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**BOARD OF PORT COMMISSIONERS  
CITY OF OAKLAND**

**RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR TO  
EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH HNTB  
CORPORATION TO SUPPORT THE AIRPORT GEOMETRY STUDY  
AND AIRPORT LAYOUT PLAN UPDATE AT OAKLAND  
INTERNATIONAL AIRPORT FOR A TOTAL AMOUNT NOT TO  
EXCEED \$1,270,000.**

**WHEREAS**, the Board of Port Commissioners ("Board") has reviewed and evaluated the Agenda Report Item No. 6.1 dated February 27, 2020 ("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.** Based upon the information contained in the Agenda Report and testimony received, the Board hereby finds and determines that:

A. The proposed professional services agreement ("Agreement") with HNTB Corporation ("HNTB") to support the Airport Geometry Study and Airport Layout Plan ("ALP") Update (collectively, "Airport Studies Work") will constitute an agreement for obtaining professional, technical and specialized services that are temporary in nature and that it is in the best interest of the Port to secure such services from HNTB.

B. This action to enter into the proposed Agreement for Airport Studies Work was reviewed in accordance with the requirements of the California Environmental Quality Act ("CEQA"). This project is categorically exempt from the requirements of CEQA pursuant to Section 15306 which pertains to data collection that does not result in a serious or major disturbance to an environmental resource. The data collection is part of a study leading to an action which the Port has not yet

approved, adopted, or funded. Any projects proposed as a result of the Airport Studies Work may be subject to further environmental review.

**SECTION 2.** The Board hereby approves and authorizes the Executive Director of the Port ("Executive Director") to execute the Agreement with HNTB for the Airport Studies Work, for a total maximum contract amount not to exceed \$1,270,000 and subject to additional material terms and conditions as further described in the Agenda Report. The Agreement is subject to approval as to form and legality by the Port Attorney. The Executive Director is authorized to make such additions, modifications, or corrections to the Agreement as necessary to implement the Agreement and any amendments to 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; provided any such written additions, modifications, or corrections are approved 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 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.