

DRAFT**RESOLUTION 20xx-xxx**

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE SAN DIEGO NATURAL HISTORY MUSEUM FOR MONITORING, MANAGEMENT, AND PREDATOR CONTROL SERVICES FOR THE ENDANGERED CALIFORNIA LEAST TERN AND THREATENED WESTERN SNOWY PLOVER NESTING SITE AT THE D STREET FILL IN AN AMOUNT NOT TO EXCEED \$483,515 FOR FIVE YEARS TO DECEMBER 31, 2024. FUNDING FOR FISCAL YEAR 2020 IS BUDGETED. 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

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 Board of Port Commissioners (BPC) adopted BPC Policy No. 110 to establish a policy governing the processing and administration of public projects, consulting and service agreements, the purchasing of supplies, materials, and equipment, and grants; and

WHEREAS, California least terns (least terns) are small, migratory, federally endangered seabirds that use coastal beaches, mudflats, and sand dunes along the Pacific Coast to nest and raise chicks annually between April and September and Western snowy plovers (snowy plovers) are small, federally threatened shorebirds that forage in similar habitats; and

WHEREAS, the populations of these bird species have historically been impacted by human disturbance, lack of predator control, changing climate conditions, and particularly in Southern California, loss of nesting and foraging habitat; and

WHEREAS, the District performs annual monitoring, management, and predator control services to enhance nesting and foraging opportunities for these birds which has assisted in increasing these populations; and

WHEREAS, the current monitoring and management agreement for the nesting site at D Street Fill will expire on December 31, 2019 and the current predator control services agreement will expire on March 31, 2020; and

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WHEREAS, the District issued a Request for Proposals (RFP) for both services on August 6, 2019; and

WHEREAS, an Information Exchange Meeting was held on August 14, 2019, at which the current Service Provider, Mr. Patton, was the only attendee and no proposals were received by the due date of September 11, 2019; and

WHEREAS, staff completed a direct negotiation with the San Diego Natural History Museum to be the service provider and included Mr. Patton as a sub-provider; and

WHEREAS, staff recommends funding a new agreement with the San Diego Natural History Museum in the amount of \$483,515 for five years to continue monitoring, management and predator control services at the least tern nesting and snowy plover foraging site at D Street Fill.

NOW, THEREFORE, BE IT RESOLVED by the Board of Port Commissioners of the San Diego Unified Port District as follows:

That the Executive Director or her designated representative is hereby authorized to execute an agreement with the San Diego Natural History Museum in the amount of \$483,515 for five years to December 31, 2024, to continue monitoring, management and predator control services at the least tern nesting and snowy plover foraging site at D Street Fill.

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 5th day of November 2019, by the following vote: