

RESOLUTION 2016-15

RESOLUTION (A) ACCEPTING GRANT FUNDS FROM AND AUTHORIZING STAFF TO ENTER INTO A GRANT AGREEMENT WITH THE STATE OF CALIFORNIA NATURAL RESOURCES AGENCY, DEPARTMENT OF PARKS AND RECREATION, DIVISION OF BOATING AND WATERWAYS FOR THE SHELTER ISLAND BOAT LAUNCH FACILITY IMPROVEMENTS PROJECT IN THE AMOUNT OF \$6,100,000 AND GRANTING INDEMNITY; AND (B) APPROVING AN AMENDMENT TO THE FISCAL YEAR 2014/2018 CAPITAL IMPROVEMENT PROGRAM ADDING \$6,100,000 TO THE SHELTER ISLAND BOAT LAUNCH FACILITY IMPROVEMENTS PROJECT BUDGET

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 87 of the Port Act authorizes the District to construct, operate, and maintain maritime facilities; 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 BPC has adopted BPC Policy No 110, which requires staff to obtain BPC authorization to accept any grant in an amount greater than \$175,000; and

WHEREAS, the Shelter Island Boat Launch Facility (SIBLF) is a free public boat launch facility constructed in 1956 and last upgraded in 1976, and is in need of renovation due to the corrosive and wearing actions of seawater, heavy use by boaters, and limited boat access during low tide; and

WHEREAS, the District plans to improve the SIBLF by, among other things, replacing the launch ramp, gangway, and floating docks, enlarging the basin, improving the kayak launch area and restrooms, and providing accessible boat vehicle and trailer parking (SIBLF Project); and

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WHEREAS, the SIBLF Project is an existing project in the District's Fiscal Year 2014-2018 Capital Improvement Program (CIP), listed as Project Number P0333-1, with a current total contribution authorized by the District of \$537,000; and

WHEREAS, the total estimated SIBLF Project cost is \$9,450,000; and

WHEREAS, on March 4, 2014, the BPC authorized staff to submit a grant application to the California Division of Boating and Waterways (DBW) for the SIBLF Project; and

WHEREAS, on September 8, 2015, following a request from the California Wildlife Conservation Board (WCB), the BPC authorized staff to submit a subsequent grant application to the WCB for the SIBLF Project; and

WHEREAS, in November 2015, DBW approved the District's grant application and awarded the District \$6.1M for the SIBLF Project, and has presented the District with a proposed grant agreement that would require the District to move forward with the SIBLF Project, operate and maintain the SIBLF for 20 years, indemnify DBW, and install signage recognizing DBW's contributions, as set forth in detail in Attachment A to the corresponding Agenda on file in the Office of the District Clerk; and

WHEREAS, District staff anticipates that WCB will approve the District's grant application and award the District \$3.35M for the SIBLF Project in February 2016; and

WHEREAS, District staff anticipates that these grants will fund the entirety of the SIBLF Project.

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

- (A) The Executive Director or her designee is hereby authorized to accept grant funds from and enter into a grant agreement with the California Natural Resources Agency, Department of Parks and Recreation, Division of Boating and Waterways for the Shelter Island Boat Launch Facility Improvements Project in the amount of \$6,100,000; and
- (B) Amendment of the Fiscal Year 2014-2018 Capital Improvement Program by adding \$6,100,000 to the Shelter Island Boat Launch Facility Improvements Project budget is hereby approved.

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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 9th day of February, 2016, by the following vote:

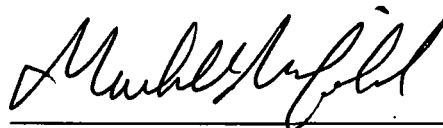
AYES: Bonelli, Castellanos, Malcolm, Merrifield, Moore, Nelson, and Valderrama.

NAYS: None.

EXCUSED: None.

ABSENT: None.

ABSTAIN: None.



Marshall Merrifield, Chairman
Board of Port Commissioners

ATTEST:


Timothy A. Deuel
District Clerk

(Seal)