

RESOLUTION 2016-80

RESOLUTION ADOPTING THE FY 16/17 PRELIMINARY BUDGET AND SETTING THE DATE FOR PUBLIC HEARING ON THE BUDGET AS JUNE 16, 2016, AND WAIVING BPC POLICY 120, SECTION 8.F TO ALIGN WITH WAIVING OF BPC 120, SECTION 8.E AT THE APRIL 21, 2016 BUDGET WORKSHOP

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, Section 46 of the Port Act requires that on or before the 15th day of June each year, the District shall estimate and determine the amount of money required by the District and shall adopt a preliminary budget; and

WHEREAS, Section 47 of the Port Act requires that on or before the 15th day of June of each year, the Board of Port Commissioners of the San Diego Unified Port District shall publish a notice pursuant to Section 6061 of the Government Code in the District stating:

- (1) That the preliminary budget has been adopted and is available at a time and at a place within the District specified in the notice for inspection by interested taxpayers; and
- (2) That on a specified date not less than one month after the publication of the notice and at specified time and place, the Board of Port Commissioners of the San Diego Unified Port District will meet for the purposes of fixing the final budget, and that any taxpayer may appear and be heard regarding the increase, decrease or omission of any item in the budget, or for the inclusion of additional items.

WHEREAS, at the Board Budget Workshop on April 21, 2016, the Board waived Section 8.E of BPC Policy No. 120 - Capital Improvement Program, which states in part, "...*annually at the April Board meeting, the Board will determine the amount of funding available for new CIP projects and the subsequent decision to solicit project application forms for consideration at the following fall CIP workshop,*" to provide more time for the Board to decide whether to make available additional funding for CIP, and Staff recommends the Board also waive Section 8.F which states, "*Application forms for new projects may be submitted for the annual CIP reviews by Port staff, Commissioners and Member Cities. Forms must be received by July 15th of each year for consideration for the fall CIP workshop.*"

NOW, THEREFORE, BE IT RESOLVED by the Board of Port Commissioners of the San Diego Unified Port District that the FY 16/17 Preliminary Budget of the San Diego Unified Port District, a copy of which is on file in the Office of the District Clerk, is hereby adopted and available for inspection by interested taxpayers and any other interested parties at 3165 Pacific Highway, San Diego, California.

BE IT FURTHER RESOLVED that June 16, 2016, at the above-mentioned location, shall be the time and place the Board of Port Commissioners shall meet for the purposes of fixing the final budget, and any taxpayer and any other interested party may appear and be heard regarding the increase, decrease or omission of any item in the budget or the inclusion of additional items.

BE IT FURTHER RESOLVED that BPC Policy 120 - Capital Improvement Program, Section 8.F, is hereby waived to align with the Board waiving Section 8.E at the April 21, 2016 budget workshop.

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 10th day of May, 2016, by the following vote:

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

NAYS: None.

EXCUSED: Moore and Valderrama.

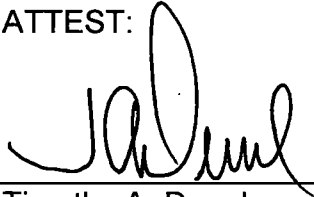
ABSENT: None.

ABSTAIN: None.



Marshall Merrifield, Chairman
Board of Port Commissioners

ATTEST:



Timothy A. Deuel
District Clerk

(Seal)