Resolution approving two Memoranda of Agreements between the City, acting through the Treasure Island Development Authority and the San Francisco County Transportation Authority: 1) one for right of way services and the completion of engineering and design work, and authorizing the acceptance and subsequent transfer of real estate interests for the Yerba Buena Island Ramps Project; and 2) to complete the construction phases of the Yerba Buena Island Ramps Project; for a total of $81,700,000 for the period of July 1, 2013, through December 31, 2013; and making environmental review findings.

WHEREAS, Former Naval Station Treasure Island is a military base located on Treasure Island and Yerba Buena Island (together, the "Base"), which is currently owned by the United States of America, acting by and through the Department of the Navy; and

WHEREAS, The Base was selected for closure and disposition by the Base Realignment and Closure Commission in 1993, acting under Public Law 101-510, and its subsequent amendments; and

WHEREAS, Under the Treasure Island Conversion Act of 1997, which amended Section 33492.5 of the California Health and Safety Code and added Section 2.1 to Chapter 1333 of the Statutes of 1968 (the “Act”), the California Legislature (i) designated the Treasure Island Development Authority (“TIDA”) as a redevelopment agency under California redevelopment law with authority over the Base upon approval of the City’s Board of Supervisors, and (ii) with respect to those portions of the Base which are subject to Tidelands...
Trust, vested in TIDA the authority to administer the public trust for commerce, navigation and
fisheries as to such property; and

WHEREAS, The Board of Supervisors approved the designation of TIDA as a
redevelopment agency for Treasure Island in 1997; and

WHEREAS, On January 24, 2012, the Board of Supervisors rescinded designation of
TIDA as the redevelopment agency for Treasure Island under California Community
Redevelopment Law in Resolution No. 11-12, and such rescission does not affect TIDA’s
status as the Local Reuse Authority for Treasure Island or the Tidelands Trust trustee for the
portions of Treasure Island subject to the Tidelands Trust, or any of the other powers of TIDA;
and

WHEREAS, After a competitive bid process, the TIDA Board selected Treasure Island
Community Development, LLC as the proposed master developer of the Base and entered
into a Disposition and Development Agreement and other transaction documents relating to
the reuse and development of the Base; and

WHEREAS, The Treasure Island Transportation Management Act of 2008 (“AB 981”)
authorized the creation or designation of a Treasure Island-specific transportation
management agency for Treasure Island, and authorized the Board of Supervisors to
designate a board or agency to act as a transportation management agency for Treasure
Island; and

WHEREAS, In April and June 2011, the TIDA Board and the Board of Supervisors
approved numerous transactions and entitlement documents related to the Project, including
the Treasure Island Transportation Management Plan (“TIP”); and

WHEREAS, The San Francisco County Transportation Authority (“SFCTA”) is the
congestion management agency for San Francisco, and the SFCTA has an ongoing, positive
relationship with TIDA, including planning, design and implementation of the Treasure
Island/Yerba Buena Island Ramps Project (the “Ramps Project”); and

WHEREAS, In July 2008, TIDA and the SFCTA entered into a memorandum of
agreement for project management and oversight, engineering and environmental services for
the Ramps Project (the “Environmental MOA”), which must be increased by $750,000 to
complete preliminary engineering and design for the Ramps Project; and

WHEREAS, TIDA and SFCTA staff have negotiated two Memoranda of Agreement, a
copy of which is on file with the Clerk of the Board in File No. 130737 (the “Memoranda of
Agreement”), in furtherance of the Ramps Project. The Memorandum of Agreement, which is
substantially in the same form as the Environmental MOA, authorize the SFCTA to take
actions necessary to satisfy right of way certification conditions and provide project
management and administrative services in order to start and complete the construction
phase for the Ramps Project. The Memorandum of Agreement for right of way services
acknowledges the $750,000 increase needed to complete the preliminary engineering and
design work; and

WHEREAS, The Final Environmental Impact Report/Environmental Impact Statement
for the Ramps Project (“EIR/EIS”), with Caltrans as the National Environmental Policy Act lead
agency under delegation from the Federal Highway Administration and the SFCTA as the
California Environmental Quality Act lead agency, was approved in December 2011. The
Ramps Project has not changed since the approval of the EIR/EIS, and the Board of
Supervisors has reviewed and considered the EIR/EIS; now, therefore, be it

RESOLVED, That the Board of Supervisors finds that since the EIR/EIS was finalized,
there have been no substantial project changes and no substantial changes in project
circumstances that would require revisions to the EIR/EIS due to the involvement of new
significant environmental effects or an increase in the severity of previously identified

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significant impacts, and there is no new information of substantial importance that would change the conclusions set forth in the EIR/EIS; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby approves the two Memoranda of Agreements between the City, acting through TIDA, and the SFCTA in substantially the form on file with the Clerk of the Board; and, be it

FURTHER RESOLVED, That the Treasure Island Director and the City’s Real Estate Director are authorized to accept from the U.S. Government such real estate interests, in fee and in easement, as may be needed to effectuate the Ramps Project and, following completion of the Ramps Project, to transfer such real estate interests to Caltrans or its designee. Any such transfer shall be without payment of monetary consideration, and shall be for the property in its "as is" condition; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby authorizes the Treasure Island Director to enter into any additions, amendments or other modifications to the Memoranda of Agreement that the Treasure Island Director determines in consultation with the City Attorney are in the best interests of the City, that do not materially increase the obligations or liabilities of the City, that do not materially reduce the rights of the City, and are necessary or advisable to complete the transactions contemplated by the Memoranda of Agreement, such determination to be conclusively evidenced by the execution and delivery by the Treasure Island Director of the documents and any amendments thereto.