

RESOLUTION 2013-28

RESOLUTION WAIVING BOARD POLICY 110, SECTION II.C TO AUTHORIZE AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH CARPI & CLAY FOR LEGISLATIVE CONSULTING SERVICES IN SACRAMENTO EXTENDING THE TERM SIX (6) MONTHS THROUGH SEPTEMBER 30, 2013 AND INCREASING THE AGREEMENT AMOUNT BY \$51,906 FOR A NEW MAXIMUM EXPENDITURE AMOUNT NOT TO EXCEED \$345,342 AND AUTHORIZING THE ISSUANCE OF A REQUEST FOR QUALIFICATIONS FOR SERVICE PROVIDERS FOR LEGISLATIVE CONSULTING SERVICES IN SACRAMENTO BEGINNING OCTOBER 1, 2013

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 I (Port Act); and

WHEREAS, the Board of Port Commissioners (BPC) adopted BPC Policy 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 may pass all necessary ordinances and resolutions for the regulation of the District; and

WHEREAS, pursuant to BPC Policy 110 section II.C, BPC authorization is required to enter into a service agreement for services exceeding \$125,000; and

WHEREAS, pursuant to Resolution No. 2010-52 adopted by the BPC on April 6, 2010 the District entered into Agreement No. 15-2010 with Carpi & Clay, for legislative consulting services in Sacramento, CA for a Three (3) year period commencing April 7, 2010, and ending March 31, 2013, for a maximum expenditure not to exceed \$293,436 on file in the Office of the District Clerk as Document No. 56446; and

WHEREAS, the California State Assembly and California State Senate conduct legislative sessions that convene annually during the first week of December and run through the middle of September of the following year; and

WHEREAS, during the legislative session, Carpi & Clay provides District staff with "on-the-ground" representation in Sacramento, CA. Activities include

meeting with elected officials and their staff while in the State Capitol, providing strategic council on relevant legislative actions, advocacy of District positions as directed by the BPC and keeping staff informed on hearings and other legislative activity; and

WHEREAS, the District's current agreement with Carpi & Clay expires on March 31, 2013, approximately six (6) months prior to the culmination of the current legislative cycle; and

WHEREAS, District staff recommends extending the agreement with Carpi & Clay through September 30, 2013 in order to provide the District with continuity of service during the current legislative session, and align future agreement terms with the legislative cycle; and

WHEREAS, the extension will increase the amount of the agreement by \$51,906 for a new maximum expenditure amount not to exceed \$345,342 (a copy of the proposed amendment is attached to the corresponding staff report as Attachment B); and

WHEREAS, in addition, the District staff requests authorization to issue a Request for Qualifications to assess service providers of legislative consulting services in Sacramento, CA to begin on October 1, 2013; and

WHEREAS, establishing October 1 as the start date aligns the new service agreement with current and future legislative sessions.

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

The Board of Port Commissioners hereby waives the bidding procedures enumerated in BPC Policy 110, and the Executive Director or his designated representative is hereby authorized on behalf of the San Diego Unified Port District to enter into Amendment No. 1 to the Professional Services Agreement with Carpi & Clay, a California corporation for legislative consulting services in Sacramento, CA extending the term six (6) months through October 1, 2013 and increasing the agreement amount by \$51,906 for a new maximum expenditure agreement amount not to exceed \$345,342 and authorize the issuance of a Request for Qualifications for service providers for legislative consulting services in Sacramento, CA beginning October 1, 2013.

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 12th day of February, 2013, by the following vote:

AYES: Malcolm, Moore, Nelson, Smith, Valderrama

NAYS: None.

EXCUSED: None.

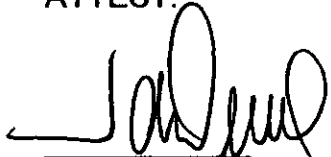
ABSENT: None.

ABSTAIN: None.



Ann Y. Moore, Chair
Board of Port Commissioners

ATTEST:



Timothy A. Deuel
District Clerk

(Seal)