SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY BOARD MINUTES THURSDAY, MAY 19, 2016 SAN DIEGO INTERNATIONAL AIRPORT BOARD ROOM

CALL TO ORDER: Chair Gleason called the regular meeting of the San Diego County Regional Airport Authority to order at 9:37 a.m. on Thursday, May 19, 2016, in the Board Room at the San Diego International Airport, Administration Building, 3225 North Harbor Drive, San Diego, CA 92101.

PLEDGE OF ALLEGIANCE: Council Member David Alvarez led the Pledge of Allegiance.

ROLL CALL:

PRESENT:	Board Members:	Gleason, Janney, Kersey, Robinson, Sessom, Woodworth (Ex Officio)
ABSENT:	Board Members	Berman (Ex Officio), Boling, Cox, Desmond, Hubbs, Ortega (Ex Officio)

ALSO PRESENT: Thella F. Bowens, President/CEO; Breton K. Lobner, General Counsel; Tony R. Russell, Director, Corporate and Information Governance/Authority Clerk; Ariel Levy-Mayer, Assistant Authority Clerk I

Chair Gleason announced that the Consent Agenda would be heard first, followed by Item 17; and Items 18, 19, and 20 would be scheduled for discussion at the June Executive/Finance Committee Meeting or June Board Meeting.

The Board recognized and thanked Council Member David Alvarez, for his service on the Board.

Tony R. Russell, Director, Corporate and Information Governance/Authority Clerk, administered the Oath of Office to Board Member Mark Kersey.

CONSENT AGENDA (Items 1-16):

Board Member Sessom requested that Item 1 be pulled from the Consent Agenda for discussion.

Chair Gleason announced that Item 8 would be pulled from the Consent Agenda for discussion during Closed Session.

ACTION: Moved by Board Member Robinson and seconded by Board Member Janney to approve the Consent Agenda as amended. Motion carried by the following vote: YES - Gleason, Janney, Kersey, Robinson, Sessom; NO – None; ABSENT – Boling, Cox, Desmond, Hubbs. (Weighted Vote Points: YES – 55; No – 0; ABSENT - 45)

- 1. APPROVAL OF MINUTES: ACTION: This item was forwarded to the June 23, 2016 Board Meeting for approval.
- 2. ACCEPTANCE OF BOARD AND COMMITTEE MEMBERS WRITTEN REPORTS ON THEIR ATTENDANCE AT APPROVED MEETINGS AND PRE-APPROVAL OF ATTENDANCE AT OTHER MEETINGS NOT COVERED BY THE CURRENT RESOLUTION: RECOMMENDATION: Accept the reports and pre-approve Board member

RECOMMENDATION: Accept the reports and pre-approve Board member attendance at other meetings, trainings and events not covered by the current resolution.

- 3. AWARDED CONTRACTS, APPROVED CHANGE ORDERS FROM MARCH 21, 2016 THROUGH APRIL 24, 2016 AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM MARCH 21, 2016 THROUGH APRIL 24, 2016: RECOMMENDATION: Receive the report.
- 4. MAY 2016 LEGISLATIVE REPORT: RECOMMENDATION: Adopt Resolution No. 2016-0035, approving the May 2016 Legislative Report.

CLAIMS

- 5. REJECT THE CLAIM OF KELLY MARKES: RECOMMENDATION: Adopt Resolution No. 2016-0036, rejecting the claim of Kelly Markes.
- 6. REJECT THE CLAIM OF MAHNAZ KASRAIE: RECOMMENDATION: Adopt Resolution No. 2016-0037, rejecting the claim of Mahnaz Kasraie.

- 7. REJECT THE CLAIM OF SARAH MOWRY: RECOMMENDATION: Adopt Resolution No. 2016-0038, rejecting the claim of Sarah Mowry.
- 8. REJECT THE CLAIM OF GGTW, LLC: ACTION: This item was pulled from the consent agenda for discussion during Closed Session.

COMMITTEE RECOMMENDATIONS

9. ANNUAL REVIEW AND APPROVAL OF AMENDMENTS TO AUTHORITY POLICY 4.20 – POLICY GUIDELINES FOR PRUDENT INVESTMENTS, DELEGATION OF AUTHORITY TO INVEST AND MANAGE AUTHORITY FUNDS TO THE VICE PRESIDENT, FINANCE AND ASSET MANAGEMENT/TREASURER:

RECOMMENDATION: Adopt Resolution No. 2016-0040, approving amendments to Authority Policy 4.20 – Policy Guidelines for Prudent Investments, and delegating authority to invest and manage Authority funds to the Vice President, Finance and Asset Management/Treasurer.

10. ANNUAL REVIEW OF AUTHORITY POLICY 4.40 – DEBT ISSUANCE AND MANAGEMENT:

RECOMMENDATION: Accept the annual review of Authority Policy 4.40 – Debt Issuance and Management.

11. REQUIRED COMMUNICATION TO THE AUDIT COMMITTEE ON THE FINANCIAL AND COMPLIANCE AUDIT FOR THE FISCAL YEAR ENDED JUNE 30, 2016: RECOMMENDATION: The Audit Committee recommends that the Board accept

RECOMMENDATION: The Audit Committee recommends that the Board accept the information.

- 12. FISCAL YEAR 2016 THIRD QUARTER ACTIVITIES REPORT AND AUDIT RECOMMENDATIONS ISSUED BY THE OFFICE OF THE CHIEF AUDITOR: RECOMMENDATION: The Audit Committee recommends that the Board accept the information.
- 13. FISCAL YEAR 2017 PROPOSED AUDIT PLAN OF THE OFFICE OF THE CHIEF AUDITOR: RECOMMENDATION: Adopt Resolution No. 2016-0041, approving the proposed Fiscal Year 2017 Audit Plan.
- 14. REVISION TO THE FISCAL YEAR 2016 AUDIT PLAN OF THE OFFICE OF THE CHIEF AUDITOR: RECOMMENDATION: Adopt Resolution No. 2016-0042, approving the revision to the Fiscal Year 2016 Audit Plan of the Office of the Chief Auditor.

CONTRACTS AND AGREEMENTS

15. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A SECOND AMENDMENT TO THE PUBLIC ART AGREEMENT WITH BALL-NOGUES DESIGN STUDIO, LLC FOR THE PARKING PLAZA PUBLIC ART PROJECT:

RECOMMENDATION: Adopt Resolution No. 2016-0043, approving and authorizing the President/CEO to execute a Second Amendment to the Public Art Agreement with Ball-Nogues Design Studio, LLC to extend the term for an additional 7 months resulting in a termination date of August 1, 2018.

CONTRACTS AND AGREEMENTS AND/OR AMENDMENTS TO CONTRACTS AND AGREEMENTS EXCEEDING \$1 MILLION

16. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE AN ON-CALL MECHANICAL AND ELECTRICAL CONSULTING SERVICES AGREEMENT:

RECOMMENDATION: Adopt Resolution No. 2016-0044, approving and authorizing the President/CEO to execute an On-Call Mechanical and Electrical Consulting Services Agreement with MA Engineers, Inc., for a term of three years, with the option for two one-year extensions, in an amount not-to-exceed \$3,000,000, in support of the Capital Improvement Program at San Diego International Airport.

PUBLIC HEARINGS: None.

OLD BUSINESS: None.

NEW BUSINESS:

17. UPDATE ON NOISE ISSUES AND AMENDMENT OF AUTHORITY POLICY 9.20 – SAN DIEGO INTERNATIONAL AIRPORT NOISE ADVISORY COMMITTEE:

Sjohnna Knack, Program Manager, provided a presentation on Noise Issues and Amendment of Authority Policy 9.20 – San Diego International Airport Noise Advisory Committee (ANAC), which included Proposed Changes to ANAC, Changes Not Requiring Policy Change, Membership Changes, and Additional Efforts.

VICTOR AVINA, SAN DIEGO, on behalf of Board Member Cox, stated that Board Member Cox is supportive of the changes to the Airport Noise Advisory Committee (ANAC) and thought it was a positive step forward in increasing substantive community dialogue regarding noise at the airport. He also stated that Board Member Cox is looking forward to receiving staff's evaluation on formalizing the Noise Dot Agreement at the June Board Meeting. CASEY SCHNOOR, SAN DIEGO, spoke in support of staff's recommendation, but stated that they did not go far enough. He expressed concern that the ANAC changes did not address the requests of the community or Board Members. In regards to the proposed subcommittee, he asked that the specific purpose, format, scope of discussion, implementation, members, and dates of the meeting be identified.

BRUCE BAILEY, SAN DIEGO, stated that over \$1M has been pledged to file a lawsuit regarding flights and noise over their community. He stated that he looks forward to continuing communication.

Board Member Sessom requested a legal opinion regarding the Authority's legal obligation to address the noise issues; and asked that if there is no legal obligation to address the noise issues, and by attempting to address them, is the Authority opening itself up to litigation.

Breton Lobner, General Counsel, stated that airports, under Federal and State law, are liable for the noise created by their operations; by virtue of location, airports affect the property owners adjacent to that property. He stated that California airports are protected from liability if there is a statute of limitations that applies, if five years has gone by and the noise has not increased during that period of time; or, if airplanes fly over a particular property for five years or longer, the airport can obtain a prescriptive avigation easement; or, as part of the quid pro quo for the expenditure of federal and airport funds for airports with sound proofing programs, an avigation easement is secured from the property owner. He advised that San Diego International Airport is probably not liable because there has not been an increase in the noise. He also stated that early aircraft have been phased out by federal law, and reviewing variance and quarterly reports shows that noise has gone down and noise contours have lessened. He stated that only those located within the 65 decibel (dB) Community Noise Equivalent Level (CNEL) or greater, that can prove an exacerbation of noise level, have the ability to file a lawsuit. He clarified that because of liability and a required variance, the Authority should take steps to try and mitigate noise as best as possible.

Board Member Sessom requested that this issue be discussed in Closed Session so that any steps taken do not increase the Authority's exposure to litigation.

Mr. Lobner stated that he would prepare a complete analysis of liability regarding this issue. He also stated that the Federal Government, through Federal Aviation Administration regulations, preempted the control of aircraft in flight. He advised that the community should discuss alternatives with their lawyers, to work with the Airport, President/CEO, and the Board, to come up with solutions to noise issues.

Board Member Robinson requested to receive a report on the Noise Dot Agreement at the June Board Meeting.

Chair Gleason stated that he is supportive of the changes to the ANAC, and suggested that the policy be revised to state that the meetings will be held on a bi-monthly basis, and that a subcommittee shall be formed. He also stated that direction would be given to staff to commence as soon as possible, as a result of this motion.

Board Member Sessom clarified that she was supportive of only the changes presented by staff and not for providing additional direction to staff until this issue has been discussed in Closed Session.

Board Member Robinson stated that the policy addresses the Board's and community's concerns.

RECOMMENDATION: Adopt Resolution No. 2016-0045, accepting the update on noise issues and the amendment of Authority Policy 9.20 – San Diego International Airport Noise Advisory Committee.

ACTION: Moved by Board Member Robinson and seconded by Board Member Kersey to approve staff's recommendation. Motion failed by the following vote: YES - Gleason, Kersey, Robinson, Sessom; NO – None; ABSTENTION – Janney; ABSENT – Boling, Cox, Desmond, Hubbs. (Weighted Vote Points: YES – 43; No – 0; ABSTENTION – 12; ABSENT - 45)

18. APPROVE AND ADOPT A MID-YEAR ADJUSTMENT OF THE CAPITAL PROGRAM BUDGET FOR FISCAL YEARS 2016-2020 TO FUND AN INCREASE IN THE TERMINAL 2 PARKING PLAZA PROGRAM BUDGET; AND APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO NEGOTIATE AND EXECUTE A FIRST AMENDMENT TO THE SWINERTON BUILDERS, INC., AGREEMENT TO ESTABLISH A MAXIMUM CONTRACT VALUE AND TO NEGOTIATE AND EXECUTE FUTURE WORK AUTHORIZATIONS AND A FUTURE GUARANTEED MAXIMUM PRICE AMENDMENT: RECOMMENDATION: Adopt Resolution No. 2016-0046, approving and adopting a mid-year adjustment to the Fiscal Year 2016-2020 Capital Program Budget to fund an increase in the Terminal 2 Parking Plaza budget of \$45,720,000 for a Validated Program budget of \$127,800,000.

Adopt Resolution No. 2016-0047, approving and authorizing the President/CEO to negotiate and execute: 1) a First Amendment (the "Validation Amendment") to the Agreement with Swinerton Builders, Inc., establishing a Maximum Project Budget of \$99,800,000 and a Master Project Schedule for the design and construction of the Terminal 2 Parking Plaza; 2) Work Authorizations and a Second Amendment ("Guaranteed Maximum Price Amendment") within the Maximum Project Budget after the issuance of the Validation Amendment in

order to allow completion of 100% design and construction; and 3) future change orders using uncommitted funds within the Validated Program Budget of \$127,800,000.

ACTION: This item was not discussed.

19. AIRPORT PARKING MANAGEMENT AND PARKING SHUTTLE AGREEMENTS:

RECOMMENDATION: Adopt Resolution No. 2016-0048, authorizing the President/CEO to proceed with issuance of Requests for Proposals ("RFP") for provision of Airport Parking Management and Airport Parking Shuttle Services. Selection and implementation of the Airport Parking Management and Airport Parking Shuttle agreements shall coincide with the termination of the existing agreements.

ACTION: This item was not discussed.

BUDGET WORKSHOP:

20. DISCUSSION REGARDING THE SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY FISCAL YEAR 2017 PROPOSED BUDGET AND FISCAL YEAR 2018 PROPOSED CONCEPTUAL BUDGET:

RECOMMENDATION: Discuss the Fiscal Year 2017 Proposed Budget and Fiscal Year 2018 Proposed Conceptual Budget.

ACTION: This item was not discussed.

The Board recessed at 10:22 a.m. and reconvened at 10:25 a.m.

PRESENTATIONS:

A. REVIEW OF THE UNAUDITED FINANCIAL STATEMENTS FOR THE NINE MONTHS ENDED MARCH 31, 2016:

Kathy Kiefer, Senior Director, Finance and Asset Management provided a presentation on the Review of the Unaudited Financial Statements for The Nine Months Ended March 31, 2016, which included, Operating Revenues, Operating Expenses, Non-operating Revenue & Expenses, Financial Summary, and Statement of Net Position as of March 31, 2016.

REPORTS FROM BOARD COMMITTEES, AD HOC COMMITTEES, AND CITIZEN COMMITTEES AND LIAISONS:

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STANDING BOARD COMMITTEES

- AUDIT COMMITTEE:
 None
- CAPITAL IMPROVEMENT PROGRAM OVERSIGHT COMMITTEE:
 None

• EXECUTIVE PERSONNEL AND COMPENSATION COMMITTEE:

Chair Gleason reported that the Committee met on May 9th and reviewed the Employee Performance Evaluation for the President/CEO and discussed goals for the upcoming fiscal year with Ms. Bowens and Ms. Gonzalez, Senior Director, Counsel Services. He reported that Ms. Bowens and Ms. Gonzalez would meet with the Board in July, along with Mr. Burchyett, Chief Auditor, to discuss performance and goals.

• FINANCE COMMITTEE: None

ADVISORY COMMITTEES

- AUTHORITY ADVISORY COMMITTEE:
 None
- ART ADVISORY COMMITTEE:

Chair Gleason reported that the call for proposals for the 2017 Temporary Exhibitions was issued May 18th. He also reported that the Artist Residency Program, Fern Street Circus, received global media coverage. He reported that on May 19th, Terminal 2 Baggage Claim will hold a quartet performance. He also reported that the RFQ was issued May 18th for the Production Specialist for the Performing Arts Program. He reported that the Terminal 2 East Ceiling Public Art Project is complete, and that the RFQ for the Parking Plaza additional art opportunity was released April 28th.

LIAISONS

- AIRPORT LAND USE COMPATIBILITY PLAN: None
- CALTRANS:
 None
- INTER-GOVERNMENTAL AFFAIRS: Mr. Kulis reported that Congress is continuing its consideration of Fiscal Year (FY) 2017 Transportation Appropriations bills. He reported that the Senate Transportation Appropriations bill is on the Senate floor, and it would

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provide \$3.35 billion for the Airport Improvement Program, the same level as in FY 2016. He also reported that the Committee report accompanying the Senate bill states the Committee's strong opposition to the proposal to privatize the Federal Aviation Administration (FAA) Air Traffic Organization functions, as was in the House version of the FAA Reauthorization Bill. He stated that the House Transportation Appropriations Subcommittee approved its version of the FY 2017 Transportation Appropriations Bill on April 27th, which would also fund the Airport Improvement Program at \$3.35 billion and continue funding for the Transportation Investment Generating Economic Recovery (TIGER) Grant program at a level of \$450 million.

• MILITARY AFFAIRS:

Board Member Woodworth reported a minor increase in noise complaints around all military facilities with no changes in flight operations or routes.

• PORT:

Chair Gleason reported that the Committee met with Chairman Merrifield, Board of Port Commissioners, to discuss bringing together the Authority, Port of San Diego and City of San Diego to discuss traffic circulation and transitions on Pacific Highway, Harbor Drive and Laurel Street.

• WORLD TRADE CENTER:

Chair Gleason reported that the Economic Development Corporation is continuing their work and that another World Trade Center Committee meeting is planned soon.

BOARD REPRESENTATIVES (EXTERNAL)

 SANDAG TRANSPORTATION COMMITTEE: None

CHAIR'S REPORT:

Chair Gleason reported that the June Board Meeting will be his last meeting as Chair and that Board Member Boling will assume responsibility as Chair in July 2016.

PRESIDENT/CEO'S REPORT:

Ms. Bowens reported that the airport recently experienced longer wait times for screening and that staff is working with the local Transportation Security Administration (TSA) representatives and the Federal Security Director to identify ways to alleviate wait times during the Summer season. She reported that the Authority is also looking into resources outside of TSA, such as the High School Intern Program implemented last year, and other unique alternatives. She also reported that there was a soft launch of the Parking Reservation System for Valet and Economy lots and that we have received 102 reservations within the past two weeks without any advertisement. She stated that a public launch is to follow. She reported that the Rental Car Center has received refurbished buses that were purchased from a rental car agency, and that the Authority

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will come to the Board later this Summer or Fall with a request to purchase permanent buses once the needs have been identified. She reported that the Airport Authority and Public Relations Consultant, Porter Novelli, received a Gold SABRE Award in the Government Agencies category for "Planning the Future of Terminal 1 at SAN", and the Airport Planning and Noise Mitigation department was awarded the Planning Agency Award from the American Planning Association, California Chapter. She also acknowledged and thanked Jeffrey Lindeman, Senior Director, Organizational Performance Development, Talent Engagement, for his 10 years of service with the Authority.

NON-AGENDA PUBLIC COMMENT: None.

Chair Gleason announced the retirement of Breton Lobner, General Counsel and the Board recognized and thanked him for his service to the Authority.

<u>CLOSED SESSION</u>: The Board recessed into Closed Session at 10:51 a.m. to hear items 21 and 30.

Breton Lobner, General Counsel, reported that the Donna Wilson; John Wilson v. San Diego County Regional Airport Authority case was settled by U.S. Air for \$40,000. He reported that John Wilson's claim was settled earlier for \$5,000, and the Authority was completely dismissed from the case and has the right to file a claim against US Air for failing to indemnify and defend the Authority from the outset of the case. He also reported that the court of appeals upheld that the actions the San Diego City Employees' Retirement System took in selling purchase of service credit below fair market value was unlawful regarding the Kelly Lancaster, et al v. SDCERS, and Jay A. Bass, et al v. SDCERS, et al cases. He reported that the plaintiffs have no right to prosecute the City of San Diego or SDCERS; and the Plaintiffs have filed an appeal before Supreme Court.

21. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION: (Cal. Gov. Code § 54956.9(a) and (d)(1).) Diego Concession Group, Inc. v. San Diego County Regional Airport Authority, San Diego Superior Court Case No. 37-2012-00088083-CU-BT-CTL

22. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION:

(Cal. Gov. Code § 54956.9(a) and (d)(1).) Dryden Oaks, LLC v. San Diego County Regional Airport Authority, et al., San Diego Superior Court, North County, Case No. 37-2014-00004077-CU-EI-NC

23. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:

(Cal. Gov. Code § 54956.9(a) and (d)(1).) Donna Wilson; John Wilson v. San Diego County Regional Airport Authority; Turner-PCL-Flatiron, a joint venture. San Diego Superior Court Case No. 37-2014-00015326-CU-PO-CTL (Meyer)

- 24. CONFERENCE WITH LEGAL COUNSEL EXISTING LITIGATION: (Cal. Gov. Code § 54956.9(a)): <u>Maria Paula Bermudez v. San Diego County Regional Airport Authority,</u> <u>American Airlines, Inc., et al.</u> San Diego Superior Court Case No. 37-2015-00022911-CU-PO-CTL
- 25. CONFERENCE WITH LEGAL COUNSEL EXISTING LITIGATION: (Cal. Gov. Code §54956.9(a) and (d)(1)) Stanley Moore v. San Diego County Regional Airport Authority, et al., San Diego Superior Court Case No. 37-2015-00030676-CU-OE-CTL

26. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: Cal. Gov. Code § 54956.9(a) and (d).

In the matter of the Petition of San Diego County Regional Airport Authority for Review of Action by the California Regional Water Quality Control Board in Issuing Order No. R9-2013-0001, as amended by Orders Nos. R9-2015-0001 and R9-2015-0100 (NPDES NO. CAS0109266) [Water Code §§ 13320(a) and 13321(a)]

27. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION AND EXISTING LITIGATION:

(Significant exposure to litigation pursuant to Cal. Gov. Code §§ 54956.9(a) and 54956.9(b).)

Jay A. Bass, et al v. San Diego City Employees' Retirement System, et al., San Diego Superior Court Case No. 37-2013-00077566-CU-OE-CTL

28. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:

(Significant exposure to litigation pursuant to Cal. Gov. Code §§ 54956.9 (b) and 54954.5.)

Re: Investigative Order No. R9-2012-0009 by the California Regional Water Quality Control Board regarding submission of technical reports pertaining to an investigation of bay sediments at the Downtown Anchorage Area in San Diego. Number of potential cases: 1

- 29. CONFERENCE WITH LEGAL COUNSEL ANTICIPATED LITIGATION: (Initiation of litigation pursuant to Cal. Government Code § 54956.9(d).) Number of cases: 2
- **30. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION:** (Significant exposure to litigation pursuant to cal. Gov. Code §54956.9(e)(3)) The Receipt of a Government Claim from GGTW LLC

<u>REPORT ON CLOSED SESSION</u>: The Board reconvened into open session at 11:06 a.m. There was no reportable action.

ITEM(S) REMOVED FROM THE CONSENT AGENDA FOR DISCUSSION

8. REJECT THE CLAIM OF GGTW, LLC:

RECOMMENDATION: Adopt Resolution No. 2016-0039, rejecting the claim of GGTW, LLC.

ACTION: Moved by Board Member Sessom and seconded by Board Member Robinson to approve staff's recommendation. Motion carried by the following vote: YES - Gleason, Janney, Kersey, Robinson, Sessom; NO – None; ABSENT – Boling, Cox, Desmond, Hubbs. (Weighted Vote Points: YES – 55; No – 0; ABSENT - 45)

NON-AGENDA PUBLIC COMMENT: None.

GENERAL COUNSEL REPORT: None.

BUSINESS AND TRAVEL EXPENSE REIMBURSEMENT REPORTS FOR BOARD MEMBERS, PRESIDENT/CEO, CHIEF AUDITOR AND GENERAL COUNSEL WHEN ATTENDING CONFERENCES, MEETINGS, AND TRAINING AT THE EXPENSE OF THE AUTHORITY:

BOARD COMMENT: None.

ADJOURNMENT: The meeting was adjourned at 11:08 a.m.

APPROVED BY A MOTION OF THE BOARD OF THE SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY THIS 23RD DAY OF JUNE, 2016.

TONY R. RUSSELL DIRECTOR, CORPORATE & INFORMATION GOVERNANCE/ AUTHORITY CLERK

APPROVED AS TO FORM:

AMY GONZALEZ GENERAL COUNSEL