

PUBLIC UTILITIES COMMISSION

City and County of San Francisco

RESOLUTION NO. 24-0156

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

WHEREAS, On July 27, 2021, by Resolution No. 21-0116, the Commission awarded Contract No. PRO.0164, Engineering Services for the Lower Alemany Area Stormwater Improvement Project, to McMillian Jacobs Associates (dba Delve Underground), to provide specialized tunnel engineering and design of large underground sewer infrastructure and seismic analysis services, with a not-to-exceed contract amount of \$7,500,000 and a duration of six years; and

WHEREAS, On January 23, 2024, by Resolution No. 24-0011, the Commission authorized Amendment No. 1 to Contract No. PRO.0164, Engineering Services for the Lower Alemany Area Stormwater Improvement Project, increasing the contract amount by \$2,000,000 to account for a design addition to the tunnel and large box sewer alignment and connections, increasing the total not-to-exceed contract amount to \$9,500,000, with no change to the contract duration; and

WHEREAS, Staff recommends the Commission approve Amendment No. 2 to increase the contract amount by \$8,300,000 and extend the contract duration by three years, for a total not-to-exceed contract amount of \$17,800,000 and a total contract duration of nine years, to provide additional specialized bridge structure assessment, modeling, structural designs, geotechnical engineering services, and to provide engineering support during construction, start-up and close-out to the Lower Alemany Area Stormwater Improvements Project; and

WHEREAS, Funds are available from Wastewater Enterprise Sewer System Improvement Program, Project No. 10034360, Lower Alemany Area Stormwater Improvement; and

WHEREAS, Authorization to amend this professional services agreement does not fall within the definition of a “project” under California Environmental Quality Act (CEQA) Guidelines section 15378 because work under the agreement will consist of engineering design and support services, and SFPUC will not authorize any engineering support for construction, start-up, and close-out services under this contract until CEQA review is complete and until this Commission has reviewed and considered the CEQA determination and has approved the project; and

WHEREAS, The SFPUC will not authorize the contractor to commence any geotechnical or hazardous material field investigation work under this contract until the proposed work is reviewed and any appropriate environmental review under the CEQA, if required, has been completed; and

WHEREAS, Authorization to amend this professional services agreement is not an approval of the proposed Lower Alemany Area Stormwater Improvement Project and SFPUC retains discretion to, among other things, modify the proposed project to mitigate significant environmental impacts, require the implementation of specific measures to mitigate any significant environmental impacts of the projects, or reject the project, following completion of environmental review; now, therefore, be it

RESOLVED, That this Commission hereby approves Amendment No. 2 to Contract No. PRO.0164, Engineering Services for the Lower Alemany Area Stormwater Improvement Project, with McMillian Jacobs Associates (dba Delve Underground), increasing the contract by \$8,300,000 and extending the contract duration three years, for a total not-to-exceed contract amount of \$17,800,000 and a total contract duration of nine years, subject to 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 25, 2024.

Cirilo Espinoza

Acting Commission Secretary, Public Utilities Commission