

RESOLUTION 2017-134

RESOLUTION AUTHORIZING THE GENERAL COUNSEL TO EXECUTE AMENDMENT NO. 3 TO THE AGREEMENT FOR LEGAL SERVICES WITH ANDERSON KILL P.C. INCREASING THE MAXIMUM AMOUNT PAYABLE FROM \$400,000 TO \$700,000 AND EXTENDING THE TERM THROUGH JUNE 30, 2018, AND AMENDMENT NO. 2 TO THE AGREEMENT FOR LEGAL SERVICES WITH BROWN & WINTERS INCREASING THE MAXIMUM AMOUNT PAYABLE FROM \$425,000 TO \$725,000 AND EXTENDING THE TERM THROUGH JUNE 30, 2018

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 Office of the General Counsel is responsible for providing legal advice and representation to the Board of Port Commissioners, the CEO and executive team, as well as all departments of the District, including defending the District in litigation and administrative procedures, as well as advising the District on transactions, policies and other matters; and

WHEREAS, in order to best advise and defend the District, in addition to the in-house attorneys, the Office of the General Counsel sometimes utilizes the services of outside law firms to provide legal services in specific areas of law and to supplement the services of the in-house resources; and

WHEREAS, the Office of the General Counsel recommends the Board authorize the General Counsel to execute amendments to two outside counsel agreements, and the details regarding the specific matters for which these amendments are proposed are protected by the attorney/client and work product privileges.

NOW, THEREFORE, BE IT RESOLVED by the Board of Port Commissioners of the San Diego Unified Port District, that the General Counsel is authorized to execute Amendment No. 3 to the Agreement for Legal Services with Anderson Kill P.C. increasing the maximum amount payable from \$400,000 to \$700,000 and extending the term through June 30, 2018; and Amendment No. 2 to the Agreement for Legal Services with Brown & Winters increasing the maximum amount payable from \$425,000 to \$725,000 and extending the term through June 30, 2018.

2017-134

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 September, 2017, by the following vote:

AYES: Bonelli, Castellanos, Malcolm, Merrifield, Valderrama, and Zucchet

NAYS: None.

EXCUSED: Moore

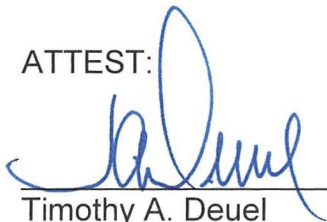
ABSENT: None.

ABSTAIN: None.

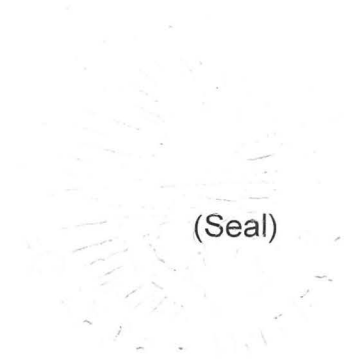


Robert Valderrama, Chair
Board of Port Commissioners

ATTEST:



Timothy A. Deuel
District Clerk



(Seal)