

1 [Accept and Expend Grant - 2011 Port Security Grant Program Funds for Portwide CCTV
2 and Pier 80 Security Improvements - \$1,322,753]

3 **Resolution authorizing the Port to accept and expend \$1,322,753 in 2011 Port Security**
4 **Grant Program funds from the U.S. Department of Homeland Security's Infrastructure**
5 **Protection Program, including \$919,243 for Portwide CCTV and \$403,510 for Pier 80**
6 **security improvements, for the period of June 1, 2013, through June 30, 2013.**

7
8 WHEREAS, The U.S. Department of Homeland Security Infrastructure Protection
9 Program's Port Security Grant Program (PSGP) provides grant funding to port areas for the
10 protection of critical port infrastructure from terrorism; and the PSGP funds are primarily
11 intended to assist ports in enhancing risk management capabilities, increasing domain
12 awareness and improving capabilities for prevention, detection, response and recovery from
13 attacks involving improvised explosive devises and other nonconventional weapons; and

14 WHEREAS, On June 20, 2011, the Port of San Francisco submitted an application for
15 grant funds under the PSGP; and

16 WHEREAS, On January 23, 2013 the Port of San Francisco was notified that the
17 Federal Emergency Management Agency (FEMA) released \$300,000 of the \$919,243 grant
18 ("the grant") prior to completion of the Environmental and Historic Preservation review
19 process, in order for the Port to complete a 100% basis of design for the purposes of
20 developing a bid specification; and

21 WHEREAS, The Port anticipates FEMA approval of the entire \$919,243 grant request
22 later this year; and

23 WHEREAS, On February 4, 2013 the Port of San Francisco was awarded \$403,510
24 in grant funds for security enhancements at the Pier 80 intermodal cargo terminal ("the
25 grant"); and

1 WHEREAS, On February 26, 2013, through Resolution No. 13-03 and Resolution No.
2 13-04, the Port Commission authorized Port staff to accept and expend the U.S. Department
3 of Homeland Security Infrastructure Protection Program Port Security Grant Program funds;
4 and

5 WHEREAS, The Port Commission authorized the Executive Director to seek Board of
6 Supervisors' approval to accept and expend the grant; and

7 WHEREAS, FEMA, on behalf of the U.S. Department of Homeland Security,
8 appointed the Marine Exchange of the San Francisco Bay Region ("Marine Exchange"), a
9 501(c)(1) non-profit membership organization, to act as the fiduciary agent for the
10 disbursement, administration and management of the grant; and

11 WHEREAS, The Marine Exchange requires an agreement with the City, through the
12 Port Commission, for the disbursement, management and administration of the grant; and

13 WHEREAS, The Marine Exchange requires that in the agreement the Port
14 Commission agree to indemnify, defend, and hold harmless the Marine Exchange against all
15 liability, loss, cost, or expense imposed upon the Marine Exchange, arising out of or related
16 to the Port's performance under the agreement; and

17 WHEREAS, The grant terms prohibit including indirect costs in the grant budget; now,
18 therefore, be

19 RESOLVED, That the Board of Supervisors hereby authorizes the Port Commission
20 to accept and expend the \$919,243 in 2011 Infrastructure Protection Program Port Security
21 Grant Program funds from the U.S. Department of Homeland Security for security
22 improvements at the Port of San Francisco for Portwide CCTV; and, be it

23 FURTHER RESOLVED, That the Board of Supervisors hereby authorizes the Port
24 Commission to accept and expend the \$403,510 in 2011 Infrastructure Protection Program
25 Port Security Grant Program funds from the U.S. Department of Homeland Security for

1 security improvements at the Port of San Francisco for Pier 80 security improvements; and,
2 be it

3 FURTHER RESOLVED, The Board of Supervisors hereby waives inclusion of indirect
4 costs as a part of this grant; and, be it

5 FURTHER RESOLVED, That the Executive Director or her designee is hereby
6 authorized to execute an agreement, on behalf of the City and County of San Francisco, with
7 the Marine Exchange for the disbursement, administration and management of the grant,
8 wherein the City agrees to indemnify, defend, and hold harmless the Marine Exchange
9 against all liability, loss, cost or expense imposed upon the Marine Exchange, arising out of
10 or related to the Port's performance under the agreement, subject to the approval of such
11 indemnity and hold harmless provision by the City's Risk Manager; and be it

12 FURTHER RESOLVED, That the Board of Supervisors hereby authorizes the
13 Executive Director or her designee to execute for and on behalf of the City and County of
14 San Francisco, any additional documents necessary to enter into the grant agreement with
15 the Marine Exchange, FEMA or the U.S. Department of Homeland Security, including any
16 extensions, augmentations or amendments thereof.

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18 Recommended: Approved: _____

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20 Mayor

21 Department Head Approved: _____

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23 Controller

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