



**SAN DIEGO UNIFIED PORT DISTRICT  
BOARD OF PORT COMMISSIONERS  
MEETING AGENDA**

**March 8, 2011**

1:00 p.m.

Don L. Nay Port Administration Building  
3165 Pacific Highway  
San Diego, California

**PLEASE COMPLETE A "REQUEST TO SPEAK" FORM PRIOR TO THE COMMENCEMENT OF THE MEETING AND SUBMIT IT TO THE DISTRICT CLERK.**

Starred Items (\*) are considered to be routine, and will be acted upon with one vote. If you wish for an item to be removed from the Consent Agenda, submit your request to the District Clerk prior to the commencement of the meeting

Agendas are available in alternative formats upon request. If you require assistance or auxiliary aids in order to participate at public meetings, please contact Office of the District Clerk at [publicrecords@portofsandiego.org](mailto:publicrecords@portofsandiego.org) or (619) 686-6206 within 24 hours of the meeting.

Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the San Diego Unified Port District to all or a majority of the Board of Port Commissioners, including those records distributed less than 72 hours prior to that meeting, are available for public inspection at the Office of the District Clerk, 3165 Pacific Highway, San Diego, California during normal business hours.

1. Pledge of Allegiance.
2. Roll Call
3. Approval of minutes for the February 1, 2011 special meeting, February 8, 2011 special meeting and the February 8, 2011 regular meeting.
4. Public Communications (3 minutes each). No actions may be taken on these items.

## **CONSENT AGENDA**

- \* 5. Ordinance Amending the FY 2009-2013 Capital Improvement Program and the FY 2010-2011 Operating Budget – decreasing the Capital Improvement Program Budget by \$2,000,000 and increasing the Operating Budget by \$2,000,000.
- \* 6. Resolution Consenting to Shared Parking Agreement between Seaport Village and Old Police Headquarters Properties.
- \* 7. Resolution Consenting to Assignment of operating contract from Five Star Parking to Ampco System Parking for the Lane Field Parking Lot.
- \* 8. Resolution to Amend the San Diego Unified Port District Personnel Rules and Regulations, Rule 10.4 Injury Leave
- \* 9. Resolution Authorizing Amendment No. 2 to Agreement with Aztec Landscaping, Incorporated dba Aztec Janitorial Services for additional scheduled and non-scheduled special event activities at the Broadway Pavilion and increasing the second year amount by \$34,836.30 for a new total agreement amount of \$1,307,445.20.
- \* 10. Resolution Adopting an Amendment to the Public Art Master Plan revising the composition and appointment of the Public Art Committee.
- \* 11. Resolution Amending BPC Policy No. 021, Meetings of the Board of Port Commissioners.  
**This item has been moved to the Action Agenda as Item No. 29.**
- \* 12. Ordinance Adopting UPD Code Section 4.14 for Regulation of In-Water Hull Cleaning.  
**The Board will consider staff's request to continue this item to a future Board meeting.**
- \* 13. Resolution Adopting Plans and Specifications and Awarding Contract No. 2009-17 to {company name} for Tenth Avenue Marine Terminal Communication and Fire Alarm System upgrade in the amount of {dollar amount}.  
**The Board will consider staff's request to continue this item to a future Board meeting.**

## **PRESENTATION AGENDA**

14. Presentation of the San Diego Unified Port District (District) 2010 Employee of the Fourth (4th) Quarter.
15. Presentation of the San Diego Unified Port District (District) 2010 Employee of the Year.
16. Presentation of the San Diego Unified Port District (District) 2010 Team of the Year.

## **ACTION AGENDA**

17. Presentation of the Proposed Capital Improvement Program Policy by the Ad-Hoc Board Committee and staff, and direction to staff.
18. Resolutions Consenting to Agreements for Assignment of the Manchester Grand Hyatt Lease to Host Hotels & Resorts.
19. Resolution Granting Concept Approval for Proposed Interior Hotel Renovations to the San Diego Marriott Marquis & Marina.
20. Preliminary Project Review and direction to staff to conduct environmental review for a Public Parking and Intermodal Facility at Palm Street and Pacific Highway.
21. South Bay Power Plant
  - A) Staff Presentation and Update on Joint Planning Effort and Team Charter with the City of Chula Vista.
  - B) Resolution Establishing Rent for Dynegy South Bay, LLC, for the period from November 2, 2009 through December 31, 2014.
22. Resolution Selecting and Authorizing an Agreement with Public Works, Inc to provide services in support of activation of the Port Tidelands for a period of four years and three months and approving funding for the first year and three months in an amount not to exceed \$195,000.
23. Resolution to Authorize Agreement with San Diego Armed Forces YMCA – July 4 Fireworks to add barges for Chula Vista and Imperial Beach to the Port of San Diego Big Bay Boom July 4, 2011 Event for a total of \$115,000 in sponsorship dollars and an estimated \$70,000 in District Services.
24. Resolution Adopting Revisions to BPC Policy No. 110 - Procedure for the Administration of Contracts, Agreements, and the Purchasing of Supplies, Materials, and Equipment.

**ACTION AGENDA** (continued)

25. Resolution Amending BPC Policy No. 105 procedures to increase the minimum threshold for staff notification to the Board for transfer of Accounts Receivable to Contingent Accounts Receivable, and write off of contingent accounts from \$1,000 to \$5,000.
  
26. Government & Community Relations
  - A) Government & Community Relations Update & direction to staff.
  - B) Resolution to Co-Sponsor SB 623 (Kehoe), Banning Copper in Marine Antifouling Paint by 2015.
  - C) Consider Letter of Support for AB 206 (Harkey), exemption for municipal fireworks shows.
  
27. Review and Consideration of Proposed Board Agenda for the Meeting of April 12, 2011.
  
28. Resolution Waiving BPC Policy No. 110 and Authorize Staff to enter into a Sole Source Purchase Agreement with Metalcraft Marine Inc. for the procurement of three marine firefighting/harbor patrol and Homeland Security Vessels utilizing Port Security Grant Program Funds (PSGP) for a total price not to exceed \$3,162,000.  
**The Board will consider staff's request to continue this item to a future Board meeting.**
  
29. Resolution Amending BPC Policy No. 021, Meetings of the Board of Port Commissioners. (Formally Consent Item No. 11)

## **OFFICER'S REPORT**

30. Monthly Notification of Change Orders Pursuant to BPC Policy No. 110:
  - A) Change Order No. 3 for \$49,706.99 and 0 Calendar Days, to Contract No. 2007-25 with Miller Environmental, Inc. for TDY Site Demolition Project Phase 1, San Diego, California.
  - B) Change Order No. 20 for \$112,879.00 and 0 Calendar Days, to Contract No. 2008-27 with Jaynes Corporation of California for Broadway Pier Cruise Ship Terminal, San Diego, California.
  - C) Change Order No. 4 for 10 Calendar Day Time Extension thru 2/25/2011 to Contract No. 2010-13 with Remedial Civil Constructors, Inc. for L-Ditch Habitat Replacement, Chula Vista, California.
  - D) Change Order No. 1 for \$1,195.00 and 5 Calendar Days to Contract No. 2010-20 with JJJ Enterprises for Administration Annex Fire Alarm System Installation, San Diego, California.
  - E) Change Order No. 1 for \$1,357.99 and 15 Calendar Days, to Contract No. 2010-29 with Neal Electric, Inc. for Broadway Pier Port Pavilion Public Art and IT System Electrical Work, San Diego, California.
  - F) Change Order No. 2 for 44 Calendar Day Time Extension thru 3/11/2011 to Contract No. 2010-29 with Neal Electric, Inc. for Broadway Pier Port Pavilion Public Art and IT System Electrical Work, San Diego, California.

## **OTHER MATTERS**

31. President's Report.
32. Commissioner Comments/Review of today's meeting. No actions may be taken on these items.

### **Note:**

For those planning to attend the Board meeting, parking is available in the Port Administration Building parking lot. Overflow parking can be accommodated to the west of the Port Administration Building in the Port District Employee/Visitor parking

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