

**PUBLIC TRANSPORTATION COMMISSION
CITY AND COUNTY OF SAN FRANCISCO**

RESOLUTION NO. 98 - 110

WHEREAS, On May 5, 1989, the City Planning Department issued a preliminary negative declaration, 88.700E for a Muni Facility on property located generally between Army, Indiana, Marin, Tennessee Streets, I-280 and Islais Creek Channel; and

WHEREAS, On June 20, 1989, the City Planning Department adopted and issued a Final Negative Declaration for the Muni Facility; and

WHEREAS, On June 29, 1989, the City Planning Department determined that the proposed project was in conformity with the City's Master Plan; and

WHEREAS, On April 2, 1990, after a duly noticed and conducted public hearing, the Board of Supervisors adopted the final negative declaration and the findings of the negative declaration, which findings are incorporated herein by reference, and authorized acquisition of property and construction of the Muni Facility; and

WHEREAS, On September 25, 1990, the Public Utilities Commission approved the award of a contract to Gannett Fleming, Inc. to provide functional analysis and conceptual engineering services for the Woods Facility Rehabilitation and the New Islais Creek Maintenance and Operations Facility projects; and

WHEREAS, Six contract amendments have been approved modifying the original contract amount from \$2,100,000 to \$3,176,289, and extending the completion date from July 31, 1992 to June 30, 2000; Amendment No. 6 authorized Gannett Fleming to perform detailed design work for the project; and

WHEREAS, On November 21, 1997, Gannett Fleming submitted a Modified Conceptual Engineering Report for the Islais Creek Facility, with a construction estimate of \$12 million and a construction completion estimate of September 1999; and

WHEREAS, On September 8, 1998, Muni received a 40 percent detailed design submittal from Gannett Fleming; shortly thereafter, Gannett Fleming advised Muni that the construction estimate had been revised to \$23.8 million and construction completion was now estimated to be in the year 2000. Gannett also requested more money for design changes that it had begun to implement without a written and executed contract modification; and

WHEREAS, On the basis of the above, Muni has decided to terminate Gannett's contract, which currently is locally funded, and issue a new Request for Proposals for engineering services to complete detailed design and to perform construction services for the project, which would qualify for federal grant assistance; and

WHEREAS, The Islais Creek facility is planned to accommodate the Kirkland Division, which will relocate to an under-equipped and undersized, interim facility at 1399 Marin St. when it vacates its present Fisherman's Wharf location, until the Islais Creek facility is complete; and

WHEREAS, It is necessary to expeditiously issue the RFP and award a new consultant contract so as to minimize the duration of Kirkland's occupancy at the interim facility, to avoid further delays to the project, and to procure a consultant to address design comments and other concerns from community groups and governmental agencies; and

WHEREAS, On September 9, 1998, the City Planning Department issued an addendum to the final negative declaration for the Muni Facility; now, therefore, be it

RESOLVED, That the Public Transportation Commission, in exercising its independent judgment, adopts the following findings with respect to the construction of the New Islais Creek Maintenance and Operations Facility, in conformance with the California Environmental Quality Act ("CEQA"):

(a) The Public Transportation Commission has relied upon and reviewed the information contained in the Muni Facility negative declaration (1989, Case No. 88.700E), the addendum prepared by the City Planning Department, dated September 9, 1998, and associated attachments, records, and references as the environmental review documents for the approvals herein; and

(b) The Public Transportation Commission adopts those CEQA findings for the Muni Facility adopted by the Board of Supervisors by Resolution 243-90, dated April 2, 1990, as if those findings were made by this Commission and incorporates said findings and associated attachments, records, and references in their entirety by reference herein; and

(c) Any and all documents referenced herein have been made available to and reviewed by the Public Transportation Commission and are either attached hereto or may be found in the files of the City Planning Department at 1660 Mission Street in San Francisco; and

(d) Changes in the project and in circumstances under which the project is undertaken and new information since the conclusions reached in the negative declaration have been analyzed in the addendum; and

(e) The Public Transportation Commission finds that changes to the project since preparation of the negative declaration are minor, would result in a less intensive use of the site, staggered over a longer time frame and would not result in new significant impacts; and

(f) The Public Transportation Commission finds that new information regarding traffic data and projections would not change the conclusions in the negative declaration that the project would make a negligible contribution to traffic congestion in the vicinity of the project; and

(g) The Public Transportation Commission finds that new information included in the addendum regarding air quality impacts from the project would not result in a significant air quality impact from carbon monoxide emissions; and

(h) The Public Transportation Commission finds that new information included in the addendum regarding the designation of particulates in diesel emissions as toxic air contaminants would not result in a significant air quality impact because the project would move diesel bus operations from an area with residential receptors to an area where the nearest residential uses are more than 1,500 feet away; and

(i) The Public Transportation Commission finds on the basis of the whole record before it that the negative declaration and addendum are adequate and complete, that there is no substantial evidence that the project would have a significant effect on the environment, and that the negative declaration and addendum reflect the Public Transportation Commission's independent judgment and analysis; and be it further

RESOLVED, That any mitigation measures included in the negative declaration are adopted as conditions of approval and will be implemented and monitored as follows:

(a) Construction-period mitigation measures number 1, air quality; number 2, existing site contamination; number 3, handling of hazardous materials during project operation; and number 4, prehistoric cultural resources; will be implemented by the Public Transportation Department or its designee and will be monitored by City staff through the normal building permit procedures; and

(b) Preparation of a plan for handling and disposing of hazardous materials during facility operation in accordance with mitigation measure number 3, handling of hazardous materials during project operation, will be implemented by the Public Transportation Department prior to building occupancy and will be monitored by the Department of Public Health, the City Planning Department and the Department of Building Inspection as described in the text of the measure; and be it further

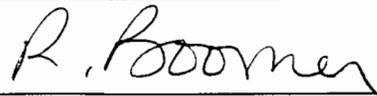
RESOLVED, That the General Manager of the Public Transportation Department is authorized to terminate Consultant Contract No. CS-397 with Gannett Fleming at a final contract amount not to exceed \$2,827,289; and be it further

RESOLVED, That the General Manager is authorized to advertise a Request for Proposals to procure professional architectural/engineering services for completing the detailed design and for the construction support of the New Islais Creek Maintenance and Operations Facility; and be it further

RESOLVED, That the General Manager is authorized to select, negotiate and enter into a contract with the most qualified proposer at a cost not to exceed \$1,200,000 for a term not to exceed thirty-six months.

I hereby certify that the foregoing resolution was adopted by the Public Transportation Commission

at its meeting of DEC 08 1998



Secretary, Public Transportation Commission