

**DRAFT****RESOLUTION 20xx-xxx**

**RESOLUTION AUTHORIZING AMENDMENT NO. 1 TO INCREASE THE COMBINED CONTRACT CAPACITY FOR THE FIVE-YEAR AS-NEEDED CIVIL ENGINEERING SERVICES AGREEMENTS WITH RICK ENGINEERING COMPANY, NASLAND ENGINEERING, MICHAEL BAKER INTERNATIONAL, INC., HARRIS & ASSOCIATES, INC., NV5, INC., AND PSOMAS BY \$3,000,000 WITH NO FISCAL IMPACT TO THE DISTRICT, AND EXTEND THE AGREEMENT TERM TO DECEMBER 31, 2027. THIS INCREASE RAISES THE AGGREGATE TOTAL FOR CURRENT AND FUTURE FISCAL YEARS FROM \$4,000,000 TO \$7,000,000, ALL FUNDS FOR FUTURE FISCAL YEARS WILL BE BUDGETED IN THE APPROPRIATE FISCAL YEARS, SUBJECT TO BPC APPROVAL UPON ADOPTION OF EACH FISCAL YEAR'S BUDGET, AND FURTHER, EXTENDS THIS AGREEMENT THROUGH DECEMBER 31, 2027**

**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 1, (Port Act); 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 October 12, 2021, the BPC authorized five-year agreements with Rick Engineering Company, Nasland Engineering, Michael Baker International, Inc., Harris & Associates, Inc., NV5, Inc., and Psomas; and

**WHEREAS**, the initial BPC-approved agreement aggregate amount for the As-Needed Civil Engineering Services was \$4,000,000; and

**WHEREAS**, the proposed action will increase the aggregate five-year agreement capacity by \$3,000,000 from \$4,000,000 to \$7,000,000; and

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**WHEREAS**, a 5-year agreement extension of 14 months will allow the current project obligations to be completed before the end of the as-needed agreements; and

**WHEREAS**, this adjustment allows staff to proceed with recently awarded large-scale grant projects including the RAISE (\$10M) and EPA (\$24M) grants, and also supports the increasing project portfolio of Major Maintenance (MM), Other Capital Projects (OCP), and Balanced Capital Program (BCP) projects; and

**WHEREAS**, the necessity for additional and immediate civil engineering services is due to the anticipation of exhausting the available capacity within the next 60 days; and

**WHEREAS**, approximately \$3,552,146 of the \$4,000,000 agreement capacity has been committed as of February 28, 2024, which is 40 months into the 5-year/60-month agreement; and

**WHEREAS**, an increase of \$3,000,000 to the aggregate agreement capacity is requested to support the continued implementation of the District's approved projects over the remaining term of the agreements; and

**WHEREAS**, since costs associated with work done under these agreements are funded under approved project budgets within the MM, OCP, and BCP Programs, there is no fiscal impact associated with the proposed action; and

**WHEREAS**, work performed under these agreements is administered in accordance with District policies and procedures.

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

That the Executive Director or their designated representative is hereby authorized and directed on behalf of the San Diego Unified Port District to execute Amendment No. 1 to increase, at no fiscal impact to the District, the combined amount of the as-needed agreements by \$3,000,000 for Rick Engineering Company, Nasland Engineering, Michael Baker International, Inc., Harris & Associates, Inc., NV5, Inc., and Psomas for civil engineering services, to increase the aggregate total of the agreements from \$4,000,000 to \$7,000,000, with all funds for future fiscal years budgeted in the appropriate fiscal years, subject to BPC approval upon adoption of each fiscal year's budget, and to extend this agreement through December 31, 2027.

APPROVED AS TO FORM AND LEGALITY:

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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 6<sup>th</sup> day of May 2025, by the following vote: