

1 **June 11, 2007**

Proposed No.: 07-006

2 **RESOLUTION NO. 377**

3 A RESOLUTION of the Board of Directors of the Washington State
4 Major League Baseball Stadium Public Facilities District authorizing the
5 Executive Director to execute a contract between the District and Patrick
6 Dunn & Associates, LTD for governmental and business services.
7

8 WHEREAS, pursuant to Chapter 36.100 RCW, as amended, the Washington State
9 Major League Baseball Stadium Public Facilities District (the "District"), has been created
10 and possesses all the powers of a public facilities district; and

11 WHEREAS, pursuant to RCW 36.100.010(5), 36.100.180 and other provisions of
12 state law, the District has broad powers to enter into contracts for materials, work and
13 services necessary for the operations of a baseball stadium; and

14 WHEREAS, the District established various procurement policies and procedures
15 to facilitate the expeditious design, construction and completion of the baseball stadium,
16 and in 2006 the District updated those policies and procedures to reflect the procurements
17 being undertaken for an operating facility; and

18 WHEREAS, District Resolution No. 364 authorizes the Executive Director to
19 contract for professional services, where those services are not anticipated to exceed
20 \$100,000 in a given calendar year, subject to ratification by the District Board; and

21 WHEREAS, District Resolution No. 364 also provides that whenever in the
22 judgment of the Board special circumstances require a procedure different from that set
23 forth in the normal procedures, the Board may authorize the making of purchases and the
24 performance of services in such other manner as may be deemed to be appropriate to the
25 circumstances and in the best interests of the District; and

26 WHEREAS, Patrick Dunn of Patrick Dunn & Associates, LTD ("Dunn") was
27 retained by the District in February 2005 to provide governmental and business services;
28 and

29 WHEREAS, Dunn has significant experience in such matters and has represented
30 the District since 2005, and in the course of such representation has developed knowledge

31 and experience regarding the District's operations, procedures, position on issues and
32 other matters; and

33 WHEREAS, the District is in the process of updating all of its contractual
34 relationships with its service providers using similar contractual agreements, in order to
35 make the contracting process more uniform and more efficient; and

36 WHEREAS, retaining Dunn for governmental and business services will ensure
37 continuity on critical issues and save the District time and money by eliminating the need
38 for a new consultant to invest time and get up to speed on outstanding issues; and

39 WHEREAS, the procurement of these services complies with the procedures
40 established by District resolution and applicable laws and regulations, and is consistent
41 with the District's annual budget; and

42 WHEREAS, all contracts in excess of \$50,000, regardless of how procured,
43 require Board approval or ratification; and

44 WHEREAS, the Executive Director of the District as completed negotiations of a
45 Professional Services/Consultant Agreement with Patrick Dunn & Associates, LTD; and

46 WHEREAS, it is in the best interest of the District, and consistent with the
47 District's procurement procedures and special circumstances described above, to enter
48 into an agreement with Patrick Dunn & Associates, LTD.

49
50

51
52
53
54
55
56
57
58
59
60
61
62

63
64
65

66
67

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF DIRECTORS
OF THE WASHINGTON STATE MAJOR LEAGUE BASEBALL STADIUM PUBLIC
FACILITIES DISTRICT:

Section 1. The Executive Director is hereby authorized to execute an agreement
with Patrick Dunn & Associates, LTD, in substantially the form on file with the District.

PASSED by a vote of 6 to 1 this 11th day of June, 2007.

BOARD OF DIRECTORS
WASHINGTON STATE MAJOR LEAGUE BASEBALL STADIUM PUBLIC
FACILITIES DISTRICT

José E. Gaitán, Chair

ATTEST:

Clerk