

1 [Contract Extension - SFPark - Serco Inc.]

2 **Ordinance authorizing the Municipal Transportation Agency to extend the existing**
3 **contract with Serco Inc. until June 30, 2014, by waiving the two year limitation on the**
4 **exception for pilot programs to the competitive procurement requirements of Chapter**
5 **21 of the San Francisco Administrative Code; and making environmental findings and**
6 **findings of consistency with the General Plan.**

7 NOTE: Additions are *single-underline italics Times New Roman*;
8 deletions are ~~*strike-through italics Times New Roman*~~.
9 Board amendment additions are double-underlined;
Board amendment deletions are ~~strikethrough normal~~.

10 Be it ordained by the People of the City and County of San Francisco:

11 Environmental Findings. The Planning Department has determined that the actions
12 contemplated in this Ordinance are in compliance with the California Environmental Quality
13 Act (California Public Resources Code section 21000 et seq.). Said determination is on file
14 with the Clerk of the Board of Supervisors in File No. 120432 and is incorporated herein by
15 reference. The Board has considered the exemption determination by the Planning
16 Department and the whole record before it and hereby affirms said exemption determination
17 and adopts the determination as its own and finds that there are no substantial project
18 changes, no substantial changes in project circumstances, and no new information of
19 substantial importance that would change the conclusions set forth in the exemption
20 determination by the Planning Department that the proposed project is exempt from
21 environmental review under the California Environmental Quality Act.

22 Section 1. Findings.

23 San Francisco Administrative Code Section 21.5 establishes a two year limit for pilot
24 project contracts that have not been competitively procured. Any contract extension beyond
25 the two year limit shall be subject to all applicable competitive procurement requirements.

1 1. On June 1, 2008, the Municipal Transportation Agency entered into a two-year
2 pilot project Agreement with Serco Inc. to provide various on-street parking meter and
3 parking control projects for the SF*park* Program. The Agreement was exempt from the
4 competitive bidding requirements of Chapter 21 of the San Francisco Administrative Code
5 pursuant to Section 21.5.

6 2. On February 9, 2010, the Board of Supervisors approved uncodified Ordinance
7 No. 35-10 to authorize the Municipal Transportation Agency to extend the Serco Inc.
8 Agreement for an additional twenty-five months by waiving the two-year limit for pilot project
9 contracts that have not been competitively procured. This authorization expires on July 1,
10 2012.

11 3. The Municipal Transportation Agency is now seeking further authorization from
12 the Board of Supervisors to extend this Agreement until June 30, 2014, by again waiving the
13 two year limitation on the exception for pilot programs to the competitive procurement
14 requirements of Chapter 21 of the San Francisco Administrative Code.

15 4. The Serco Inc. Agreement needs to be extended until June 30, 2014, for
16 several reasons. These reasons include the fact that: (1) the Municipal Transportation
17 Agency did not receive the SF*park* Supplemental Agreement from CalTrans until June, 2009,
18 which resulted in the project starting behind schedule, (2) the original parking sensor vendor
19 could not meet performance requirements for the project, (3) the technical complexity
20 involved in having multiple vendors supporting the project resulted in significant delays, (4) if
21 the contract terminates in June, 2012, the SF*park* program will have operated for only ten
22 months which will result in insufficient data collection and evaluation to meet the
23 requirements of the Federal Highway Administration's grant funding requirements, and (5)
24 extending this Agreement will allow the Municipal Transportation Agency to prepare for and
25 execute a transition plan for a Citywide approach to parking management.

1 Section 2. The Municipal Transportation Agency is authorized to enter into the
2 Agreement to extend the existing contract with Serco Inc. until June 30, 2014, substantially in
3 the form in Board file _____. The Board of Supervisors hereby waives the two
4 year limitation on the exception for pilot programs to the competitive procurement
5 requirements of Chapter 21 of the San Francisco Administrative Code with respect to this
6 contract.

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8 APPROVED AS TO FORM:
9 DENNIS J. HERRERA, City Attorney

10 By: _____
11 JOHN I. KENNEDY
12 Deputy City Attorney

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