

RESOLUTION NUMBER R-308002

DATE OF FINAL PASSAGE FEB 25 2013

A RESOLUTION OF THE CITY OF SAN DIEGO
AUTHORIZING THE EXPENDITURE OF AN
ADDITIONAL SUM OF UP TO \$170,000 FOR THE
PROVISION OF SECURITY SERVICES UNDER THE
AGREEMENT FOR INTERIM SECURITY SERVICES AT
QUALCOMM STADIUM.

WHEREAS, on March 9, 2010, the Mayor authorized the execution of the *Agreement for Interim Security Services at Qualcomm Stadium* (Interim Agreement) in order to provide needed security services at Qualcomm Stadium while the City completed a procurement process to secure a new security services contract(s) for Qualcomm Stadium; expenditures under the Interim Agreement could not exceed \$1,000,000 without prior City Council approval; and

WHEREAS, a Request for Bids (RFB) for the provision of security services at Qualcomm Stadium was issued in 2010, however due to protests filed against the proposed RFB award, the RFB was cancelled. After the cancellation, the City Council authorized the additional expenditure of up to \$388,000 under the Interim Agreement, which amount was estimated to pay for security services at the stadium from January 2012 until December 2012, or until a new security contract(s) was awarded; and

WHEREAS, a legal challenge to a new Request for Proposals (RFP) for the provision of security services at Qualcomm Stadium was filed and was rejected by the Court. Thereafter, in August 2012, the City announced its intent to award two new security contracts under the RFP. Additional delays were then incurred due to a new protest to one of the RFP awards. Due to

these new delays the additional \$388,000 of Interim Agreement funding was depleted as of January 24, 2013; and

WHEREAS, on January 16, 2013, the Budget and Finance Committee was presented with both a new request for additional funding for the Interim Agreement and two proposed awards of contracts for security services at Qualcomm Stadium. The Budget and Finance Committee recommended that the City Council authorize additional funding of only up to \$60,000 (said amount was meant to cover the provision of security services for 60 days, which would be from January 24, 2013, until approximately March 23, 2013), and that the two proposed awards of contract be forwarded to the City Council; and

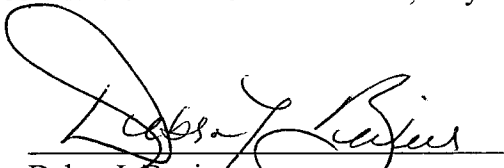
WHEREAS, due to new concerns related to the RFP, including the City's ability to ensure that living wages will be paid for all services contemplated under the RFP and to specify under what circumstances, if any, the use of "group labor" will be allowed, the RFP was cancelled; and

WHEREAS, in order to ensure the continued safety of Qualcomm Stadium and its employees, tenants and invitees, additional funding for the Interim Agreement is needed to pay for the provision of security services in an amount sufficient to pay for security services until a new RFP can be issued and new security services contract(s) are awarded; NOW, THEREFORE,

BE IT RESOLVED, that the Chief Financial Officer is authorized to expend an additional sum not to exceed \$170,000 from fund #200115, Qualcomm Stadium Fund, for the provision of security services at Qualcomm Stadium until June 30, 2013, under the terms and conditions of the *Agreement for Interim Security Services at Qualcomm Stadium* and *First Amendment to the Agreement for Interim Security Services at Qualcomm Stadium*. The \$170,000 for FY13 shall be

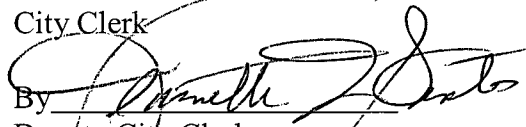
contingent upon the City Comptroller certifying that the FY13 funds necessary for the expenditure are or will be available for the purpose of providing interim security services at Qualcomm Stadium.

APPROVED: JAN I. GOLDSMITH, City Attorney


By 
Debra J. Bevier
Deputy City Attorney

DJB:mm
February 4, 2013
February 14, 2013 Rev. Copy
Or.Dept: Real Estate Assets Dept.
Doc. No. 515841

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of FEB 12 2013

ELIZABETH S. MALAND,
City Clerk
By 
Deputy City Clerk

Approved: 2/25/13
(date)


BOB FILNER, Mayor

Vetoed: _____
(date)

BOB, FILNER, Mayor