



Item #13

Date: July 2, 2014

To: GCT Board of Directors

From: Marlena Kohler *MLK*
Purchasing Manager/DBE Officer

RE: Consider Approval of a Two-Month Extension to Anderson Kill, California, LLP (AKCA) Contract for Legal and General Counsel Services.

I. EXECUTIVE SUMMARY

As authorized in the March 5, 2014 Board Report, in April, GCT issued an RFP for General Counsel Services along with a thirty (30) day extension for the current contract with Anderson Kill, California, LLP (AKCA), extending it through July 31, 2014. Due to scheduling conflicts, the RFP process is taking longer than anticipated. Staff is, at this time, requesting a two-month extension, one month to allow for the completion of the interview portion of the RFP process and the other month because the Board does not meet in August. Staff anticipates presenting a Board Report in September recommending award of the General Counsel contract.

It is recommended the Board of Directors authorize a two-month extension to the current contract with Anderson Kill California (AKCA) LLP for Legal and General Counsel Services, and authorize the General Manager to increase the contract for up to an additional \$20,000 to cover additional costs that may be incurred during this extension.

II. BACKGROUND

In May 2008, the Board approved a contract with Nordman Cormany Hair and Compton LLP (NCHC) for General Counsel Services and General Legal Services. The initial contract term was for three years with two three-year option periods. In April 2011, the Board chose not to exercise the first option period and instead approved a one year extension. Another one-year extension was approved in May 2012; these extensions allowed time needed for several projects to come to fruition. In May 2013, with the change in firms for GCT's General Counsel, Nancy Kierstyn Schreiner, the Board decided to terminate the contract with NCHC by giving the required notice and negotiated a contract with Anderson Kill, California, LLP for General Counsel and Legal Counsel to be provided by Ms. Schreiner and other attorneys as appropriate, for a one-year term. This action, at the time, allowed for the

continuity and familiarity of our legal counsel during the process of identifying and acquiring property for our new facility.

In March 2014, the Board approved a one-month extension, which extended AKC's current contract to July 31, 2014. That extension was to allow for the time needed to conduct a competitive procurement, which at that time staff felt would take approximately 3-4 months to complete. Some unexpected scheduling conflicts have lengthened that completion time. Although the majority of the RFP process is completed, the final steps, including the interviews of the top rated firms and the selection of the awardee, were not able to be completed in time for this month's Board Report filing.

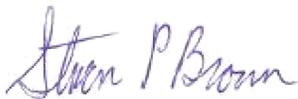
Staff is requesting a two-month extension, one month to allow for the completion of the RFP process, including completion of interviews, negotiations and award recommendation and the other month because the Board does not meet in August.

Staff anticipates presenting a Board Report at the September 10, 2014 Board meeting recommending award of a new General Counsel contract, which will allow a month transition between the current contract and the new contract.

III. SUMMARY AND RECOMMENDATIONS

It is recommended the Board of Directors authorize a two-month extension to the current contract with Anderson Kill California (AKCA) LLP for Legal and General Counsel Services, and authorize the General Manager to increase the contract for up to an additional \$20,000 to cover costs that may be incurred during this extension.

General Manager's Concurrence



Steven P. Brown