

SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

RESOLUTION No. 230718-061

WHEREAS, The SFMTA Capital Programs & Construction Division requires contractor claims review support services to supplement SFMTA staff to complete the Van Ness Corridor Transit Improvement Project; and,

WHEREAS, On February 6, 2018, the SFMTA Board of Directors adopted Resolution No. 180206-021, authorizing the Director of Transportation to execute SFMTA Contract No. CS-174, Professional Project Management and Construction Management Support Services for Van Ness Corridor Transit Improvement Project (Project), with HNTB Corporation, for a total amount not to exceed \$5,701,475, and a term not to exceed three years; and,

WHEREAS, The Contract has been modified twice before to increase the contract amount \$2,193,525 to \$7,895,000 and to extend contract time 852 calendar days to June 30, 2023, due to delays in Project construction and to resolve Walsh Construction's claims for additional compensation arising from those delays; and,

WHEREAS, The SFMTA continues to need consultant services to support Project staff in resolving construction contractor claims and closing out the Project; and,

WHEREAS, The costs of the additional claims review services that HNTB will provide are within the existing contract amount, and will be funded through the existing approved budget for the Project; funds allocated for Project management services that have not been required have been reallocated to pay for the additional claims review services; and,

WHEREAS, On May 4, 2022, the Department of Human Resources approved the amendment to the Contract pursuant to Personal Services Contract (PSC) Request No. 40149-16/17; and,

WHEREAS, On June 9, 2023, the SFMTA, under authority delegated by the Planning Department, determined that Amendment No. 3 to Van Ness Project Management and Construction Support Services Contract No. CS-174 is not a "project" under the California Environmental Quality Act (CEQA) pursuant to Title 14 of the California Code of Regulations Sections 15060(c) and 15378(b); and,

WHEREAS, On June 30, 2023, SFMTA Contract No. CS-174 expired; and,

WHEREAS, The SFMTA has identified HNTB as authorized to enter into a contract modification based on a noncompetitive proposal, in accordance with FTA Circular 4220.1F, Article VI.3.i.(1)(e)2.d, because it is providing services as an expert for a current claim, and this modification is consistent with the SFMTA's procurement policies and procedures; and,

WHEREAS, A copy of the CEQA determination is on file with the Secretary to the SFMTA Board of Directors and is incorporated herein by reference; and,

WHEREAS, The SFMTA's Contract Compliance Office has determined that HNTB has committed to meeting the 20% Small Business Enterprise and 8% Woman-owned Disadvantaged Business Enterprise participation goals; now, therefore, be it

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors authorizes the Director of Transportation to execute Amendment No. 3 to SFMTA Contract No. CS-174, Professional Project Management and Construction Management Support Services for Van Ness Corridor Transit Improvement Project, with HNTB Corporation, to retroactively extend the term of the contract three months to September 30, 2023, with no change to the contract amount, for project construction contractor claims review and other project management services.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of July 18, 2023.



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Secretary to the Board of Directors  
San Francisco Municipal Transportation Agency