



Legislation Details (With Text)

File #: 2019-0325 **Version:** 1 **Name:**
Type: Action Item **Status:** Passed
File created: 8/12/2019 **In control:** Board of Port Commissioners
On agenda: 10/8/2019 **Final action:** 10/8/2019
Title: RESOLUTION AUTHORIZING AMENDMENT NO. 3 TO THE AS-NEEDED AGREEMENTS WITH TUCKER SADLER ARCHITECTS, INC. AND SILLMAN WRIGHT ARCHITECTS FOR ARCHITECTURAL AND ADA CODE COMPLIANCE REVIEW SERVICES, INCREASING THE AGGREGATE TOTAL BY \$375,000 FROM \$750,000 TO \$1,125,000. FUNDS FOR FY 2020 HAVE BEEN BUDGETED/ FUNDS REQUIRED FOR FUTURE FISCAL YEARS WILL BE BUDGETED FOR IN THE APPROPRIATE YEAR SUBJECT TO BOARD APPROVAL UPON ADOPTION OF EACH FISCAL YEAR'S BUDGET.

Sponsors:

Indexes:

Code sections:

Attachments: 1. 5. 2019-0325 Attachment A, 2. 5. 2019-0325 Attachment B, 3. 5. 2019-0325 Draft Resolution

Date	Ver.	Action By	Action	Result
10/8/2019	1	Board of Port Commissioners	adopted	

DATE: October 8, 2019

SUBJECT:

RESOLUTION AUTHORIZING AMENDMENT NO. 3 TO THE AS-NEEDED AGREEMENTS WITH TUCKER SADLER ARCHITECTS, INC. AND SILLMAN WRIGHT ARCHITECTS FOR ARCHITECTURAL AND ADA CODE COMPLIANCE REVIEW SERVICES, INCREASING THE AGGREGATE TOTAL BY \$375,000 FROM \$750,000 TO \$1,125,000. FUNDS FOR FY 2020 HAVE BEEN BUDGETED/ FUNDS REQUIRED FOR FUTURE FISCAL YEARS WILL BE BUDGETED FOR IN THE APPROPRIATE YEAR SUBJECT TO BOARD APPROVAL UPON ADOPTION OF EACH FISCAL YEAR'S BUDGET.

EXECUTIVE SUMMARY:

On July 21, 2014, staff issued a Request for Qualifications (RFQ) for as-needed architectural and ADA code compliance services. Through the interview selection process, staff recommended authorizing agreements with the two highest-ranked firms, Tucker Sadler Architects, Inc. and Sillman Wright Architects.

On September 9, 2014, the Board authorized agreements with Tucker Sadler Architects, Inc. and Sillman Wright Architects for as-needed services for architectural and ADA code compliance review to support implementation of the District's program budgets.

On October 9, 2018, the Board authorized Amendment No.1 to the as-needed agreements, increasing the aggregate total of the agreements by \$250,000 from \$500,000 to \$750,000 to support

implementation of the District's approved and budgeted projects.

On July 3, 2019, the Executive Director approved Amendment No.2 to the as-needed agreement, extending the term of the agreement from December 31, 2019 to December 31, 2021.

The proposed action will increase the aggregate agreement capacity by \$375,000. Since costs incurred under these agreements are funded under approved project budgets, there is no fiscal impact associated with the proposed action. Work performed under these agreements is administered in accordance with District policies and procedures.

Authorization of the proposed resolution is recommended.

RECOMMENDATION:

Adopt a Resolution authorizing Amendment No. 3 to the as-needed agreements with Tucker Sadler Architects, Inc. and Sillman Wright Architects for architectural and ADA code compliance review services, increasing the aggregate total of the agreements by \$375,000 from \$750,000 to \$1,125,000.

FISCAL IMPACT:

Funds for the current fiscal year are included in the FY2019-2023 Capital Improvement Program, the FY 19/20 Major Maintenance Program, and Equipment Outlay and Other Capital Projects budgets. There will be no increase to the District's budgets as a result of this resolution. Funds required for future fiscal years will be budgeted for in the appropriate fiscal year and will be submitted for Board approval.

COMPASS STRATEGIC GOALS:

Consultants under the as-needed agreements will support the execution of Major Maintenance Projects, Capital Improvement Projects, and Equipment Outlay and other Capital Projects throughout Tidelands.

This agenda item supports the following Strategic Goals.

- A thriving and modern maritime seaport.
- A financially sustainable Port that drives job creation and regional economic vitality.

DISCUSSION:

On July 21, 2014, staff issued an RFQ for architectural services. Seventeen firms responded to the solicitation. Five firms were shortlisted based on their Statements of Qualifications submitted and interviewed by a District staff evaluation review panel on September 17 and 18, 2014.

On September 9, 2014, the Board authorized agreements with Tucker Sadler Architects, Inc. and Sillman Wright Architects for as-needed services for architectural and ADA code compliance review.

On October 9, 2018, the Board authorized Amendment No.1 to the as-needed agreements, increasing the aggregate total of the agreements by \$250,000 from \$500,000 to \$750,000 to support

implementation of the District's approved and budgeted projects.

On July 3, 2019, the Executive Director approved Amendment No.2 to the as-needed agreement, extending the term of the agreement from December 31, 2019 to December 31, 2021.

The aggregate capacity of the two agreements is a not-to-exceed amount of \$750,000 over a period of five years; they are due to expire in December 2021. The District has expended or obligated approximately \$716,000 on its current aggregate capacity of \$750,000 as of August 12, 2019. Additional architectural and ADA code compliance review services are needed to support such projects as the Roof Replacement at Material Support and Management Center Building, the Roof Repair and Replacement on Various Buildings at Seaport Village, the Maintenance Repairs at Various Buildings at Seaport Village, the Port Pavilion Improvement for Additional Occupancy and the construction support for Storage Modifications at Harbor Police Headquarters Annex. An increase of \$375,000 to the aggregate agreement capacity is recommended at this time to support the District's approved and budgeted projects.

Staff recommends the Board adopt a resolution authorizing Amendment No. 3 to increase the combined amount of the as-needed agreements by \$375,000 with Tucker Sadler Architects, Inc. and Sillman Wright Architects for architectural and ADA code compliance review services, increasing the aggregate total of the agreements from \$750,000 to \$1,125,000.

General Counsel's Comments:

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

Environmental Review:

The proposed Board direction or action, including without limitation, a resolution authorizing amendment to the as-needed agreements for architectural and ADA code compliance review services, does not constitute a "project" under the definition set forth in California Environmental Quality Act (CEQA) Guidelines Section 15378 because it will not have a potential to result in a direct or indirect physical change in the environment and is, therefore, not subject to CEQA. No further action under CEQA is required.

In addition, the proposed Board action complies with sections 21 and 35 of the Port Act, allow the Board to pass resolutions and to do all acts necessary and convenient for the exercise of its powers. The Port Act was enacted by the California Legislature and is consistent with the Public Trust Doctrine. Consequently, the proposed Board action is consistent with the Public Trust Doctrine.

Finally, the proposed Board direction or action does not allow for "development," as defined in Section 30106 of the California Coastal Act, or "new development," pursuant to Section 1.a. of the District's Coastal Development Permit Regulations. Therefore, issuance of a Coastal Development Permit or exclusion is not required.

Equal Opportunity Program:

Due to limited known sub opportunities, no SBE goal was established for this agreement.

PREPARED BY:

Joan Siao
Capital Project Manager I, Engineering-Construction

Attachments:

Attachment A: Amendment No. 3 to Tucker Sadler Architects, Inc.

Attachment B: Amendment No. 3 to Sillman Wright Architects