



# San Diego Unified Port District

3165 Pacific Hwy.  
San Diego, CA 92101

## Meeting Agenda Board of Port Commissioners

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Tuesday, June 14, 2022

1:00 PM

Don L. Nay Port Administration Boardroom

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\*\*\*\*Pursuant to Assembly Bill 361 and state or local officials' continued recommend measures to promote social distancing 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. Some of the COMMISSIONERS may attend the meeting and participate remotely to the same extent as if they were present.

The public is welcome to attend in person, or alternatively:

MEMBERS OF THE PUBLIC MAY VIEW THIS MEETING VIA LIVESTREAM at:  
<https://www.portofsandiego.org/about-port-san-diego/board-meetings>

### PROVIDING PUBLIC COMMENT

Public comment is limited to 3 minutes per speaker on both agenda, and non-agenda items. The time allotted for speakers may be adjusted by the Board Chair at his or her discretion.

PUBLIC COMMENT IS AVAILABLE FOR THIS MEETING BY DOING ONE OF THE FOLLOWING NO LATER THAN THE TIME THE PUBLIC COMMENT PORTION FOR THE AGENDA ITEM IS CONCLUDED, HOWEVER THE PUBLIC IS STRONGLY ENCOURAGED TO DO SO PRIOR TO THE ITEM BEING CALLED

In-Person Participation: Complete and submit a Speaker Slip and give to the District Clerk

Remote Participation:

1. Call 619-736-2155 and leave a brief voicemail message that will be played during the meeting. A voicemail longer than the time allotted for public comment on that item will be stopped after that time has elapsed.
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.

UNA TRANSMISIÓN EN INGLÉS Y EN ESPAÑOL DE LA REUNIÓN DE LA JUNTA ESTARÁ DISPONIBLE AL PÚBLICO A TRAVÉS DE UNA TRANSMISIÓN EN DIRECTO EN:

<https://www.portofsandiego.org/about-port-san-diego/board-meetings>

**NOTA ESPECIAL PARA PARTICIPANTES DE COMENTARIOS PÚBLICOS:**

Servicios de interpretación estarán disponibles durante la reunión para traducir comentarios públicos del español al inglés.

\* 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](mailto:publicrecords@portofsandiego.org) or (619) 686-6206 at least 48 hours prior to the meeting.

**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.**

- Environmental Advisory Committee

**F. Commissioners' Reports.**

*No actions may be taken on these items.*

**G. Special Recognition**

- June Pride Month
- Juneteenth
- Industrial Environmental Association – Environmental Excellence Award

**H. President's Report.**

**I. District Clerk's Announcements.**

**APPROVAL OF MINUTES**

[2022-0186](#) Approval of minutes for:

May 10, 2022 - CLOSED SESSION

May 10, 2022 - BPC MEETING

**CONSENT AGENDA**

1. [2022-0096](#) WONDERFRONT MUSIC & ARTS FESTIVAL
  - A. RESOLUTION AUTHORIZING AN AGREEMENT WITH WONDERLUST EVENTS, LLC FOR SUPPORT OF THE WONDERFRONT FESTIVAL DURING NOVEMBER 2022 IN AN AMOUNT NOT TO EXCEED \$100,000 IN FUNDING AND UP TO \$100,000 OF IN-KIND DISTRICT SERVICES; FY 2022 EXPENDITURES ARE BUDGETED.
  
  - B. RESOLUTION AUTHORIZING ISSUANCE OF A NON-APPEALABLE COASTAL DEVELOPMENT PERMIT TO WONDERLUST EVENTS, LLC FOR THE WONDERFRONT FESTIVAL FOR A TERM OF THREE (3) YEARS
  
2. [2022-0132](#) RESOLUTION AUTHORIZING AMENDMENT NO. 4 TO THE AGREEMENT WITH KTU+A AND AMENDMENT NO. 3 TO THE AGREEMENT WITH SCHMIDT DESIGN GROUP, INC. FOR AS-NEEDED LANDSCAPE ARCHITECTURAL SERVICES, INCREASING THE AGGREGATE AGREEMENT AMOUNT BY \$500,000 FROM \$800,000 TO A NEW NOT-TO-EXCEED AGGREGATE AMOUNT OF \$1,300,000 AND, FURTHER, AMENDMENT NO. 3 TO SCHMIDT DESIGN GROUP ALSO EXTENDS THAT CONTRACT THROUGH JUNE 30, 2024. FUNDS REQUIRED FOR THE CURRENT FISCAL YEAR ARE INCLUDED IN THE APPROVED FY 2022 BUDGET. ALL 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.
  
3. [2022-0174](#) RESOLUTION AUTHORIZING A SOLE SOURCE AGREEMENT WITH WATTS MARINE INC. FOR THE PERIOD OF JULY 1, 2022 TO JUNE 30, 2025 TO PROVIDE CRUISE SHIP SHORE POWER CONNECTION, COMMISSIONING, AND MAINTENANCE SERVICES SUPPORTING THE PROPRIETARY SHORE POWER SYSTEM AT B STREET AND BROADWAY PIERS, IN COMPLIANCE WITH CALIFORNIA AIR RESOURCES BOARD AT-BERTH REGULATIONS, IN AN AMOUNT NOT TO EXCEED \$1,750,000. FUNDS REQUIRED 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.

4. [2022-0170](#) RESOLUTION AUTHORIZING AMENDMENT NUMBER X TO AGREEMENT WITH EXCELERATE, LLC FOR AS NEEDED PROJECT MANAGEMENT OFFICE (PMO) SERVICES IN AN AMOUNT OF \$XXX FOR A NEW NOT TO EXCEED AMOUNT OF \$XXX. FUNDS FOR FY23 ARE BUDGETED IN THE TECHNOLOGY MANAGEMENT PROGRAM EXPENSE BUDGET. FUNDS FOR FUTURE FISCAL YEARS WILL BE BUDGETED IN THE APPROPRIATE FISCAL YEAR, SUBJECT TO BOARD APPROVAL UPON THE ADOPTION OF EACH FISCAL YEAR'S BUDGET.

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

5. [2022-0143](#) RESOLUTION AUTHORIZING AGREEMENTS WITH TIERRA DATA, INC; OKAPI ENVIRONMENTAL GROUP, INC. DBA PANGEA BIOLOGICAL; ENVIRONMENTAL SCIENCE ASSOCIATES; ICF JONES & STOKES, INC; CHAMBERS GROUP; AND DUDEK TO PROVIDE AS-NEEDED NATURAL RESOURCES MANAGEMENT SERVICES FOR A TOTAL AGGREGATE AMOUNT NOT TO EXCEED \$300,000 FOR A PERIOD OF THREE YEARS. 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
6. [2022-0128](#) ORDINANCE AMENDING SALARY ORDINANCE NO. 3019 ENTITLED "AN ORDINANCE ESTABLISHING A SCHEDULE OF COMPENSATION FOR OFFICERS AND EMPLOYEES OF THE SAN DIEGO UNIFIED PORT DISTRICT" AND RESOLUTION ESTABLISHING THE SAN DIEGO UNIFIED PORT DISTRICT (DISTRICT) DIRECTORY OF CLASSIFICATION SPECIFICATIONS FOR FISCAL YEAR 2022/2023
7. [2022-0164](#) ORDINANCE AMENDING SAN DIEGO UNIFIED PORT DISTRICT CODE, ARTICLE 4, SECTION 4.37 - REGULATION OF CHARTER VESSEL OPERATIONS IN SAN DIEGO BAY AND DISTRICT TIDELANDS, REMOVING APPLICABILITY TO KAYAKS, CANOES, AND PADDLEBOARDS
8. [2022-0166](#) RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH NATIONAL STEEL AND SHIPBUILDING COMPANY (NASSCO), REGARDING LOW CARBON FUEL STANDARD (LCFS) CREDITS GENERATED FROM ELIGIBLE ELECTRIFIED EQUIPMENT LOCATED AT NASSCO FOR USAGE COVERING THE PERIOD FROM JULY 1, 2022 THROUGH DECEMBER 31, 2027

9. [2022-0168](#) RESOLUTION SELECTING AND AUTHORIZING AN AGREEMENT WITH CHARGEPOINT, INC. FOR THE PURCHASE AND INSTALLATION OF TWELVE (12) ELECTRIC VEHICLE CHARGING STATIONS IN AN AMOUNT NOT TO EXCEED \$280,000.00. FUNDS REQUIRED FOR FUTURE FISCAL YEARS WILL BE BUDGETED IN THE ECONOMIC RECOVERY PROGRAM CAPITAL OUTLAY APPROPRIATED ITEM OF THE APPROPRIATE FISCAL YEAR, SUBJECT TO BOARD APPROVAL UPON ADOPTION OF EACH FISCAL YEAR'S BUDGET WITH \$146,418.00 BEING REIMBURSED BY THE CALIFORNIA ENERGY COMMISSION, ENERGY INFRASTRUCTURE INCENTIVES FOR ZERO EMISSION VEHICLE INFRASTRUCTURE PROGRAM (ENERGIIZE) GRANT.
10. [2020-0410](#) ORDINANCE GRANTING A THIRTY (30) YEAR EASEMENT TO POSEIDON RESOURCES (CHANNELSIDE) LP FOR ENVIRONMENTAL MITIGATION PURPOSES IN CONNECTION WITH THE OTAY RIVER ESTUARY RESTORATION PROJECT ADJACENT TO THE SAN DIEGO BAY NATIONAL WILDLIFE REFUGE IN SOUTH SAN DIEGO BAY
11. [2022-0184](#) RESOLUTION REGARDING DISTRICT VIRTUAL MEETINGS IN ACCORDANCE WITH THE RALPH M. BROWN ACT AND ASSEMBLY BILL 361

### **PUBLIC HEARING AGENDA**

12. [2022-0091](#) CONDUCT PUBLIC HEARING AND ADOPT AN ORDINANCE ADOPTING THE FISCAL YEAR 2023 FINAL BUDGET

### **ACTION AGENDA**

13. [2022-0176](#) PRESENTATION ON THE UPDATED DRAFT HEALTH RISK ASSESSMENT FOCUSING ON DIESEL PARTICULATE MATTER EMISSIONS AT THE DISTRICT'S MARINE CARGO TERMINALS
14. [2022-0147](#) PRESENTATION ON THE DRAFT FINAL HEAVY DUTY ZERO EMISSION TRUCK TRANSITION PLAN PURSUANT TO TRUCK OBJECTIVE 1A OF THE MARITIME CLEAN AIR STRATEGY AND DIRECTION TO STAFF

15. [2022-0183](#) MUNICIPAL SERVICES AGREEMENTS:  
(A) RESOLUTION AUTHORIZING AN 8-YEAR MUNICIPAL SERVICES AGREEMENT WITH THE CITY OF CORONADO FOR LAW ENFORCEMENT, FIRE AND EMERGENCY SERVICES ON NON AD-VALOREM DISTRICT PROPERTY LOCATED IN THE CITY OF CORONADO  
(B) RESOLUTION AUTHORIZING A BASELINE RATE OF \$\$\$ EFFECTIVE JULY 1, 2022 FOR THE MUNICIPAL SERVICES AGREEMENT WITH THE CITY OF CHULA VISTA  
(C) RESOLUTION AUTHORIZING A BASELINE RATE OF \$\$\$ EFFECTIVE JULY 1, 2022 FOR THE MUNICIPAL SERVICES AGREEMENT WITH THE CITY OF NATIONAL CITY

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

16. [2022-0172](#) SHELTER ISLAND YACHT BASIN DISSOLVED COPPER TOTAL MAXIMUM DAILY LOAD:  
A. INFORMATIONAL UPDATE ON THE STATUS OF THE PROGRAM, INCLUDING WATER QUALITY RESULTS, LOAD REDUCTION EFFORTS AND COORDINATION WITH THE REGIONAL WATER QUALITY CONTROL BOARD ON TMDL IMPLEMENTATION ACTIONS; AND  
B. PRESENTATION OF FINDINGS FROM THE IN-WATER HULL CLEANING PAUSE

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

17. [2022-0023](#) REVIEW AND CONSIDERATION OF DRAFT PROPOSED BOARD AGENDA FOR THE JULY 12, 2022 MEETING

18. [2022-0177](#) OFFICER'S REPORT

MONTHLY NOTIFICATION OF CHANGE ORDERS PURSUANT TO BPC POLICY NO. 110:

A) Change Order No. 1 to Contract No. 2022-10 with La Mesa Glass, Inc. - Increases Contract by \$6,663.00 & 32 Calendar Day Time Extension thru 06-30-22

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 Regents of the University of California for TUOP to the Regents of the University of California for

Scientific Research at IB Pier, for total amount \$1,100.00

B) Request for User Fee Waiver Form from Bartell Hotels - Holiday Inn Bayside for Renewal of Landscaping TUOP's, for total amount \$2,200.00

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:

None to Report

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

A) Amendment No. 2 to Lease (#58957) with Bartell Hotels dba Holiday Inn Bayside - Amends Clauses in Paragraph 3 Regarding Rent Percentages for Hotel Operations and Services