

**BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND**

RESOLUTION NO. 17-108

**RESOLUTION APPROVING AND AUTHORIZING SETTLEMENT IN THE
WORKERS' COMPENSATION APPEALS BOARD MATTER, CASE NO.
ADJ10177318, PORT EMPLOYEE NO. 400542 V. PORT OF
OAKLAND.**

RESOLVED that the Board of Port Commissioners ("Board") hereby approves and authorizes settlement in the Workers' Compensation Appeals Board matter, Case No. ADJ10177318, Port Employee No. 400542 v. Port of Oakland, as addressed in the State of California Workers' Compensation Appeals Board Compromise and Release; 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 Board. This resolution approves and authorizes the execution of an agreement in accordance with the terms of this resolution. 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 parties, there shall be no valid or effective agreement.

At the regular meeting held on October 26, 2017

Passed by the following vote:

Ayes: Commissioners Cluver, Colbruno, Hamlin, Martinez, Yee and
President Story – 6

Excused: Commissioner Butner – 1

Noes: 0

**BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND**

RESOLUTION NO. 17-109

**RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF A TWO-MONTH
EXTENSION OF AIRPORT PARKING MANAGEMENT AGREEMENT WITH LAZ
PARKING CALIFORNIA, LLC FOR AN AMOUNT NOT TO EXCEED \$821,000.**

WHEREAS, the Board of Port Commissioners ("Board") has reviewed and evaluated the Agenda Report Item 2.1, dated October 26, 2017 ("Agenda Report") and related materials, has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; now, therefore, be it

RESOLVED, that the Board hereby approves a two-month extension of the Airport Parking Management Agreement with **LAZ PARKING CALIFORNIA, LLC ("LAZ")** for an amount not to exceed \$821,000 and on the terms and conditions as more fully set forth in the Agenda Report; and be it

FURTHER RESOLVED, that the Board hereby authorizes the Executive Director to enter into an amendment to the Airport Parking Management Agreement with LAZ to extend the contract by two months to January 31, 2018 and in an amount not to exceed \$821,000, subject to approval as to form and legality by the Port Attorney; 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 Board. This resolution approves and authorizes the execution of an agreement in accordance with the terms of this resolution. Unless and until a separate written agreement is duly executed on behalf of the Board as authorized by this resolution, is signed and 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; and be it

FURTHER RESOLVED, that in acting upon the matters contained herein, 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 materials and in testimony received.

At the regular meeting held on October 26, 2017.

Passed by the following vote:

Ayes: Commissioners Colbruno, Hamlin, Martinez, Yee and
President Story – 5

Excused: Commissioners Butner and Cluver – 2

Noes: 0

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**BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND**

RESOLUTION NO. 17-110

**RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF A TWO-MONTH
EXTENSION OF AIRPORT SHUTTLE BUS SERVICES AGREEMENT WITH
AMPCO SYSTEM PARKING, INC. FOR AN AMOUNT NOT TO EXCEED
\$742,000.**

WHEREAS, the Board of Port Commissioners ("Board") has reviewed and evaluated the Agenda Report Item 2.2, dated October 26, 2017 ("Agenda Report") and related materials, has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; now, therefore, be it

RESOLVED, that the Board hereby approves a two-month extension of the Airport Shuttle Bus Services Agreement with **AMPCO SYSTEM PARKING, INC. ("AMPCO")** for an amount not to exceed \$742,000 and on the terms and conditions as more fully set forth in the Agenda Report; and be it

FURTHER RESOLVED, that the Board hereby authorizes the Executive Director to enter into an amendment to the Airport Shuttle Bus Services Agreement with AMPCO to extend the contract by two months to January 31, 2018 and in an amount not to exceed \$742,000, subject to approval as to form and legality by the Port Attorney; 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 Board. This resolution approves and authorizes the execution of an agreement in accordance with the terms of this resolution. Unless and until a separate written agreement is duly executed on behalf of the Board as authorized by this resolution, is signed and 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; and be it

FURTHER RESOLVED, that in acting upon the matters contained herein, 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 materials and in testimony received.

At the regular meeting held on October 26, 2017

Passed by the following vote:

Ayes: Commissioners Colbruno, Hamlin, Martinez, Yee and
President Story – 5

Excused: Commissioners Butner and Cluver – 2

Noes: 0

**BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND**

RESOLUTION NO. 17-111

**RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF A TWO-MONTH
EXTENSION OF AIRPORT CURBSIDE MANAGEMENT SERVICES AGREEMENT
WITH AMPCO SYSTEM PARKING, INC. FOR AN AMOUNT NOT TO EXCEED
\$458,000.**

WHEREAS, the Board of Port Commissioners ("Board") has reviewed and evaluated the Agenda Report Item 2.3, dated October 26, 2017 ("Agenda Report") and related materials, has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; now, therefore, be it

RESOLVED, that the Board hereby approves a two-month extension of the Airport Curbside Management Services Agreement with **AMPCO SYSTEM PARKING, INC. ("AMPCO")** for an amount not to exceed \$458,000 and on the terms and conditions as more fully set forth in the Agenda Report; and be it

FURTHER RESOLVED, that the Board hereby authorizes the Executive Director to enter into an amendment to the Airport Curbside Management Services Agreement with AMPCO to extend the contract by two months to January 31, 2018 and in an amount not to exceed \$458,000, subject to approval as to form and legality by the Port Attorney; 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 Board. This resolution approves and authorizes the execution of an agreement in accordance with the terms of this resolution. Unless and until a separate written agreement is duly executed on behalf of the Board as authorized by this resolution, is signed and 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; and be it

FURTHER RESOLVED, that in acting upon the matters contained herein, 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 materials and in testimony received.

At the regular meeting held on October 26, 2017

Passed by the following vote:

Ayes: Commissioners Colbruno, Hamlin, Martinez, Yee and
President Story – 5

Excused: Commissioners Butner and Cluver – 2

Noes: 0

**BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND**

RESOLUTION NO. 17-112

RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE A FIRST SUPPLEMENTAL AGREEMENT WITH SCHEIDT & BACHMANN USA, INC. TO INCREASE PROJECT CONTINGENCY FUNDING BY \$300,000, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$3,595,470, TO SUPPLY, INSTALL, AND MAINTAIN A PARKING ACCESS REVENUE CONTROL SYSTEM AT OAKLAND INTERNATIONAL AIRPORT.

WHEREAS, the Board of Port Commissioners ("Board") has reviewed and evaluated the Agenda Report Item No. 6.1, dated October 26, 2017 ("Agenda Report") and related agenda materials, has received the expert testimony of Port staff, and has provided opportunities for and taken public comment; and

WHEREAS, on April 28, 2016, the Board of Port Commissioners ("Board") authorized the Executive Director to enter into a professional services agreement with **SCHEIDT & BACHMANN USA, INC. ("SCHEIDT & BACHMANN")**, to supply, install, and maintain a new Airport Parking Revenue Control System (PARCS) at Oakland International Airport in an amount not to exceed \$3,295,470; 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 hereby:

A. Approves a First Supplemental Agreement with **SCHEIDT & BACHMANN** to increase project Contingency funding by \$300,000, for a total contract amount not to exceed \$3,595,470, as further described in the Agenda Report.

B. Authorizes the Executive Director to (i) negotiate and execute such First Supplemental Agreement described herein and in the Agenda Report, subject to approval of all documents as to form and legality by the Port Attorney, and (ii) make such additions, modifications, or corrections as

necessary to implement the Agreement or to correct errors, subject to the limitations set forth herein and provided that any such addition, modification, or correction does not materially differ from the terms and conditions set forth herein and in the Agenda Report.

SECTION 2. The Board finds that the Supplemental Agreement with **SCHEIDT & BACHMANN** will not adversely impact the environment and therefore this action is exempt from the California Environmental Quality Act (CEQA).

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 Board. 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 other contracting party, there shall be no valid or effective agreement.

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

At the regular meeting held on October 26, 2017

Passed by the following vote:

Ayes: Commissioners Colbruno, Hamlin, Martinez, Yee and
President Story – 5

Excused: Commissioners Butner and Cluver – 2

Noes: 0

**BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND**

RESOLUTION NO. 17-113

**RESOLUTION APPOINTING DARIA EDGERLY AS THE SECRETARY OF
THE BOARD OF PORT COMMISSIONERS AND SETTING
COMPENSATION.**

WHEREAS, the Board of Port Commissioners ("Board") has reviewed and evaluated the Agenda Report for Item 6.2 dated October 26, 2017 ("Agenda Report") and related materials, has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; now therefore, be it

RESOLVED, that Daria Edgerly is hereby appointed to the position of the Secretary of the Board of Port Commissioners, at the salary of \$160,000 per year plus applicable fringe benefits, for a total annual cost of approximately \$231,000, subject to annual adjustments; and be it

FURTHER RESOLVED, that in acting upon the matters contained herein, 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 materials and in testimony received.

At the regular meeting held on October 26, 2017

Passed by the following vote:

Ayes: Commissioners Colbruno, Hamlin, Martinez, Yee and
President Story – 5
Excused: Commissioners Butner and Cluver – 2
Noes: 0