



Contra  
Costa  
County

To: Board of Supervisors  
From: John Kopchik, Director, Conservation & Development Department  
Date: December 6, 2016

Subject: Authorize a Modification to the Existing Contract with Lawrence G. Mallon, Esquire, Navigation Consultant

**RECOMMENDATION(S):**

APPROVE and AUTHORIZE the Conservation and Development Director, or designee, to execute a contract amendment with Lawrence G. Mallon, Esquire, to extend the term from December 31, 2016 through December 31, 2018 with no change to the payment limit of \$150,000 to provide technical assistance services related to the San Francisco to Stockton Navigation Improvement Study and other navigation projects.

**FISCAL IMPACT:**

All costs are covered by the Ship Channel Maintenance Assessment District.

**BACKGROUND:**

The San Francisco Bay to Stockton Navigation Improvement Study is part of a long-term effort to improve deep draft navigation from the San Francisco Bay to Stockton by deepening the existing ship channel. The Port of Stockton (Port) is the U.S. Army Corps of Engineers' (USACE's) non-federal sponsor for the study, and Contra Costa County Water Agency (Water Agency) and the Western States Petroleum Association (WSPA), including its member refineries, are contributing partners to the Port. The ship channel is currently maintained to a depth of 35-feet.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **12/06/2016** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

AYE: John Gioia, District I Supervisor  
Candace Andersen, District II Supervisor  
Mary N. Piepho, District III Supervisor  
Karen Mitchoff, District IV Supervisor  
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: December 6, 2016

David Twa, County Administrator and Clerk of the Board of Supervisors

By: June McHuen, Deputy

Contact: Ryan Hernandez  
(925)674-7824

The project objectives are to deepen the ship channel, thereby reducing transportation costs and increasing economic efficiency of maritime commerce en route to refineries and other industrial & commercial uses along the northern Contra Costa County waterfront and to the Port. This will also improve maritime navigation by reducing public safety risks due to possible groundings or collisions, and reduce potential environmental effects associated with current practice of partially unloading vessels before they enter the channel (i.e. reduce vessel trips and spill risks).

## BACKGROUND: (CONT'D)

Mr. Mallon has been involved in the navigation project over the years and brings a considerable amount of institutional knowledge about the project and the USACE's planning process, among other expertise. This study includes the preparation of an Environmental Impact Statement/Report. Mr. Mallon participates in meetings, reviews documents, and provides advice on achieving a successful navigation improvement project; but there continues to be a substantial amount of work left to do.

The term of this contract currently expires on December 31, 2016. The Department seeks to extend Mr. Mallon's contract for another two years, to expire on December 31, 2018, with no increase to the payment limit to ensure that he remains under contract to the County through the completion of the navigation improvement study.

## CONSEQUENCE OF NEGATIVE ACTION:

The contract with Lawrence G. Mallon, Esquire will expire on December 31, 2016, leaving the Department without critical expertise and significant institutional knowledge of the San Francisco to Stockton Navigation Improvement Study.