

RESOLUTION 2013-73

RESOLUTION AUTHORIZING AMENDMENT NO. 2 TO ADDENDUM A TO THE SAN DIEGO REGIONAL INTEROPERABLE COMMAND & CONTROL COMMUNICATIONS PROGRAM (3Cs) MEMORANDUM OF UNDERSTANDING TO CLARIFY THE TERMS UNDER WHICH THE CITY OF SAN DIEGO USES THE SAN DIEGO BAY REGIONAL FIBER OPTIC INFRASTRUCTURE

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, the Board of Port Commissioners (BPC) adopted BPC Policy No. 110 establishing a procedure for the administration of contracts and the purchasing of supplies, materials, and equipment and establishing a policy governing the processing and administration of contracts; and

WHEREAS, the San Diego Regional Command and Control Communications (3Cs) Program is a regional program sponsored by the City and County of San Diego to operate a secure data network between public safety agencies across California; and

WHEREAS, the network was built to facilitate interagency collaboration during large-scale critical incident, the network also serves as a valuable tool during day-to-day operations; and

WHEREAS, the District is currently an active participant in 3Cs, joining in March of 2010 and is currently located at the Don L. Nay Port Administration Building, Harbor Police Headquarters, and Harbor Police Dispatch; and

WHEREAS, since 2005, the District has operated and maintained a variety of bandwidth intensive homeland security systems, and traditionally commercial circuits or licensed radio links with costly recurring monthly fees have been used to provide for transport of data and monitoring of the systems; and

WHEREAS, in order to provide increased reliability and higher bandwidth capabilities, the District has pursued the long-term vision of creating a private fiber optic infrastructure around the San Diego Bay region and is intended to provide for the common homeland security needs of many agencies located around San Diego Bay, including the District and other participants of the 3Cs program; and

WHEREAS, in April 2012, the District entered into Amendment No. 1 to Addendum A to the Memorandum of Understanding for the San Diego Regional Interoperable Command & Control Communications Program which allotted twelve (12) fiber optic strands to the City of San Diego/3Cs for their operation and security use on the San Diego Bay Regional Fiber Optic infrastructure; and

WHEREAS, the City of San Diego has designated the District as an agent of the City allowing District employees, contractors and subcontractors a non-exclusive right of entry over, in and under City of San Diego property for the limited purpose of installation and maintenance of fiber optic infrastructure, allowing the District to install fiber optic infrastructure in the City of San Diego; and

WHEREAS, the District and the City of San Diego desire to amend Addendum A to the Memorandum of Understanding to add specific language and definitions around the operation and security use of allocated fiber to align with restrictions placed on the use by the Department of Homeland Security Port Security Grant Program, California Port Maritime Security Grant Program, and American Recovery and Reinvestment Act grants, which funded the construction of the infrastructure and to add provisions allowing the City of San Diego to further extend the San Diego Bay Regional Fiber Optic Infrastructure using fiber optic cabling or other resources provided by the District.

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 on behalf of the San Diego Unified Port District to execute Amendment No. 2 to Addendum A to the San Diego Regional Interoperable Command & Control Communications Program (3Cs) Memorandum of Understanding to add specific language and definitions around the operation and security use of allocated fiber to align with restrictions placed on the use by the Department of Homeland Security Grant Program, and American Recovery and Reinvestment Act grants and to add provisions allowing the District to provide fiber optic cabling or other resources to the City of San Diego.

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 7th day of May, 2013, by the following vote:

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

NAYS: None.

EXCUSED: None.

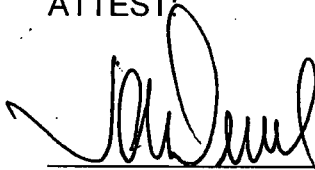
ABSENT: None.

ABSTAIN: None.



Ann Y. Moore, Chair
Board of Port Commissioners

ATTEST:



Timothy A. Deuel
District Clerk

(Seal)