

RESOLUTION 2014-136

RESOLUTION WAIVING BPC (BOARD OF PORT COMMISSIONERS) POLICY NO. 110, SECTION IIC AND AUTHORIZING AMENDMENT NO. 3 TO THE AGREEMENT WITH CJ ROBERTS, INC. FOR DESIGN, PUBLIC OUTREACH, AND CONSTRUCTION SERVICES FOR THE NORTH HARBOR DRIVE REALIGNMENT PROJECT INCREASING THE TOTAL AMOUNT OF THE AGREEMENT BY \$220,000 FOR A NEW TOTAL AGREEMENT NOT-TO-EXCEED AMOUNT OF \$303,340

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 establishing a procedure for the administration of contracts and the purchasing of supplies, materials, and equipment and establishing a policy governing the processing and administration of contracts; and

WHEREAS, on February 1, 2013, staff direct negotiated and authorized a professional services agreement with CJ Roberts, Inc. for design services for North Harbor Drive Realignment in the amount of \$74,500, a copy of which is on file in the Office of the District Clerk as Document No. 59880; and

WHEREAS, the agreement was negotiated with CJ Roberts, Inc. due to their relevant experience, knowledge, and expertise on North Harbor Drive as the staff of CJ Roberts, Inc. had previously worked on this realignment project under another design firm; and

WHEREAS, the initial scope included the incorporation of a free right turn from Scott Street to eastbound North Harbor Drive due to public input, update of the plans to meet new codes, and the review and approval of the plans from other design disciplines (traffic signals, landscaping, and electrical); and

WHEREAS, the agreement was amended on June 3, 2013 (Clerk Document No. 60436), which increased the amount by \$8,840 for a revised total agreement amount of \$83,340; and

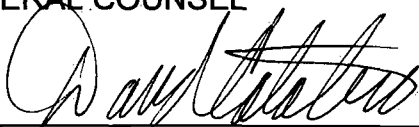
WHEREAS, this amendment included traffic counts and technical memos to validate the use of a fully actuated mid-block traffic signal; and

WHEREAS, as the design work and City of San Diego plan check process progressed, it was determined that there were additional design aspects to be resolved beyond the initial scope, including modifying an existing wastewater lift station, addition of a pedestrian activated signal, and coordination with the newly constructed tenant lease hold; and

WHEREAS, to ensure that the design and construction of the project stay on schedule, staff recommends waiving BPC Policy No. 110, Section IIC and authorizing Amendment No. 3 with CJ Roberts, Inc. to continue as engineer of record on the North Harbor Drive Realignment project.

NOW, THEREFORE, BE IT RESOLVED by the Board of Port Commissioners of the San Diego Unified Port District that BPC Policy No. 110, Section IIC is hereby waived and that the Executive Director or his designated representative is hereby authorized to enter into Amendment No. 3 to the agreement with CJ Roberts, Inc. for design, public outreach, and construction services for the North Harbor Drive Realignment project increasing the total amount of the agreement by \$220,000 for a new total agreement not-to-exceed amount of \$303,340.

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 July 2014, by the following vote:

AYES: Bonelli, Castellanos, Malcolm, Merrifield, Moore, Nelson, and Valderrama.

NAYS: None.

EXCUSED: None.

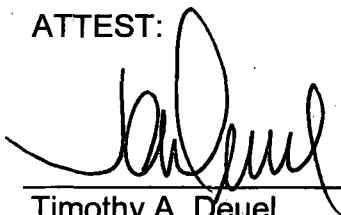
ABSENT: None.

ABSTAIN: None.



Robert E. Nelson, Chairman
Board of Port Commissioners

ATTEST:



Timothy A. Deuel
District Clerk

(Seal)