

**RESOLUTION 2016-24**

**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 FISH AND WILDLIFE, WILDLIFE CONSERVATION BOARD FOR THE SHELTER ISLAND BOAT LAUNCH FACILITY IMPROVEMENTS PROJECT IN THE AMOUNT OF \$3,350,000 AND GRANTING INDEMNITY; AND (B) APPROVING AN AMENDMENT TO THE FISCAL YEAR 2014-2018 CAPITAL IMPROVEMENT PROGRAM ADDING \$3,350,000 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), located at 2210 Shelter Island Drive in San Diego, 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

**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; 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 on February 9, 2016, the BPC authorized the District to accept these funds and enter into a grant agreement with DBW requiring 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; and

**WHEREAS**, on February 24, 2016, WCB approved the District's grant application and awarded the District \$3.35M for the SIBLF Project, and has presented the District with a proposed grant agreement, which is included as Attachment A to the corresponding Agenda on file in the Office of the District Clerk; and

**WHEREAS**, District staff anticipates that these grants will fund the entirety of the SIBLF Project and recommends that the BPC authorize acceptance of grant funds from WCB and entering into the grant agreement included as Attachment A to the corresponding Agenda on file in the Office of the District Clerk.

**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 State of California Natural Resources Agency, Department of Fish and Wildlife, Wildlife Conservation Board for the Shelter Island Boat Launch Facility Improvements Project in the amount of \$3,350,000; and

(B) Amendment of the Fiscal Year 2014-2018 Capital Improvement Program by adding \$3,350,000 to the Shelter Island Boat Launch Facility Improvements Project budget is hereby approved.

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 9<sup>th</sup> day of February, 2016, by the following vote:

AYES: Bonelli, Malcolm, Merrifield, and Valderrama.

NAYS: None.

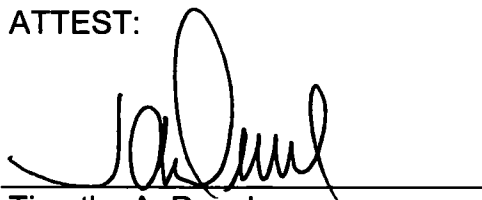
EXCUSED: Castellanos, Moore, and Nelson.

ABSENT: None.

ABSTAIN: None.

  
Marshall Merrifield, Chairman  
Board of Port Commissioners

ATTEST:

  
Timothy A. Deuel  
District Clerk

(Seal)