

RESOLUTION 2013-175

RESOLUTION APPROVING FIRST AMENDMENT TO AGREEMENT WITH OUTSIDE COUNSEL, ALLEN, MATKINS, LECK, GAMBLE, MALLORY & NATSIS LLP INCREASING NOT-TO-EXCEED COMPENSATION IN THE AMOUNT \$200,000 FOR A TOTAL OF \$400,000

WHEREAS, the San Diego Unified Port District (District) is a public corporation created by the legislature in 1962 pursuant to Harbors and Navigation Code Appendix 1, (Port Act); and

WHEREAS, the Board of Port Commissioners (BPC) adopted BPC Policy No. 110 establishing a procedure for the administration of contracts and the purchasing of supplies, materials, and equipment and establishing a policy governing the processing and administration of contracts; and

WHEREAS, the Office of the Port Attorney is responsible for providing legal advice and representation to the BPC, the CEO and executive team, as well as all departments of the District; and

WHEREAS, in order to best advise and defend the District, in addition to the Port Attorney, Assistant Port Attorney, and Deputy Port Attorneys, the Office of the Port Attorney sometimes utilizes the services of outside law firms to provide legal services in specific areas of law and to supplement the services of the Port Attorney and Deputy Port Attorneys; and

WHEREAS, the Office of the Port Attorney staff recommends the BPC approve a First Amendment to agreement with outside counsel, Allen, Matkins, increasing the not-to-exceed compensation amount by \$200,000 for a total of \$400,000.

NOW, THEREFORE, BE IT RESOLVED by the Board of Port Commissioners of the San Diego Unified Port District, as follows:

That the Port Attorney or his designated representative is hereby authorized on behalf of the San Diego Unified Port District to enter into the First Amendment to agreement with Allen, Matkins, Leck, Gamble, Mallory & Natis LLP increasing the not-to-exceed compensation amount by \$200,000 for a total of \$400,000.

APPROVED AS TO FORM AND LEGALITY:


PORT ATTORNEY

2013-175

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 8th day of October, 2013, by the following vote:

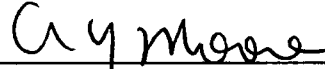
AYES: Castellanos, Malcolm, Merrifield, Nelson, Smith, Valderrama

NAYS: None.

EXCUSED: Moore

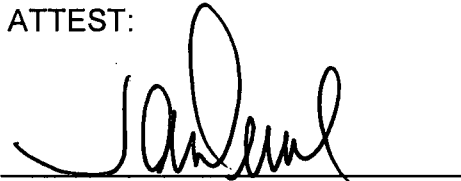
ABSENT: None.

ABSTAIN: None.



Ann Y. Moore, Chair
Board of Port Commissioners

ATTEST:



Timothy A. Deuel
District Clerk

(Seal)