopted by the Public Utilities Commission at its meeting of February 27, 2024.*

  
Secretary, Public Utilities Commission