

**BOARD OF PORT COMMISSIONERS  
CITY OF OAKLAND**

**RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF A  
SUPPLEMENTAL AGREEMENT EXTENDING THE TERM OF THE  
TRUCK PARKING MANAGEMENT AGREEMENT WITH ABM INDUSTRY  
GROUPS, LLC DOING BUSINESS AS ABM PARKING SERVICES  
THROUGH JULY 31, 2018 FOR AN AMOUNT NOT TO EXCEED  
\$4,000,000.**

**WHEREAS**, the Board of Port Commissioners ("Board") has reviewed and evaluated the Agenda Report Item 6.4, dated November 30, 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; and

**WHEREAS**, the Port entered into a parking management agreement ("Agreement") with AMPCO Systems Parking ("AMPCO") on August 1, 2007, for approximately 15 acres of truck parking at the former Oakland Army Base, with the leased area moving to the Howard terminal and Berths 20-21 terminal areas in the Seaport with increased acreage and an expiration date of August 20, 2017; and

**WHEREAS**, on December 8, 2016, AMPCO changed its name to ABM Industry Groups, LLC, doing business as ABM Parking Services ("ABM"), with the operations and management of the Port's truck parking unchanged; now, therefore, be it

**RESOLVED**, that the Board hereby approves an extension of the Agreement with ABM from August 20, 2017 through July 31, 2018 for an amount not to exceed \$4,000,000 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 Agreement with ABM to extend the contract through July 31, 2018 and in an amount not to exceed \$4,000,000, subject to approval as to form and legality by the Port Attorney; and be it

**FURTHER RESOLVED**, that the Board hereby finds and determines that the action taken herein to extend the term of the Agreement is categorically exempt from requirements of the California Environmental Quality Act ("CEQA") Guidelines pursuant to Section 15301, Existing Facilities, 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 use beyond that existing at the time of the lead agency's determination. No changes to the premises or use are proposed, as this is an extension of an existing management agreement; 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.