

DRAFT

RESOLUTION 20xx-xxx

RESOLUTION AUTHORIZING AMENDMENT NO. 2 TO THE THREE-PARTY AGREEMENT BETWEEN THE DISTRICT, PASHA AUTOMOTIVE SERVICES AND ICF JONES & STOKES, INC. FOR ENVIRONMENTAL REVIEW CONSULTING SERVICES FOR THE NATIONAL CITY MARINE TERMINAL TANK FARM REDEVELOPMENT AND STREET CLOSURES PROJECT TO INCREASE THE AGREEMENT AMOUNT BY \$41,554 INCREASING THE AGGREGATE TOTAL OF THE AGREEMENT FROM \$198,400 TO \$239,954 AND EXTENDING ITS TERM TO JUNE 30, 2016

WHEREAS, the San Diego Unified Port District (District) is a public corporation created by the Legislature in 1962 pursuant to Harbors and Navigation Code Appendix I (Port Act); and

WHEREAS, Section 21 of the Port Act states that the District Board of Port Commissioners (BPC) may pass all necessary ordinances and resolutions for the regulation of the District; and

WHEREAS, the BPC has adopted BPC Policy No. 110 establishing a procedure for the administration of contracts and the purchasing of supplies, materials, and equipment, and establishing a policy governing the processing and administration of contracts; and

WHEREAS, the District issued a Request for Proposals (RFP) in July 2013, seeking environmental review consulting services for the National City Marine Terminal Tank Farm Redevelopment and Street Closures Project & Port Master Plan Amendment (Project), for which Pasha Automotive Services (Pasha) is the Project Applicant; and

WHEREAS, District staff selected ICF Jones & Stokes, Inc. (ICF) to conduct the Project environmental review consulting services following the RFP process; and

WHEREAS, on March 26, 2014, the District, ICF, and Pasha entered into an Agreement whereby the District retained ICF to conduct the necessary environmental evaluation for the Project and whereby Pasha agreed to compensate ICF for these services, which is on file in the Office of the District Clerk as Document No. 61431; and

WHEREAS, on November 4, 2014, the Board authorized Amendment No. 1 to the agreement with ICF and Pasha to increase the agreement amount by \$59,760, increasing the aggregate total of the agreement from \$138,640 to \$198,400 and extending the agreement until December 31, 2015, which is on file in the Office of the District Clerk as Document No. 62618; and

WHEREAS, District staff believe that additional work items not anticipated in the original Scope of Work, have resulted in the need for a second amendment to the agreement in order to complete the Project Environmental Impact Report (EIR); and

WHEREAS, staff recommend that the BPC authorize entering into the Second Amendment to the Agreement with ICF and Pasha, which would increase the amount payable under the Agreement by \$41,554 and extend its term to June 30, 2016, and which is attached as Attachment A to the corresponding agenda sheet on file with the District Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Board of Port Commissioners of the San Diego Unified Port District, as follows:

That the Executive Director or her authorized designee may execute the Second Amendment to Agreement with ICF Jones & Stokes, Inc. and Pasha Automotive Services for environmental review consulting services for the National City Marine Terminal Tank Farm Redevelopment and Street Closures Project & Port Master Plan Amendment to increase the agreement amount by \$41,554 and extend its term to June 30, 2016.

APPROVED AS TO FORM AND LEGALITY:
GENERAL COUNSEL

By: Assistant/Deputy

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 17th day of November 2015, by the following vote: