

DRAFT**RESOLUTION 20xx-xxx****RESOLUTION APPROVING CHANGE ORDER NO. 2 FOR CONTRACT TIME EXTENSION OF 214 DAYS FOR CONTRACT NO. 20-06, MICROGRID INFRASTRUCTURE AT TENTH AVENUE MARINE TERMINAL PROJECT, TO ALIGN PROJECT COMPLETION WITH THE POWER PURCHASE AGREEMENT DELIVERABLES, WITH NO INCREASE TO THE GRANT FUNDED BOARD APPROVED PROJECT BUDGET, PURSUANT TO BPC POLICY NO.110**

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, pursuant to Board of Port Commissioners (BPC) Policy No. 110, BPC authorization is required for contract change orders extending time for completion for a period to exceed one hundred twenty days; and

WHEREAS, on November 10, 2020, the BPC awarded contract No. 20-06 Microgrid Infrastructure at Tenth Avenue Marine Terminal (TAMT) for permitting and construction of the microgrid battery energy storage system (BESS) and supporting electrical infrastructure; and

WHEREAS, the project scope also includes optimization of load shifting/peak shaving, demand response, and islanded operations, as well as a comprehensive cybersecurity assessment of the entire system to identify its cybersecurity risks and ensure its preparedness; and

WHEREAS, the project is currently in the permitting phase with an anticipated construction permit issuance by the City of San Diego Development Services Department (City) in January 2022; and

WHEREAS, construction of the site improvements and installation of the BESS is anticipated to start shortly after the City’s permit is issued; and

WHEREAS, due to the interdependencies between the Microgrid Infrastructure at TAMT and the proposed solar photovoltaic system (Solar PV System) to be delivered through the solar power purchase agreement (PPA), the Microgrid Infrastructure Improvements at TAMT project is able to deliver its entire project scope only when a Solar PV System under the PPA is installed and connected to the Microgrid; and

WHEREAS, the project's cybersecurity assessment and system optimization scope cannot be completed until the entire Microgrid System is complete; and

WHEREAS, the Microgrid System isn't complete until both, BESS and Solar PV, systems are installed, and interconnected; and

WHEREAS, staff is seeking approval of Change Order No. 2 for Contract No. 20-06 Microgrid Infrastructure at TAMT which will extend the project an additional 214 calendar days, for a revised contract expiration of August 26, 2022, effectively enabling the project to deliver all of its scope at no additional cost.

NOW THEREFORE, BE IT RESOLVED that the Board of Port Commissioners (BPC) of the San Diego Unified Port District, hereby approves Change Order No. 4 No. 2 for contract time extension of 214 days for Contract No. 20-06, Microgrid Infrastructure at Tenth Avenue Marine Terminal Project, to align project completion with the Power Purchase Agreement deliverables, with no increase to the grant funded BPC approved project budget, pursuant to BPC Policy No.110.

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 11th day of January 2022, by the following vote: