

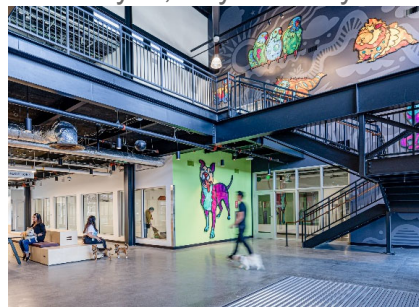
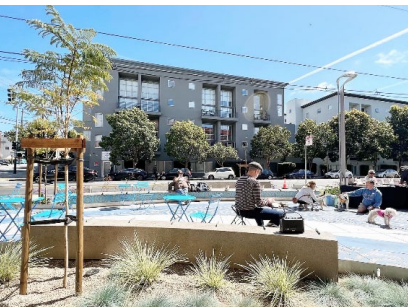
September 19, 2024, Presentation to Government Audit and Oversight Committee



Request: Delegation of Approval Authority to Public Works for Contracts with Office of Community Investment and Infrastructure (“OCII”) for Transbay Projects

To Allow Public Works to enter into and amend contracts with OCII for the Transbay Projects; and authorizing the Department of Public Works to execute certain access agreements necessary to further the development of the Transbay Projects.

Kathleen O'Day, Project Manager Public Works
Yadira Taylor, City Attorney



Background Information



The Board of Supervisors approved a Redevelopment Plan for the Transbay Project Area by Ordinance No. 124-05, in June 2005, and by Ordinance No. 99-06, in May 2006.

To assist The Successor Agency (commonly known as the Office of Community Investment and Infrastructure or “OCII”) in meeting its obligations under the Transbay Project, OCII partnered with the Department of Public Works to provide infrastructure delivery support and coordination services, project management, construction management, construction administration, and other professional services related to the design, engineering, and delivery of the proposed Transbay Project park and streetscape improvements.

The eligible reimbursements to the City for these Project Services are estimated to exceed \$1 million. Under Charter Section 9.118(a), the Board of Supervisors must approve revenue contracts entered into by a department having anticipated revenue to the City of \$1 million or more.

The Dissolution Law establishes that OCII is a separate legal entity from the City. Under Ordinance No. 215-12, however, the Board of Supervisors, in its capacity as the legislative body for the City, must approve OCII’s annual budget. OCII’s annual budget is initially approved by the Successor Agency Commission and subsequently requires the approval of the Mayor and Board.

The Project Services supplied by the Department of Public Works also requires that OCII and the City execute property access agreements to allow the City and City contractors to enter OCII property to perform the Project Services.

Public Works/OCII Transbay Project Contracts



TRANSBAY PROJECT CONTRACTS between OCII & Public Works

1. UNDER RAMP PARK

(approx. \$64M total Project budget)

- a. Pre-construction phase MOU (current)
- b. Construction phase MOU (future)

2. BLOCK 3 PARK AND STREETScape

(approx. \$44M total Project budget)

a. Phase I: Streetscape Infrastructure

- Pre-constructure phase MOU (current)
- Construction phase MOU (future)

b. Phase II & III: Block 3 Park & Tehama Street

- Pre-constructure phase MOU (on hold)
- Construction phase MOU (future)

Request for Approval of the Ordinance for Authority for Public Works Contracts with OCII



1. Delegation of Authority Under Charter Section 9.118(a) to the Director of Public Works.

Request for Approval from the Board of Supervisors to delegates authority to the Director of the Department of Public Works to enter into project management and project delivery support services contracts with OCII anticipated to generate over \$1 million (reimbursements or revenue) to further the implementation of the Transbay Project and enter into any amendments or modifications to these contracts with OCII for the Transbay Project.

2. Waiver of Certain Administrative Code Real Property Provisions

Request Board of Supervisor authorizes the Director of Public Works to execute any access agreement necessary for the Department of Public Works to perform its Project Services to further the implementation of the Transbay Project, so long as the access agreement does not require the City to pay any access fee and does not have a term that exceeds ten years.



QUESTIONS