



**BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND**

RESOLUTION NO. 25-01

**RESOLUTION APPROVING BUILDING PERMIT
REQUESTED BY SOUTHWEST AIRLINES FOR WORK AT
1 AIRPORT DRIVE, TERMINAL 1, AND FINDING
THAT THE PROPOSED ACTION IS EXEMPT UNDER
THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.**

WHEREAS, the Board of Port Commissioners ("Board") has reviewed and evaluated Item No. 2.1 - the Summary Approval for Permit Application (Port Permit No. 26 & 40-2024) dated January 13, 2025, - and related agenda materials ("Agenda Sheet"), has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; and

WHEREAS, that in acting upon this matter, the Board has exercised its independent judgment based on substantial evidence in the record and adopts and relies upon the facts, data, analysis, and findings set forth in the Agenda Sheet and in testimony received;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. The Board hereby finds and determines that the Work (defined below) to be performed under this building permit is categorically exempt from the California Environmental Quality Act ("CEQA") under Section 15301 of the CEQA Guidelines because the proposed action consists of activities that involve negligible or no expansion of an existing use.

Section 2. In reliance upon the representations and certifications set forth upon and submitted with an application by the Applicant (defined below) for a building permit to perform the Work at the Premises (defined below), and provided that the Applicant complies with all of the terms and conditions set forth in Applicant's agreement(s) with the Port and all other documents regulating use of the Premises, the Board hereby approves the building permit for the following Work:

- A. Applicant: **Southwest Airlines.**
- B. Premises: 1 Airport Drive, Terminal 1, Oakland, California.
- C. Estimated Cost: \$400,000.00.

D. Work: Interior modifications to approximately 6,000 square feet of Applicant's In-Flight support areas on the Ground Level of the Premises below Gates 9A, 10, and 12, including refreshing and reconfiguring the space to meet current needs as well as alteration of partition walls, new finishes, and utility modifications.

E. Sustainability: The Work will comply with the California Green Building Code for new materials, and all debris will be handled according to the California Construction and Demolition Debris Recycling regulations.

Section 3. Neither this resolution nor the Board's approval of the Work: (i) is a waiver by the Board of any Port right or remedy with respect to Applicant under any agreement between the Port and the Applicant or with respect to any obligation of Applicant; or (ii) releases Applicant from any obligation with respect to the Work or with respect to any agreement between the Port and Applicant.

Section 4. This resolution is not evidence of and does not create or constitute: (i) a contract, or the grant of any right (other than to perform the Work subject to the provisions of this resolution), entitlement or property interest; or (ii) any obligation or liability on the part of the Board or any officer or employee of the Port.

Section 5. This resolution shall be effective immediately upon adoption by the Board.

At the Regular Meeting held on January 30, 2025

Passed by the following vote:

Ayes: Commissioners Cluver, Dominguez Walton, Leslie, Myres, and President Colbruno – 5

Excused: Commissioners Lee and Martinez – 2

Noes: – 0



**BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND**

RESOLUTION NO. 25-02

**RESOLUTION APPROVING BUILDING PERMIT
REQUESTED BY SOUTHWEST AIRLINES FOR WORK AT
1 AIRPORT DRIVE, TERMINALS 1 AND 2, AND
FINDING THAT THE PROPOSED ACTION IS EXEMPT
UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY
ACT.**

WHEREAS, the Board of Port Commissioners ("Board") has reviewed and evaluated Item No. 2.2 - the Summary Approval for Permit Application (Port Permit No. 42-2024) dated January 13, 2025, - and related agenda materials ("Agenda Sheet"), has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; and

WHEREAS, that in acting upon this matter, the Board has exercised its independent judgment based on substantial evidence in the record and adopts and relies upon the facts, data, analysis, and findings set forth in the Agenda Sheet and in testimony received;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. The Board hereby finds and determines that the Work (defined below) to be performed under this building permit is categorically exempt from the California Environmental Quality Act ("CEQA") under Section 15301 of the CEQA Guidelines because the proposed action consists of activities that involve negligible or no expansion of an existing use.

Section 2. In reliance upon the representations and certifications set forth upon and submitted with an application by the Applicant (defined below) for a building permit to perform the Work at the Premises (defined below), and provided that the Applicant complies with all of the terms and conditions set forth in Applicant's agreement(s) with the Port and all other documents regulating use of the Premises, the Board hereby approves the building permit for the following Work:

A. Applicant: **Southwest Airlines.**

B. Premises: 1 Airport Drive, Terminals 1 and 2, Oakland, California.

C. Estimated Cost: \$3,000,000.00.

D. Work: Interior modifications to install Gate Information display monitors at Gates 4, 6, 8A, 10, 26, 27, 29, 30, 31, and 32, including monitor attachments to existing structure, new network equipment, speakers, and utility modifications.

E. Sustainability: The Work will comply with the California Green Building Code for new materials, and all debris will be handled according to the California Construction and Demolition Debris Recycling regulations.

Section 3. Neither this resolution nor the Board's approval of the Work: (i) is a waiver by the Board of any Port right or remedy with respect to Applicant under any agreement between the Port and the Applicant or with respect to any obligation of Applicant; or (ii) releases Applicant from any obligation with respect to the Work or with respect to any agreement between the Port and Applicant.

Section 4. This resolution is not evidence of and does not create or constitute: (i) a contract, or the grant of any right (other than to perform the Work subject to the provisions of this resolution), entitlement or property interest; or (ii) any obligation or liability on the part of the Board or any officer or employee of the Port.

Section 5. This resolution shall be effective immediately upon adoption by the Board.

At the Regular Meeting held on January 30, 2025

Passed by the following vote:

Ayes: Commissioners Cluver, Dominguez Walton, Leslie, Myres, and President Colbruno – 5

Excused: Commissioners Lee and Martinez – 2

Noes: – 0

McR

**BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND**

RESOLUTION NO. 25-03

**RESOLUTION APPROVING BUILDING PERMIT
REQUESTED BY FEDEX FOR WORK AT 1 SALLY RIDE
WAY, AND FINDING THAT THE PROPOSED ACTION
IS EXEMPT UNDER THE CALIFORNIA
ENVIRONMENTAL QUALITY ACT.**

WHEREAS, the Board of Port Commissioners ("Board") has reviewed and evaluated Item No. 2.3 - the Summary Approval for Permit Application (Port Permit No. 45-2024) dated January 13, 2025, - and related agenda materials ("Agenda Sheet"), has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; and

WHEREAS, that in acting upon this matter, the Board has exercised its independent judgment based on substantial evidence in the record and adopts and relies upon the facts, data, analysis, and findings set forth in the Agenda Sheet and in testimony received;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. The Board hereby finds and determines that the Work (defined below) to be performed under this building permit is categorically exempt from the California Environmental Quality Act ("CEQA") under Section 15301 of the CEQA Guidelines because the proposed action consists of activities that involve negligible or no expansion of an existing use.

Section 2. In reliance upon the representations and certifications set forth upon and submitted with an application by the Applicant (defined below) for a building permit to perform the Work at the Premises (defined below), and provided that the Applicant complies with all of the terms and conditions set forth in Applicant's agreement(s) with the Port and all other documents regulating use of the Premises, the Board hereby approves the building permit for the following Work:

- A. Applicant: **FedEx**.
- B. Premises: 1 Sally Ride Way, Oakland, California.
- C. Estimated Cost: \$1,200,000.00.

D. Work: Interior modifications to the security screening building at the air cargo facility, including upgrading partitions and windows, screening and security equipment, and electrical and mechanical upgrades to support the new equipment.

E. Sustainability: The Work will comply with the California Green Building Code for new materials, and all debris will be handled according to the California Construction and Demolition Debris Recycling regulations.

Section 3. Neither this resolution nor the Board's approval of the Work: (i) is a waiver by the Board of any Port right or remedy with respect to Applicant under any agreement between the Port and the Applicant or with respect to any obligation of Applicant; or (ii) releases Applicant from any obligation with respect to the Work or with respect to any agreement between the Port and Applicant.

Section 4. This resolution is not evidence of and does not create or constitute: (i) a contract, or the grant of any right (other than to perform the Work subject to the provisions of this resolution), entitlement or property interest; or (ii) any obligation or liability on the part of the Board or any officer or employee of the Port.

Section 5. This resolution shall be effective immediately upon adoption by the Board.

At the Regular Meeting held on January 30, 2025

Passed by the following vote:

Ayes: Commissioners Cluver, Dominguez Walton, Leslie, Myres, and President Colbruno – 5

Excused: Commissioners Lee and Martinez – 2

Noes: – 0



**BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND**

RESOLUTION NO. 25-04

**RESOLUTION APPROVING BUILDING PERMIT
REQUESTED BY SECURITY POINT MEDIA FOR WORK
AT 1 AIRPORT DRIVE, TERMINAL 2, AND FINDING
THAT THE PROPOSED ACTION IS EXEMPT UNDER
THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.**

WHEREAS, the Board of Port Commissioners ("Board") has reviewed and evaluated Item No. 2.4 - the Summary Approval for Permit Application (Port Permit No. 53 & 55-2024) dated January 13, 2025, - and related agenda materials ("Agenda Sheet"), has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; and

WHEREAS, that in acting upon this matter, the Board has exercised its independent judgment based on substantial evidence in the record and adopts and relies upon the facts, data, analysis, and findings set forth in the Agenda Sheet and in testimony received;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. The Board hereby finds and determines that the Work (defined below) to be performed under this building permit is categorically exempt from the California Environmental Quality Act ("CEQA") under Section 15301 of the CEQA Guidelines because the proposed action consists of activities that involve negligible or no expansion of an existing use.

Section 2. In reliance upon the representations and certifications set forth upon and submitted with an application by the Applicant (defined below) for a building permit to perform the Work at the Premises (defined below), and provided that the Applicant complies with all of the terms and conditions set forth in Applicant's agreement(s) with the Port and all other documents regulating use of the Premises, the Board hereby approves the building permit for the following Work:

- A. Applicant: **Security Point Media.**
- B. Premises: 1 Airport Drive, Terminal 2, Oakland, California.
- C. Estimated Cost: \$110,000.00.

- D. Work: In the Terminal 2 passenger screening area, changing sign on the living wall (from "thrive Kaiser Permanente" to "Kaiser Permanente"), installing a decorative wall / façade around the Flowater drinking fountains, and creating "windows" for the flight information displays to be relocated from the side wall; Work to include new finishes, sign attachments, and utility modifications.
- E. Sustainability: The Work will comply with the California Green Building Code for new materials, and all debris will be handled according to the California Construction and Demolition Debris Recycling regulations.

Section 3. Neither this resolution nor the Board's approval of the Work: (i) is a waiver by the Board of any Port right or remedy with respect to Applicant under any agreement between the Port and the Applicant or with respect to any obligation of Applicant; or (ii) releases Applicant from any obligation with respect to the Work or with respect to any agreement between the Port and Applicant.

Section 4. This resolution is not evidence of and does not create or constitute: (i) a contract, or the grant of any right (other than to perform the Work subject to the provisions of this resolution), entitlement or property interest; or (ii) any obligation or liability on the part of the Board or any officer or employee of the Port.

Section 5. This resolution shall be effective immediately upon adoption by the Board.

At the Regular Meeting held on January 30, 2025
Passed by the following vote:

Ayes: Commissioners Cluver, Dominguez Walton, Leslie, Myres, and President Colbruno – 5
Excused: Commissioners Lee and Martinez – 2
Noes: – 0

MRG

**BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND**

RESOLUTION NO. 25-05

**RESOLUTION APPROVING BUILDING PERMIT
REQUESTED BY MARSHALL RETAIL GROUP FOR WORK
AT 1 AIRPORT DRIVE, TERMINALS 1 AND 2, AND
FINDING THAT THE PROPOSED ACTION IS EXEMPT
UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY
ACT.**

WHEREAS, the Board of Port Commissioners ("Board") has reviewed and evaluated Item No. 2.5 - the Summary Approval for Permit Application (Port Permit No. 2024h) dated January 14, 2025, - and related agenda materials ("Agenda Sheet"), has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; and

WHEREAS, that in acting upon this matter, the Board has exercised its independent judgment based on substantial evidence in the record and adopts and relies upon the facts, data, analysis, and findings set forth in the Agenda Sheet and in testimony received;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. The Board hereby finds and determines that the Work (defined below) to be performed under this building permit is categorically exempt from the California Environmental Quality Act ("CEQA") under Section 15301 of the CEQA Guidelines because the proposed action consists of activities that involve negligible or no expansion of an existing use.

Section 2. In reliance upon the representations and certifications set forth upon and submitted with an application by the Applicant (defined below) for a building permit to perform the Work at the Premises (defined below), and provided that the Applicant complies with all of the terms and conditions set forth in Applicant's agreement(s) with the Port and all other documents regulating use of the Premises, the Board hereby approves the building permit for the following Work:

A. Applicant: **Marshall Retail Group (MRG)**.

B. Premises: 1 Airport Drive, Terminals 1 and 2, Oakland, California.

C. Estimated Cost: \$75,000.00 (excluding machines).

D. Work: Swyft Inc., on behalf of Applicant, to install vending machines at three locations on the Premises (Jingletown Depot near Gate 7; Temescal Alley in the connector building, and Oakland Square near Gate 27), including new finish work, signage, and electrical service installation at each space. Applicant shall ensure filing of a Construction Safety and Security Plan (CSSP) with the Airport for approval prior to construction.

E. Sustainability: The Work will comply with the California Green Building Code for new materials, and all debris will be handled according to the California Construction and Demolition Debris Recycling regulations. All materials removed from the Premises will be reused or recycled to the extent feasible.

Section 3. Neither this resolution nor the Board's approval of the Work: (i) is a waiver by the Board of any Port right or remedy with respect to Applicant under any agreement between the Port and the Applicant or with respect to any obligation of Applicant; or (ii) releases Applicant from any obligation with respect to the Work or with respect to any agreement between the Port and Applicant.

Section 4. This resolution is not evidence of and does not create or constitute: (i) a contract, or the grant of any right (other than to perform the Work subject to the provisions of this resolution), entitlement or property interest; or (ii) any obligation or liability on the part of the Board or any officer or employee of the Port.

Section 5. This resolution shall be effective immediately upon adoption by the Board.

At the Regular Meeting held on January 30, 2025
Passed by the following vote:

Ayes: Commissioners Cluver, Dominguez Walton, Leslie, Myres, and President Colbruno – 5
Excused: Commissioners Lee and Martinez – 2
Noes: – 0

**BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND**

01/30/2025
Item No.: 5.1
MCR/pcm

MCR

RESOLUTION NO. 25-06

RESOLUTION APPROVING THE PORT OF OAKLAND STRATEGIC PLAN FOR 2025-2030 AND FINDING THAT THE PROPOSED ACTION IS EXEMPT UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.

WHEREAS the Board of Port Commissioners ("Board") has reviewed and evaluated the Agenda Report Item 5.1 dated January 30, 2025 (herein "Agenda Report") and related agenda materials, has received the expert testimony of Port staff, and has provided opportunities for and taken public comment; now, therefore, be it

RESOLVED that, in acting upon this matter, the Board has exercised its independent judgment based on substantial evidence in the record and adopts and relies upon the facts, data, analysis, and findings set forth in the Agenda Report, and in related agenda materials and in testimony received; and be it

FURTHER RESOLVED that the Board approves the Port of Oakland Strategic Plan 2025-2030 as more fully described in the Agenda Report; and be it

FURTHER RESOLVED that the Board hereby finds and determines that it has reviewed the Strategic Plan Fiscal Years (FY) 2018-2022 consistent with the requirements of the California Environmental Quality Act ("CEQA") Guidelines. The Strategic Plan is exempt from CEQA according to Section 15262, as a project involving only feasibility or planning studies for possible future actions which the Board has not approved, adopted, or funded. To the extent that actions in the Strategic Plan are proposed for adoption or implementation the proper level of environmental review under CEQA will be conducted; and be it

FURTHER RESOLVED that this resolution is not evidence of and does not create or constitute (a) a contract, or the grant of any right, entitlement or property interest, or (b) any obligation or liability on the part of the Board or any officer or employee of the Port; and be it

FURTHER RESOLVED, that this resolution shall be effective immediately upon adoption by the Board.

At the Regular Meeting held on January 30, 2025
Passed by the following vote:

Ayes: Commissioners Cluver, Dominguez Walton, Leslie, Myres, and President Colbruno – 5
Excused: Commissioners Lee and Martinez – 2
Noes: – 0

McR

**BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND**

RESOLUTION NO. 25-07

RESOLUTION APPROVING AND AUTHORIZING THE EXECUTIVE DIRECTOR TO: (1) WAIVE FORMAL COMPETITIVE PROCUREMENT PROCEDURES AND EXECUTE CONTRACTS TO PROCURE VEHICLES FOR USE BY THE AVIATION DIVISION AT A TOTAL COST NOT TO EXCEED \$590,000; (2) DESIGNATE CERTAIN EXISTING VEHICLES AS NO LONGER USED, INADEQUATE, OBSOLETE OR WORN-OUT AND THE SALE, DONATION AND/OR DISPOSITION OF SUCH OTHER EXISTING VEHICLES; (3) DISPOSE OF SUCH OTHER EXISTING VEHICLES THROUGH A VARIETY OF MEANS, INCLUDING SURPLUS SALE, DONATION, SCRAPPING, RECYCLING, DESTRUCTION, AND ABANDONMENT IN ACCORDANCE WITH PORT OF OAKLAND ADMINISTRATIVE CODE SECTION 5.12.160; AND (4) FIND THAT THE PROPOSED ACTION IS EXEMPT UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.

WHEREAS, the Board of Port Commissioners ("Board") has reviewed and evaluated the Agenda Report for Agenda Item No. 6.1, dated January 30, 2025, and related agenda materials ("Agenda Report"), has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; and

WHEREAS, that in acting upon this matter, the Board has exercised its independent judgment based on substantial evidence in the record and adopts and relies upon the facts, data, analysis, and findings set forth in the Agenda Report and in testimony received;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. The Board finds and determines that the proposed action is categorically exempt from the California Environmental Quality Act ("CEQA") under Section 15301 of the CEQA Guidelines because the proposed action consists of activities that involve negligible or no expansion of an existing use.

Section 2. The Board hereby approves and authorizes the Executive Director of the Port to:

A. Waive formal competitive procurement procedures and execute contracts to procure vehicles for use by the Aviation Division at a total cost not to exceed \$590,000, as further described in the Agenda Report, subject to approval as to form and legality by the Port Attorney.

B. Designate certain existing vehicles as no longer used, inadequate, obsolete or worn-out and dispose of such existing vehicles in accordance with Port of Oakland Administrative Code Section 5.12.160, as further described in the Agenda Report.

C. Make any additions, modifications, or corrections necessary to execute the requested actions or to correct errors, subject to the limitations set forth herein, provided that any addition, modification, or correction does not materially differ from the terms and conditions set forth herein and in the Agenda Report and are approved as to form and legality by the Port Attorney.

Section 3. This resolution is not evidence of and does not create or constitute: (a) a contract, or the grant of any right, entitlement, or property interest; or (b) any obligation or liability on the part of the Board or any officer or employee of the Port. This resolution approves and authorizes the execution of a contract in accordance with the terms of this resolution. Unless and until a separate written contract is duly executed on behalf of the Board as authorized by this resolution, is signed as approved as to form and legality by the Port Attorney, and is delivered to other contracting party, there shall be no valid or effective contract.

Section 4. This resolution shall be effective immediately upon adoption by the Board.

At the Regular Meeting held on January 30, 2025
Passed by the following vote:

Ayes: Commissioners Cluver, Dominguez Walton, Leslie, Myres, and President Colbruno – 5
Excused: Commissioners Lee and Martinez – 2
Noes: – 0

**BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND**

1/30/2025
Item No.: 6.2
RS/pcm

MR

RESOLUTION NO. 25-08

RESOLUTION APPROVING A NEW CAPITAL PROJECT FOR THE REPLACEMENT OF TWO CRANE SPREADERS AT THE TRAPAC TERMINAL, INCLUDING A BUDGET OF \$496,100 ACROSS FISCAL YEARS (FY) 2025 AND 2026; AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE A COST REIMBURSEMENT AGREEMENT WITH TRAPAC, LLC FOR REPLACEMENT CRANE SPREADERS AT THE TRAPAC TERMINAL IN AN AMOUNT NOT TO EXCEED \$446,000; DESIGNATING EXISTING CRANE SPREADER EQUIPMENT AS SURPLUS BECAUSE IT IS UNSUITABLE FOR PORT USE AND IS EITHER INADEQUATE, OBSOLETE OR WORN-OUT AND APPROVE TO SELL, DONATE, OR DISPOSE OF SUCH PROPERTY IN ACCORDANCE WITH PORT OF OAKLAND ADMINISTRATIVE CODE SECTION 5.12.160; AND FINDING THAT THE PROPOSED ACTION IS EXEMPT UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.

WHEREAS, the Board of Port Commissioners ("Board") has reviewed and evaluated the Agenda Report for Agenda Item No. 6.2, dated January 30, 2025, and related agenda materials ("Agenda Report"), has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; and

WHEREAS, that in acting upon this matter, the Board has exercised its independent judgment based on substantial evidence in the record and adopts and relies upon the facts, data, analysis, and findings set forth in the Agenda Report and in testimony received;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. Based upon the information contained in the Agenda Report and in testimony received, the Board hereby finds and determines that the proposed action is categorically exempt from the California Environmental Quality Act ("CEQA") under Section 15302 of the CEQA Guidelines because the proposed structure(s) will have substantially the same purpose and capacity as the existing structure(s) on the property.

Section 2. The Board hereby approves a new capital project for the replacement of two crane spreaders at the Trapac Terminal, including a budget of \$496,100 across fiscal years (FY) 2025 and 2026, and authorizes the Executive Director to make any additions, modifications, or corrections necessary to include this new capital project in the budget.

Section 3. The Board hereby approves and authorizes the Executive Director to:

- A. Execute a cost reimbursement agreement with TraPac, LLC in an amount not to exceed \$446,000 for the replacement of crane spreaders (for two Port-owned cranes), as further described in the Agenda Report, for a 12-month term through January 30, 2026, subject to a six-month extension by mutual agreement by the parties, under which the Port will reimburse TraPac for the cost of the spreaders in three installments, with the first being upon order placement and the last payment upon TraPac's completion of the installation; and
- B. Make any additions, modifications, or corrections necessary to execute the requested agreement or to correct errors, subject to the limitations set forth herein, provided that any addition, modification, or correction does not materially differ from the terms and conditions set forth herein and in the Agenda Report, and are approved as to form and legality by the Port Attorney; and
- C. Designate existing crane spreader equipment as surplus, if the aggregate value of said equipment exceeds \$50,000, because it is unsuitable for Port use as it is either inadequate, obsolete, or worn-out and approve to sell, donate, or dispose of such property in accordance with Port of Oakland Administrative Code Section 5.12.160, as the Port will manage the disposal of the two obsolete spreaders within 30 days of installation of new spreaders under the cost reimbursement agreement.

Section 4. This resolution is not evidence of and does not create or constitute: (a) a contract, or the grant of any right, entitlement, or property interest; or (b) any obligation or liability on the part of the Board or any officer or employee of the Port. This resolution approves and authorizes the execution of a contract in accordance with the terms of this resolution. Unless and until a separate written contract is duly executed on behalf of the Board as authorized by this resolution, is signed as approved as to form and legality by the Port Attorney, and is delivered to other contracting party, there shall be no valid or effective contract.

Section 5. This resolution shall be effective immediately upon adoption by the Board.

At the Regular Meeting held on January 30, 2025

Passed by the following vote:

Ayes: Commissioners Cluver, Dominguez Walton, Leslie, Myres, and President Colbruno – 5

Excused: Commissioners Lee and Martinez – 2

Noes: – 0

MR

**BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND**

RESOLUTION NO. 25-09

RESOLUTION APPROVING AND AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE AN AMENDMENT TO THE INTERCONNECTION AGREEMENT AND WHOLESALE DISTRIBUTION SERVICE AGREEMENT BETWEEN PACIFIC GAS AND ELECTRIC COMPANY AND THE PORT OF OAKLAND (SERVICE AGREEMENT NO. 3) UNDER FEDERAL ENERGY REGULATORY COMMISSION ELECTRIC TARIFF VOLUME NO. 4 TO TAKE AND PAY FOR ADDITIONAL DISTRIBUTION SERVICE FROM PACIFIC GAS AND ELECTRIC COMPANY SUBSTATION TO THE PORT'S SS-E-2 SUBSTATION (MAXIMUM 2.388 MW CAPACITY AND ENERGY TO BE TRANSMITTED), WHICH INCLUDES A ONE-TIME ESTIMATED COST OF OWNERSHIP CHARGE OF \$373,317.12, AN ESTIMATED INSTALLATION AND TAX CHARGE OF \$327,360.00, AN ESTIMATED INSTALLATION CHARGE OF \$264,000; AND FINDING THAT THE PROPOSED ACTION IS EXEMPT UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.

WHEREAS, the Board of Port Commissioners ("Board") has reviewed and evaluated the Agenda Report for Agenda Item No. 6.3, dated January 30, 2025, and related agenda materials ("Agenda Report"), has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; and

WHEREAS, the Port currently has an Interconnection Agreement and Wholesale Distribution Service Agreement with Pacific Gas and Electric Company ("PG&E") Service Agreement No. 3, under PG&E Federal Energy Regulatory Commission ("FERC") Electric Tariff Volume No. 4 for wholesale distribution service from PG&E ("Service Agreement No. 3"); and

WHEREAS, the Port seeks to amend Service Agreement No. 3 in order to convert from retail service to wholesale distribution service and obtain a load increase at the Port-owned substation E-2 ("SS-E-2"); and

WHEREAS, that in acting upon this matter, the Board has exercised its independent judgment based on substantial evidence in the record and adopts and relies upon the facts, data, analysis, and findings set forth in the Agenda Report and in testimony received;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. Based upon the information contained in the Agenda Report and in testimony received, the Board hereby finds and determines that the proposed action is categorically exempt from the California Environmental Quality Act ("CEQA") under Section 15301 of the CEQA Guidelines, which exempts the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of existing or former use. Amending Service Agreement No. 3 meets the criteria for this exemption.

Section 2. The Board hereby approves and authorizes the Executive Director to:

- A. Enter into a service amendment for point-to-point service under the existing Service Agreement No. 3 with PG&E as follows:
- a. Term: Service will be provided under the terms of Service Agreement No. 3, and the amendment will be added as an exhibit to and will have a term concurrent with that agreement.
 - b. Delivery Voltage and Point of Delivery: This amendment will specify a delivery voltage of 12 kV from the C Substation to the Port's Substation E-2 (SS-E-2). The point of delivery is located at 1405 Middle Harbor Road, at the Port's SS-E-2 Substation with a delivery voltage of 12 kV.
 - c. Capacity and Energy: The maximum amount of capacity and energy to be transmitted (contract demand) is 2.388 MW.
 - d. Estimated costs: The estimated cost to take and pay for this additional wholesale distribution service include a one-time estimated cost of ownership charge of \$373,317.12, an estimated installation and tax charge of \$327,360.00, and an estimated installation charge of \$264,000.
 - e. Installation: PG&E will be responsible for installing the line enclosure, overhead conductor and replace existing cutout with overhead switch.

Section 3. This resolution is not evidence of and does not create or constitute: (a) a contract, or the grant of any right, entitlement, or property interest; or (b) any obligation or liability on the part of the Board or any officer or employee of the Port. This resolution approves and authorizes the execution of a contract in accordance with the terms of this resolution. Unless and until a separate written contract is duly executed on behalf of the Board as authorized by this resolution, is signed as approved as to form and legality by the Port Attorney, and is delivered to other contracting party, there shall be no valid or effective contract.

Section 4. This resolution shall be effective immediately upon adoption by the Board.

At the Regular Meeting held on January 30, 2025

Passed by the following vote:

Ayes: Commissioners Cluver, Dominguez Walton, Leslie, Myres, and President Colbruno – 5

Excused: Commissioners Lee and Martinez – 2

Noes: – 0

**BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND**

01/30/2025
Item No.: 6.4
CLF/pcm

MCR

RESOLUTION NO. 25-10

RESOLUTION APPROVING AND AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE PROFESSIONAL SERVICES AGREEMENTS WITH AECOM TECHNICAL SERVICES, INC., HNTB CORPORATION, AND MOTT MACDONALD GROUP, INC., OR WITH THE NEXT HIGHEST RATED FIRM(S) IF NEGOTIATIONS ARE UNSUCCESSFUL, FOR ON-CALL GENERAL ENGINEERING AND ARCHITECTURAL SERVICES FOR FOUR-YEAR TERMS, RENEWABLE UP TO TWO YEARS WITH AN AGGREGATE MAXIMUM COMPENSATION FOR ALL AGREEMENTS NOT TO EXCEED \$12,000,000.

WHEREAS, the Board of Port Commissioners ("Board") has reviewed and evaluated the Agenda Report Item No. 6.4, dated January 30, 2025 ("Agenda Report") and related agenda materials, has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; and

WHEREAS, that in acting upon this matter, the Board has exercised its independent judgment based on substantial evidence in the record and adopts and relies upon the facts, data, analysis, and findings set forth in the Agenda Report and in related agenda materials and in testimony received;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. The Board finds and determines that:

A. The proposed action is not subject to the California Environmental Quality Act ("CEQA") because the proposed action does not involve an activity that may cause either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment as further defined in Section 21065 of the Public Resources Code.

B. The proposed action is for obtaining professional, scientific, or technical services that are temporary in nature and will not result in the loss of employment or salary by any person having permanent status in the competitive service.

Section 2. The Board hereby approves and authorizes the Executive Director of the Port to:

A. Execute professional services agreements with AECOM Technical Services, Inc., HNTB Corporation, and Mott MacDonald Group, Inc., or if negotiations with any firm listed above are unsuccessful then the next highest rated firms, for on-call general engineering and architectural services for four-year terms, renewable up to two years with an aggregate maximum compensation for all agreements not to exceed \$12,000,000, as further described in the Agenda Report, subject to approval as to form and legality by the Port Attorney.

B. Make any additions, modifications, or corrections necessary to execute the proposed agreements or to correct errors, subject to the limitations set forth herein, provided that any addition, modification, or correction does not materially differ from the terms and conditions set forth herein and in the Agenda Report and are approved as to form and legality by the Port Attorney.

Section 3. This resolution is not evidence of and does not create or constitute (a) a contract, or the grant of any right, entitlement or property interest, or (b) any obligation or liability on the part of the Board or any officer or employee of the Port. Unless and until a separate written agreement is duly executed on behalf of the Board as authorized by this resolution, is signed as approved as to form and legality by the Port Attorney, and is delivered to the other contracting party, there shall be no valid or effective agreement.

Section 4. This resolution shall be effective immediately upon adoption by the Board.

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