



RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE CERTAIN AGREEMENTS AND DOCUMENTS FOR THE YERBA BUENA ISLAND SOUTHGATE ROAD REALIGNMENT IMPROVEMENTS PROJECT, CONSISTING OF A COOPERATIVE AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION; LICENSE AGREEMENTS WITH THE UNITED STATES COAST GUARD; UTILITY RELOCATION AGREEMENT AND AMENDMENTS TO THE MEMORANDUMS OF AGREEMENT FOR THE CONSTRUCTION PHASE WITH THE TREASURE ISLAND DEVELOPMENT AUTHORITY; AN AMENDMENT INCREASING THE RIGHT-OF-WAY MEMORANDUM OF AGREEMENT WITH THE TREASURE ISLAND DEVELOPMENT AUTHORITY BY \$1,334,760, TO A TOTAL AMOUNT NOT TO EXCEED \$5,534,760; THE RIGHT OF WAY CERTIFICATION; AND A NATIONAL ENVIRONMENTAL POLICY ACT/ CALIFORNIA ENVIRONMENTAL QUALITY ACT RE-VALIDATION AND AUTHORIZING THE EXECUTIVE DIRECTOR TO NEGOTIATE AND MODIFY AGREEMENT PAYMENT TERMS AND NON-MATERIAL AGREEMENT TERMS AND CONDITIONS

WHEREAS, The Transportation Authority is working jointly with the Treasure Island Development Authority (TIDA) and the Office of Economic and Workforce Development on the development of the I-80/Yerba Buena Island (YBI) Interchange Improvement Project; and

WHEREAS, One of the elements of the overall project is the YBI Southgate Road Realignment Improvements Project (Project); and

WHEREAS, The Project will increase the length of the on- and off-ramp on a new alignment to allow the YBI Westbound Ramps Project to function as designed, and would effectively function as an extension of the on- and off-ramps for the YBI Westbound Ramps Project; and



WHEREAS, The Transportation Authority must execute a series of agreements and documents to prepare the Project for construction; and

WHEREAS, The California Department of Transportation (Caltrans) Cooperative Agreement identifies and defines the respective Transportation Authority and Caltrans roles for Project implementation; and

WHEREAS, The United States (U.S.) Coast Guard license agreements allow for construction of the Project on U.S. Coast Guard property while right-of-way acquisition is being completed; and

WHEREAS, The TIDA utility relocation agreement confirms TIDA's approval of the relocation of the TIDA waterline required for the Project and identifies estimated costs and associated cost liability for the waterline relocation; and

WHEREAS, The TIDA Memorandum of Agreements (MOAs) for right-of-way and construction phases were entered into in 2013 for the YBI Ramps Improvement Project and establish each party's role and responsibilities, as well as the terms and conditions of TIDA repayments to the Transportation Authority; and

WHEREAS, The amendments to the TIDA MOAs for right-of-way and construction phases would add the YBI Southgate Road Realignment Improvements Project to the scope of the respective MOAs and increase the not-to-exceed amount for the right-of-way phase to \$5,534,760; and

WHEREAS, The Transportation Authority has determined that the inclusion of the Project as part of the YBI Ramps Improvement Project requires the preparation of an addendum to the I-80/YBI Ramps Improvement Project Final Environmental Impact Report/Final Environmental Impact Statement pursuant to the California Environmental Quality Act (CEQA) and CEQA Guidelines Section 15164 and the preparation and execution of a National Environmental Policy Act (NEPA)/CEQA Re-validation which incorporates the required CEQA addendum in order to provide environmental clearance for the Project; and



WHEREAS, The Project needs are consistent with those established for the YBI West Bound Ramps Project purpose and need and Caltrans Legal and Headquarters Divisions have approved re-evaluation of the YBI West Bound Ramps Project, with a NEPA/CEQA Re-validation as the appropriate level of environmental documentation for the Project; and

WHEREAS, The right-of-way certification confirms that the Transportation Authority has made all necessary arrangements to clear the right-of-way for construction activities, including having executed all required licenses and right-of-way agreements and having obtained all required permits for the Project; and

WHEREAS, The total Project is estimated to cost approximately \$51 million for all phases and construction activities are anticipated to be completed by January 2021; and

WHEREAS, The Transportation Authority will be advancing Prop K funds to pay for Project costs incurred in the right-of-way and construction phases, in amounts not to exceed \$5,534,760 and \$38,002,765, respectively, until the agency receives reimbursements from a combination of federal Highway Bridge Program, state Prop 1B, Bay Area Toll Authority, and TIDA funds; and

WHEREAS, TIDA is responsible for reimbursing the Transportation Authority for all Project costs and accrued interest, less state, federal, or Bay Area Toll Authority reimbursements to the Transportation Authority; and

WHEREAS, This year's activities for the Project will be included in the Transportation Authority's mid-year budget amendment and sufficient funds will be included in future fiscal year budgets for the remaining activities; now, therefore, be it

RESOLVED, That the Transportation Authority authorizes the Executive Director to execute a cooperative agreement with Caltrans; license agreements with the U.S. Coast Guard; utility relocation agreement and amendments to the MOA for the construction phase with TIDA; an amendment increasing the right-of-way MOA with TIDA by \$1,334,760, to a total amount not to exceed



\$5,534,760; the right-of-way certification; and the NEPA/CEQA Re-validation; and be it further

RESOLVED, That the Executive Director is hereby authorized to negotiate and modify agreement payment terms and non-material agreement terms and conditions; and be it further

RESOLVED, That for the purposes of this resolution, “non-material” shall mean agreement terms and conditions other than provisions related to the overall agreement amount, terms of payment, and general scope of services; and be it further

RESOLVED, That notwithstanding the foregoing and any rule or policy of the Transportation Authority to the contrary, the Executive Director is expressly authorized to execute agreements and amendments to agreements that do not cause the total agreement value, as approved herein, to be exceeded and that do not expand the general scope of services.



The foregoing Resolution was approved and adopted by the San Francisco County Transportation Authority at a regularly scheduled meeting thereof, this 19th day of March, 2019, by the following votes:

**Ayes:** Commissioners Brown, Haney, Mandelman, Mar, Peskin, Ronen, Safai, Walton and Yee (9)

**Absent:** Commissioners Fewer and Stefani (2)

 4-1-19  
Aaron Peskin Date  
Chair

ATTEST:  4/1/19  
Tilly Chang Date  
Executive Director