Resolution ratifying Modification No. 7 to the Architectural and Engineering Design Services Agreement with Fong and Chan Architects, Inc., for the San Francisco General Hospital Rebuild Program from $51,507,500 to $52,521,000 and authorizing the Director of Public Works to execute Modification No. 10 from $52,710,860 to $53,376,607 pursuant to Charter Section 9.118(b).

WHEREAS, On September 23, 2008, the Board of Supervisors adopted Resolution 403-08 authorizing the Director of Public Works to award a contract for architectural and engineering design services for the San Francisco General Hospital Rebuild Program to Fong & Chan Architects, Inc. for a lump sum fixed fee of $50,400,000 and a reimbursable expense allowance of $750,000 for a total contract amount of $51,150,000; and

WHEREAS, Between May 21, 2009 and October 21, 2010, the parties agreed to six separate modifications for increases to the scope of the work which cumulatively added $357,500 to the contract for a total contract amount of $51,507,500; and

WHEREAS, On May 3, 2011, the parties agreed to a seventh modification which added $213,500 for an increase to the scope of the work and $800,000 was for an increase to the reimbursable expense allowance, for a total increase of $1,013,500, which brought the total contract amount to $52,521,000; and

WHEREAS, Section 9.118(b) of the Charter requires that all agreements having a term in excess of ten years, or requiring expenditures in excess of ten million dollars, or amendments to those agreements in excess of $500,000 be approved by the Board of Supervisors; and
WHEREAS, Modification No. 7 inadvertently was not presented to the Board of Supervisors for approval when it was executed; and

WHEREAS, The Director of Public Works requests the Board of Supervisors ratify modification No. 7; and

WHEREAS, Between October 19, 2011 and April 5, 2012 the parties agreed to an eighth and a ninth modification for increases to the scope of the work which cumulatively added $189,860 to the contract for a total contract amount of $52,710,860; and

WHEREAS, The Director of Public Works intends to issue Modification No. 10 to increase the scope of services under the contract to include value engineering for telecommunications, major redesign of the uninterruptable power supply system and the addition of an intermediate distribution frame room, additional energy modeling, power and cooling reviews of telecommunications spaces, and the addition of hybrid interventional radiology and hybrid operating rooms for the amount of $665,747, resulting in a total contract amount of $53,376,607; and

WHEREAS, The amount of Modification No. 10, when combined with the amounts of Modifications Nos. 8 and 9, will increase the contract amount by $855,607, the Board of Supervisors must approve Modification No. 10 under Section 9.118(b) of the Charter; now, therefore, be it

RESOLVED, That the Board of Supervisors ratifies modification No. 7 to the Architectural and Engineering Design Services Agreement with Fong & Chan Architects, Inc. for the San Francisco General Hospital Rebuild Program from $51,507,500 to $52,521,000; and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of Public Works to execute Modification No. 10 to the Architectural and Engineering Design Services Agreement with Fong & Chan Architects, Inc. for the San Francisco General Hospital
Rebuild Program from $52,710,860 to $53,376,607, resulting in a contract amount not to exceed $53,376,607.

RECOMMENDED BY:
DEPARTMENT OF PUBLIC WORKS

Mohammed Nuru, Director of Public Works
Resolution ratifying Modification No. 7 to the Architectural and Engineering Design Services Agreement with Fong & Chan Architects, Inc., for the San Francisco General Hospital Rebuild Program from $51,507,500 to $52,521,000 and authorizing the Director of Public Works to execute Modification No. 10 from $52,710,860 to $53,376,607 pursuant to Charter Section 9.118(b).

January 23, 2013 Budget and Finance Committee - RECOMMENDED

January 29, 2013 Board of Supervisors - ADOPTED
Ayes: 11 - Avalos, Breed, Campos, Chiu, Chu, Cohen, Farrell, Kim, Mar, Wiener and Yee

I hereby certify that the foregoing Resolution was ADOPTED on 1/29/2013 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor

Date Approved

2/4/13