

SAN FRANCISCO  
MUNICIPAL TRANSPORTATION AGENCY  
BOARD OF DIRECTORS

RESOLUTION No. 15-114

WHEREAS, The Balboa Park Station Area and Plaza Improvements project (Project), coordinated with Muni Forward, includes pedestrian safety upgrades, transit reliability and safety improvements, streetscape amenities, and accessibility upgrades around the Balboa Park Station, which is bordered by Geneva Avenue, San Jose Avenue, Ocean Avenue, and I-280; and,

WHEREAS, On April 16, 2015, the Director of Transportation notified the San Francisco Municipal Transportation Agency (SFMTA) Board of Directors that he had authorized a bid call for Contract No. 1274 in accordance with Board Resolution No. 09-191, which delegates, among other things, the authority to issue bid calls to the Director of Transportation; and,

WHEREAS, On June 11, 2015, the SFMTA received and publicly opened four bid proposals in response to the invitation for bids; and,

WHEREAS, On June 16, 2015, the SFMTA Board approved parking and traffic modifications to implement a new transit-only lane and a left turn lane along the 8-Bayshore Muni transit corridor, and amended the Transportation Code, Division II, Section 601 to designate a transit-only lane at all times on Geneva Avenue between Delano Avenue and the I-280 overpass in the outbound/westbound direction only; such traffic changes are part of the scope of work of the Project; and,

WHEREAS, The SFMTA determined that NTK Construction Inc., the low bidder, is the lowest responsive and responsible bidder, with a bid of \$5,245,209; and,

WHEREAS, The Contract Compliance Office reviewed the bid proposals and confirmed that NTK Construction, Inc. will meet the Small Business Enterprise (SBE) participation goal of 20 percent and the SBE set aside goal of 100 percent for landscaping and traffic control work established for this contract and has committed to meeting the non-discrimination equal employment requirements of the contract; and,

WHEREAS, Work under Contract No. 1274 will be funded by federal and local sources; and,

WHEREAS, The Project was analyzed in the Transit Effectiveness Project Final Environmental Impact Report (TEP FEIR) certified by the San Francisco Planning Commission in Motion No. 19105 on March 27, 2014; and,

WHEREAS, On March 28, 2014, in Resolution No. 14-041, the SFMTA Board of Directors approved the TEP FEIR, adopted findings under CEQA, the CEQA Guidelines, and Chapter 31 of the San Francisco Administrative Code (CEQA Findings) and a Mitigation Monitoring and Reporting Program (MMRP), all of which are incorporated by reference here as though fully set forth; and,

WHEREAS, The TEP FEIR included various Service-Related Capital Improvements (SCI) and Travel Time Reduction Proposals (TTRP) to improve transit performance along various Municipal Railway routes; the 8 Bayshore Muni transit corridor improvements include elements of the SCI and TTRP projects; and

WHEREAS, The SFMTA Board of Directors finds that no substantial changes have occurred in the project proposed for approval under this Resolution that will require revisions in the TEP FEIR due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects, no substantial changes have occurred with respect to the circumstances under which the project proposed for approval under the Resolution are undertaken which will require major revisions to the TEP FEIR due to the involvement of new environmental effects or a substantial increase in the severity of effects identified in the TEP FEIR and no new information of substantial importance to the project as proposed for approval in the Resolution has become available which indicates that (1) the project will have significant effects not discussed in the TEP FEIR, (2) significant environmental effects will be substantially more severe, (3) mitigation measure or alternatives found not feasible which would reduce one or more significant effects have become feasible or (4) mitigation measures or alternatives which are considerably different from those in the TEP FEIR would substantially reduce one or more significant effects on the environment; now, therefore, be it

WHEREAS, The Project was substantially analyzed in the Final Environmental Impact Report for the Balboa Park Station Area Plan (Balboa Park Final EIR), which was certified by the San Francisco Planning Commission in Motion No. 17774 on December 4, 2008 after a duly noticed public meeting (Case No. 2004.1059E) and found that the Balboa Park Final EIR reflected the independent judgment and analysis of the City and County of San Francisco, is adequate, accurate and objective, contains no significant revisions to the Draft EIR, and the content of the report and the procedures through which the Balboa Park Final EIR was prepared, publicized and reviewed comply with the provisions of the California Environmental Quality Act ("CEQA") (California Public Resources Code Sections 21000 et seq.), the CEQA Guidelines (14 Cal. Code Regs. Sections 15000 et seq.) and Chapter 31 of the San Francisco Administrative Code; and,

WHEREAS, The SFMTA has reviewed and considered the Balboa Park Final EIR and the environmental documents on file referred to herein; the SFMTA has reviewed and considered the CEQA Findings adopted by the Planning Commission in support of the approval of the Balboa Park Station Area Plan Amendments, including the mitigation monitoring and reporting program and the statement of overriding considerations, and hereby adopts as its own and incorporates the CEQA Findings contained in Planning Commission Motion No. 17775 by reference as though such findings were fully set forth in this Resolution; and,

WHEREAS, On August 7, 2015, the San Francisco Planning Department concurred in the SFMTA's determination that certain elements of the proposed project that were not analyzed in the Balboa Park Final EIR are exempt from environmental review pursuant to Title 14 of the California Code of Regulations Section 15301 as a Class 1 (Existing Facilities) categorical exemption; and,

WHEREAS, These CEQA-related documents have been made available to the SFMTA and may be found in the files of the Planning Department, as the custodian of records, at 1650 Mission Street in San Francisco, and are incorporated herein by reference; and,

WHEREAS, Based on this Planning Department determination, the SFMTA Board of Directors finds that no substantial changes have occurred in the project proposed for approval under this Resolution that will require revisions in the Balboa Park Final EIR due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects, no substantial changes have occurred with respect to the circumstances under which the project proposed for approval under the Resolution are undertaken which will require major revisions to the Balboa Park Final EIR due to the involvement of new environmental effects or a substantial increase in the severity of effects identified in the Balboa Park Final EIR and no new information of substantial importance to the project as proposed for approval in the Resolution has become available which indicates that (1) the project will have significant effects not discussed in the Balboa Park Final EIR, (2) significant environmental effects will be substantially more severe, (3) mitigation measure or alternatives found not feasible which would reduce one or more significant effects have become feasible or (4) mitigation measures or alternatives which are considerably different from those in the Balboa Park Final EIR would substantially reduce one or more significant effects on the environment; now, therefore, be it

RESOLVED, That the SFMTA Board of Directors authorizes the Director of Transportation to execute Contract No. 1274, Balboa Park Station Area and Plaza Improvements Project, with NTK Construction Inc., as the lowest responsive and responsible bidder, to construct safety, accessibility, transit, and streetscape improvements, in an amount of \$5,245,209 and for a term of 240 calendar days.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of August 18, 2015.

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Secretary to the Board of Directors  
San Francisco Municipal Transportation Agency