SAN DIEGO UNIFIED PORT DISTRICT

ORDINANCE 2731

ORDINANCE ADOPTING THE ANNUAL BUDGET
FOR FISCAL YEAR (FY) 2013/2014

WHEREAS, the San Diego Unified Port District (District) is a public corporation created by the Legislature in 1962 pursuant to Harbors and Navigation Code Appendix I, (Port Act); and

WHEREAS, Section 46 of the Port Act requires that on or before the 15th day of June each year the District shall estimate and determine the amount of money required by the District and shall adopt a preliminary budget; and

WHEREAS, Section 47 of the Port Act, requires the Board of Port Commissioners (Board) to meet for the purposes of fixing the final budget; and

WHEREAS, Section 47 of the Port Act requires that on or before the 15th day of June of each year, the Board shall publish a notice stating:

(1) That the preliminary budget has been adopted and is available at a time and at a place within the District specified in the notice for inspection by interested taxpayers; and

(2) That on a specified date not less than one month after the publication of the notice and at specified time and place, the District's Board will meet for the purpose of fixing the final budget, and that any taxpayer may appear and be heard regarding the increase, decrease or omission of any item in the budget, or for the inclusion of additional items; and

WHEREAS, in compliance with the provisions of the Port Act, the Board adopted Resolution 2013-110 the FY 13/14 preliminary budget on June 11, 2013; and

WHEREAS, District staff recommends the Board waive BPC Policy No. 730 and authorize use of $0.5M from the Environmental Fund to partially fund the FY 13/14 budget; and

WHEREAS, District staff recommends the Board waive BPC Policy No. 609 and authorize a reduction in the FY 13/14 annual deposit for Public Art from $1.2M to $0.6M and authorize use of $1.5M from the Public Art Fund to partially fund the FY 13/14 budget; and

WHEREAS, in compliance with the provisions of the Port Act a public hearing was conducted on July 16, 2013 to adopt the FY 13/14 final budget.

NOW THEREFORE, the Board of Port Commissioners of the San Diego Unified Port District does ordain as follows:

Section 1.   BPC Policy No. 730 is hereby waived and use of $0.5M from the Environmental Fund to partially fund the FY 13/14 budget is hereby authorized.

Section 2.   BPC Policy No. 609 is hereby waived and a reduction in the FY 13/14 annual deposit for Public Art from $1.2M to $0.6M and use of $1.5M from the Public Art Fund to partially fund the FY 13/14 budget is hereby authorized.

Section 3.   The final budget for FY 13/14, as set forth in the document on file in the Office of the District Clerk, and incorporating BPC Policy No. 090, Transfer Between or Within Appropriated Items in Budget, is hereby adopted as the Annual Budget for said Fiscal Year.

Section 4.   There is hereby appropriated for expenditure out of the Revenue Fund of said District the following amounts:

Ordinary Annual Expenses	$139,903,700
Capital Improvement	$ 31,044,700
TMP Capital Projects	$ 95,000
TSP Capital Projects	$ 1,409,800
Capital Major Maintenance	$ 2,445,300
Equipment Outlay	$ 1,378,800
Debt Service – Principal	$ 4,526,100
Total Requirements	$180,803,400

All unexpected monies remaining in said Fund on June 30, 2013, together with monies transferred to said Fund or received in connection with said Fund during the 2013/2014 Fiscal Year in excess of the requirements shown above, are hereby appropriated for the uses authorized in the San Diego Unified Port District Act.

Section 5.   This ordinance is declared to take effect upon its publication, pursuant to the provisions of Section 21 of the San Diego Unified Port Act.

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PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 16th day of July, 2013, by the following vote:

AYES: Castellanos, Malcolm, Merrifield, Moore, Smith, Valderrama
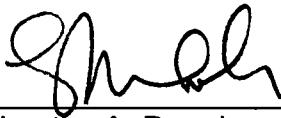NAYS: None.
EXCUSED: Nelson.
ABSENT: None.
ABSTAIN: None.

Ann Y. Moore, Chair
Board of Port Commissioners

ATTEST:

Timothy A. Deuel
District Clerk

(Seal)