

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. 190219-019

WHEREAS, State law requires cities and counties to use the services of special workers' compensation fraud investigators to increase detection and reporting of workers' compensation claims fraud; and,

WHEREAS, It is in the interest of the San Francisco Municipal Transportation Agency (SFMTA) to ensure that its workers' compensation payments are made to SFMTA employees who have legitimate injury claims that arise out of or occurred in the course of their employment, and that payment is not made for erroneous, false or fraudulent claims; and,

WHEREAS, On August 24, 2011, the SFMTA contracted with Probe Information Services, Inc., Contract No. SFMTA-2010/11-11 (Contract) for as-needed workers compensation claims investigation services, for an amount not to exceed \$2,500,00 and a term of five years, with two one-year options to extend the term; and,

WHEREAS, Under Contract Amendment No. 1, dated October 27, 2016, the SFMTA exercised the first option to extend the term of the Contract and increased the contract amount by \$625,000 for a contract amount not to exceed \$3,125,000; and the SFMTA exercised the second option to extend the term by written notice to Contractor on November 29, 2017, extending the contract term to November 1, 2018; and,

WHEREAS, Due to an increase in the number of workers compensation claims and increases in the costs of investigations, the SFMTA has expended more for workers compensation claims investigation services than originally anticipated; and,

WHEREAS, Amendment No. 2 would increase the contract amount by \$360,000 for a total contract amount not-to-exceed \$3,485,000 to compensate the Probe Information Services, Inc. for additional as-needed services that the SFMTA anticipates that the SFMTA will require through the end of the Contract; and,

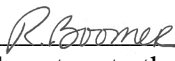
WHEREAS, The SFMTA will release a Request for Proposals on March 29th, 2019 putting workers' compensation investigative services out to competitive bid; and,

WHEREAS, On January 21, 2018, the SFMTA, under authority delegated by the Planning Department, determined that the additional funding and contract extension for workers' compensation services is not defined as 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); 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, now, therefore be it

RESOLVED, That the San Francisco Municipal Transportation Agency Board of Directors retroactively approves Amendment #3 to SFMTA Contract #2010/11-11, Workers' Compensation Investigative Services with Probe Information Services, Inc. for the provision of workers' compensation investigation services to increase the contract amount \$360,000 for a total contract amount not to exceed \$3,845,000 and extend the term by six months to May 1, 2019 to allow SFMTA time to put the investigative services out for competitive bid.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of February 19, 2019.



Secretary to the Board of Directors
San Francisco Municipal Transportation Agency