

SUMMARY OF RESOLUTION

Authorization to Extend the Term of Agreement for Drug and Alcohol Compliance Program

In October, 2007, Port Authority of Allegheny County (Authority), in accordance with its Board-adopted Procurement Policy and Procedures for Competitive Negotiations for Professional and Technical Services, solicited proposals to obtain the services of a firm to provide a Drug and Alcohol Compliance Program for the Authority (Services).

In January, 2008, the Authority's Board authorized the award of an agreement to Commercial Consulting to provide Services, for a three-year period, for a total not-to-exceed amount of \$300,000 for the initial contract year (Agreement). Pursuant to Agreement, the Authority was also given an option to extend the term of Agreement up to two additional years at the sole discretion of the Authority.

In March, 2009, the Authority's Board authorized an amendment to Agreement to increase the not-to-exceed amount of Agreement by \$400,000 to cover the remaining term of Agreement for a total not-to-exceed amount of \$700,000.

The initial term of Agreement expires on February 28, 2011. To date, Services performed by Commercial Consulting have been satisfactory and in compliance with Agreement. The Authority has determined that it is in its best interest to extend the term of Agreement with Commercial Consulting for an additional one-year period to February 29, 2012.

In accordance with the Authority's Limits of Authority Policy, the attached resolution authorizes an amendment to Agreement for the Authority to exercise its option to extend the term of Agreement for the first of the two additional option years in order to continue Services. No increase in the previously authorized total not-to-exceed amount is required for this extension.

RESOLUTION

WHEREAS, Port Authority of Allegheny County's (Authority) Board, in accordance with its Board-adopted Procurement Policy and Procedures for Competitive Negotiations for Professional and Technical Services, previously authorized the award of an agreement to Commercial Consulting in January 2008 to provide a Drug and Alcohol Compliance Program (Services) for a total not-to-exceed amount of \$300,000 for the initial contract year (Agreement); and

WHEREAS, an increase in the not-to-exceed amount of \$400,000 was authorized on March 27, 2009 to provide Services for the remainder of the initial term of three years of Agreement, from March 1, 2008 through February 28, 2011, bringing the total not-to-exceed amount of Agreement to \$700,000; and

WHEREAS, pursuant to Agreement, the Authority was given the option to extend the term of Agreement up to two additional years at the sole discretion of the Authority; and

WHEREAS, in order for Commercial Consulting to continue to provide Services, the Authority has determined that it is in its best interest to exercise its option to extend the term of Agreement for an additional one year period, from March 1, 2011 through February 29, 2012, with no increase to the previously authorized total not-to-exceed amount of Agreement.

NOW, THEREFORE, BE IT RESOLVED, that the chief executive officer and/or assistant general manager Human Resources be, and they hereby are, authorized to execute an amendment to Agreement with Commercial Consulting, in a form approved by counsel, to extend the term of Agreement for one additional year to February 29, 2012, without any increase in the previously authorized total not-to-exceed amount of Agreement, and to take all such other actions necessary and proper to carry out the purpose and intent of this resolution.