

**RESOLUTION 2013-105**

**RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING BETWEEN THE DISTRICT AND THE CITY OF SAN DIEGO, CITY OF OCEANSIDE, AND COUNTY OF ORANGE TO SHARE COSTS AND IMPLEMENT THE REGIONAL HARBOR MONITORING PROGRAM TO EVALUATE THE STATUS AND TRENDS OF WATER, SEDIMENTS, AND AQUATIC LIFE IN THE REGION'S HARBORS FOR A PERIOD OF FIVE YEARS PURSUANT TO SECTION 13225 OF THE CALIFORNIA WATER CODE**

**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 1, (Port Act); and

**WHEREAS**, in 2003, the San Diego Regional Water Quality Control Board (RWQCB), under §13225 of the California Water Code, issued a requirement to the District, Cities of San Diego and Oceanside (Cities), and the County of Orange (County) to coordinate and develop a Regional Harbor Monitoring Program (RHMP) to assess conditions and trends in the quality of water, sediments, and aquatic life in San Diego Bay, Mission Bay, Oceanside Harbor, and Dana Point Harbor; and

**WHEREAS**, since 2005, the District has been a party to a Memorandum of Understanding (MOU) with the Cities and County to implement a cost effective and consistent monitoring program with the District acting as the lead agency, and the current MOU will expire June 30, 2013; and

**WHEREAS**, Staff recommends a new MOU be authorized between the District and the Cities and County to re-establish shared program responsibilities and reaffirm the District as the lead for the period of July 1, 2013 to June 30, 2018, to define and implement cost sharing services for a consultant to implement the RHMP, for which approximately 56-percent of consultant costs will be attributed to the District with the remaining 44-percent of costs reimbursed to the District on an annual basis, and the Cities and County providing the District with a five-percent fee to administer the RHMP and consultant contract.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Port Commissioners of the San Diego Unified Port District, as follows:

That the Executive Director or his designated representative is hereby authorized to enter into a five-year Memorandum of Understanding between the District, Cities of San Diego and Oceanside, and the County of Orange to coordinate and develop a Regional Harbor Monitoring Program to assess conditions and trends in the quality of water, sediments, and aquatic life in San Diego Bay, Mission Bay, Oceanside Harbor, and Dana Point Harbor.

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 11th day of June, 2013, by the following vote:

AYES: Castellanos, Malcolm, Merrifield, Moore, Nelson, Smith, Valderrama

NAYS: None.

EXCUSED: None.

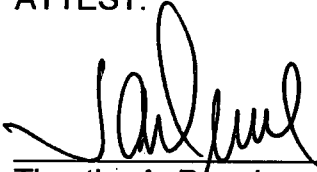
ABSENT: None.

ABSTAIN: None.



Ann Y. Moore, Chair  
Board of Port Commissioners

ATTEST:



Timothy A. Deuel  
District Clerk

(Seal)