

## **RESOLUTION 2015-70**

### **RESOLUTION AUTHORIZING A SERVICE-LEARNING AGREEMENT WITH THE TRUSTEES OF THE CALIFORNIA STATE UNIVERSITY ON BEHALF OF SAN DIEGO STATE UNIVERSITY (UNIVERSITY) FOR COURSE CREDIT FOR INTERNS FROM THE UNIVERSITY AND GRANTING INDEMNITY TO THE UNIVERSITY AND AUTHORITY TO GRANT SAME OR SIMILAR INDEMNITY FOR FUTURE AGREEMENTS**

**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 authorizes the Board of Port Commissioners (BPC) to pass all necessary ordinances and resolutions for the regulation of the District; and

**WHEREAS**, the District's Intern Program was established in June 1996 and each year the number of intern positions is budgeted in the requesting Department. Interns are "at will" employees and can work a maximum of 25 hours per week; and

**WHEREAS**, interns can be enrolled in a variety of colleges or universities; and

**WHEREAS**, the Trustees of The California State University on behalf of San Diego State University (University) provides a full range of degree programs in business, engineering, psychology, biological sciences, public affairs and international business and wishes to participate in the District's Intern Program; and

**WHEREAS**, the District's policies and personnel rules and regulations in conjunction, with the Intern Program, meet or exceed all of the provisions of the University's Service-Learning Agreement to ensure a mutually beneficial learning experience for all, provide a safe and productive learning environment, and provide a supportive structure, including supervision, training and orientation, work space, and evaluation as requested by the University; and

**WHEREAS**, the University's Service-Learning Agreement contains indemnification language where the University and the District agree to be responsible for damages caused by the negligence of its directors, officers,

agents, employees and duly authorized volunteers occurring in the performance of the Service-Learning Agreement; and

**WHEREAS**, the risk of the District incurring liability in connection with the Service-Learning Agreement is minimal; and

**WHEREAS**, staff recommends that the BPC grant indemnity to the University for this agreement and authority to grant same or similar indemnity for future agreements.

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

That the Assistant Executive Director or his designated representative is hereby authorized on behalf of the San Diego Unified Port District to enter into a Service-Learning Agreement with the Trustees of the California State University on behalf of San Diego State University (University) for course credit for interns from the University and granting indemnity to the University and authority to grant same or similar indemnity for future agreements.

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 11<sup>th</sup> day of June, 2015, by the following vote:

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

NAYS: None.

EXCUSED: None.

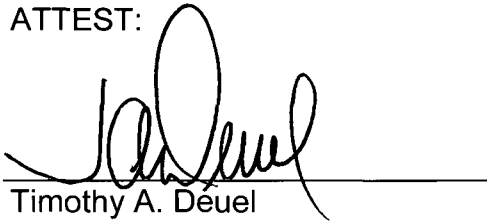
ABSENT: None.

ABSTAIN: None.



Dan Malcolm, Chairman  
Board of Port Commissioners

ATTEST:



Timothy A. Deuel  
District Clerk

