

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 230117-004

WHEREAS, San Francisco Municipal Transportation Agency Contract No. 1320, Job Order Contract, is an indefinite quantity contract with a predefined set of bid items that are assigned on an as-needed, task order basis for the performance of public work maintenance, repair, and minor construction projects; and,

WHEREAS, On November 9, 2022, the Director of Transportation notified the San Francisco Municipal Transportation Agency Board of Directors that he had authorized a bid call for Contract No. 1320 in accordance with Board Resolution No. 09-191, which delegates, among other things, the authority to issue bid calls to the Director of Transportation; and,

WHEREAS, On November 10, 2022, the San Francisco Municipal Transportation Agency advertised the bid call for Contract No.1320; and,

WHEREAS, On December 15, 2022, the San Francisco Municipal Transportation Agency received and publicly opened six bid proposals in response to its invitation for bids; and,

WHEREAS, The San Francisco Municipal Transportation Agency determined that SubTerra Construction, Inc., was the eligible and responsible bidder that submitted the lowest responsive bid, with an award criteria figure of 1.2000 after application of local business enterprise (LBE) discounts; and,

WHEREAS, The work under this job order contract will be performed under future task orders, which will identify the scope of work, cost, and duration of various discrete projects; and,

WHEREAS, On December 28, 2022, the San Francisco Municipal Transportation Agency, under authority delegated by the Planning Department, determined that Job Order Contract No. 1320 is not a “project” under the California Environmental Quality Act (CEQA) pursuant Title 14 of the California Code of Regulations Sections 15060(c) and 15378(b); and,

WHEREAS, A copy of the California Environmental Quality Act determination is on file with the Secretary to the San Francisco Municipal Transportation Agency Board of Directors, and is incorporated herein by reference; and,

WHEREAS, Any task orders/projects designed under the proposed contract that would result in a direct or indirect physical change to the environment will undergo environmental review before approval; and,

WHEREAS, The San Francisco Municipal Transportation Agency Contract Compliance Office reviewed the bid proposals and confirmed that SubTerra Construction, Inc. is committed to meet the Local Business Enterprise subcontracting participation requirement of 25 percent

established for this contract and is committed to meeting non-discrimination equal employment requirements of the contract; and,

WHEREAS, This contract will be funded from nonfederal sources for both operating and capital projects; each individual project will need to identify the funding in their respective budget for this work; and,

WHEREAS, The Contract will assist the San Francisco Municipal Transportation Agency in meeting the following objectives of Strategic Plan: Goal 4: Make streets safer for everyone; Goal 5: Deliver reliable and equitable transportation services; and Goal 8: Deliver projects on-time and on-budget; now, therefore, be it

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors authorizes the Director of Transportation to execute Contract No. 1320, Job Order Contract for Locally Funded Projects, with SubTerra Construction, Inc., the eligible and responsible bidder that submitted the lowest responsive bid to perform minor construction and maintenance work for an amount of \$5,000,000, and for a term not to exceed five years.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of January 17, 2023.



Secretary to the Board of Directors
San Francisco Municipal Transportation Agency