

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA
APPROVING AN AGREEMENT BETWEEN THE SAN DIEGO UNIFIED
PORT DISTRICT, THE CITY OF CHULA VISTA AND COLANTUONO,
HIGHSMITH & WHATLEY, P.C. FOR LEGAL SERVICES IN CONNECTION
WITH THE BAYFRONT HOTEL/CONVENTION CENTER PROJECT

WHEREAS, the City requires legal services from outside counsel to represent and advise the San Diego Unified Port District (“District”), City, and the Chula Vista Bayfront Facilities Financing Authority (a joint exercise of powers authority formed by the District and the City) (hereinafter “JEPA”); and

WHEREAS, the firm of Colantuono, Highsmith & Whatley, P.C. is highly qualified to perform such services, has provided excellent services in the past to both District and City, and has proposed reasonable and competitive rates for the required services; and

WHEREAS, given these qualifications, and the Port’s initial engagement of the firm, the City’s standard procurement process was not utilized. Staff is comfortable recommending the waiver of the City’s standard procurement processes under these circumstances; and

WHEREAS, the firm would be initially engaged by the Port and the City, and receive joint direction. Upon formal establishment of the JEPA for the Project, the legal services contract would be assigned to and coordinated through the JEPA entity; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chula Vista, that it (1) waives the City’s standard procurement process as impractical and finds the engagement of the Colantuono, Highsmith & Whatley firm to be in the overall best interests of the City; and (2) approves the Legal Services Agreement between the District, the City and Colantuono, Highsmith & Whatley, P.C. for legal services, in the form presented, with such minor modifications as may be required or approved by the City Attorney, a copy of which shall be kept on file in the Office of the City Clerk, and authorizes and directs the City Attorney to execute same.

Presented by

Approved as to form by

Glen R. Googins
City Attorney

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