



Legislation Text

File #: 2018-0454, Version: 1

DATE: November 6, 2018

SUBJECT:

RESOLUTION ESTABLISHING THE BOARD OF PORT COMMISSIONERS' REGULAR MEETING DATES FOR CALENDAR YEAR 2019

EXECUTIVE SUMMARY:

Section 2 of Board of Port Commissioners Policy (BPC) No. 21 requires that the dates, time and location of the regular meetings of the Board of Port Commissioners of the San Diego Unified Port District be set annually by Resolution.

RECOMMENDATION:

Adopt a Resolution establishing the regular meeting dates of the Board of Port Commissioners for calendar year 2019 (Attachment A).

FISCAL IMPACT:

This agenda item has no fiscal impact.

COMPASS STRATEGIC GOALS:

This agenda item supports the following Strategic Goal(s).

- A Port that the public understands and trusts.
- A thriving and modern maritime seaport.
- A vibrant waterfront destination where residents and visitors converge.
- A Port with a healthy and sustainable bay and its environment.
- A Port with a comprehensive vision for Port land and water uses integrated to regional plans.
- A Port that is a safe place to visit, work and play.
- A Port with an innovative and motivated workforce.
- A financially sustainable Port that drives job creation and regional economic vitality.

DISCUSSION:

Establishing regular meeting dates for the year will provide the Board of Port Commissioners, the public and other interested parties with advanced notice of upcoming meetings.

On each regular meeting date, there are two (2) meetings of the Board of Port Commissioners - a closed session meeting and a regular meeting. Each meeting is noticed separately.

Any additional meetings that may be necessary during the year will be scheduled and posted as special meetings.

General Counsel's Comments:

The General Counsel's Office has reviewed this agenda and found no legal concerns as presented. California Harbors and Navigation Code, Appendix I (Port Act), § 18 requires that the Board hold at least one regular meeting each month, and authorizes the Board to hold any special meetings it deems necessary. Additionally, the Board may meet in closed session as set forth in the Ralph M. Brown Act (*Government Code* § 54950 *et seq.*).

Environmental Review:

The proposed Board direction or action, including without limitation, a resolution establishing the Board of Port Commissioner's regular meeting dates for calendar year 2019 does not constitute a "project" under the definition set forth in California Environmental Quality Act (CEQA) Guidelines Section 15378 because it will not have a potential to result in a direct or indirect physical change in the environment and is, therefore, not subject to CEQA. No further action under CEQA is required.

In addition, the proposed Board direction or action complies with Sections 21 and 35 of the Port Act, which allow for the Board to pass all necessary resolutions and to do all acts necessary and convenient for the exercise of its powers. The Port Act was enacted by the California Legislature and is consistent with the Public Trust Doctrine. Consequently, the proposed Board action is consistent with the Public Trust Doctrine.

The proposed Board direction or action does not allow for "development," as defined in Section 30106 of the California Coastal Act, or "new development," pursuant to Section 1.a. of the District's Coastal Development Permit Regulations. Therefore, issuance of a Coastal Development Permit or exclusion is not required.

Equal Opportunity Program:

Not applicable.

PREPARED BY:

Donna Morales
District Clerk

Attachment(s):

Attachment A: San Diego Unified Port District 2019 Board of Port Commissioners Regular Meeting Dates