



SAN DIEGO COUNTY  
REGIONAL AIRPORT AUTHORITY  
**STAFF REPORT**

Item No.  
**13**

Meeting Date: **NOVEMBER 3, 2011**

**Subject:**

**Approve and Authorize the President/CEO to Execute Second Amendments to Three On-Call Material Testing, Special Inspection, and Geotechnical Service Agreements**

**Recommendation:**

Adopt Resolution No. 2011-0136, approving and authorizing the President/CEO to execute a Second Amendment to the agreement with Kleinfelder West, Inc., extending the term of the agreement by one year to expire on December 31, 2012, to provide on-call professional material testing, special inspection, and geotechnical services for Capital Improvement Projects.

Adopt Resolution No. 2011-0137, approving and authorizing the President/CEO to execute a Second Amendment to the agreement with MACTEC Engineering and Consulting, Inc., extending the term of the agreement by one year to expire on December 31, 2012, to provide on-call professional material testing, special inspection, and geotechnical services for Capital Improvement Projects.

Adopt Resolution No. 2011-0138, approving and authorizing the President/CEO to execute a Second Amendment to the agreement with Ninyo & Moore Geotechnical & Environmental Sciences Consultants, extending the term of the agreement by one year to expire on December 31, 2012, to provide on-call professional material testing, special inspection, and geotechnical services for Capital Improvement Projects.

**Background/Justification:**

The San Diego County Regional Airport Authority ("Authority") currently has agreements with Kleinfelder West, Inc., MACTEC Engineering and Consulting, Inc., and Ninyo & Moore Geotechnical & Environmental Sciences Consultants, to provide professional on-call material testing, special inspection, and geotechnical services for Green Build and Capital Improvement projects. These agreements commenced in 2008 and will expire on December 31, 2011. Because of the large on-going airport construction program, the need for these material testing, special inspection, and geotechnical services will continue. This request is to extend the term of each of these agreements by one year to continue to provide services to support Green Build and other Capital Improvement projects.

Each agreement has a maximum on-call capacity of \$3,500,000. Because approximately 37% of the total funding for these agreements remains, no additional funds are requested for the extended term of these agreements.

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**Fiscal Impact:**

Funds for the On-Call Material Testing, Special Inspection, and Geotechnical Services Contract will be provided from individual capital improvement and major maintenance projects included in the respective programs, which are expected to be utilized predominately during the FY2012 through FY2016.

Adequate funds for the Kleinfelder West Inc., MACTEC Engineering and Consulting, Inc., and Ninyo & Moore Geotechnical & Environmental Sciences Consultants agreements are included within the FY2012-FY2016 Capital Budget and the FY2012 Operating Budget on an as-needed basis. Capital sources of funding will include PFCs, AIP grants, Airport Revenue Bonds, and Airport Cash depending upon the individual project.

**Authority Strategies:**

This item supports one or more of the Authority Strategies, as follows:

Community Strategy     Customer Strategy     Employee Strategy     Financial Strategy     Operations Strategy

**Environmental Review:**

- A. This Board action, as an administration action, is not a project that would have a significant effect on the environment as defined by the California Environmental Quality Act (CEQA), as amended, 14 Cal. Code Regs. Section 15378. This Board action is not a "project" subject to CEQA. Pub. Res. Code Section 21065.
- B. California Coastal Act Review: This Board action is not a "development" as defined by the California Coastal Act Pub. Res. Code Section 30106.

**Equal Opportunity Program:**

The Authority's small business program promotes the utilization of small, local, disadvantaged, and other business enterprises, on all contracts, to provide equal opportunity for qualified firms. By providing education programs, making resources available, and communication through effective outreach, the Authority strives for diversity in all contracting opportunities.

The Authority has a Disadvantaged Business Enterprises ("DBE") Plan as required by the Department of Transportation, 49 CFR Part 26. The DBE Plan calls for the Authority to submit an annual overall goal for DBE participation on all federally funded projects.

This program uses federal funds; therefore it will be applied toward the Authority's overall DBE goal. None of the proposed firms are DBEs. However, all three firms have committed to making sub-participation opportunities available to DBE firms.

**Prepared by:**

IRAJ GHAEMI  
DIRECTOR, FACILITIES DEVELOPMENT

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RESOLUTION NO. 2011-0136

A RESOLUTION OF THE BOARD OF THE SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY, APPROVING AND AUTHORIZING THE PRESIDENT/CEO TO EXECUTE A SECOND AMENDMENT TO THE AGREEMENT WITH KLEINFELDER WEST, INC., EXTENDING THE TERM OF THE AGREEMENT BY ONE YEAR TO EXPIRE ON DECEMBER 31, 2012, TO PROVIDE ON-CALL PROFESSIONAL MATERIAL TESTING, SPECIAL INSPECTION, AND GEOTECHNICAL SERVICES FOR CAPITAL IMPROVEMENT PROJECTS

WHEREAS, the San Diego County Regional Airport Authority ("Authority") awarded an agreement to Kleinfelder West, Inc., in February 2008 to provide on-call professional material testing, special inspection, and geotechnical services; and

WHEREAS, the agreement with Kleinfelder West, Inc., provides for professional on-call material testing, special inspection, and geotechnical services for the Green Build and other Capital Improvement projects; and

WHEREAS, the agreement will expire on December 31, 2011; and

WHEREAS, approximately forty-five percent (45%) of the funding in the agreement remains unexpended, therefore, no additional funds are requested for the extended term of the agreement; and

WHEREAS, this request is to extend the term of the agreement by 365 days to continue to provide inspection and testing services to support the Green Build and other Capital Improvement projects.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby approves and authorizes the President/CEO to execute a Second Amendment to the agreement with Kleinfelder West, Inc., extending the term of the agreement to expire on December 31, 2012, to provide on-call professional material testing, special inspection, and geotechnical services for Capital Improvement Projects; and

BE IT FURTHER RESOLVED that the Authority and its officers, employees, and agents hereby are authorized, empowered, and directed to do and perform all such acts as may be necessary or appropriate in order to effectuate fully the foregoing resolution; and

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BE IT FURTHER RESOLVED that the Board finds that this Board action, as an administrative action, is not a "project" that would have a significant effect on the environment as defined by the California Environmental Quality Act (CEQA); and is not a "development" as defined by the California Coastal Act Pub. Res. Code Section 30106, and exempt from coastal permit requirements under Pub. Res. Code Sections 30610(b) and 14 Cal. Code Regs. Sections 13253.

PASSED, ADOPTED, AND APPROVED by the Board of the San Diego County Regional Airport Authority at a regular meeting this 3<sup>rd</sup> day of November, 2011, by the following vote:

AYES: Board Members:  
NOES: Board Members:  
ABSENT: Board Members:

ATTEST:

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TONY R. RUSSELL  
DIRECTOR, CORPORATE SERVICES/  
AUTHORITY CLERK

APPROVED AS TO FORM:

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BRETON K. LOBNER  
GENERAL COUNSEL

RESOLUTION NO. 2011-0137

A RESOLUTION OF THE BOARD OF THE SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY, APPROVING AND AUTHORIZING THE PRESIDENT/CEO TO EXECUTE A SECOND AMENDMENT TO THE AGREEMENT WITH MACTEC ENGINEERING AND CONSULTING, INC., EXTENDING THE TERM OF THE AGREEMENT BY ONE YEAR TO EXPIRE ON DECEMBER 31, 2012, TO PROVIDE ON-CALL PROFESSIONAL MATERIAL TESTING, SPECIAL INSPECTION, AND GEOTECHNICAL SERVICES FOR CAPITAL IMPROVEMENT PROJECTS

WHEREAS, the San Diego County Regional Airport Authority ("Authority") awarded an agreement to MACTEC Engineering and Consulting, Inc., in February 2008 to provide on-call professional material testing, special inspection, and geotechnical services; and

WHEREAS, the agreement with MACTEC Engineering and Consulting, Inc., provides for professional on-call material testing, special inspection, and geotechnical services for the Green Build and other Capital Improvement projects; and

WHEREAS, the agreement will expire on December 31, 2011; and

WHEREAS, approximately fifteen percent (15%) of the funding in the agreement remains unexpended, therefore no additional funds are requested for the extended term of the agreement; and

WHEREAS, this request is to extend the term of the agreement by 365 days to continue to provide inspection and testing services to support the Green Build and other Capital Improvement projects.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby approves and authorizes the President/CEO to execute a Second Amendment to the agreement with MACTEC Engineering and Consulting, Inc., extending the term of the agreement to expire on December 31, 2012, to provide on-call professional material testing, special inspection, and geotechnical services for Capital Improvement Projects; and

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BE IT FURTHER RESOLVED that the Authority and its officers, employees, and agents hereby are authorized, empowered, and directed to do and perform all such acts as may be necessary or appropriate in order to effectuate fully the foregoing resolution; and

BE IT FURTHER RESOLVED that the Board finds that this Board action, as an administrative action, is not a "project" that would have a significant effect on the environment as defined by the California Environmental Quality Act (CEQA); and is not a "development" as defined by the California Coastal Act Pub. Res. Code Section 30106, and exempt from coastal permit requirements under Pub. Res. Code Sections 30610(b) and 14 Cal. Code Regs. Sections 13253.

PASSED, ADOPTED, AND APPROVED by the Board of the San Diego County Regional Airport Authority at a regular meeting this 3<sup>rd</sup> day of November, 2011, by the following vote:

AYES: Board Members:

NOES: Board Members:

ABSENT: Board Members:

ATTEST:

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TONY R. RUSSELL  
DIRECTOR, CORPORATE SERVICES/  
AUTHORITY CLERK

APPROVED AS TO FORM:

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BRETON K. LOBNER  
GENERAL COUNSEL

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RESOLUTION NO. 2011-0138

A RESOLUTION OF THE BOARD OF THE SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY, APPROVING AND AUTHORIZING THE PRESIDENT/CEO TO EXECUTE A SECOND AMENDMENT TO THE AGREEMENT WITH NINYO & MOORE GEOTECHNICAL & ENVIRONMENTAL SCIENCES CONSULTANTS, EXTENDING THE TERM OF THE AGREEMENT BY ONE YEAR TO EXPIRE ON DECEMBER 31, 2012, TO PROVIDE ON-CALL PROFESSIONAL MATERIAL TESTING, SPECIAL INSPECTION, AND GEOTECHNICAL SERVICES FOR CAPITAL IMPROVEMENT PROJECTS

WHEREAS, the San Diego County Regional Airport Authority ("Authority") awarded an agreement to Ninyo & Moore Geotechnical & Environmental Sciences Consultants, in February 2008 to provide on-call professional material testing, special inspection, and geotechnical services; and

WHEREAS, the agreement with Ninyo & Moore Geotechnical & Environmental Sciences Consultants, provides for professional on-call material testing, special inspection, and geotechnical services for the Green Build and other Capital Improvement projects; and

WHEREAS, the agreement will expire on December 31, 2011; and

WHEREAS, approximately fifty-one percent (51%) of the funding in the agreement remains unexpended, therefore; no additional funds are requested for the extended term of the agreement; and

WHEREAS, this request is to extend the term of the agreement by 365 days to continue to provide inspection and testing services to support the Green Build and Facilities Development projects.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby approves and authorizes the President/CEO to execute a Second Amendment to the agreement with Ninyo & Moore Geotechnical & Environmental Sciences Consultants, extending the term of the agreement to expire on December 31, 2012, to provide on-call professional material testing, special inspection, and geotechnical services for Capital Improvement Projects; and

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BE IT FURTHER RESOLVED that the Authority and its officers, employees, and agents hereby are authorized, empowered, and directed to do and perform all such acts as may be necessary or appropriate in order to effectuate fully the foregoing resolution; and

BE IT FURTHER RESOLVED that the Board finds that this Board action, as an administrative action, is not a "project" that would have a significant effect on the environment as defined by the California Environmental Quality Act (CEQA); and is not a "development" as defined by the California Coastal Act Pub. Res. Code Section 30106, and exempt from coastal permit requirements under Pub. Res. Code Sections 30610(b) and 14 Cal. Code Regs. Sections 13253.

PASSED, ADOPTED, AND APPROVED by the Board of the San Diego County Regional Airport Authority at a regular meeting this 3<sup>rd</sup> day of November, 2011, by the following vote:

AYES: Board Members:

NOES: Board Members:

ABSENT: Board Members:

ATTEST:

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TONY R. RUSSELL  
DIRECTOR, CORPORATE SERVICES/  
AUTHORITY CLERK

APPROVED AS TO FORM:

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BRETON K. LOBNER  
GENERAL COUNSEL

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