



San Diego Unified Port District

3165 Pacific Hwy.
San Diego, CA 92101

Meeting Agenda Board of Port Commissioners

Tuesday, November 10, 2020

1:00 PM

Don L. Nay Port Administration Boardroom

******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, November 10, 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 to receive a link to participate in the meeting to provide live comments. ***
- 3. Submit written comments to 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.**

In keeping with the Americans with Disabilities Act (ADA), the San Diego Unified Port District will make every reasonable effort to encourage participation in all its public meetings. If you require assistance or auxiliary aids in order to participate at this public meeting, please contact the Office of the District Clerk at publicrecords@portofsandiego.org or (619) 686-6206 at least 48 hours prior to the meeting.

A. Roll Call.**B. Closed Session Report Out.****C. Public Communications.**

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

D. Board Committee Reports.

- *Maritime Stakeholder Forum*

E. Commissioners' Reports.

No actions may be taken on these items.

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

[2020-0392](#)

Approval of minutes for:

October 6, 2020 - CLOSED SESSION

October 6, 2020 - BPC MEETING

October 9, 2020 - ADJOURNED REGULAR MEETING

SPECIAL PROCLAMATIONS AND RECOGNITIONS

1. [2020-0374](#) A PROCLAMATION HONORING GREG COX FOR HIS LONG AND DISTINGUISHED CAREER IN PUBLIC SERVICE, CULMINATING IN 25 YEARS OF REPRESENTING DISTRICT 1 ON THE SAN DIEGO COUNTY BOARD OF SUPERVISORS WHICH INCLUDES ALL OR PORTIONS OF ALL FIVE PORT MEMBER CITIES

CONSENT AGENDA

2. [2020-0096](#) RESOLUTION AUTHORIZING AGREEMENT WITH MALLORY SAFETY AND SUPPLY LLC FOR MESH DATA EQUIPMENT AND SERVICES IN AN AMOUNT NOT TO EXCEED \$333,940 WITH A FIVE-YEAR TOTAL COST OF OWNERSHIP OF \$413,939. FISCAL YEAR 2021 EXPENDITURES ARE FULLY FUNDED BY AN URBAN AREA SECURITY INITIATIVE GRANT AND BUDGETED IN THE INFORMATION TECHNOLOGY CAPITAL TECHNOLOGY MANAGEMENT PROGRAM. FUNDS REQUIRED FOR FUTURE FISCAL YEARS WILL BUDGETED IN THE APPROPRIATE FISCAL YEAR, SUBJECT TO BOARD APPROVAL UPON THE ADOPTION OF EACH FISCAL YEAR'S BUDGET.

3. [2020-0097](#) RESOLUTION SELECTING AND AUTHORIZING AN AGREEMENT WITH MALLORY SAFETY AND SUPPLY FOR PUBLIC SAFETY COMMAND VEHICLE DATA RADIO SYSTEM AND INSTALLATION SERVICES IN AN AMOUNT NOT TO EXCEED \$142,000, FOR A FIVE YEAR TOTAL COST OF OWNERSHIP OF \$225,000. FISCAL YEAR 2021 EXPENDITURES ARE FULLY FUNDED BY AN URBAN AREA SECURITY INITIATIVE GRANT AND BUDGETED IN THE INFORMATION TECHNOLOGY CAPITAL TECHNOLOGY MANAGEMENT PROGRAM. FUNDS REQUIRED FOR FUTURE FISCAL YEARS WILL BUDGETED IN THE APPROPRIATE FISCAL YEAR, SUBJECT TO BOARD APPROVAL UPON THE ADOPTION OF EACH FISCAL YEAR'S BUDGET

This item has been combined with agenda file 2020-0096.

4. [2020-0381](#) RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AWARDED CONTRACT NO. 2019-38 TO _____ IN THE AMOUNT OF \$_____ FOR THE U.S COAST GUARD PHASE II TENANT IMPROVEMENTS PROJECT, AS AUTHORIZED BY THE BOARD IN THE FY2021 EQUIPMENT OUTLAY AND OTHER CAPITAL PROJECTS BUDGET.

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

5. [2020-0275](#) RESOLUTION APPROVING PLANS AND SPECIFICATIONS, AND AWARDED CONTRACT NO. 2019-12 TO BLUE PACIFIC ENGINEERING & CONSTRUCTION IN THE AMOUNT OF \$247,142.00 FOR THE RETAINING WALL AT CENTENNIAL PARK PROJECT, AS AUTHORIZED BY THE BOARD IN THE FY 2021 MAJOR MAINTENANCE BUDGET

6. [2020-0373](#) RESOLUTION AUTHORIZING AMENDMENT NO. 1 TO THE BLUE ECONOMY INCUBATOR AGREEMENT WITH SWELL ADVANTAGE LTD., CONSENTING TO AN ACQUISITION OF SWELL, ACCEPTING PAYMENT OF \$150,000 (150% OF DISTRICT'S FINANCIAL CONTRIBUTION TO SWELL'S PILOT PROJECT) IN EXCHANGE FOR ENDING SWELL'S FUTURE OBLIGATIONS TO THE DISTRICT, AND TERMINATING THE AGREEMENT

7. [2020-0378](#) RESOLUTION APPROVING AN AMENDMENT TO THE EMPLOYMENT AGREEMENT FOR THE GENERAL COUNSEL

8. [2020-0394](#) RESOLUTION ESTABLISHING THE BOARD OF PORT COMMISSIONERS' REGULAR MEETING DATES FOR CALENDAR YEAR 2021

PUBLIC HEARING AGENDA

9. [2019-0374](#) MICROGRID INFRASTRUCTURE AT TAMT PROJECT
- A) CONDUCT PUBLIC HEARING AND ADOPT RESOLUTION MAKING FINDINGS OF ENERGY SAVINGS FROM THE MICROGRID INFRASTRUCTURE AT TAMT PROJECT UNDER CALIFORNIA GOVERNMENT CODE SECTION 4217.10, ET SEQ.
- B) ADOPT RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AWARDED CONTRACT NO. 20-06 TO EDF RENEWABLES DISTRIBUTED SOLUTIONS, INC. IN THE AMOUNT OF \$2.77M FOR THE MICROGRID INFRASTRUCTURE AT TAMT PROJECT AS AUTHORIZED BY THE BOARD IN THE FY2021 CAPITAL IMPROVEMENT PROGRAM, FUNDED UNDER THE CALIFORNIA ENERGY COMMISSION GRANT AGREEMENT NUMBER EPC-17-049
10. [2020-0393](#) FIFTH AVENUE LANDING PROJECT AND PORT MASTER PLAN AMENDMENT
- A) PRESENTATION AND DIRECTION TO STAFF ON THE FIFTH AVENUE LANDING PROJECT AND PORT MASTER PLAN AMENDMENT FINAL ENVIRONMENTAL IMPACT REPORT AND/OR PORT MASTER PLAN AMENDMENT; AND/OR
- B) CONDUCT PUBLIC HEARING AND ADOPT RESOLUTION CERTIFYING THE FINAL ENVIRONMENTAL IMPACT REPORT, ADOPTING FINDINGS OF FACT AND STATEMENT OF OVERRIDING CONSIDERATIONS, ADOPTING THE MITIGATION MONITORING AND REPORTING PROGRAM, AND DIRECTING THE FILING OF THE NOTICE OF DETERMINATION; AND
- C) ADOPT RESOLUTION ADOPTING THE PHASE I ONLY MARINA ALTERNATIVE (ALTERNATIVE 4) OF THE FINAL ENVIRONMENTAL IMPACT REPORT; AND
- D) CONDUCT PUBLIC HEARING AND ADOPT RESOLUTION APPROVING THE PORT MASTER PLAN AMENDMENT, AS AMENDED TO REFLECT THE PHASE I ONLY MARINA ALTERNATIVE, AND DIRECTING FILING WITH THE CALIFORNIA COASTAL COMMISSION FOR CERTIFICATION
- The Board will consider staff's request to continue this item to a future Board meeting.
11. [2020-0358](#) AMENDMENT OF SAN DIEGO UNIFIED PORT DISTRICT TARIFF NO.

1-G, RATES AND CHARGES, AND UPDATED FORMAT AND LANGUAGE

A. RESOLUTION FINDING THE AMENDMENT TO THE SAN DIEGO UNIFIED PORT DISTRICT TARIFF NO. 1-G, RATES AND CHARGES, TO INCREASE RATES, ADD NEW RATES, AND UPDATE TARIFF FORMAT AND LANGUAGE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) AS SPECIFIED UNDER SECTION 15273 OF THE CEQA GUIDELINES

B. CONDUCT A PUBLIC HEARING AND ADOPT AN ORDINANCE AMENDING THE SAN DIEGO UNIFIED PORT DISTRICT TARIFF NO. 1 -G, RATES AND CHARGES, ADD NEW RATES, AND UPDATE TARIFF FORMAT AND LANGUAGE

ACTION AGENDA

12. [2020-0356](#) PRESENTATION OF SERVICE AWARDS TO EMPLOYEES WITH 15 OR MORE YEARS OF SERVICE
13. [2020-0389](#) INFORMATIONAL PRESENTATION AND UPDATE ON A PARTNERSHIP AGREEMENT FOR A CONFLICT PREVENTION AND RESOLUTION PROTOCOL BETWEEN THE SAN DIEGO UNIFIED PORT DISTRICT AND THE CALIFORNIA COASTAL COMMISSION
14. [2020-0359](#) MONTHLY REPORTING OF FINANCIAL RESULTS AND DIRECTION TO STAFF
15. [2020-0360](#) LOCKHEED MARTIN HARBOR ISLAND FACILITIES DEMOLITION AND SEDIMENT REMEDIATION PROJECT

A) PRESENTATION AND DIRECTION TO STAFF ON THE LOCKHEED MARTIN HARBOR ISLAND FACILITIES DEMOLITION AND SEDIMENT REMEDIATION PROJECT FINAL ENVIRONMENTAL IMPACT REPORT AND/OR COASTAL DEVELOPMENT PERMIT; AND/OR

B) ADOPT RESOLUTION CERTIFYING THE FINAL ENVIRONMENTAL IMPACT REPORT FOR THE "LOCKHEED MARTIN HARBOR ISLAND FACILITIES DEMOLITION AND SEDIMENT REMEDIATION PROJECT," ADOPTING MITIGATION MONITORING AND REPORTING PROGRAM, AND DIRECTING FILING OF THE NOTICE OF DETERMINATION; AND

C) ADOPT RESOLUTION ADOPTING FINDINGS OF FACT AND STATEMENT OF OVERRIDING CONSIDERATIONS FOR THE "LOCKHEED MARTIN HARBOR ISLAND FACILITIES DEMOLITION AND SEDIMENT REMEDIATION PROJECT"; AND

D) ADOPT RESOLUTION AUTHORIZING ISSUANCE OF A NON-APPEALABLE COASTAL DEVELOPMENT PERMIT TO LOCKHEED MARTIN CORPORATION FOR THE "LOCKHEED MARTIN

HARBOR ISLAND FACILITIES DEMOLITION AND SEDIMENT
REMEDIAION PROJECT”

16. [2020-0229](#) REVIEW AND CONSIDERATION OF DRAFT PROPOSED BOARD
AGENDA FOR THE DECEMBER 8, 2020 MEETING

OFFICER’S REPORT

17. [2020-0387](#) 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:

A) Request for User Fee Waiver Form from United States of America,
Department of the Navy for Right of Entry for Use of Various District
Locations for Training Purposes, for total amount \$500.00

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:

A) Encumbrance Review and Approval with The Brigantine, Inc. dba
Portside Pier in Favor of California Bank & Trust in the Amount of
\$6,375,000.00

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

None to Report