

**RESOLUTION 2014-06**

**RESOLUTION APPROVING SECOND AMENDMENT  
TO AGREEMENT WITH OUTSIDE COUNSEL,  
ALLEN, MATKINS, LECK, GAMBLE, MALLORY &  
NATSIIS LLP INCREASING THE NOT-TO-EXCEED  
COMPENSATION IN THE AMOUNT \$200,000 FOR A  
TOTAL OF \$600,000**

**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, Assistant Port Attorney, and Deputy Port Attorneys; and


**WHEREAS**, the Office of the Port Attorney staff recommends the BPC approve a Second Amendment to agreement with outside counsel, Allen, Matkins, increasing the not-to-exceed compensation amount by \$200,000 for a total of \$600,000.

**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 Second Amendment to the Legal Services Agreement with Allen, Matkins, Leck, Gamble, Mallory & Natsis LLP increasing the not-to-exceed compensation amount by \$200,000 for a total of \$600,000.


2014-06

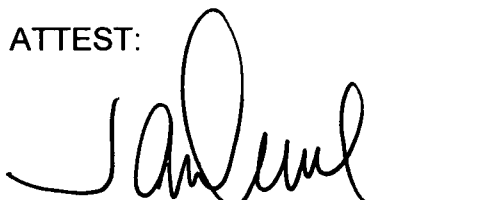
APPROVED AS TO FORM AND LEGALITY:  
PORT ATTORNEY

  
\_\_\_\_\_  
By: Assistant/Deputy

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 14<sup>th</sup> day of January 2014, by the following vote:

AYES: Bonelli, Castellanos, Malcolm, Merrifield, Moore, Nelson, and Valderrama  
NAYS: None.  
EXCUSED: None.  
ABSENT: None.  
ABSTAIN: None.

  
\_\_\_\_\_  
Robert E. Nelson, Chairman  
Board of Port Commissioners

ATTEST:  
  
\_\_\_\_\_  
Timothy A. Deuel  
District Clerk

(Seal)