

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 180116-006

WHEREAS, On January 21, 2014, the San Francisco Municipal Transportation Agency Board of Directors adopted Resolution No. 14-021, awarding Contract No. 1270, Sunset Tunnel Trackway Improvement Project, to Proven Management Inc., in the amount of \$16,123,600, for a term of 390 days, to replace N-Line trackwork and overhead lines, and provide seismic upgrades and other infrastructure improvements to the Sunset Tunnel and portals; and

WHEREAS, On April 21, 2014, the SFMTA issued to contractor written notice to proceed with the work; and,

WHEREAS, Substantial completion the project was delayed due to SFMTA restricting contractor access to the tunnel, the appeals and suspension of the contractor's night work permit, unexpected site conditions requiring additional work, and delays by the contractor; and,

WHEREAS, On September 20, 2016, this Board approved Contract Modification Number Three under Resolution No. 16-131; Modification Number Three added replacement of cable conduits to the scope of work, increasing the Contract amount by \$3,142,425 for the contractor's direct costs of such work; and,


WHEREAS, At the time Contract Modification Number Three was approved, the schedule impact for the extra work was unknown; therefore, this Modification Number Four includes indirect costs associated with the work performed under Contract Modification Number Three, as well as contractor's direct and indirect costs resulting from owner-caused delays; and,

WHEREAS, On October 30, 2013, the Planning Department determined that the Sunset Tunnel Trackway Improvement Project is categorically exempt from CEQA, pursuant to Title 14 of the California Code of Regulations Section 15301; and,

WHEREAS, A copy of the CEQA determination is on file with the Secretary to 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 of Directors approves Modification Number Four to Contract Number 1270, Sunset Tunnel Trackway Improvement Project, with ProVen Management Inc., to compensate the Contractor for direct and indirect costs resulting from: SFMTA delays to the project; appeal and suspension of the Contractor's night work permit; and, time impact costs related to performance of additional work, all of which increase the Contract amount by \$4,050,000, for a total amount not to exceed \$23,316,025, and to extend the Contract term by 892 days to 1,282 days.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of January 16, 2018.



Secretary to the Board of Directors
San Francisco Municipal Transportation Agency