

## **RESOLUTION 2014-158**

**RESOLUTION WAIVING THE BIDDING REQUIREMENTS OF BPC POLICY NO. 110, SECTION IIC, AND AWARDING A SOLE SOURCE SERVICE AGREEMENT TO COCHRAN MARINE, LLC, FOR THE PERIOD OF AUGUST 13, 2014 TO JUNE 30, 2016 TO CONTINUE CRUISE SHIP SHORE POWER CONNECTION, COMMISSIONING, AND MAINTENANCE SERVICES SUPPORTING THE PROPRIETARY SHORE POWERING SYSTEM AT B STREET AND BROADWAY PIERS IN AN AMOUNT NOT TO EXCEED \$460,000**

**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**, in 2009, the District entered into a sole source agreement with Cochran Marine, LLC (Cochran) for the design, installation, maintenance and operation of the shore power system; and

**WHEREAS**, Cochran is the pioneer in cruise vessel shorepowering, and providing of proprietary system; and

**WHEREAS**, the cruise industry advised the District that they would only support the use of the Cochran system; and

**WHEREAS**, Cochran also has a strong reputation of reliability and safety; and

**WHEREAS**, the current agreement with Cochran for the operation and maintenance of the system will expire on January 1, 2015; and

**WHEREAS**, a new service agreement will be required in order to continue to use the proprietary system as it is currently configured, and to fulfill agreements with the District's cruise customers for the next two years; and

**WHEREAS**, due to the proprietary nature of the currently installed shore power system, and supporting equipment and software, staff recommends that the BPC waive BPC Policy No. 110, Section IIC, and award a sole source service agreement to Cochran for shore power connection, commissioning, and maintenance services from August 13, 2014 through June 30, 2016, in an amount not to exceed \$460,000.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Port Commissioners of the San Diego Unified Port District that BPC Policy No. 110, Section IIC is hereby waived and that the Executive Director or his designated representative is hereby authorized to award a sole source service agreement to Cochran Marine, LLC for shore power connection, commissioning, and maintenance services from August 13, 2014 through June 30, 2016, in an amount not to exceed \$460,000.

APPROVED AS TO FORM AND LEGALITY:  
GENERAL COUNSEL

  
By: Assistant/Deputy

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 12th day of August 2014, by the following vote:

AYES: Bonelli, Castellanos, Moore, Nelson, and Valderrama.

NAYS: None.

EXCUSED: Malcolm, Merrifield.

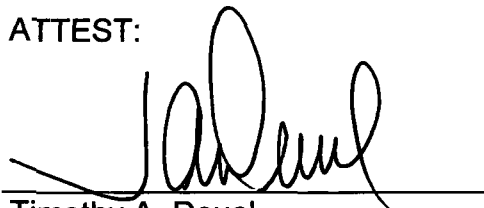
ABSENT: None.

ABSTAIN: None.



Robert E. Nelson, Chairman  
Board of Port Commissioners

ATTEST:



Timothy A. Deuel  
District Clerk

(Seal)