

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 240604-058

WHEREAS, The Music Concourse Garage (Garage) is an 800-space underground parking facility located in Golden Gate Park that serves persons visiting the park and institutions located in the park, such as the California Academy of Sciences and De Young Museum; and,

WHEREAS, The Music Concourse Community Partnership (MCCP), a non-profit corporation, currently owns and operates the Garage under the terms of a ground lease between the MCCP and the Recreation and Park Department (RecPark); and,

WHEREAS, RecPark has determined that the City can more efficiently and economically operate the Garage; and,

WHEREAS, As authorized by Proposition N, enacted in June 2022, the City is in the process of acquiring the Garage from MCCP and transferring it to RecPark; and,

WHEREAS, RecPark has requested SFMTA to manage the Garage following its transfer to RecPark, in the same manner as SFMTA operates other RecPark parking facilities, the details of which are set in a Memorandum of Understanding between SFMTA and RecPark; and,

WHEREAS, The day-to-day operations of the Garage are currently managed by Imperial Parking, LLC, a professional parking management company, under a contract with MCCP; and,

WHEREAS, Impark Corporation is a joint venture partner to the IMCO Parking, which manages 12 parking facilities for the SFMTA and the Parking Authority under Contract No. SFMTA-2021-64/2 (IMCO Contract), which provides that the SFMTA may at its option add parking facilities to that contract; and,

WHEREAS, Upon transfer of the Garage to RecPark, the proposed Second Amendment would add the Garage to the scope of the IMCO Contract; IMCO would then manage the day-to-day operations of the Garage with oversight from SFMTA and RecPark; and,

WHEREAS, The proposed Second Amendment would increase the IMCO Contract amount \$27,000,000 to compensate IMCO additional management fees of \$1,600 per month and to reimburse IMCO it for pre-approved Garage operating costs of approximately \$300,000 per month, for a total amended contract amount not to exceed \$207,000,000; and,

WHEREAS, RecPark will reimburse the SFMTA's administrative costs incurred in providing oversight to IMCO's management of the Garage and its revenues, in the same manner as SFMTA oversees the management and operations of other RecPark parking facilities, and,

WHEREAS, Approval of an amendment to Personal Services Contract No. 46036-21/22 has been submitted and is pending a hearing at the Civil Service Commission; and,

WHEREAS, Parking Authority Commission approval of the Second Amendment is required, because the IMCO Contract includes parking facilities that the Parking Authority owns; and,

WHEREAS, Board of Supervisors' approval of the Second Amendment is required under Charter Section 9.118, because the original value of the IMCO Contract was greater than \$10,000,0000 and value of the proposed Amendment exceeds \$500,000; and,

WHEREAS, On March 18, 2024, the SFMTA, under authority delegated by the Planning Department, determined that the amendment of the IMCO Contract and IMCO's management of the Garage under that Amendment 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), therefore be it

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors approves the Second Amendment to Contract No. SFMTA-2021-64/2 with IMCO Parking, LLC, to add operations and management of the Music Concourse Garage to the scope of work of that contract and to increase the amount of that contract \$27 million to compensate IMCO Parking, LLC, additional management fees and to reimburse approved operating expenses for that Music Concourse Garage as provided in the Contract, for an amended total contract amount not to exceed \$207 million, effective on the date stated in the documents effecting the transfer of the Music Concourse Garage from the Music Concourse Community Partnership to the Recreation and Park Commission; and be it further

RESOLVED, That the Director of Transportation, in consultation with the City Attorney, is authorized to correct the Second Amendment and other documents (without altering substantive provisions of the contract) and to take other actions as necessary to implement and effect the purposes of this Resolution and the Second Amendment to Contract No. SFMTA-2021-64/2, and to assist the Recreation and Park Department in the transfer of the Music Concourse Garage to the Recreation and Park Department; and be it further

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors requests the Board of Supervisors to approve the Second Amendment to Contract No. SFMTA-2021-64/2.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of June 4, 2024.



Secretary to the Board of Directors
San Francisco Municipal Transportation Agency