

RESOLUTION NO. 2022-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA: (1) WAIVING THE COMPETITIVE FORMAL BID REQUIREMENTS; (2) APPROVING AN AGREEMENT BETWEEN THE CITY AND B. ADAIR CONSULTING FOR ON-CALL PROGRAM CONSULTATION AND PROGRAM MANAGEMENT SUPPORT SERVICES; (3) AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE THE INITIAL AGREEMENT AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE FOUR ONE-YEAR OPTIONS TO EXTEND THE AGREEMENT; AND (4) AUTHORIZING A BUDGET TRANSFER THEREOF.

WHEREAS, as a Department of Housing and Urban Development (“HUD”) entitlement community, the City of Chula Vista receives federal block grant funds under the Community Development Block Grant Program, the Home Investment Partnerships Act and Emergency Solutions Grant programs, as well as other federal, state and local program funding; and

WHEREAS, to receive these funds, the City must comply with all regulations governing the use of funds, including Title 24 Code of Federal Regulations (“CFR”) Part 570; and

WHEREAS, due to an increase in funding received through the grant programs, which requires additional oversight and administration of the grants, the City desires to contract with B. Adair Consulting (“Consultant”) to provide grant administration support services on an on-call basis; and

WHEREAS, Consultant warrants and represents that it is experienced and staffed in a manner such that it can deliver the services required of Consultant to City in accordance with the time frames and the terms and conditions of the Agreement; and

WHEREAS, based on Consultant's extensive knowledge of federal regulations governing the HUD programs and unique knowledge of Chula Vista programs as stated herein and in the attendant Staff report, the City desires to waive the competitive bidding requirements pursuant to Chula Vista Municipal Code (“CVMC”) section 2.56.070(b)(3), finding that said circumstances support waiving the competitive bid requirements in that the City’s interest would be better served by said waiver, and enter into a two-party agreement with B. Adair Consulting to provide on-call consultation and grant management support services support ("Agreement") in an initial amount not to exceed \$100,000, with four (4) one-year options to extend in amounts not to exceed \$50,000 each year, for a maximum authorized not to exceed amount of \$300,000, contingent upon availability of funding; and

WHEREAS, funding for Fiscal Year 2022 is available through the City’s Housing Division Administration Funds and \$100,000 will be transferred from the Federal Grants Fund – CDBG Operations Other Expenses category to the Supplies and Services category.

NOW, THEREFORE, BE IT RESOLVED, based on the findings above, the City Council of the City of Chula Vista does hereby waive the competitive bidding requirements pursuant to Chula Vista Municipal Code Section 2.56.070(b)(3) in that the City's interest would be better served by said waiver.

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the City Council of the City of Chula Vista, that it (1) approves the Agreement in substantial form with B. Adair Consulting, with such minor modifications as may be required or approved by the City Attorney's Office, a copy of which shall be kept on file in the Office of the City Clerk; (2) authorizes the City Manager or designee to execute the initial Agreement in an amount not to exceed \$100,000, including four (4) one-year options to extend in amounts not to exceed \$50,000, for a maximum authorized and not to exceed amount of \$300,000 for the five year period; and (3) approves attendant budget transfers.

Presented by

Approved as to form by

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Tiffany Allen  
Director of Development Services

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Glen R. Googins  
City Attorney