

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 16-111

WHEREAS, On July 15, 2014, the SFMTA Board of Directors approved Contract No. 2013-19 with Siemens Industry, Inc., to provide up to 260 LRVs, including two options for expansion LRVs; and

WHEREAS, On September 3, 2014, the Board of Supervisors approved the contract in an amount not to exceed \$1.19 billion, subject to the condition that the contract contain Option 1 for 40 LRVs and Option 2 for 45 LRVs, and that the SFMTA obtain approval from the Board of Supervisors prior to exercising Option 2; and,

WHEREAS, On March 31, 2015, the City approved Modification No. 1 to the contract to exercise Option 1 for 40 additional LRVs to be delivered after the Phase 1 delivery of 24 vehicles, and to exercise Options for additional spare parts and equipment; and,

WHEREAS, On October 30, 2015, the City approved Modification No. 2 to the contract to update the list of approved major suppliers listed in Section 29, clarify the purpose of Item 1.1 (Allowance) in Exhibit 2 of Volume I, and specify the payment structure for changes to the LRVs paid under Item 1.1; and,

WHEREAS, The SFMTA now wishes to modify the contract to update the list of approved major suppliers, modify radio/CAD/AVL systems on the Vehicles, including related price and payment schedules, provide extra time for delivery of the vehicles and other project submittals, add a new parent guarantee, and make miscellaneous changes to the technical specifications, for a total cost of \$19,596,728; and,

WHEREAS, Contract Modification No. 3 does not increase the total contract amount or extend the term of the contract; and,

WHEREAS, On June 19, 2014, the San Francisco Planning Department determined (Case Number 2014.0929E) that the Procurement of New Light Rail Vehicles is statutorily exempt from the California Environmental Quality Act (CEQA) as defined in Title 14 of the California Code of Regulations Section 15275(a), which provides an exemption from environmental review for the institution or increase of passenger or commuter service on rail lines already in use; and,

WHEREAS, The LRVs for the Central Subway Project were reviewed as part of the Central Subway Final Supplemental Environmental Impact Statement / Supplemental Environmental Impact Report (Central Subway SEIS/SEIR), certified by the San Francisco Planning Commission on August 7, 2008, and on August 19, 2008, the SFMTA Board of Directors approved Resolution 08-150 adopting Central Subway Project Alternative 3B as the

Locally Preferred Alternative, the CEQA Findings, Statement of Overriding Considerations, and the Mitigation Monitoring and Reporting Plan; and,

WHEREAS, On July 15, 2014, when the SFMTA Board of Directors adopted Resolution No. 14-12—incorporated herein by reference—to approve the contract to procure the LRVs, the Board found, based on its review of the Final SEIS/SEIR, that no additional environmental review was required under Public Resources Code section 21166; on April 5, 2016, when the SFMTA Board of Directors adopted Resolution No. 16-044—incorporated herein by reference—to issue Revenue Bonds, the Board further reviewed and considered the Central Subway Project Final SEIS/SEIR and the record as a whole, finding that there were no substantial project changes and no substantial changes in project circumstances that would require major revisions to the Central Subway Project Final SEIS/SEIR due to the involvement of new significant environmental effects or an increase in the severity of previously identified significant impacts, and there was no new information of substantial importance that would change the conclusions set forth in the Central Subway Project Final SEIS/SEIR; and,

WHEREAS, The environmental review determinations are on file with the SFMTA Board of Directors, and may be found in the records of the Planning Department at 1650 Mission Street in San Francisco, and are incorporated herein by reference; now, therefore be it

RESOLVED, That the SFMTA Board authorizes the Director of Transportation to execute Modification No. 3 to SFMTA Contract No. 2013-19: Procurement of New Light Rail Vehicles (LRV4) with Siemens Industry, Inc., to provide enhancements to passengers, enable full systems integration, and reduce the life-cycle costs of the LRVs, for an amount not to exceed \$19,596,728, with no increase in the total contract price and no increase in the overall term of the contract.

I certify that the foregoing resolution was adopted by the Municipal Transportation Agency Board of Directors at its meeting of August 16, 2016.



Secretary to the Board of Directors
San Francisco Municipal Transportation Agency