

**DRAFT****RESOLUTION 20xx-xxx****RESOLUTION AUTHORIZING AN 8-YEAR  
MUNICIPAL SERVICES AGREEMENT WITH THE  
CITY OF CORONADO FOR LAW ENFORCEMENT,  
FIRE, LIFEGUARD AND EMERGENCY SERVICES  
ON NON-AD-VALOREM DISTRICT PROPERTY  
LOCATED IN THE CITY OF CORONADO**

**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 21 of the Port Act authorizes the Board of Port Commissioners (Board) to pass all necessary ordinances and resolutions for the regulation of the District; and

**WHEREAS**, the District reimburses each of its five member cities for certain law enforcement, firefighting, lifeguard, and emergency medical services provided on non-ad-valorem taxpaying District tidelands within the geographical boundaries of each city; and

**WHEREAS**, the agreements through which the member cities are reimbursed for these services are referred to as Municipal Services Agreements (MSAs); and

**WHEREAS**, on June 15, 2021, the Board authorized a one-year extension to Coronado's previously effective long-term MSA from July 1, 2021 to June 30, 2022, along with a three percent (3%) increase to the prior baseline rate for services; and

**WHEREAS**, staff subsequently executed an administrative, short-term MSA expiring on August 19, 2022 with Coronado to allow additional time to finalize negotiations on a new, long-term MSA; and

**WHEREAS**, staff has negotiated a new, eight-year MSA with Coronado in the form attached to the agenda to which this Resolution relates that includes substantially the same language as the MSAs with the other four member cities; and

**WHEREAS**, under the terms of its new MSA, Coronado has agreed to a new yearly baseline rate of approximately \$1.33 million for police, fire, lifeguard, and emergency medical services to be provided on non-tax paying tidelands, an increase of 12% compared to the fiscal year (FY) 2022 rate; and

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**WHEREAS**, commencing July 1, 2023, the baseline rate under Coronado's new MSA is subject to 4% annual increases; and

**WHEREAS**, the baseline rate under Coronado's new MSA is additionally subject to adjustment and renegotiation on baseline reset dates of July 1, 2025 and July 1, 2028; and

**WHEREAS**, the new baseline rate was calculated using the ratio of calls for service for law enforcement, firefighting, certain emergency response services and lifeguard services on non-tax paying tidelands to the total calls for service in the City of Coronado and applying that to the overall budgets for the respective service departments, including an average annual expense for vehicle replacement and capital expenditures, plus a 10% overhead/administrative fee for each of the service categories; and

**WHEREAS**, staff believes that this methodology and calculation represents a fair and justifiable reimbursement to the City of Coronado for services provided on non-tax paying tidelands; and

**WHEREAS**, in light of the foregoing, staff recommends the Board authorize an 8-Year Municipal Services Agreement with the City of Coronado for law enforcement, fire, lifeguard and emergency services on non-ad-valorem District property located in the City of Coronado.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Port Commissioners of the San Diego Unified Port District that the Executive Director, or his designee, is hereby authorized on behalf of the San Diego Unified Port District to enter into an 8-Year Municipal Services Agreement with the City of Coronado in the form attached to the agenda to which this Resolution relates for law enforcement, fire, lifeguard and emergency services on non-ad-valorem District property located in the City of Coronado.

APPROVED AS TO FORM AND LEGALITY:  
GENERAL COUNSEL

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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 August 2022, by the following vote: