



RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE THE UTILITY RELOCATION AGREEMENT, THE RIGHT OF WAY CERTIFICATION, AMENDMENTS TO THE MEMORANDUMS OF AGREEMENT WITH TREASURE ISLAND DEVELOPMENT AUTHORITY FOR BOTH RIGHT OF WAY AND CONSTRUCTION PHASES, AND ALL OTHER RELATED PROJECT AGREEMENTS FOR THE YERBA BUENA ISLAND WESTSIDE BRIDGES SEISMIC RETROFIT PROJECT 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, including one of the elements of the overall project known as the YBI Westside Bridges Seismic Retrofit Project (Project); and

WHEREAS, The Project will demolish eight bridge structures; reconstruct a realigned roadway; construct six retaining walls and a new undercrossing structure; and seismically retrofit an additional bridge structure including relocation of a column; and

WHEREAS, The Project will be delivered using the Construction Manager/General Contractor Project Delivery Method, approved through Resolution 18-42; and

WHEREAS, The Transportation Authority must execute a number of agreements and documents to prepare the Project for construction; 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 right-of-way certification confirms that the Transportation Authority has made all necessary arrangements to secure the right-of-way for construction of the Project; and

WHEREAS, The TIDA Memorandums of Agreement (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 for all costs incurred on the YBI Ramps Improvement Project; and

WHEREAS, In 2019, through Resolution 19-49, TIDA and the Transportation Authority amended the MOAs for right-of-way and construction phases to add the YBI Southgate Road Realignment Improvements Project scope of work to the respective MOAs, and extended the terms for the right-of-way phase MOA to June 30, 2022 and the construction phase MOA to December 31, 2022; and

WHEREAS, The proposed amendments to the TIDA MOAs for right-of-way and construction phases would add the Project to the scope of the respective MOAs, and extend the term of both MOAs to December 31, 2024; and

WHEREAS, In order to prepare the Project for right-of-way and construction phases, the Transportation Authority may also need to enter into agreements with other agencies/entities, including but not limited to the California Highway Patrol, San Francisco Public Utilities Commission, San Francisco Municipal Transportation Agency, San Francisco Public Works, and Pacific Gas and Electric Company; and

WHEREAS, The total Project is estimated to cost approximately \$119.7 million for all phases, funded by federal Highway Bridge Program grant funds administered by Caltrans, with matching funds from state Proposition 1B's Local Bridge Seismic Retrofit Account and from TIDA, and construction activities are anticipated to be completed by December 2024; 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 \$799,444 and \$98.8 million, respectively, until the agency receives reimbursements from a combination of Federal Highway Bridge Program, state Proposition 1B, and TIDA funds; and

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

WHEREAS, This year's activities for the Project have either been included in the Transportation Authority's Fiscal Year 2020/21 budget or will be added into the mid-year budget amendment and sufficient funds will be included in future fiscal year budgets for the remaining activities; and

WHEREAS, At its September 23, 2020 meeting, the Citizens Advisory Committee was briefed on the subject request and unanimously adopted a motion of support for the staff recommendation; now therefore, be it

RESOLVED, That the Transportation Authority authorizes the Executive Director to execute the utility relocation agreement, the right of way certification, and amendments to the Memorandums of Agreement with Treasure Island Development Authority for both right of way and construction phases, and all other related project agreements for the Yerba Buena Island Westside Bridges Seismic Retrofit Project; and be it further

RESOLVED, That the Executive Director is hereby authorized to negotiate and modify agreement payment terms and non-material 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.



**San Francisco  
County Transportation  
Authority**

BD102020

RESOLUTION NO. 21-17

The foregoing Resolution was approved and adopted by the San Francisco County Transportation Authority at a regularly scheduled meeting thereof, this 27<sup>th</sup> day of October, 2020, by the following votes:

**Ayes:** Commissioners Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton, and Yee (11)

**Nays:** (0)

**Absent:** (0)

*Aaron Peskin*      10-29-20

Aaron Peskin  
Chair

Date

ATTEST:

*Tilly Chang*      10/29/20

Tilly Chang  
Executive Director

Date