

1 [Consent to Assignment Agreement - MHW Americas, Inc. - Planning and Engineering
2 Services - Proposed Wastewater Enterprise Central Bayside System Improvement Project]

3 **Resolution approving the terms and conditions of the Consent to Assignment**
4 **Agreement for existing San Francisco Public Utilities Commission (SFPUC) Agreement**
5 **No. CS-169, for planning and engineering services for the proposed Wastewater**
6 **Enterprise Central Bayside System Improvement Project with assignee MWH Americas,**
7 **Inc., and authorizing the SFPUC General Manager to execute a Consent to Assignment**
8 **Agreement pursuant to Charter, Section 9.118.**

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10 WHEREAS, On February 28, 2012, by Resolution No. 12-0035, the San Francisco
11 Public Utilities Commission (SFPUC) awarded Agreement No. CS-169, Planning and
12 Engineering Services, Central Bayside Improvement Program, and authorized the General
13 Manager to execute a professional services agreement, in the amount of \$30,000,000 and
14 with a duration of nine years, to the MWH/URS Joint Venture subject to approval by the San
15 Francisco Board of Supervisors, and

16 WHEREAS, On May 15, 2012, by Resolution No. 179-12, the San Francisco Board of
17 Supervisors approved Agreement No. CS-169 between the SFPUC and MWH/URS Joint
18 Venture pursuant to Charter Section 9.118; and

19 WHEREAS, To resolve a conflict of interest that arose under Agreement No. CS-169
20 as a result of AECOM Technology Corporation's acquisition of URS Corporation, a partner in
21 the MWH/URS Joint Venture, the MWH/URS Joint Venture (Assignor) has requested a
22 Consent to Assignment of the Agreement (Assignment) to MWH Americas, Inc. (Assignee);
23 and

24 WHEREAS, SFPUC staff reviewed the proposed Assignment and determined that the
25 Assignee satisfied the requirements of the solicitation for Agreement No. CS-169 and the

1 terms of the Agreement; and that the original contractor, MWH/URS Joint Venture, will
2 continue to be held responsible for the work performed under the Agreement prior to the
3 approval of the Assignment; and

4 WHEREAS, On July 28, 2015, by Resolution No. 15-0166, the SFPUC approved the
5 terms and conditions of the Consent to Assignment; and

6 WHEREAS, The proposed Consent to Assignment Agreement for Agreement No.
7 CS-169 is on file with the Clerk of the Board of Supervisors in File No. 150833, and is hereby
8 declared to be part of this Resolution as if fully set forth herein; now, therefore, be it

9 RESOLVED, That the Board of Supervisors hereby approves the terms and conditions
10 of the Consent to Assignment, and authorizes the General Manager of the SFPUC to execute
11 a Consent to Assignment Agreement pursuant to Charter, Section 9.118; and, be it

12 FURTHER RESOLVED, That within thirty (30) days of the Consent to Assignment
13 Agreement being fully executed by all parties, the SFPUC shall provide the final Consent to
14 Assignment Agreement to the Clerk of the Board for inclusion into the official file.

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