



# San Diego Unified Port District

3165 Pacific Hwy.  
San Diego, CA 92101

## Meeting Agenda Board of Port Commissioners

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Tuesday, May 19, 2020

1:00 PM

Don L. Nay Port Administration Boardroom

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**\*\*\*\*Pursuant to Governor Newsom's Executive Order N-29-20 pertaining to the convening of public meetings in response to the COVID-19 pandemic, the BOARD OF PORT COMMISSIONERS (BOARD) hereby provides notice that it will hold a regular meeting of the BOARD. The COMMISSIONERS will attend the meeting and participate remotely to the same extent as if they were present.**

**Due to Governor Newsom's Executive Order, the Board Chambers will remain closed to the public.**

**MEMBERS OF THE PUBLIC MAY VIEW THIS MEETING VIA LIVESTREAM at:  
<https://portofsandiego.legistar.com/Calendar.aspx>**

**REMOTE PUBLIC COMMENT IS AVAILABLE FOR THIS MEETING DOING ONE OF THE FOLLOWING**

**NO LATER THAN 11:00 AM ON TUESDAY, MAY 19, 2020:**

- 1. Call 619-736-2155 and leave a brief voicemail message (no longer than 3 minutes) that will be played during the meeting.**
- 2. Email a request to provide live comment to [PublicRecords@portofsandiego.org](mailto:PublicRecords@portofsandiego.org) to receive a link to participate in the meeting to provide live comments. \***
- 3. Submit written comments to [PublicRecords@portofsandiego.org](mailto:PublicRecords@portofsandiego.org) which will be forwarded to the Board and included in the agenda-related materials record for the meeting.**

**\* The Port of San Diego is not responsible for the member of the public's internet connections or technical ability to participate in the meeting. It is highly recommended that you use voicemail rather than provide live comment.**

- A. Roll Call.**
- B. Pledge of Allegiance.**
- C. Closed Session Report Out.**
- D. Public Communications.**

*Please limit comments to 3 minutes per speaker. No actions may be taken on these items.*

**E. Board Committee Reports.**

*2020 Budget Impact Ad Hoc Committee Meeting*

**F. Commissioners' Reports.**

*No actions may be taken on these items.*

**G. President's Report.****H. District Clerk's Announcements.****APPROVAL OF MINUTES**

[2020-0201](#) Approval of minutes for:

March 23, 2020 - SPECIAL MEETING  
April 8, 2020 - SPECIAL MEETING  
April 14, 2020 - CLOSED SESSION  
April 14, 2020 - BPC MEETING

**CONSENT AGENDA**

1. [2020-0129](#) RESOLUTION PROCLAIMING SUPPORT OF NATIONAL PUBLIC WORKS WEEK, MAY 17-23, 2020
2. [2020-0195](#) RESOLUTION PROCLAIMING MAY 6, 2020 AS SAN DIEGO COUNTY LAW ENFORCEMENT OFFICERS' MEMORIAL DAY AND MAY 10-16, 2020 AS NATIONAL POLICE WEEK
3. [2020-0141](#) RESOLUTION SELECTING AND AUTHORIZING PURCHASE ORDER WITH CINTAS CORPORATION FOR UNIFORM SERVICES FROM AUGUST 8, 2020 THROUGH AUGUST 7, 2025 FOR A FIRST-YEAR COST OF \$40,000 WITH A MAXIMUM EXPENDITURE OF \$200,000. THIS SERVICE HAS BEEN DEEMED AN OPERATIONAL NECESSITY. THE AGREEMENT ALLOWS FOR EARLY TERMINATION BY THE EXECUTIVE DIRECTOR WITH CAUSE OR WITHOUT CAUSE SUBJECT TO THE PAYMENT OF A FEE. FUNDS REQUIRED FOR THE FIRST YEAR WILL BE INCLUDED IN THE STAFF RECOMMENDED PRELIMINARY FISCAL YEAR 2021 BUDGET.
4. [2020-0142](#) RESOLUTION SELECTING AND AUTHORIZING AN AGREEMENT WITH MARINE GROUP BOAT WORKS, LLC. FOR AS-NEEDED FULL-SERVICE IMPOUNDED VESSEL SERVICES FROM JULY 1, 2020 THROUGH JUNE 30, 2025 FOR A FIRST-YEAR COST OF \$455,400 WITH A MAXIMUM EXPENDITURE OF \$3,550,000. THIS SERVICE HAS BEEN DEEMED AN OPERATIONAL NECESSITY. THE AGREEMENT ALLOWS FOR A 30-DAY TERMINATION BY THE EXECUTIVE

DIRECTOR. FUNDS REQUIRED FOR THE FIRST YEAR WILL BE INCLUDED IN THE STAFF RECOMMENDED PRELIMINARY FISCAL YEAR 2021 BUDGET.

5. [2020-0145](#) RESOLUTION AUTHORIZING ISSUANCE OF A NON-APPEALABLE COASTAL DEVELOPMENT PERMIT TO BARRY BLACKMORE FOR THE BLACKMORE SHORELINE STABILIZATION PROJECT AT 2834 QUALTROUGH STREET
  
6. [2020-0207](#) RESOLUTION SELECTING AND AUTHORIZING PURCHASE OF ANNUAL SUBSCRIPTION SERVICES AND SUPPORT FROM SHI INTERNATIONAL CORP. FOR ENTERPRISE VULNERABILITY MANAGEMENT FROM MAY 20, 2020 THROUGH MAY 19, 2021 FOR A COST OF \$44,251 AND AUTHORIZING SUBSEQUENT ANNUAL SUBSCRIPTIONS, WITH AN ESTIMATED FIVE-YEAR TOTAL COST OF OWNERSHIP OF \$221,022. THIS WORK HAS BEEN DEEMED AN OPERATIONAL NECESSITY. WITHOUT RENEWAL BY THE DISTRICT, AT ITS DISCRETION, THE AGREEMENT TERMINATES AUTOMATICALLY. FUNDS REQUIRED FOR THE FIRST YEAR HAVE BEEN BUDGETED IN FY20. FUNDS REQUIRED FOR FUTURE YEARS WILL BE BUDGETED IN THE APPROPRIATE FISCAL YEAR, SUBJECT TO BOARD APPROVAL

The Board will consider staff's request to continue this item to a future Board meeting.

7. [2020-0182](#) RESOLUTION AUTHORIZING A SOLE SOURCE SERVICE AGREEMENT OF FIVE YEARS FOR PARKING METER AND PAY STATION AS-NEEDED DATA SERVICES AND PURCHASE OF PARTS AND REPAIRS FROM IPS GROUP, INC. TO ALLOW FOR CONTINUED OPERATIONS OF THE DISTRICT'S PARKING METERS AND PAY STATIONS ON TIDELANDS. THE SOLE SOURCE SERVICE AGREEMENT IS FOR THE PERIOD OF MAY 1, 2020 TO APRIL 30, 2025, IN AN AMOUNT NOT TO EXCEED \$860,000, AND MAY BE TERMINATED UPON 30-DAY WRITTEN NOTICE. ALL FUNDS REQUIRED FOR FUTURE FISCAL YEARS WILL BE BUDGETED IN THE APPROPRIATE FISCAL YEAR, SUBJECT TO BOARD APPROVAL UPON ADOPTION OF EACH YEAR'S FISCAL BUDGET

Staff entered into a shorter term agreement with reduced cost that does not require Board action. Staff may bring a longer term agreement forward for Board approval at a future Board meeting which may include other terms for the Board's consideration.

8. [2020-0192](#) RESOLUTION SELECTING AND AUTHORIZING AN AGREEMENT WITH DIGITAL SCEPTER FOR A SECURITY ORCHESTRATION, AUTOMATION AND RESPONSE (SOAR) PLATFORM AND SYSTEM

IMPLEMENTATION SERVICES IN AN AMOUNT NOT TO EXCEED <<\$\$\$\$,\$\$\$>> FOR THREE YEARS OF SERVICE, FUNDED 75% BY PORT SECURITY GRANT PROGRAM FY 2017 (EMW-2017-PU-00651) FOR A FIVE YEAR TOTAL COST OF OWNERSHIP OF <<\$\$\$\$,\$\$\$>>. FY2020 EXPENDITURES ARE BUDGETED IN THE INFORMATION TECHNOLOGY CAPITAL PROJECT. FUNDS REQUIRED FOR FUTURE FISCAL YEARS WILL BE BUDGETED IN THE APPROPRIATE FISCAL YEAR, SUBJECT TO BOARD APPROVAL UPON ADOPTION OF EACH FISCAL YEAR'S BUDGET.

The Board will consider staff's request to continue this item to a future Board meeting.

9. [2020-0191](#) RESOLUTION WAIVING BOARD OF PORT COMMISSIONERS POLICY NO. 110 AUTHORIZING A PURCHASE ORDER WITH GIMMAL LLC FOR GIMMAL RECORDS MANAGEMENT SOFTWARE IMPLEMENTATION SERVICES AND LICENSING FROM 06/24/2020 THROUGH 06/30/2021 WITH FIRST YEAR COSTS OF \$118,602 AND MAXIMUM EXPENDITURE AMOUNT OF \$251,082 WITH A FIVE-YEAR TOTAL COST OF OWNERSHIP OF \$460,530. THIS WORK HAS BEEN DEEMED AN OPERATIONAL NECESSITY. FUNDS REQUIRED FOR FY20 ARE BUDGETED AND FUNDS REQUIRED FOR FY21 WILL BE INCLUDED IN THE STAFF RECOMMENDED PRELIMINARY FY21 BUDGET.

The Board will consider staff's request to continue this item to a future Board meeting.

## **ACTION AGENDA**

10. [2020-0190](#) MONTHLY REPORTING OF FINANCIAL RESULTS AND DIRECTION TO STAFF
11. [2020-0115](#) PRESENTATION ON UNSOLICITED PROPOSAL FOR DEVELOPMENT OF A SHIPYARD REPAIR FACILITY AT NATIONAL CITY MARINE TERMINAL AND DIRECTION TO STAFF
12. [2020-0205](#) RESOLUTION ADOPTING BOARD OF PORT COMMISSIONERS POLICY NO. 779: TEMPORARY RENT DEFERRAL PROGRAM REHIRE POLICY
13. [2020-0208](#) RESOLUTION ESTABLISHING TEMPORARY RENT DEFERRAL PROGRAM FOR QUALIFYING FIXED RENT TENANTS AND TARIFF FEE PAYING TENANTS ALLOWING A TEMPORARY SUSPENSION OF CERTAIN RENTAL AND TARIFF PAYMENTS WITH CONDITIONS AND DIRECTION TO STAFF, AS NECESSARY

14. [2020-0193](#) PRESENTATION AND DIRECTION TO STAFF ON THE REOPENING OF DISTRICT PUBLIC FACILITIES IN CONSIDERATION OF NEW COUNTY OF SAN DIEGO COVID-19 SOCIAL DISTANCING PROTOCOLS
15. [2020-0168](#)
- RESOLUTION TO REDUCE THE FY 2019-2023 CAPITAL IMPROVEMENT PROGRAM (CIP) BY \$5.7M AND ALLOCATE THE FUNDS TO THE CUMULATIVE UNRESTRICTED RESOURCES
  - RESOLUTION AUTHORIZING THE USE OF CUMULATIVE UNRESTRICTED RESOURCES OF APPROXIMATELY \$15.7M FOR THE FOLLOWING: OPERATING BUDGET DEFICIT \$9.9M, COAST GUARD BUILD-OUT \$2.2M, SEAPORT VILLAGE PRE-APPROVED FUNDING \$2.8M, AND MAJOR MAINTENANCE MULTI-YEAR PROGRAM CARRYOVER FUNDING OF \$0.8M
  - RESOLUTION NOT TO SOLICIT PROJECT APPLICATIONS OR HOLD A CIP WORKSHOP PURSUANT TO BOARD POLICY NO. 120
  - RESOLUTION ADOPTING THE FY 2021 PRELIMINARY BUDGET AND SETTING THE DATE FOR PUBLIC HEARING ON THE BUDGET AS JUNE 23, 2020
16. [2020-0177](#) REVIEW AND CONSIDERATION OF DRAFT PROPOSED BOARD AGENDA FOR THE JUNE 23, 2020 MEETING

**OFFICER'S REPORT**

- 17 [2020-0204](#) OFFICER'S REPORT
- MONTHLY NOTIFICATION OF CHANGE ORDERS PURSUANT TO BPC POLICY NO. 110:
- None to Report
- MONTHLY NOTIFICATION OF COST RECOVERY USER FEE WAIVERS GRANTED BY THE EXECUTIVE DIRECTOR PURSUANT TO BPC POLICY NO. 106:
- None to Report
- MONTHLY NOTIFICATION OF RENT REVIEWS CONSENTED TO ADMINISTRATIVELY PURSUANT TO BPC POLICY NO. 355 AS AMENDED ON JANUARY 10, 2017:
- None to Report

MONTHLY NOTIFICATION OF ENCUMBRANCES CONSENTED TO ADMINISTRATIVELY PURSUANT TO BPC POLICY NO. 355 AS AMENDED ON JANUARY 10, 2017:

None to Report

MONTHLY NOTIFICATION OF LEASE AMENDMENTS CONSENTED TO ADMINISTRATIVELY PURSUANT TO BPC POLICY NO. 355 AS AMENDED ON JANUARY 10, 2017:

A) Assignment and Assumption Review and Conditional Approval of Lease from Star & Crescent Boat Company dba Flagship Cruises & Events.