

DRAFT**RESOLUTION 20xx-xxx****RESOLUTION ACCEPTING THE FY17 PORT SECURITY GRANT PROGRAM (PSGP) AWARDS FOR A TOTAL AMOUNT OF \$1,338,017, REQUIRING A COST MATCH OF \$446,006, AND AUTHORIZING THE SAN DIEGO UNIFIED PORT DISTRICT (DISTRICT) TO ENTER INTO AWARD AGREEMENTS WITH THE U.S. DEPARTMENT OF HOMELAND SECURITY/FEDERAL EMERGENCY MANAGEMENT AGENCY (DHS/FEMA)**

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, the U.S. Department of Homeland Security/Federal Emergency Management Agency (DHS/FEMA) Port Security Grant Program's (PSGP) purpose is to help protect critical port infrastructure from terrorism, enhance maritime domain awareness, improve port-wide maritime security risk management, and maintain or re-establish maritime security mitigation protocols that support port recovery and resiliency capabilities; and

WHEREAS, The District was eligible to apply as two agencies (the District and Harbor Police) and for fiscal year 2017, the following projects received funding:

- Patrol Vessel Maintenance
- Patrol Vehicle Radios
- SCUBA Team Dive Equipment
- Phase II – SDUPD Emergency Management Program
- Multi-Factor Authentication Program
- Network Segmentation Program
- Cyber Threat Intelligence Program; and

WHEREAS, the District's award is \$707,753 and Harbor Police award is \$630,264, for a total of \$1,338,017, with a total required cost match of \$446,006, and a performance period through August 31, 2020; and

WHEREAS, in accordance with Board of Port Commissioners (Board) Policy No. 110, Staff recommends the Board accept these grants and authorize the Executive director, or her designee, to enter into grant award agreements with DHS/FEMA.

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NOW, THEREFORE, BE IT RESOLVED that the Board of Port Commissioners of the San Diego Unified Port District hereby accepts the FY17 PSGP awards totaling \$1,338,017 and authorizes the Executive Director, or her designee, to execute award agreements with the U.S. Department of Homeland Security/Federal Emergency Management Agency.

BE IT FURTHER RESOLVED THAT, pursuant to the authority and criteria contained in the California Environmental Quality Act (CEQA) and its implementing CEQA Guidelines, the Board has exercised its independent judgment and analyzed the proposed action or project as described above. Based on the entire record, the Board finds that the proposed project is exempt from the provisions of CEQA and a Categorical Exemption is hereby issued pursuant to CEQA Guidelines Section[s] 15301 (Existing Facilities), 15303 (New Construction or Conversation of Small Structures), and 15304 (Minor Alterations to Land) because the project in question would involve a negligible expansion of use beyond that previously existing, would have no permanent effects on the environment, and would not involve the removal of mature, scenic trees. In addition, all surface areas disturbed by the proposed project would be restored. The Board further determines that none of the six exceptions to the use of a categorical exemption applies to this project (CEQA Guidelines Section 15300.2).

The Board also hereby finds that the actions comply with Section 87 of the Port Act, which allows for the construction, reconstruction, repair, and maintenance of highways, streets, roadways, bridges, belt line railroads, parking facilities, power, telephone, telegraph or cable lines or landings, water and gas pipelines, and all other transportation and utility facilities or betterments incidental, necessary, or convenient for the promotion and accommodation of any of the uses set forth in the section. The Port Act was enacted by the California Legislature and is consistent with the Public Trust Doctrine. Accordingly, the Board also finds the proposed action or project is consistent with the Public Trust doctrine.

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 October, 2017, by the following vote: