

**DRAFT**

**RESOLUTION 20xx-xxx**

**RESOLUTION AUTHORIZING AN AGREEMENT IN  
AN AMOUNT NOT TO EXCEED \$80,000 WITH  
MUTUAL INDEMNIFICATION BETWEEN THE SAN  
DIEGO UNIFIED PORT DISTRICT AND PREMISE  
HEALTH EMPLOYER SOLUTIONS, LLC ON  
BEHALF OF EHEALTHSCREENING TO PROVIDE  
ON-SITE COVID-19 TESTING**

**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**, according to the federal Center for Disease Control (CDC), the California Department of Public Health, and the San Diego County Office of Public Health, COVID-19 continues to pose a risk, especially to individuals who are not fully vaccinated, and certain safety measures remain necessary to protect against COVID-19 cases and deaths; and

**WHEREAS**, vaccination is the most effective way to prevent transmission and limit COVID-19 hospitalizations and deaths; and

**WHEREAS**, the District implemented procedures to collect and confidentially maintain evidence of vaccination from employees; and

**WHEREAS**, vaccination verification was necessary to assist the District's efforts to enforce CAL/OSHA masking requirements and to promote the health and safety of the District workforce; and

**WHEREAS**, the next proposed health and safety measure is weekly COVID-19 testing for unvaccinated employees or employees that have not reported their vaccination status; and

**WHEREAS**, testing would take place at three locations during working hours; and

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**WHEREAS**, the COVID-19 service provider will administer a COVID-19 rapid test and test results will be available in approximately 25 minutes of collecting a specimen; and

**WHEREAS**, the proposed agreement requires BPC approval because it includes mutual indemnification, but the amount of the agreement is within the CEO/Executive Director's authority under BPC Policy No. 110; and

**WHEREAS**, staff recommends that the BPC authorize an agreement with a COVID-19 testing service provider to provide on-site testing.

**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 his designated representative is hereby authorized and directed on behalf of the San Diego Unified Port District, to enter into an Agreement in an amount not to exceed \$80,000 with mutual indemnification between the San Diego Unified Port District and Premise Health Employer Solutions, LLC on behalf of EHealthScreenings to provide on-site COVID-19 testing.

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 14<sup>th</sup> day of September, 2021, by the following vote: