

**DRAFT****RESOLUTION 20xx-xxx**

**RESOLUTION WAIVING BOARD OF PORT COMMISSIONERS POLICY NO. 110 II(A) AND AUTHORIZING A SINGLE SOURCE AGREEMENT FROM JUNE 1, 2018 UNTIL MAY 31, 2021, WITH JGC GOVERNMENT RELATIONS, INC. FOR STATE LEGISLATIVE CONSULTING SERVICES FOR AN AMOUNT NOT TO EXCEED \$360,000, ALL FUNDS REQUIRED FOR FUTURE FISCAL YEARS WILL BE BUDGETED IN THE APPROPRIATE FISCAL YEAR, SUBJECT TO BOARD APPROVAL UPON ADOPTION OF EACH FISCAL YEAR'S BUDGET**

**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; and

**WHEREAS**, the Board of Port Commissioners (BPC) adopted BPC Policy No. 110 to establish a policy governing the processing and administration of public projects, consulting and service agreements, the purchasing of supplies, materials and equipment, and grants; and

**WHEREAS**, BPC Policy No. 110 II(A) requires the District to determine the most appropriate method for solicitation of written responses to service and consulting agreements, including but not limited to Requests for Qualifications, and/or Proposals or by lowest price Request for Quotations or Bids; and

**WHEREAS**, District utilizes legislative consulting professionals to represent the District's interests and assure that there is two-way communication with state and federal legislative branches and regulatory agencies; and

**WHEREAS**, areas of specific interest to the District include but are not limited to:

- Assisting with securing approval by the California State Lands Commission as related to state tidelands issues;
- Acting as a liaison with several industry groups and state agencies on District matters;
- Facilitating responses to requests for information from members of the legislature concerning matters of interest to the District;
- Reviewing and commenting on state project submissions, such as grant proposals; and

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**WHEREAS**, the nature of legislative consulting is unlike other types of professional services; and

**WHEREAS**, clients generally contract with legislative consulting firms for long periods of time, as the firm and organization forge a unique relationship; and

**WHEREAS**, unless representation is careless, retaining an organization's legislative firm is fundamentally beneficial to the agency in that changes in representation require a considerable amount of time and resources in order to become knowledgeable in a client's distinct needs; and

**WHEREAS**, JGC Government Relations, Inc. (JGC) is the firm of record and is a full service firm that has represented the District for more than fifteen years; and

**WHEREAS**, during its tenure, JGC has provided support or advocacy for passage of legislation, monitoring potential legislation and executive actions, and coordinating communication on the District's behalf across the various channels of California state government; and

**WHEREAS**, waiving the requirements of BPC Policy No. 110 II(A) is in the District's best interest due to JGC's record of service to the District; and

**WHEREAS**, staff recommends that the District waive BPC Policy No. 110 II(A) and authorize a single source agreement with JGC for state legislative consulting services, in the amount of \$10,000 per month to represent the District, from June 1, 2018 until May 31, 2021.

**NOW THEREFORE, BE IT RESOLVED** that the Board of Port Commissioners of the San Diego Unified Port District hereby waives BPC Policy No. 110, Section II (A); and the Executive Director or her designated representative is hereby authorized on behalf of the San Diego Unified Port District to enter into a single source agreement from June 1, 2018 until May 31, 2021, with JGC Government Relations, Inc. for state legislative consulting services, for an amount not to exceed \$360,000. All funds required for future fiscal years will be budgeted in the appropriate fiscal year, subject to Board approval upon adoption of each fiscal year's budget.

APPROVED AS TO FORM AND LEGALITY:  
GENERAL COUNSEL

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By: Assistant/Senior/Deputy

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 8<sup>th</sup> day of May 2018, by the following vote: