

**DRAFT****RESOLUTION 20xx-xxx**

**RESOLUTION SELECTING AND AUTHORIZING AN AGREEMENT WITH MARINE GROUP BOAT WORKS, LLC FOR AS-NEEDED FULL-SERVICE IMPOUNDED VESSEL SERVICES FROM JULY 1, 2020 THROUGH JUNE 30, 2025 FOR A FIRST-YEAR COST OF \$455,400 WITH A MAXIMUM EXPENDITURE OF \$3,550,000. THIS SERVICE HAS BEEN DEEMED AN OPERATIONAL NECESSITY. THE AGREEMENT ALLOWS FOR A 30-DAY TERMINATION BY THE EXECUTIVE DIRECTOR. FUNDS REQUIRED FOR THE FIRST YEAR WILL BE INCLUDED IN THE STAFF RECOMMENDED PRELIMINARY FISCAL YEAR 2021 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 I (Act); and

**WHEREAS**, Board of Port Commissioners BPC Policy No. 110 establishes a policy governing the processing and administration of public projects, consulting and service agreements, the processing of supplies, materials, and equipment, and grants; and

**WHEREAS**, the District contracts for Full Service Impounded Vessel Services; and

**WHEREAS**, this agreement provides for the acceptance, transportation, storage, and sale or demolition of vessels found by Harbor Police to be in violation of the California Harbors & Navigation Code; and

**WHEREAS**, the current agreement with Marine Group Boat Works expires on June 30, 2020; and

**WHEREAS**, pursuant to Board of Port Commissioners (BPC) Policy No. 110, Procedure for the Administration of Contracts, Agreement, the Purchasing of Supplies, Materials, and Equipment, and Grants, Section II.C, Request for Bid (RFB) No. 20-09MA was issued on March 17, 2020; and

**WHEREAS**, the District received one (1) responsive bid from Marine Group Boat Works, LLC, which District staff determined to be fair and reasonable; and

**WHEREAS**, the Executive Director (President/CEO) of the District, per

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Section 17 of this agreement, may terminate this Agreement at any time with or without cause by giving thirty (30) days written notice to the service provider; and

**WHEREAS**, this is an as-needed agreement with no minimum expenditure per term; and

**WHEREAS**, staff recommends the Board select and authorize an agreement with Marine Group Boat Works, LLC for Full Service Impounded Vessel Services from July 1, 2020 through June 30, 2025, for an amount not to exceed \$3,550,000.

**NOW THEREFORE, BE IT RESOLVED** that the Board of Port Commissioners of the San Diego Unified Port District, hereby authorizes and directs the Executive Director or her designee to enter into an agreement with Marine Group Boat Works, LLC for Full Service Impounded Vessel Services from July 1, 2020 through June 30, 2025, for an amount not to exceed \$3,550,000.

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 19<sup>th</sup> day of May 2020, by the following vote: