

**RESOLUTION 2014-82**

**RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE SAN DIEGO UNIFIED PORT DISTRICT, AND THE CITIES OF CHULA VISTA, CORONADO, IMPERIAL BEACH, LA MESA, LEMON GROVE, NATIONAL CITY, AND SAN DIEGO, THE COUNTY OF SAN DIEGO, THE SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY, AND THE CALIFORNIA DEPARTMENT OF TRANSPORTATION TO SHARE COSTS TO DEVELOP THE SAN DIEGO BAY WATERSHED WATER QUALITY IMPROVEMENT PLAN PURSUANT TO ORDER NO. R9-2013-0001, THE MUNICIPAL STORMWATER PERMIT, WITH THE DISTRICT COSTS NOT TO EXCEED \$7,935**

**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**, Section 21 of the Port Act states that the Board of Port Commissioners (BPC) may pass all necessary ordinances and resolutions for the regulation of the District; and

**WHEREAS**, on May 8, 2013, the San Diego Regional Water Quality Control Board reissued the San Diego County Municipal Storm Water Permit (Permit) and adopted Order No. R9-2013-0001; and

**WHEREAS**, in compliance with Provision B of the Permit, the District and the Cities of Chula Vista, Coronado, Imperial Beach, La Mesa, Lemon Grove, National City, and San Diego, the County of San Diego, the San Diego County Regional Airport Authority and the California Transportation Department (Responsible Parties) are cooperating and coordinating on the development and implementation of a Water Quality Improvement Plan (WQIP) for the San Diego Bay Watershed; and

**WHEREAS**, the MOU provides management and cost sharing structures and identifies each Responsible Parties participation requirements necessary for developing the WQIP; and

**WHEREAS**, the MOU memorializes the Cities of Lemon Grove, National City, and Chula Vista as Co-Principal Watershed Copermittees and designates

the District as the WQIP Coordinator for the period of May 7, 2014 to June 30, 2015; and

**WHEREAS**, as WQIP Coordinator, the District will execute and administer the consultant agreement for the services to develop the WQIP and coordinate with the Co-Principal Watershed Copermittees on the preparation of deliverables as required by the Permit; and

**WHEREAS**, approximately 98 percent of the cost of \$398,564 will be reimbursed to the District with District costs not exceeding \$7,935, or two-percent of the overall consultant costs.

**NOW, THEREFORE, BE IT RESOLVED** that 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 and directed to enter into an MOU between the San Diego Unified Port District and the cities of Chula Vista, Coronado, Imperial Beach, La Mesa, Lemon Grove, National City, and San Diego, the County of San Diego, the San Diego Regional Airport Authority, and the California Department of Transportation to share costs to develop the San Diego Bay Watershed Plan pursuant to Order No. R9-2013-0001, the Municipal Stormwater Permit, with a maximum amount payable by the San Diego Unified Port District not to exceed \$7,935.

APPROVED AS TO FORM AND LEGALITY:  
PORT ATTORNEY

  
By: Assistant/Deputy

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 6<sup>th</sup> day of May 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:



Laura Nicholson  
Deputy District Clerk

(Seal)