

RESOLUTION 2014-143

**RESOLUTION WAIVING BPC POLICY NO. 110,
SECTION III, A, 5 AND AUTHORIZING STAFF TO
ENTER INTO A SINGLE SOURCE PURCHASE
AGREEMENT WITH SAFE BOATS INTERNATIONAL,
INC. FOR THE PURCHASE OF A SPECIALIZED
REGIONAL PATROL VESSEL UTILIZING
OPERATION STONEGARDEN FUNDS FOR A TOTAL
PRICE NOT TO EXCEED \$825,000**

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 policy governing the processing and administration of public projects, consulting and service agreements, the purchasing of supplies, materials, and equipment, and grants; and

WHEREAS, the United States Department of Homeland Security has created the Operation Stonegarden grant program to facilitate partnerships between federal, state, and local law enforcement related to U.S. and Mexico border issues, including drug smuggling and crossing of potential terrorists into the U.S.; and

WHEREAS, the Operation Stonegarden grant program facilitates these partnerships through enhanced intelligence gathering/information sharing capabilities and increase law enforcement presence in border areas; and

WHEREAS, the U.S. Department of Homeland Security awarded the most recent Operation Stonegarden grant of approximately \$6.6 million dollars to the San Diego County Sheriff's Department (County); and

WHEREAS, the District's Harbor Police Department (HPD) has been a participant of the Operation Stonegarden grant program since the initial grant award in Federal fiscal year (FY) 2008 and have been awarded grant funds of approximately \$1.6 million through the District's FY 2013; and

WHEREAS, as a sub-recipient of the grant, the HPD has used the Operation Stonegarden grant program funds for overtime/fringe benefits, fuel costs, vehicle mileage, and vessel maintenance; and

WHEREAS, on April 15, 2014 the BPC approved a Memorandum of Agreement (MOA) with the County of San Diego to receive \$120,000 of the FY 2013 grant funds for the operational needs of its Harbor Police Department (HPD); and

WHEREAS, in recognition of the HPD's marine law enforcement expertise, HPD and the County now seek to purchase a specialized regional patrol vessel that will be dedicated to the Operation Stonegarden maritime smuggling interdiction operations; and

WHEREAS, pursuant to Resolution No. 2014-142 adopted by the BPC on July 8, 2014 the District and the County entered into Amendment No. 1 of the MOA to receive an additional \$825,000 in grant funds for the purchase and joint operation of this new patrol vessel; and

WHEREAS, as the primary operators of the new regional patrol vessel HPD, along with District staff, will lead the procurement efforts for the boat, and the HPD vessel team determined that the SAFE Boats International thirty-eight foot enclosed cabin design most closely met the stringent vessel specifications and production criteria; and

WHEREAS, SAFE Boats International vessels are a proven product and have served the HPD well in its various law enforcement and port security missions; and

WHEREAS, the proprietary design and technology of SAFE Boats International hull, propulsion and collar systems significantly increases the HPD's maritime law enforcement capabilities; and

WHEREAS, the first of three SAFE Boat International vessels was procured by single source in 2006, with Port Security Grant Program funds, which SAFE Boat International was the only vendor at the time who could build the vessels to the platform that the United States Coast Guard (USCG) had determined satisfactory; and

WHEREAS, for interoperability with USCG, HPD determined that procuring vessels that were of the same type was more efficient and effective operationally; and

WHEREAS, the procurement of the remaining two boats of HPD, are all on the same platform, which makes training and operation of the boats streamlined; and

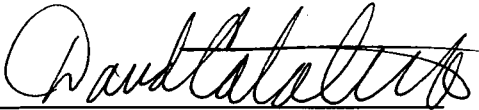
WHEREAS, staff determined that only a government-off-the-shelf vessel will meet the timeline. Also, the grant is for vessel production only and does not allow for architecture/design services, which would add considerable non-grant funded costs and time to the project; and

WHEREAS, the waiving BPC Policy No. 110 is necessary in order to achieve procuring a SAFE Boat with all of the aforementioned criteria; and

WHEREAS, the staff recommendation to sole source the procurement of this new vessel with SAFE Boats International will allow the HPD to standardize it with the department's Fast Response Patrol Vessel fleet in accordance with established law enforcement procedures/protocols and create efficiencies in vessel operations, training and maintenance by deploying similar designs.

NOW, THEREFORE, BE IT RESOLVED by the Board of Port Commissioners of the San Diego Unified Port District, that BPC Policy No. 110, Section III, A, 5 is hereby waived that the Executive Director or his designated representative is hereby authorized to enter into a single source purchase agreement with SAFE Boats International, Inc. for the purchase of a specialized regional patrol vessel utilizing Operation Stonegarden funds for a total price not to exceed \$825,000.

APPROVED AS TO FORM AND LEGALITY:
GENERAL COUNSEL



By: ~~Assistant~~/Deputy

2014-143

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 8th day of July 2014, by the following vote:

AYES: Bonelli, Castellanos, Malcolm, Merrifield, Moore, Nelson, and Valderrama.

NAYS: None.

EXCUSED: None.

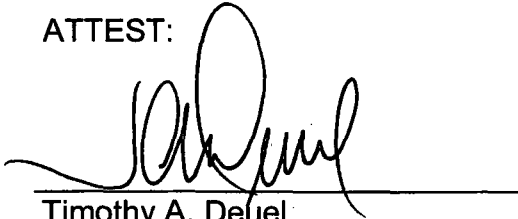
ABSENT: None.

ABSTAIN: None.



Robert E. Nelson, Chairman
Board of Port Commissioners

ATTEST:



Timothy A. Deuel
District Clerk

(Seal)