

SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

RESOLUTION NO. 191203-153

WHEREAS, On November 2, 1999, the voters passed Proposition E, which enacted Chapter 8A of the Charter to create the SFMTA, and under Section 8A.102(b)5 granted the SFMTA exclusive authority over its contracts; and,

WHEREAS, To reduce administrative paperwork and streamline processing of contract approvals, the San Francisco Municipal Transportation Agency Board of Directors (SFMTA Board) adopted Resolution No. 00-0125 (December 2000) and Resolution No. 02-110 (September 2002), which established contracting policies for the SFMTA and delegated to the Director of Transportation authority to approve contracts and other agreements within specified limits; and,

WHEREAS, On November 6, 2007, the voters passed Proposition A, which, among other things, added subsection (g) to Section 8A.102 of the City's Charter; subsection (g) authorizes the SFMTA Board to adopt threshold amounts under which the Director of Transportation and his or her designees may approve contracts, notwithstanding any provisions of Chapters 6 or 21 of the City's Administrative Code; and,

WHEREAS, Under authority granted by Charter Section 8A.102(g), the SFMTA Board first delegated contracting authority to the Director of Transportation in 2000 and 2002, under SFMTA Board Resolutions 00-0125 and 02-110, which respectively authorized the Director to approve contracts for commodities that had previously been approved by the City's Purchaser, and authorized the Director to approve commodities contracts that do not exceed \$10,000,000 in Contract Amount; and,

WHEREAS, On November 3, 2009, the SFMTA Board by Resolution 09-191, authorized the Director of Transportation to: (1) issue Requests for Proposals and bid proposals for contracts that will not require Board of Supervisors' approval; (2) reject bids and proposals and re-advertise for new bids and proposals; (3) accept, expend and transfer grant funds; and, (4) authorize the City Attorney to settle unlitigated claims of \$25,000 or less, to reduce administrative paperwork and streamline processing of contract approvals for relatively small dollar values; and,

WHEREAS, On January 5, 2010, the SFMTA Board by Resolution 10-008, issued a comprehensive contracts approval policy, which delegated approval authority over various types of contracts and contract amendments to the Director of Transportation and subordinate SFMTA executives within specified limits; and,

WHEREAS, The SFMTA Board wishes to modify the existing policies described above to give the Director of Transportation greater authority to approve and execute expenditure and revenue contracts, contract amendments, and other types of contracts, update current policies to further streamline the contracting process and promote administrative efficiency, while reserving to the SFMTA Board of Directors decisions over significant policy issues, liability and

financial risk, and ensuring compliance with Small Business Enterprises, Disadvantaged Business Enterprises, and Local Business Enterprises requirements; and,


WHEREAS, The SFMTA Board intends that this Resolution will supersede the Director of Transportation's authority to approve contracts as stated in the SFMTA Board Resolutions referenced above, and will not modify or supersede the authority delegated under prior SFMTA Board Resolutions that are not listed here, including but not limited to delegation authority to approve contract amendments for Central Subway construction under SFMTA Board Resolutions Nos. 13-061 and 180821-114; and,

WHEREAS, On March 1, 2018, the SFMTA, under authority delegated by the Planning Department, determined that the SFMTA Board approval and the SFMTA's implementation of "SFMTA Contract Approval Delegation and Requirements Policies" 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 CEQA determination is on file with the Secretary to the SFMTA Board of Directors, and is incorporated herein by reference; now, therefore, be it

RESOLVED, That the SFMTA Board of Directors approves the SFMTA Contract Approval Delegation and Requirements Policy which delegates to the Director of Transportation the authority to approve and execute expenditure and revenue contracts, contract amendments, and other agreements within certain limits, effective January 15, 2020.

I certify that the foregoing resolution was adopted by the Municipal Transportation Agency Board of Directors at its meeting of December 3, 2019.

  
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Secretary to the Board of Directors  
San Francisco Municipal Transportation Agency