

**DRAFT****RESOLUTION 20xx-xxx****RESOLUTION AUTHORIZING AMENDMENT NO. 3  
TO THE AGREEMENT WITH ICF JONES &  
STOKES, INC. FOR ENVIRONMENTAL REVIEW  
CONSULTING SERVICES FOR THE TENTH  
AVENUE MARINE TERMINAL MARITIME  
BUSINESS PLAN UPDATE PROJECT TO  
INCREASE THE AGREEMENT AMOUNT BY  
\$30,000 FOR AN AGGREGATE TOTAL OF  
\$614,980**

**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 1, (Port Act); and

**WHEREAS**, the Board of Port Commissioners (BPC) 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**, pursuant to BPC Policy No.110, District staff issued a Request for Proposals (RFP) in February 2014 for environmental review consulting services for the Tenth Avenue Marine Terminal Maritime Business Plan Update Project (Project); and

**WHEREAS**, ICF Jones & Stokes, Inc., (ICF) was determined to have submitted the proposal best meeting the RFP's criteria and, therefore, in March 2014, the District entered into an agreement with ICF to prepare an environmental impact report (EIR) and an environmental assessment (EA) for the Project (Agreement); and

**WHEREAS**, Amendment No. 1 to the Agreement was executed on March 4, 2016; which increased the amount by \$44,980, for an aggregate total of \$494,980 and extended the agreement term until June 30, 2017; and

**WHEREAS**, additional work items, not anticipated in the original Scope of Work, resulted in the need for another amendment to the agreement; and

**WHEREAS**, Amendment No. 2 to the agreement exceeded the administrative approval level allowed pursuant to BPC Policy No. 110 and Board approved Amendment No. 2 on September 8, 2016, which increased the agreement by \$90,000 for an aggregate total of \$584,980; and

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**WHEREAS**, the Final EIR is anticipated to be presented to the Board for certification on December 13, 2016 and staff requested ICF to complete additional work efforts, not originally anticipated in the original Scope of Work or subsequent amendments, for inclusion in the Final EIR; and

**WHEREAS**, these additional work items are the following:

- Prepare a new Project alternative referred to as the Sustainable Terminal Capacity Alternative, which includes new modeling for traffic, air quality, health risk, greenhouse gas emissions, and noise; and
- Prepare additional air quality, health risk, and greenhouse gas scenarios for the Maximum Practical Capacity scenario to further reduce related impacts based on comments from the California Air Resources Board, San Diego Air Pollution Control District, and Environmental Health Coalition.

**WHEREAS**, District staff recommends the Board authorize Amendment No. 3 to the agreement with ICF to increase the agreement amount by \$30,000 for an aggregate total of \$614,980 to cover the ICF's requested work items needed to complete the Final EIR.

**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 designated representative is hereby authorized to adopt a resolution authorizing Amendment No. 3 to the Agreement with ICF Jones & Stokes, Inc., for environmental review consulting services for the Tenth Avenue Marine Terminal Maritime Business Plan Update Project, increasing the amount by \$30,000 for an aggregate total of \$614,980.

APPROVED AS TO FORM AND LEGALITY:  
GENERAL COUNSEL

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By: Assistant/Deputy

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 8<sup>th</sup> day of November 2016, by the following vote: