

RESOLUTION 2014-145

RESOLUTION AUTHORIZING STAFF TO ENTER INTO EXCLUSIVE NEGOTIATIONS WITH SWEET 100, LLC DBA CARNITAS SNACK SHACK TO LEASE THE NORTH EMBARCADERO VISIONARY PLAN PHASE 1 WALK-UP CAFÉ

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 87(b) of the Port Act grants authority to the District to lease the tidelands or submerged lands, or parts thereof, for limited periods, not exceeding 66 years, for purposes consistent with the trusts upon which those lands are held, by the State of California; and

WHEREAS, on April 23, 2014, staff issued a Request for Proposals (RFP) for the operation of the North Embarcadero Visionary Plan (NEVP) Phase 1 Walk-up Café (Café); and

WHEREAS, the District received four proposals by the RFP due date of May 28, 2014; and

WHEREAS, after review of the four proposals, the decision analysis team shortlisted the proposals in order to interview the top two: Consortium Holdings, LLC (Soda & Swine), and Sweet 100, LLC (Carnitas); and

WHEREAS, after the interviews, staff identified Carnitas as the highest-ranked proposer; and

WHEREAS, Carnitas has a strong financial partner with a comprehensive knowledge of restaurant openings; and

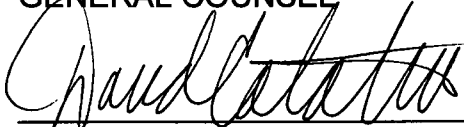
WHEREAS, staff recommends the BPC authorize staff to negotiate exclusively with Sweet 100, LLC dba Carnitas Snack Shack as its proposal and operation exceed the objectives of the RFP and ensures a high-quality operator for the NEVP Phase 1 Walk-up Café.

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 enter into Exclusive Negotiations with Sweet 100, LLC dba Carnitas Snack Shack to lease the North Embarcadero Visionary Plan Phase 1 Walk-up Café.

APPROVED AS TO FORM AND LEGALITY:

GENERAL COUNSEL



By: ~~Assistant~~/Deputy

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, Malcolm, Merrifield, Nelson, and Valderrama.

NAYS: None.

EXCUSED: Moore.

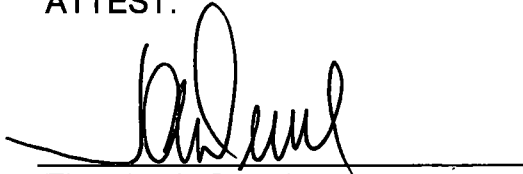
ABSENT: None.

ABSTAIN: Castellanos.



Robert E. Nelson, Chairman
Board of Port Commissioners

ATTEST:



Timothy A. Deuel
District Clerk

(Seal)