

**DRAFT**

**RESOLUTION 20xx-xxx**

**RESOLUTION AUTHORIZING AMENDMENT NO. 2  
TO AGREEMENT WITH AZTEC LANDSCAPING, INC.  
FOR AS-NEEDED PRESSURE WASHING SERVICES,  
INCREASING THE MAXIMUM AMOUNT PAYABLE  
UNDER THE AGREEMENT BY \$1,144,208.14 FOR A  
NEW MAXIMUM AMOUNT OF \$1,319,208.14**

**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; and

**WHEREAS**, the Board of Port Commissioners (BPC) adopted BPC Policy No. 110 to establish a policy governing the processing and administration of public projects, consulting and service agreements, the purchasing of supplies, materials and equipment, and grants; and

**WHEREAS**, on July 1, 2015 the District entered into a four (4) year agreement with Aztec Landscaping, Inc. for As-Needed Pressure Washing Services in an amount not to exceed \$86,161.81; and

**WHEREAS**, the agreement is used to provide pressure washing services for the Sprung Structure at the Cruise Ship Terminal, and at various other as-needed areas; and

**WHEREAS**, services include blowing areas free of debris, laying down waddles to prevent storm drain runoff, pressure washing, vacuuming of excess water, and removing excess water and dumping it off site, in accordance with stormwater BMPs; and

**WHEREAS**, on September 6, 2017, the San Diego County public health officer declared a local public emergency due to the ongoing Hepatitis A outbreak in the county; and

**WHEREAS**, on October 13, 2017, Governor Edmund G. Brown Jr. issued an emergency proclamation for the State of California due to the outbreak; and

**WHEREAS**, in an effort to prevent the spread of illness on Tidelands, staff developed an action plan that includes weekly pressure washing with an approved disinfectant solution for benches, tables, trash cans and sidewalks from the Coast Guard Station south to Cesar Chavez Park, including Linear Park; and

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**WHEREAS**, on October 18, 2017, Amendment No. 1 was executed, adding \$88,838.19 for a new total of \$175,000 to execute pressure washing in accordance with staff's action plan; and

**WHEREAS**, at the November 14, 2017 BPC meeting, President & CEO Randa Coniglio notified the BPC in the President's Report that due to the local and State emergency declarations, she directed staff to continue pressure washing activities in response to said declarations, until an amendment could be brought before the BPC to increase funding in the agreement; and

**WHEREAS**, in order to execute increased pressure washing in accordance with staff's action plan thru the end of the current fiscal year, the As-Needed Pressure Washing Services agreement with Aztec Landscaping, Inc., will need to be increased by \$1,144,208.4 for a new total of \$1,319,208.14.

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

That the Executive Director and/or her designated representative is hereby authorized on behalf of the District to enter into Amendment No. 2 to the Agreement by and between San Diego Unified Port District and Aztec Landscaping, Inc. for As-Needed Pressure Washing Services to increase the maximum amount payable under the Agreement by \$1,144,208.14, for a new maximum amount of \$1,319,208.14.

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 5<sup>th</sup> day of December 2017, by the following vote: