SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY

Revised 08/27/10

BOARD

AGENDA

Thursday, September 2, 2010 9:00 A.M.

San Diego International Airport Commuter Terminal – Third Floor Board Room 3225 N. Harbor Drive San Diego, California 92101



I AUDIF BERMAN**

BRUCE R. BOLAND
GREG COX
JIM DESMOND
RAMONA FINNILA
ROBERT H. GLEASON
JIM PANKNIN
COL. FRANK A. RICHIE**
PAUL ROBINSON
TOM SMISEK

ANTHONY K. YOUNG

** EX OFFICIO BOARD MEMBERS

PRESIDENT/CEO
THELLA F. BOWENS

Live web casts of Authority Board meetings can be accessed at http://www.san.org/airport_authority/boardmeetings.asp.

This Agenda contains a brief general description of each item to be considered. The indication of a recommended action does not indicate what action (if any) may be taken. If comments are made to the Board without prior notice or are not listed on the Agenda, no specific answers or responses should be expected at this meeting pursuant to State law.

Staff Reports and documentation relating to each item of business on the Agenda are on file in Corporate Services and are available for public inspection.

NOTE: Pursuant to Authority Code Section 2.15, all Lobbyists shall register as an Authority Lobbyist with the Authority Clerk within ten (10) days of qualifying as a lobbyist. A qualifying lobbyist is any individual who receives \$100 or more in any calendar month to lobby any Board Member or employee of the Authority for the purpose of influencing any action of the Authority. To obtain Lobbyist Registration Statement Forms, contact the Corporate Services/Authority Clerk Department.

PLEASE COMPLETE A "REQUEST TO SPEAK" FORM PRIOR TO THE COMMENCEMENT OF THE MEETING AND SUBMIT IT TO THE AUTHORITY CLERK. PLEASE REVIEW THE POLICY FOR PUBLIC PARTICIPATION IN BOARD AND BOARD COMMITTEE MEETINGS (PUBLIC COMMENT) LOCATED AT THE END OF THE AGENDA.

The Authority has identified a local company to provide oral interpreter and translation services for public meetings. If you require oral interpreter or translation services, please telephone the Corporate Services/Authority Clerk Department with your request at (619) 400-2400 at least three (3) working days prior to the meeting.

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CALL TO ORDER:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

PRESENTATION(S):

A. SDCRAA BUSINESS CONTINUITY PLAN AND DISASTER RECOVERY PLAN (EDUCATIONAL ITEM):

Presented by David Boenitz, Director, Business Planning

B. CENTRAL RECEIVING & DISTRIBUTION CENTER/AUTHORITY WAREHOUSE DEVELOPMENT AND FINANCING UPDATE:

Presented by Vernon Evans, Vice President, Finance/Treasurer

C. UPDATE ON THE LIFE CYCLE MANAGEMENT PROGRAM:

Presented by Wayne Harvey, Director, Facilities Management

D. AUTHORITY'S FINANCIAL UPDATE:

Presented by Vernon Evans, Vice President, Finance/Treasurer

E. UPDATE ON BOND ISSUANCE:

Presented by Vernon Evans, Vice President, Finance/Treasurer

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

STANDING BOARD COMMITTEES

• AUDIT COMMITTEE:

Committee Members: Finnila (Vice Chair), Gleason, Smisek (Chair), Young, Buck, Tartre, Van Sambeek

EXECUTIVE PERSONNEL AND COMPENSATION COMMITTEE:

Committee Members: Boland (Vice Chair), Cox, Desmond (Chair), Smisek

• FINANCE COMMITTEE:

Committee Members: Cox (Chair), Finnila, Panknin, Robinson, Young

• TERMINAL DEVELOPMENT PROGRAM COMMITTEE:

Committee Members: Boland (Chair), Finnila, Panknin (Vice Chair), Miller (Public Member), Robinson

• REGIONAL AVIATION STRATEGIC PLAN COMMITTEE:

Committee Members: Boland (Vice Chair), Desmond, Finnila (Chair), Panknin

ADVISORY COMMITTEES

AIRPORT ADVISORY COMMITTEE:

Representative: Panknin

PUBLIC ART ADVISORY COMMITTEE:

Committee Member: Gleason

LIAISONS

• CALTRANS:

Liaison: Berman

• MILITARY AFFAIRS:

Liaisons: Boland (Primary), Panknin (Alternate)

PORT:

Liaisons: Boland, Gleason (Primary), Smisek

BOARD REPRESENTATIVES (EXTERNAL)

SANDAG TRANSPORTATION COMMITTEE:

Representatives: Panknin (Alternate), Smisek (Primary)

• SCAG AVIATION TASK FORCE:

Representatives: Finnila (Alternate), Smisek (Primary)

• WORLD TRADE CENTER:

Representatives: Panknin (Primary), Young (Alternate)

CHAIR'S REPORT:

PRESIDENT/CEO REPORT:

NON-AGENDA PUBLIC COMMENT:

Public Comment is reserved for members of the public wishing to address the Board on matters for which another opportunity to speak **is not provided on the Agenda**, and which is within the jurisdiction of the Board. Please submit a completed speaker slip to the Authority Clerk. *Each individual speaker is limited to three (3) minutes.*Applicants, groups and jurisdictions referring items to the Board for action are limited to five (5) minutes.

Note: Persons wishing to speak on specific items should reserve their comments until the specific item is taken up by the Board.

CONSENT AGENDA (Items 1-18):

The consent agenda contains items that are routine in nature and non-controversial. Some items may be referred by a standing Board Committee or approved as part of the budget process. The matters listed under 'Consent Agenda' may be approved by one motion. Any Board Member may remove an item for separate consideration. Items so removed will be heard before the scheduled New Business Items, unless otherwise directed by the Chair.

1. APPROVAL OF MINUTES:

The Board is requested to approve minutes of prior Board meetings. RECOMMENDATION: Approve the minutes of the June 21, 2010 Special Board meeting, and the July 1, 2010 regular meeting.

2. ACCEPTANCE OF BOARD AND COMMITTEE MEMBERS' WRITTEN REPORTS ON ATTENDANCE AT APPROVED MEETINGS AND PRE-APPROVAL OF ATTENDANCE AT OTHER MEETINGS NOT COVERED BY THE CURRENT RESOLUTION:

The Board is requested to accept the reports.

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

(Corporate Services: Tony Russell, Director/Authority Clerk)

3. SEPTEMBER 2010 LEGISLATIVE REPORT:

The Board is requested to approve the report.

RECOMMENDATION: Adopt Resolution No. 2010-0089, approving the September 2010 Legislative report.

(Inter-Governmental Relations: Michael Kulis, Director)

4. NOTIFICATION OF BOARD MEMBER WEIGHTED VOTE POINT ALLOCATION AS REQUIRED BY SECTION 170014 OF THE PUBLIC UTILITIES CODE:

The Board is requested to accept the vote point allocation.

RECOMMENDATION: Accept the report.

(Corporate Services: Tony Russell, Director/Authority Clerk)

5. AMEND AUTHORITY CODE SECTION 2.30 (C)(1) – CONFLICT OF INTEREST CODE:

The Board is requested to amend the code.

RECOMMENDATION: Adopt Resolution No. 2010-0090, amending Authority Code Section 2.30 (c) (1) – Conflict of Interest Code, updating the list of designated employees.

(Corporate Services: Tony Russell, Director/Authority Clerk)

CLAIMS

COMMITTEE RECOMMENDATIONS

6. RECEIVE THE UNAUDITED FINANCIAL STATEMENTS FOR THE YEAR ENDED JUNE 30, 2010:

The Board is requested to receive the report.

RECOMMENDATION: The Finance Committee recommends that the Board receive the report.

(Finance: Vernon Evans, Vice President/Treasurer)

7. RECEIVE THE AUTHORITY'S INVESTMENT REPORT AS OF JUNE 30, 2010:

The Board is requested to receive the report.

RECOMMENDATION: The Finance Committee recommends that the Board receive the report.

(Finance: Vernon Evans, Vice President/Treasurer)

8. REQUIRED COMMUNICATIONS FROM THE EXTERNAL AUDITOR TO THE AUDIT COMMITTEE:

The Board is requested to receive the information.

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

(Audit: Mark A. Burchyett, Chief Auditor)

9. FISCAL YEAR 2010 – ANNUAL REPORT FROM THE AUDIT COMMITTEE:

The Board is requested to receive the information.

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

(Audit: Mark A. Burchyett, Chief Auditor)

10. FISCAL YEAR 2010 – ANNUAL AUDIT ACTIVITIES REPORT AND AUDIT RECOMMENDATIONS FROM THE OFFICE OF THE CHIEF AUDITOR:

The Board is requested to receive the information.

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

(Audit: Mark A. Burchyett, Chief Auditor)

CONTRACTS AND AGREEMENTS

11. AWARDED CONTRACTS, APPROVED CHANGE ORDERS FROM JUNE 7, 2010 THROUGH AUGUST 8, 2010 AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM JUNE 7, 2010 THROUGH AUGUST 8, 2010:

The Board is requested to receive the report.

RECOMMENDATION: Receive the report.

(Procurement: Jana Vargas, Director)

12. APPROVE THE SECOND AMENDMENT TO AGREEMENT WITH ALL STAR EVENT PRODUCTIONS, INC., DBA ALL STAR GROUP, FOR HOLIDAY DECORATING SERVICES:

The Board is requested to approve an amendment to the contract. RECOMMENDATION: Adopt Resolution No. 2010-0091, approving the Second Amendment to the Agreement with All Star Event Productions, Inc., DBA All Star Group, authorizing the President/CEO to exercise the agreement's option to extend the term for two additional years, and increasing the amount payable by \$160,000 for a total not-to-exceed amount of \$250,000.

(Planning and Operations: Angela Shafer-Payne, Vice President)

13. AUTHORIZE THE PRESIDENT/CEO TO AWARD A CONTRACT TO STRONG TOWER CONSTRUCTION, LLC, DBA KOCH CORPORATION, FOR QUIETER HOME PROGRAM PHASE 5, GROUP 9A (25 WEST SIDE, NON-HISTORIC, UNITS ON 5 RESIDENTIAL PROPERTIES):

The Board is requested to authorize the contract.

RECOMMENDATION: Adopt Resolution No. 2010-0092, authorizing the President/CEO to award a contract to Strong Tower Construction, LLC, DBA Koch Corporation, in the amount of \$459,519.00, for Phase 5, Group 9A, Project No. 380509A, of the San Diego County Regional Airport Authority's Quieter Home Program.

(Facilities Development: Iraj Ghaemi, Director)

14. AUTHORIZE THE AWARD OF AN AGREEMENT FOR BOND DISCLOSURE LEGAL SERVICES TO QUATEMAN, LLP:

The Board is requested to authorize the contract.

RECOMMENDATION: Adopt Resolution No. 2010-0093, authorizing the award of an agreement for bond disclosure legal services to Quateman, LLP for a term of three (3) years with two (2) one-year options to extend the term for one (1) additional year and with a maximum amount payable of \$300,000.

(Legal: Breton Lobner, General Counsel)

15. AUTHORIZATION TO EXECUTE A MEMORANDUM OF AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION COVERING NAVIGATIONAL AIDS AT SAN DIEGO INTERNATIONAL AIRPORT:

The Board is requested to authorize a Memorandum of Agreement. RECOMMENDATION: Adopt Resolution No. 2010-0101, authorizing the President/CEO to enter into a Memorandum of Agreement with the Federal Aviation Administration (FAA) covering all FAA-owned and operated navigational aids at San Diego International Airport.

(Finance: Vernon Evans, Vice President/Treasurer)

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

16. AUTHORIZE THE PRESIDENT/CEO TO AWARD ON-CALL GENERAL CONSTRUCTION SERVICES AGREEMENTS TO APEX CONTRACTING & RESTORATION, INC.; DYNAMIC CONTRACTING SERVICES, INC.; MW CONSTRUCTION, INC.; CALDERON BUILDERS, INC.; AND THE VASQUEZ COMPANY:

The Board is requested to award the agreements.

RECOMMENDATION: Adopt Resolution No. 2010-0095, authorizing the President/CEO to award On-Call General Construction Services Agreements to: Apex Contracting & Restoration, Inc.; Dynamic Contracting Services, Inc.; MW Construction, Inc.; Calderon Builders, Inc.; and The Vasquez Company - each agreement for a three-year term and a not-to-exceed amount of \$3,000,000.00, to provide general construction services support for the San Diego International Airport's ("SDIA's") Capital Major Maintenance Program.

(Facilities Management: Wayne Harvey, Director)

17. AUTHORIZE THE PRESIDENT/CEO TO AWARD ON-CALL ELECTRICAL SERVICES AGREEMENTS TO LASER ELECTRIC, INC.; ENSLEY ELECTRIC, INC.; ACCURATE ENGINEERING INTEGRATED CONSTRUCTION SERVICES, INC.; NEAL ELECTRIC CORP.; AND SADLER ELECTRIC, INC.:

The Board is requested to award the agreements.

RECOMMENDATION: Adopt Resolution No. 2010-0096, authorizing the President/CEO to award On-Call Electrical Services Agreements to: Laser Electric, Inc.; Ensley Electric, Inc.; Accurate Engineering Integrated Construction Services, Inc.; Neal Electric Corp.; and Sadler Electric, Inc. - each agreement for a three-year term and a not-to-exceed amount of \$3,000,000.00, to provide electrical services support for the San Diego International Airport's Capital Major Maintenance Program.

(Facilities Management: Wayne Harvey, Director)

18. AWARD OF CONTRACT TO RICONDO & ASSOCIATES, INC. FOR TECHNICAL SERVICES IN THE DEVELOPMENT OF AIRPORT LAND USE COMPATIBILITY PLANS FOR SAN DIEGO INTERNATIONAL AIRPORT, NAVAL AIR STATION NORTH ISLAND, AND NAVAL OUTLYING FIELD IMPERIAL BEACH IN AN AMOUNT NOT TO EXCEED \$2.3 MILLION:

The Board is requested to award a contract.

RECOMMENDATION: Adopt Resolution No. 2010-0094, approving the award of a contract to Ricondo & Associates, Inc. to provide technical services in the development of Airport Land Use Compatibility Plans (ALUCPs) for San Diego International Airport (SDIA), Naval Air Station (NAS) North Island, and Naval Outlying Field (NOLF) Imperial Beach, and for the completion of a GIS Implementation Tool for all 16 ALUCPs, in an amount not to exceed \$2,300,000.

(Airport Planning: Keith Wilschetz, Director)

PUBLIC HEARINGS:

OLD BUSINESS:

NEW BUSINESS:

19. DISCUSSION AND POSSIBLE DIRECTION REGARDING TAXICAB AND VEHICLES FOR HIRE CONCESSIONS:

The Board is requested to receive the update and possibly provide direction. RECOMMENDATION: Partner with the ground transportation industry in implementing service improvements at SDIA; provide timeframe for industry to establish business entities and sign MOUs with Authority governing new operational relationships; if performance does not improve, authorize staff to prepare a solicitation for concession services.

(Finance: Vernon Evans, Vice President/Treasurer)

20. AUTHORIZE THE PRESIDENT/CEO TO EXECUTE AN AGREEMENT WITH HSS, INC., FOR CONTRACT SECURITY SERVICES:

The Board is requested to authorize the execution of the agreement. RECOMMENDATION: Adopt Resolution No. 2010-0097, authorizing the President/CEO to execute an agreement with HSS, Inc., for contract security services for five (5) years, including two (2) one-year options to extend the agreement in a not-to-exceed amount of \$15,000,000.

(Planning and Operations: Angela Shafer-Payne, Vice President)

21. AUTHORIZE PRESIDENT/CEO TO EXECUTE WORK AUTHORIZATIONS FOR CONSTRUCTION PHASE SERVICES FOR THE TERMINAL DEVELOPMENT PROGRAM/THE GREEN BUILD:

The Board is requested to authorize the work authorizations. RECOMMENDATION:

The Terminal Development Program Committee recommends that the Board adopt Resolution No. 2010-0098, authorizing the President/CEO to execute <u>Work Authorizations for construction phase services and release funding</u> in an amount not-to-exceed \$104,000,000 under Contract 1 (Terminal 2 West Building and Airside Expansion at San Diego International Airport); and

The Terminal Development Program Committee recommends that the Board adopt Resolution No. 2010-0099, authorizing the President/CEO to execute <u>Work Authorizations for construction phase services and release funding</u> in an amount not-to-exceed \$30,000,000 under Contract 2 (Terminal 2 Elevated Departure Curb / Transit Plaza and Landside Modifications at San Diego International Airport).

(Terminal Development Program: Bob Bolton, Acting Director)

22. APPROVE POLICY 9.40 - "WORKER RETENTION FOR EMPLOYEES OF CONTRACTORS AND SUBCONTRACTORS PROVIDING SERVICES AT SAN DIEGO INTERNATIONAL AIRPORT":

The Board is requested to approve the policy.

RECOMMENDATION: Adopt Resolution No. 2010-0100, approving Policy 9.40 - "Worker Retention for Employees of Contractors and Subcontractors Providing Services at San Diego International Airport".

(Procurement: Jana Vargas, Director)

23. DISCUSSION AND POSSIBLE DIRECTION REGARDING EMPLOYEE PURCHASES OF SERVICE CREDITS FROM THE SAN DIEGO CITY RETIREMENT SYSTEM (SDCERS):

The Board is requested to receive the update and possibly provide direction to staff.

RECOMMENDATION: Receive an update on the outcome of litigation between the City of San Diego and the San Diego City Employees' Retirement System (SDCERS), and possibly provide direction to staff.

(Human Resources: Jeff Lindeman, Director)

24. DISCUSSION AND POSSIBLE ACTION ASSOCIATED WITH THE ISSUANCE OF REVENUE BONDS:

The Board is requested to provide direction to staff and approve modifications if necessary to previously approved bond documents.

RECOMMENDATION: Provide direction to staff.

(Finance: Vernon Evans, Vice President/Treasurer)

CLOSED SESSION:

25. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION:

(Government Code Section 54956.9 (a)):

San Diego Unified Port District v. TDY Industries, Inc., et al., and related cross-actions. U.S. District Court, Southern District Case No. 03 CV 1146-B (POR).

26. CONFERENCE WITH REAL PROPERTY NEGOTIATORS:

Real Property Negotiations pursuant to Cal. Gov. Code sections 54954.5(b) and section 54956.8.

Property: 1.15 acre parcel located at the northern terminus of 13th Street in Imperial Beach

Agency Negotiators: Vernon D. Evans, Vice President, Finance/Treasurer Under Negotiation: Sale – Terms of Payment and Conditions.

27. CONFERENCE WITH REAL PROPERTY NEGOTIATORS:

Real property negotiations pursuant to Cal. Gov. Code Sections 54954.5(b) and section 54956.8.

Property: Salt Plant – 17 acre parcel located at 1470 Bay Boulevard, San Diego Agency Negotiators: Vernon D. Evans, Vice President, Finance/Treasurer

Negotiating Parties: United States Fish and Wildlife Service, GGTW, LLC (current tenant) and/or other interested parties

Under Negotiation: Sale – terms and conditions.

28. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION:

Pursuant to Government Code Section 54956.9(a): Save Our Heritage Organization v. San Diego Unified Port District, et al., San Diego Superior Court Case No. 37-2009-00097828-CU-TT-CTL

29. CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION:

(Cal. Gov. Code Section 54956.9(a)):

<u>San Diego Unified Port District v. Argonaut Insurance Company</u>, et al, L.A.S.C. GIC 874394

30. CONFERENCE WITH REAL PROPERTY NEGOTIATORS:

Real Property Negotiations pursuant to Cal Gov. Code §§ 54954.5(b) and 54956.8

Property: 3.76 acre easement across MCRD and San Diego Unified Port District property located on the Washington Street extension south of Pacific Highway, in the City of San Diego, CA.

Agency negotiators: Vernon Evans, Vice President, Finance/Treasurer and Troy Leech, Director, Real Estate Management.

Under Negotiation: Consideration of MCRD's request for exclusive use of portion of the easement; possible realignment of access and rights; acquisition of easement or right of way from the San Diego Unified Port District.

31. CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION:

(Cal. Gov. Code Section 54956.9(a)):

City of San Diego, Historical Resources Board: <u>In re: Western Salt Company Salt Works</u>, Report No. HRB-08-005

32. CONFERENCE WITH LEGAL COUNSEL: INITIATION OF LITIGATION:

Pursuant to Cal. Gov. Code section 54956.9(c)

Potential Cases: 1 (JCDecaux)

REPORT ON CLOSED SESSION:

NON-AGENDA PUBLIC COMMENT:

Public Comment is reserved for members of the public wishing to address the Board on matters for which another opportunity to speak **is not provided on the Agenda**, and which is within the jurisdiction of the Board. Please submit a completed speaker slip to the Authority Clerk. *Each individual speaker is limited to three (3) minutes. Applicants, groups and jurisdictions referring items to the Board for action are limited to five (5) minutes.*

Note: Persons wishing to speak on specific items should reserve their comments until the specific item is taken up by the Board.

GENERAL COUNSEL REPORT:

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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:

ADJOURNMENT:

Policy for Public Participation in Board and Board Committee Meetings (Public Comment)

- 1) Persons wishing to address the Board shall complete a "Request to Speak" form prior to the initiation of the portion of the agenda containing the item to be addressed (e.g., Public Comment and General Items). Failure to complete a form shall not preclude testimony, if permission to address the Board is granted by the Chair.
- 2) The Public Comment Section at the beginning of the agenda is limited to eighteen (18) minutes and is reserved for persons wishing to address the Board on any matter for which another opportunity to speak is not provided on the Agenda, and on matters that are within the jurisdiction of the Board. A second Public Comment period is reserved for general public comment later in the meeting for those who could not be heard during the first Public Comment period.
- 3) Persons wishing to speak on specific items listed on the agenda will be afforded an opportunity to speak during the presentation of individual items. Persons wishing to speak on specific items should reserve their comments until the specific item is taken up by the Board. Public comment on specific items is limited to twenty (20) minutes ten (10) minutes for those in favor and ten (10) minutes for those in opposition of an item. Each individual speaker will be allowed three (3) minutes, and applicants and groups will be allowed five (5) minutes.
- 4) If many persons have indicated a desire to address the Board on the same issue, then the Chair may suggest that these persons consolidate their respective testimonies. Testimony by members of the public on any item shall be limited to **three (3) minutes per individual speaker and five (5) minutes for applicants**, **groups and referring jurisdictions**.
- 5) Pursuant to Authority Policy 1.33 (8), recognized groups must register with the Authority Clerk prior to the meeting.
- 6) After a public hearing or the public comment portion of the meeting has been closed, no person shall address the Board without first obtaining permission to do so.

Additional Meeting Information

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For those planning to attend the Board meeting, parking is available in the public parking lot located directly in front of the Commuter Terminal. Bring your ticket to the third floor receptionist for validation.

You may also reach the Commuter Terminal by using public transit via the San Diego MTS system, Route 992. For route and fare information please call the San Diego MTS at (619) 427-6438.

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UPCOMING MEETING SCHEDULE				
Date	Day	Time	Meeting Type	Location
October 7	Thursday	9:00 a.m.	Regular	Board Room
November 4	Thursday	9:00 a.m.	Regular	Board Room
December 2	Thursday	9:00 a.m.	Regular	Board Room