

SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

RESOLUTION No. 190716-089

WHEREAS, San Francisco Municipal Transportation Agency (SFMTA) Contract No. 1247R, Presidio Trolley Coach Facility - Presidio Bus Lifts, will replace and install new vehicle lifts, new overhead roll-up doors and new security gates to improve worker safety and work efficiency; and,

WHEREAS, On February 5, 2019, the Contract Compliance Office (CCO) designated this contract with a participation goal set-aside of eight percent for certified SBEs, three percent for African-American certified DBEs, and two percent for Woman-owned certified DBEs; and,

WHEREAS, On February 13, 2019, the Director of Transportation notified the SFMTA Board of Directors that he had authorized a bid call for Contract No. 1247R in accordance with Board of Directors Resolution No.09-191, which delegates, among other things, the authority to issue bid calls to the Director of Transportation; and,

WHEREAS, On April 10, 2019, the SFMTA received and publicly opened six bids for Contract No. 1247R; and,

WHEREAS, Air & Lube Systems, Inc. (ALS) submitted the lowest bid of \$2,630,817.46; however, the SFMTA rejected ALS' bid on April 24, 2019, as non-responsive to the DBE requirements of the bid documents; and,

WHEREAS, In accordance with the provisions of the Small Business Enterprise (SBE)/DBE Program and the SFMTA Protest Procedures, ALS sought independent review of the Agency's non-responsiveness determination; and,

WHEREAS, On May 30, 2019, an independent hearing officer (outside of SFMTA) conducted a hearing and upheld the Agency's determination of non-responsiveness; and,

WHEREAS, As a result of ALS' non-responsive bid, the SFMTA determined that Makai Solutions is the responsible bidder that submitted the lowest responsive bid, in the amount of \$2,854,660; and,

WHEREAS, The CCO reviewed the bid proposals and determined that Makai Solutions meets the SBE and DBE requirements for this Contract, has committed to meeting the Non-discrimination Equal Employment Requirements of the Contract and is in compliance with the City's Equal Benefits Ordinance; and,

WHEREAS, Contract No. 1247R will be funded by FTA grants, SFMTA Operating Funds, and State and local sources; and,

WHEREAS, The Presidio Trolley Coach Facility - Presidio Bus Lifts Project is subject to the California Environmental Quality Act (CEQA); CEQA provides a categorical exemption from environmental review for the operation, repair, maintenance, or minor alteration of existing public or private structures including interior or exterior alterations; and,

WHEREAS, On March 7, 2018, the Planning Department determined (Case Number 2018-002101ENV) that the proposed Presidio Trolley Coach Facility - Presidio Bus Lifts Project is categorically exempt from CEQA as defined in 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 is incorporated herein by reference; and,

WHEREAS, The proposed action is the Approval Action as defined by San Francisco Administrative Code Chapter 31; now, therefore, be it

RESOLVED, That the SFMTA Board of Directors awards Contract No. 1247R, Presidio Trolley Coach Facility - Presidio Bus Lifts, to Makai Solutions, to replace and install new vehicle lifts, new overhead roll-up doors and new security gates, in the amount of \$2,854,660, and for a term of 450 days.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of July 16, 2019.



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Secretary to the Board of Directors  
San Francisco Municipal Transportation Agency