Resolution authorizing the San Francisco Port Commission to accept and expend a federal grant in the amount of $500,000.00 from the Federal Transportation Security Administration to fund the Port’s security assessment efforts.

WHEREAS, The security of our national seaports is now at the forefront of concern in the aftermath of the terrorist attacks of September 11, 2001; and

WHEREAS, The Port of San Francisco manages assets consisting of 7 ½ miles of urban waterfront properties with a wide array of uses and facilities, including container and bulk cargo terminals, a cruise ship terminal, ferry and excursion passenger terminals, a substantial ship repair yard and drydock, multiple layberths for Maritime Administration vessels, commercial fishing harbors, power plants, the western base of the Bay Bridge, the landmark Ferry Building, the Pacific Bell Park, numerous harbor facilities, and world-renowned tourist attractions; and

WHEREAS, The Port’s diverse harbor facilities provide critical maritime, commercial and transportation functions for both the City and greater Bay Area region, thereby presenting unique and important security needs and responsibilities;

WHEREAS, Recognizing these needs and responsibilities, the Port of San Francisco is participating in a regional Port Security Committee for the purpose of reviewing security issues and needs affecting the San Francisco Bay Area ports and terminals; and

WHEREAS, On February 28, 2002, United States Secretary of Transportation, Norman Mineta, announced a new Port Security Grants Program, under the Department of Transportation, Maritime Administration, as agent for Transportation Security
Administration, to finance security assessments and mitigation strategies for local ports;

and

WHEREAS, On March 28, 2002, Port of San Francisco staff submitted an application to the federal Transportation Security Administration for funds under the Port Security Grants Program to conduct a comprehensive security assessment of the Port’s facilities and operations, and evaluate and identify areas of vulnerability and appropriate mitigation strategies; and

WHEREAS, the Transportation Security Administration is coordinating the Security Grants Program with the Maritime Administration and the Coast Guard, and has awarded grants to critical national seaports based upon the need for security assessments and enhancements; and

WHEREAS, The Transportation Security Administration has awarded the Port of San Francisco a grant in the amount of $500,000 under the Port Security Grants Program under the category of Security Assessments and Mitigation Strategies; and

WHEREAS, Congress is considering two items of proposed legislation that would appropriate additional funding of a) $390 million for enhanced port security (under Senate Bill 1214 known as the Port and Maritime Security Act), and b) $75 million annually for the next three years to reimburse ports for security improvements (under House Bill 3983 known as the Maritime Antiterrorism Act of 2002); and

WHEREAS, The undertaking of a comprehensive security assessment program at the Port of San Francisco would greatly benefit the Port and the City and County of San Francisco, and likely enhance the Port’s ability to qualify for additional funding under the proposed federal legislation, if approved; and

WHEREAS, The San Francisco Port Commission, by Resolution No. 02-33, dated August 27, 2002, authorized the Port’s Executive Director to accept and expend
$500,000 in grant funds awarded to the Port of San Francisco from the Transportation Security Administration for a security assessment program for the Port; and

WHEREAS, The grant agreement between the Port of San Francisco and Transportation Security Administration for the disbursement of the funding under the Port Security Grants Program requires the Port to indemnify and hold the Transportation Security Administration harmless from any claims arising from the use of the funds, and the City Risk Manager has approved the indemnification agreement pursuant to Administrative Code Section 1.24; and

WHEREAS, The Department proposes to maximize use of available grant funds on program expenditures by not including indirect costs in the grant budget; and

WHEREAS, The San Francisco Port Commission now seeks the approval of the Board of Supervisors to accept and expend $500,000 in funds from the United States Transportation Security Administration under its Port Security Grants Program, for the purpose of undertaking a security assessment program for the Port's facilities and operations; now therefore be it

RESOLVED, That this Board of Supervisors hereby authorizes the San Francisco Port Commission to apply for, accept, and expend $500,000 in funds from the United States Transportation Security Administration under its Port Security Grants Program, for undertaking a security assessment program for the Port's facilities and operations; and be it

FURTHER RESOLVED, that this Board of Supervisors hereby waives inclusion of indirect costs in the grant budget; and be it

FURTHER RESOLVED That the Executive Director of the Port, or his designee, is authorized to approve and execute the grant agreement with the Transportation Security Administration to hold harmless and indemnify the Department of
Transportation, Maritime Administration (as agent of the Transportation Security Administration) for claims and liabilities arising out of the grant agreement.

Recommended:  

Approved:  

Mayor

Department Head  

Approved:  

Controller
Resolution authorizing the San Francisco Port Commission to accept and expend a federal grant in the amount of $500,000.00 from the Federal Transportation Security Administration to fund the Port's security assessment efforts.

November 12, 2002 Board of Supervisors — ADOPTED

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Maxwell, Newsom, Peskin, Sandoval
Absent: 3 - Leno, McGoldrick, Yee

File No. 021774

I hereby certify that the foregoing Resolution was ADOPTED on November 12, 2002 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

Date Approved

Mayor Willie L. Brown Jr.