

DRAFT

RESOLUTION 20xx-xxx

**RESOLUTION CONSENTING TO ASSIGNMENT AND
ASSUMPTION OF AS NEEDED MARINE
STRUCTURAL ENGINEERING AGREEMENT NO.
193-2016AC FROM BERGERABAM, INC. TO WSP
USA, INC. DUE TO AN ACQUISITION AND MERGER**

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 (Act); and

WHEREAS, Board of Port Commissioners BPC Policy No. 110 establishes a policy governing the processing and administration of public projects, consulting and service agreements, the processing of supplies, materials, and equipment, and grants; and

WHEREAS, on December 13, 2016, the Board of Port Commissioners awarded the As Needed Marine Structural Engineering Agreement No. 193-2016AC to BergerABAM, Inc.; and

WHEREAS, on May 1, 2019, WSP USA, Inc. acquired and merged with BergerABAM, Inc.; and

WHEREAS, WSP USA, Inc. is an engineering company that is well qualified and offers similar services as BergerABAM, Inc.; and

WHEREAS, in order to continue to receive professional marine structural engineering and design services from BergerABAM, Inc., the District's approval of the assignment of obligations by BergerABAM, Inc. to WSP USA, Inc. is required; and

WHEREAS, the assignment is not anticipated to have any effect on District projects or timelines; and

WHEREAS, the District will be working with the same professional personnel from BergerABAM, Inc. and supplemented by qualified staff from WSP USA, Inc.

NOW THEREFORE, BE IT RESOLVED that the Board of Port Commissioners of the San Diego Unified Port District, hereby consents to the assignment and assumption of As Needed Marine Structural Engineering Agreement No. 193-2016AC from BergerABAM, Inc. to WSP USA, Inc.

20xx-xxx

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 8th day of October 2019, by the following vote: