

1 [Contract Amendments - Central Subway Design Group - Central Subway Project - Not to
2 Exceed \$47,900,606]

3 **Resolution retroactively approving Amendment No. 1 and approving Amendment No. 4**
4 **to Contract CS-155-2 Architectural and Engineering Services for the Final Design and**
5 **Construction of the Central Subway Project with Central Subway Design Group to**
6 **increase the contract amount by \$1,010,600 for Amendment No. 1 for designs to lower**
7 **the Chinatown Station, and \$6,323,936 for Amendment No. 4 for additional work**
8 **necessary to provide engineering services through completion of the Central Subway**
9 **Project stations construction, with no change to the length of the 10-year term to expire**
10 **on April 4, 2020, for a total amended contract amount not to exceed \$47,900,606.**

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12 WHEREAS, Design and construction of the 1.75-mile Central Subway (Central Subway
13 Project) is Phase 2 of the Third Street Light Rail Transit Project; and

14 WHEREAS, On December 1, 2009, the SFMTA Board of Directors awarded Contract
15 CS-155-2 (Contract) to Central Subway Design Group (CSDG) to design three subway
16 stations for the Central Subway Project, for an amount not to exceed \$39,949,959,
17 including \$4,890,707 in optional work, for a ten-year term with an option to extend the term
18 two years; and

19 WHEREAS, On March 2, 2010, the Board of Supervisors approved the award of the
20 Contract to CSDG; and

21 WHEREAS, The Contract has been modified three times to compensate CSDG for
22 additional work required to address unexpected site conditions and design changes required
23 by the City; the three amendments increased the total contract amount by \$1,626,722, for a
24 total amended contract amount not to exceed \$41,576,670; and
25

1 WHEREAS, CSDG provides engineering support services construction to interpret
2 design documents, answer questions and provide direction to the construction contractor,
3 review contractor submittals, and inspect completed work; and

4 WHEREAS, Construction of the Central Subway Project has been delayed 15 months
5 beyond the original substantial completion date; and

6 WHEREAS, Amendment No. 4 to the Contract provides compensation to CSDG so that
7 the City may continue to receive CSDG's engineering and design services, which are
8 necessary to support the construction of the Central Subway stations; and

9 WHEREAS, Amendment No. 1 to the Contract provides compensation to CSDG for
10 design work necessary to lower the Chinatown Station approximately by 25 feet to avoid
11 impacts to the Mandarin Tower in Chinatown; and

12 WHEREAS, The Amendment No. 1 requires the Board of Supervisors' approval under
13 Charter Section, 9.118(b); and

14 WHEREAS, Due to staff misunderstanding as to the Director of Transportation's
15 authority to approve contracts, Amendment No. 1 was not presented to the SFMTA Board of
16 Directors for approval, nor to the Board of Supervisors for approval; and

17 WHEREAS, With the approval of Amendment Nos. 1 and No. 4 to the Contract, the
18 revised base and optional contract amounts for the final design of the Central Subway
19 stations, construction support and other related services shall not exceed \$47,107,363
20 and \$793,243, respectively, which the sum of both amounts is within the Central Subway
21 Project's current budget; and

22 WHEREAS, The Central Subway Final Supplemental Environmental Impact
23 Statement / Supplemental Environmental Impact Report (Central Subway SEIS/SEIR)
24 evaluated the environmental impacts of the Central Subway project, including construction of
25 the subway stations; on August 7, 2008, the San Francisco Planning Commission certified the

1 Final SEIR (Case No. 1996.281E); on August 19, 2008 the SFMTA Board of Directors
2 approved Resolution No. 08-150 adopting Central Subway Project Alternative 3B as the
3 Locally Preferred Alternative, the CEQA Findings, Statement of Overriding Considerations,
4 and the Mitigation Monitoring and Reporting Plan; and

5 WHEREAS, The environmental review determination is on file with the SFMTA Board
6 of Directors, and may be found in the records of the Planning Department at 1650 Mission
7 Street in San Francisco, and is incorporated herein by reference; and

8 WHEREAS, As to Amendment No. 4 to the Contract, on April 27, 2018, the SFMTA,
9 under authority delegated by the Planning Department, determined that Amendment No. 4 to
10 the Contract is not defined as a "project" under the California Environmental Quality Act
11 (CEQA) pursuant Title 14 of the California Code of Regulations, Sections 15060(c) and
12 15378(b); and

13 WHEREAS, A copy of the CEQA determination regarding Amendment No. 4 to the
14 Contract is on file with the Secretary to the SFMTA Board of Directors, and is incorporated
15 herein by reference; and

16 WHEREAS, On June 5, 2018, the SFMTA Board of Directors adopted Resolution
17 No. 180605-90, which approved, subject to approval by the Board of Supervisors,
18 Amendment Nos. 1 and No. 4 to Contract CS-155-2 with Central Subway Design Group to
19 increase the contract amount by \$1,010,600 and \$6,323,936, respectively, for additional work
20 necessary to lower the Chinatown Station and to provide engineering services through
21 completion of Project construction, for a total contract amount not to exceed \$47,900,606;
22 now, therefore, be it

23 RESOLVED, That the Board of Supervisors approves Amendment Nos. 1 and No. 4 to
24 Contract CS-155-2 with Central Subway Design Group to increase the contract amount
25 by \$1,010,600 and \$6,323,936, respectively, for additional work necessary to lower the

1 Chinatown Station and to provide engineering services through completion of Central Subway
2 Project stations construction, for a total contract amount not to exceed \$47,900,606; and, be it

3 FURTHER RESOLVED, That within 30 days of Amendment Nos. 1 and 4 to Contract
4 CS-155-2 being fully executed by all parties, the final documents shall be provided to the
5 Clerk of the Board for inclusion in the official file.

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City and County of San Francisco
Tails
Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 180604

Date Passed: June 26, 2018

Resolution retroactively approving Amendment No. 1 and approving Amendment No. 4 to Contract CS-155-2 Architectural and Engineering Services for the Final Design and Construction of the Central Subway Project with Central Subway Design Group to increase the contract amount by \$1,010,600 for Amendment No. 1 for designs to lower the Chinatown Station, and \$6,323,936 for Amendment No. 4 for additional work necessary to provide engineering services through completion of the Central Subway Project stations construction, with no change to the length of the 10-year term to expire on April 4, 2020, for a total amended contract amount not to exceed \$47,900,606.

June 20, 2018 Government Audit and Oversight Committee - RECOMMENDED

June 26, 2018 Board of Supervisors - ADOPTED

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang and Yee

File No. 180604

I hereby certify that the foregoing Resolution was ADOPTED on 6/26/2018 by the Board of Supervisors of the City and County of San Francisco.


Angela Calvillo
Clerk of the Board


Mark Farrell
Mayor


Date Approved