

## BOARD OF PORT COMMISSIONERS CITY OF OAKLAND

RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF AN AIRPORT SHUTTLE BUS, GROUND TRANSPORTATION AND CURBSIDE MANAGEMENT SERVICES AGREEMENT FOR THREE YEARS WITH UP TO TWO ONE-YEAR EXTENSIONS WITH SP+ TRANSPORTATION, AN OPERATING DIVISION OF SP PLUS CORPORATION, FOR AN AMOUNT NOT TO EXCEED \$29,834,767 (FOR FIVE YEARS) FOR AIRPORT SHUTTLE BUS, GROUND TRANSPORTATION AND CURBSIDE MANAGEMENT SERVICES AT OAKLAND INTERNATIONAL AIRPORT.

WHEREAS, the Board of Port Commissioners ("Board") has reviewed and evaluated the Agenda Report Item 6.2, dated December 14, 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 of the Airport Shuttle Bus, Ground Transportation and Curbside Management Services Agreement ("Agreement") for three years with up to two one-year extensions with SP+ TRANSPORTATION, AN OPERATING DIVISION OF SP PLUS CORPORATION ("SP+") for Airport Shuttle Bus, Ground Transportation and Curbside Management Services for an amount not to exceed \$29,834,767 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 the Agreement with SP+ for three years with up to two one-year extensions for an amount not to exceed \$29,834,767 (for five years), subject to approval as to form and legality by the Port Attorney; and be it

FURTHER RESOLVED, that the Board hereby delegates to the Executive Director the authority to exercise the two one-year options under the Agreement; and be it

**FURTHER RESOLVED**, that the Board hereby finds and determines that the action taken herein 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; 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.