

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 211005-114

WHEREAS, SFMTA Contract No. 1308R, L Taraval Improvement Project - Sunset Boulevard to West Portal, Phase 2 of the L Taraval Rapid Project (the Project), is part of the SFMTA's Muni Forward Program (formerly, the Transit Effectiveness Program), with a goal of reducing travel times and enhancing reliability across the SFMTA's transit network; and,

WHEREAS, The L Taraval light rail line, part of Muni's Rapid Network, provides an important connection between the Sunset/Parkside district and downtown San Francisco and carries over 33,000 daily riders; and,

WHEREAS, The SFMTA's Muni Forward Program Report identified a variety of Travel Time Reduction Proposals, drawing from the Transit Preferential Streets toolkit, which included engineering strategies oriented to specifically address the delays transit vehicles experience along rapid routes; and,

WHEREAS, On January 16, 2021, the Director of Transportation notified the SFMTA Board of Directors that he had authorized a bid call for Contract No. 1308R in accordance with Board Resolution No. 191203-191, which delegates, among other things, the authority to issue bid calls to the Director of Transportation; and,

WHEREAS, On July 1, 2021 the SFMTA received and publicly opened two bids in response to the bid call for Contract No. 1308R, from NTK Construction, Inc. (NTK), and Mitchell Engineering, Inc. (Mitchell); and,

WHEREAS, On July 16, 2021, the SFMTA received a protest from Mitchell, the second low bidder, and determined that it was without merit; and,

WHEREAS, The SFMTA determined that NTK is the responsible bidder that submitted the lowest responsive total bid price of \$57,264,139; and,

WHEREAS, The Contract Compliance Office (CCO) reviewed and determined that NTK Construction, Inc., met the required commitment by listing subcontractors to meet the 15% Small Business Enterprise, 3% African American-Owned and 3% Women-Owned Business subcontracting participation goals established for this contract; the CCO also confirmed that NTK Construction, Inc., has committed to meet the Nondiscrimination / Equal Employment Requirements of the Contract and is in compliance with the City's Equal Benefits Ordinance; and,

WHEREAS, Funding for the construction services under this Contract comes from the SFPUC Wastewater Revenue Bond, SFPUC Water General Obligation Bond, Prop A GO Bond, Prop AA Vehicle Registration Fee, Prop K Sales Tax, Developer Fees, and the General Fund of the City and County of San Francisco;

WHEREAS, The capital improvements and construction activities described in this staff report are subject to the California Environmental Quality Act (CEQA); and,

WHEREAS, The Transit Effectiveness Project (TEP) Final Environmental Impact Report (FEIR) was certified by the San Francisco Planning Commission in Motion No. 19105 on March 27, 2014; subsequently, on March 28, 2014, in Resolution No. 14-041, the SFMTA Board of Directors approved all of the TEP proposals, including Service-Related Capital Improvements and Travel Time Reduction Proposals (TTRP) to improve transit performance along various Municipal Railway routes; and,

WHEREAS, As part of Resolution No. 14-041, the SFMTA Board of Directors adopted findings under CEQA, the CEQA Guidelines, and Chapter 31 of the Administrative Code (CEQA Findings), as well as a Mitigation Monitoring and Reporting Program (MMRP); many of project elements are within the scope of the TTRP.L: L Taraval Expanded Alternative as defined in the TEP FEIR; and,

WHEREAS, For those elements not included in the TEP FEIR, on August 10, 2016, the Planning Department issued a Note to File (Case Number 2011.0558E, Modification to Travel Time Reduction Proposal L for the L Taraval [TTRP.L] along Taraval Street between the intersections of 15th Avenue and 46th Avenue, on 15th Avenue from Taraval Street to Ulloa Street, and on 46th Avenue from Taraval Street to Ulloa Street) to the TEP FEIR, concluding the proposed changes (Muni Forward Modified Expanded TTRP.L) would not cause new significant impacts not identified in the FEIR or result in a substantial increase in the severity of previously identified significant impacts, and no new mitigation measures would be necessary to reduce significant impacts; and,

WHEREAS, On December 15, 2017, the Planning Department determined (Case Number 2017-015308ENV) that the proposed transit infrastructure improvements (SFMTA - L-Taraval Rail Replacement and OH Rehab Project Project) are categorically exempt from CEQA as defined in Title 14 of the California Code of Regulations Section 15301; and,

WHEREAS, On April 14, 2017, the Planning Department determined (Case Number 2017-004381ENV) that the proposed sewer work (SFPUC - L-Taraval Transit Improvements Sewer Replacement Project) is categorically exempt from CEQA as defined in Title 14 of the California Code of Regulations Section 15301; and,

WHEREAS, On May 24, 2018, the Planning Department determined (Case Number 2017-016132ENV) that the proposed water main replacement (SFPUC - Water Main Installation Project on Taraval (sic) from 14th to 48th Ave. and various other streets) is categorically exempt from CEQA as defined in Title 14 of the California Code of Regulations Section 15302; and,

WHEREAS, Copies of the CEQA determination are on file with the Secretary to the SFMTA Board of Directors, and may be found in the records of the Planning Department at

<https://sfplanning.org/> and 49 South Van Ness Avenue, Suite 1400 in San Francisco, and is incorporated herein by reference; now, therefore, be it

RESOLVED, That the SFMTA Board of Directors has reviewed and considered the Transit Effectiveness Program Environmental Impact Report and record as a whole, and finds that the proposed approvals herein are within the scope of the Transit Effectiveness Program, and incorporates the CEQA findings contained in Resolution No. 14-041, including the Statement of Overriding Considerations, by this reference as though fully set forth, and be it further

RESOLVED, That SFMTA Board of Directors awards San Francisco Municipal Transportation Agency Contract No. 1308R, L Taraval Improvement Project - Sunset Boulevard to West Portal, to NTK Construction, Inc., as the responsible bidder which submitted the lowest responsive bid, to construct capital improvements along the L Taraval corridor from Sunset Boulevard to West Portal, in the amount of \$57,264,139, and for a term of 930 days to substantial completion.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of October 5, 2021.



Secretary to the Board of Directors
San Francisco Municipal Transportation Agency