



## Legislation Details (With Text)

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**Title:** RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AWARDED CONTRACT NO. 2020-11 TO PERIMETER SECURITY GROUP IN THE AMOUNT OF \$295,887.50 FOR PHASE 1 OF THE SECURITY GATE PHYSICAL ENHANCEMENTS AT TAMT PROJECT AS AUTHORIZED BY THE BOARD IN THE 2019-2023 CAPITAL IMPROVEMENT PROGRAM

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**Attachments:** 1. 5. 2021-0409 Attachment A, 2. 5. 2021-0409 Draft Resolution

Date	Ver.	Action By	Action	Result
1/11/2022	1	Board of Port Commissioners	adopted	

**DATE:** JANUARY 11, 2022

**SUBJECT:**

**RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AWARDED CONTRACT NO. 2020-11 TO PERIMETER SECURITY GROUP IN THE AMOUNT OF \$295,887.50 FOR PHASE 1 OF THE SECURITY GATE PHYSICAL ENHANCEMENTS AT TAMT PROJECT AS AUTHORIZED BY THE BOARD IN THE 2019-2023 CAPITAL IMPROVEMENT PROGRAM**

**EXECUTIVE SUMMARY:**

This action will adopt the plans and specifications and authorize the awarding of a construction contract to enhance the entrance security at Tenth Avenue Marine Terminal (TAMT).

The plans and specifications define the contract work including removal of existing chain link fence and installation of high security fencing and gates at the south side of the TAMT main entrance. The enhanced fencing and gates will accommodate the needs of marine terminal security and provide protection of TAMT in accordance with the Maritime Transportation Security Act (MTSA) and National Security Maritime Directive NSDP-41 requirements to provide maritime security plans and contingencies.

This contract is Phase 1 of the Security Gate Physical Enhancements at TAMT project, one of the funded projects by the Port Security Grant Program (PSGP).

The contract documents were advertised on October 13, 2021. On November 16, 2021, two (2) bids were received ranging from \$295,887.50 to \$510,598.05. The responsive bids are listed in

Attachment A. The lowest bid, submitted by Perimeter Security Group in the amount of \$295,887.50, is considered responsive and responsible. Staff recommends that the Board award the Contract to Perimeter Security Group.

### **RECOMMENDATION:**

Adopt a resolution approving plans and specifications and awarding Contract No. 2020-11 to Perimeter Security Group for construction of Phase 1 of the Security Gate Physical Enhancements at TAMT project in the amount of \$295,887.50.

### **FISCAL IMPACT:**

The Security Gate Physical Enhancements at TAMT project was budgeted in the approved FY 2019-2023 Capital Improvement Program (CIP) with an allocated project budget of \$1,043,980 including a grant fund of \$685,485 and a 25% matching amount of \$228,495 by the Port and \$130,000 capital labor. Approval of this agenda will authorize the construction contract expenditure of \$295,887.50 from the CIP funding appropriation. Remaining project budget will be used for Phase 2 of the Security Gate Physical Enhancements at TAMT project.

### **COMPASS STRATEGIC GOALS:**

Award of this construction contract will implement the CIP, approved by the Board to be in alignment with the District's vision mission and support the following Strategic Goals.

- A thriving and modern maritime seaport.

### **DISCUSSION:**

The Security Gate Physical Enhancements at TAMT project is one of the security projects funded by the Fiscal Year (FY) 2019 Port Security Grant Project approved by the U.S. Department of Homeland Security (DHS). The Maritime Transportation Security Act (MTSA) and National Security Maritime Directive NSDP-41 requires ports to create security plans and practices that secure port facilities from attack. Part of these plans include strategies to ensure ports remain capable of continuing commerce operations despite heightened threats of attack. This project will meet these requirements to protect TAMT and adjacent critical infrastructures and reduce the potential of attacks on the terminal.

The contract includes site cleaning, excavation, concrete and fence demolition, and backfilling; installation of security fencing and sliding gates, gate posts, operating system, and steel bollards; construction of concrete structures including driveway, curbs and gutters, fence post footings, bollard footings and gate footings; and installation of electrical systems. The project is located at the south side of the entrance of TAMT and along northeast side of Water Street.

This contract is phase 1 of the Security Gate Physical Enhancements at TAMT project, one of the funded projects by the Port Security Grant Program (PSGP). PSGP is a DHS - Federal Emergency Management Agency (FEMA) grant program that provides federal funds to support maritime transportation infrastructure security activities.

### **Bid Process:**

Construction bid documents, including plans and specifications for Contract No. 2020-11 (Drawing No. TA-2020-03, Project No. CP-0022-01) were advertised on October 13, 2021. Two (2) bids were received on the bid opening date on November 16, 2021. The bid amounts ranged from \$295,887.50 to \$510,598.05, as shown in the table below.

Company	Total Bid	Location
Perimeter Security Group	\$295,887.50	Coeur d Alene, ID
<u>Telliard Construction</u>	\$510,598.05	San Diego, CA

The lowest responsive and responsible bid was received from Perimeter Security Group in the total bid amount of \$295,887.50. The engineers' construction cost estimate was \$260,500.

Upon Board authorization, construction is expected to commence in February 2022 and will be completed by May 2022.

Staff recommends that the Board approve the plans and specifications and award Contract No. 2020-11, Security Gate Physical Enhancements at TAMT, San Diego, California to Perimeter Security Group in the total bid amount of \$295,887.50

**General Counsel's Comments:**

The General Counsel's Office has reviewed the agenda sheet and attachments, as presented to it, and approves them as to form and legality.

**Environmental Review:**

The proposed Board actions, including without limitation, approving the transfer of funds to fund the Security Gate Physical Enhancements at TAMT project are Categorically Exempt pursuant to California Environmental Quality Act (CEQA) Guidelines Sections 15301 (Existing Facilities) and 15302 (Replacement or Reconstruction), and Sections 3.a. and 3.b. of the District's Guidelines for Compliance with CEQA because the project would consist of replacement of an existing security gate system and associated improvements that would involve no expansion of use beyond that previously existing, would consist of the replacement of an existing facility, would be located on the same site as the facility replaced, and would have substantially the same purpose and capacity. A CEQA Exemption was previously issued for this project on September 20, 2021. The District has determined none of the six exceptions to the use of a categorical exemption apply to this project (CEQA Guidelines Section 15300.2). Pursuant to Section 15378(c) of the State CEQA Guidelines, the term "project" refers to the activity being approved, which may be subject to several discretionary approvals of governmental agencies and does not mean each separate governmental approval. Accordingly, the proposed Board actions are a subsequent discretionary approval of a previously approved project. No further action under CEQA is required.

The proposed Board actions comply with Sections 21, 35, and 87 of the Port Act, which allow the Board to pass resolutions and to do all acts necessary and convenient for the exercise of its powers, and which authorizes the use of tidelands for the construction, reconstruction, repair, maintenance, and operation of wharves, docks, piers, slips, quays, and all other works, buildings, facilities, utilities,

structures, and appliances incidental, necessary, or convenient, for the promotion and accommodation of commerce and navigation. The Port Act was enacted by the California Legislature and is consistent with the Public Trust Doctrine. Consequently, the proposed Board actions are consistent with the Public Trust Doctrine.

The proposed Board actions are considered “excluded development” pursuant to Sections 8.a. (Existing Facilities) and 8.b. (Replacement or Reconstruction of the District’s Coastal Development Permit Regulations because the project would consist of replacement of an existing security gate system and associated improvements that would involve no expansion of use beyond that previously existing, would be located essentially on the same site as the structure replaced, and would have substantially the same purpose and capacity as the structure replaced. A “Coastal Act Categorical Determination of Exclusion” was previously issued for this project on September 20, 2021; therefore, issuance of a Coastal Development Permit or subsequent Exclusion is not required for the proposed Board actions.

**Diversity, Equity, and Inclusion Program:**

Due to limited subcontracting opportunities, no SBE goal was established. Perimeter Security Group is an SBE.

**PREPARED BY:**

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Attachment:  
Attachment A: Tabulation of Bids