

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 240806-090

WHEREAS, On March 16, 2021, the San Francisco Municipal Transportation Agency (SFMTA) Board of Directors adopted Resolution No. 210316-034, which authorized the award of SFMTA Contract No. 1315, San Jose Substation Upgrade Phase 1, with Cal State Constructors, Inc., in the amount of \$3,197,014, and for a term of 500 days to Substantial Completion; and,

WHEREAS, The work under the Contract involves revising the existing traction power system feeder circuit at the Green Metro Yard to provide an emergency cross-connect for safety, redundancy, and ease of maintenance; and,

WHEREAS, On May 14, 2024, the Director of Transportation executed Contract Modification No. 1 unilaterally for \$225,937.44 with no time extension for the installation of additional infrastructure to utilize the spare feeder circuit SJ-17 in lieu of the Contract specified SJ-11 to minimize operational impacts to Metro Green Yard during construction; and,

WHEREAS, Access to the San Jose Substation was delayed by 264 calendar days due to staffing shortages caused by Omicron variant of COVID-19 and prioritization of PG&E work; and,

WHEREAS, Multiple design changes to the SJ-18 substation equipment delayed fabrication time of long lead equipment, resulting in a delay of 211 calendar days; and,

WHEREAS, The disputed time associated to unilateral Contract Modification No. 1 for the installation of additional infrastructure to utilize the spare feeder circuit SJ-17 in lieu of the Contract specified SJ-11 to minimize operational impacts to Metro Green Yard during Construction was resolved; the SFMTA agreed to a time extension of 252 calendar days; and,

WHEREAS, Delayed shutdown for cutover work to occur on January 13, 2025, due to special events, such as baseball postseason, NBA season, and holidays necessitated a time extension of 59 calendar days; and,

WHEREAS, The above delays increased the contract amount by \$472,000 and extended the Contract Term by 786 days, for a new substantial completion date of February 28, 2025; and,

WHEREAS, The San Jose Substation Upgrade Phase 1 Project, is subject to the California Environmental Quality Act (CEQA); CEQA provides a categorical exemption from environmental review for minor alterations to existing facilities as defined in Title 14 of the California Code of Regulations Section 15301; and,

WHEREAS, On November 14, 2019, the Planning Department determined (Case Number 2019-019458ENV) that the San Jose Substation upgrade Phase 1 Project was categorically exempt from review under CEQA, pursuant to Title 14 of 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 is incorporated herein by reference; and,

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors authorizes the Director of Transportation to execute Modification No. 2 to Contract No. 1315, San Jose Substation Upgrade Phase 1, with Cal State Constructors, Inc., to compensate the Contractor for extended overhead and labor escalation resulting from delayed substation access earlier in the project, design changes to Substation equipment, resolution of delay disputes from Contract Modification No. 1, and a delay to the future shutdown for cutover work, in the amount of \$472,000, increasing the total Contract amount to an amount not to exceed \$3,894,951.44; and to extend the Contract term by 786 days, to a total of 1,286 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 August 6, 2024.



Secretary to the Board of Directors
San Francisco Municipal Transportation Agency