

RESOLUTION 2014-147

RESOLUTION APPROVING A SEVERANCE AGREEMENT AND MUTUAL RELEASE FOR EXECUTIVE DIRECTOR (PRESIDENT/CEO)

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, pursuant to Section 22 of the Port Act the Board of Port Commissioners (BPC) is authorized to control the employment of an Executive Director for the District; and

WHEREAS, the BPC selected Wayne K. Darbeau to be the Executive Director and Wayne K. Darbeau agreed to serve as Executive Director on the terms set forth in the Employment Agreement between San Diego Unified Port District and Wayne K. Darbeau dated December 20, 2010, with two subsequent amendments including a twelve (12) month severance at established rates of pay and benefits; and

WHEREAS, on July 25, 2014 the BPC met in closed session to consider the transition of the Executive Director pursuant to the terms of the Severance Agreement and Mutual Release to be approved by this Resolution in open session; and

WHEREAS, the Severance Agreement and Mutual Release modify the Executive Director's Employment Agreement, but does not change the compensation or benefits established therein.

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

That the Severance Agreement and Mutual Release between the San Diego Unified Port District and Wayne K. Darbeau is hereby approved and the Chairman of the Board of Port Commissioners is authorized to execute the agreement.

APPROVED AS TO FORM AND LEGALITY:
GENERAL COUNSEL


By: Assistant/Deputy

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PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 25th day of July 2014, by the following vote:

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

NAYS: Valderrama.

EXCUSED: None.

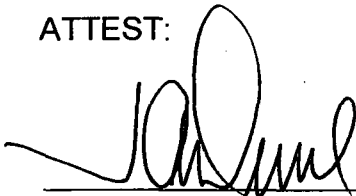
ABSENT: None.

ABSTAIN: None.



Robert E. Nelson, Chairman
Board of Port Commissioners

ATTEST:



Timothy A. Deuel
District Clerk

(Seal)