

SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY

REVISED 09/23/10

DRAFT

BOARD

AGENDA

Thursday, October 7, 2010
9:00 A.M.

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

***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.

ITEM 7



BOARD MEMBERS

LAURIE 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

CALL TO ORDER:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

REPORT FROM CITIZEN COMMITTEE:

- **AIRPORT ADVISORY COMMITTEE:**
Richard Beach, First Vice Chair, Airport Advisory Committee

PRESENTATION(S):

- A. GOVERNMENT FINANCE OFFICERS ASSOCIATION (GFOA) AWARDS:**
Presented by Dennis Coleman, CFO, City of Solana Beach
- B. PRESENTATION OF AIRPORT COUNCIL INTERNATIONAL (ACI) AWARDS:**
Presented by Richard Kwiatkowski, Director, Marketing
- C. NATIONAL PURCHASING INSTITUTE – ACHIEVEMENT OF EXCELLENCE IN PROCUREMENT AWARD:**
Presented by Jeffrey Woodson, Vice President, Administration
- D. PRESENTATION ON THE AUTHORITY PROCUREMENT PROCESS (EDUCATIONAL ITEM):**
Presented by Jeffrey Woodson, Vice President, Administration
- E. UPDATE ON THE REGIONAL AVIATION STRATEGIC PLAN (RASP) FOR SAN DIEGO COUNTY:**
Presented by Angela Shafer-Payne, Vice President, Planning and Operations
- F. UPDATE ON THE TELEDYNE RYAN (TDY) DEMOLITION:**
Presented by Paul Manasjan, Director, Environmental
- G. REPORT ON THE AUTHORITY'S FINANCIAL CONDITION:**
Presented by Vernon Evans, Vice President, Finance/Treasurer
- H. 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'S 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 1-12):

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 September 2, 2010 regular meeting.

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:

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. OCTOBER 2010 LEGISLATIVE REPORT:

The Board is requested to approve the report.

RECOMMENDATION: Adopt Resolution No. 2010-0103, approving the October 2010 Legislative report.

(Inter-Governmental Relations: Michael Kulis, Director)

4. AMEND AUTHORITY POLICY 1.21, AIRPORT ADVISORY COMMITTEE:

The Board is requested to amend the policy.

RECOMMENDATION: Adopt Resolution No. 2010-0104, amending Authority Policy 1.21 – Airport Advisory Committee.

(Airport Noise Mitigation: Dan Frazee, Director)

CLAIMS

5. AUTHORIZE THE REJECTION OF THE CLAIM OF CHRISTIAN WINKLE:

The Board is requested to reject the claim.

RECOMMENDATION: Adopt Resolution No. 2010-0105, authorizing the rejection of the claim of Christian Winkle.

(Legal: Breton Lobner, General Counsel)

COMMITTEE RECOMMENDATIONS

CONTRACTS AND AGREEMENTS

6. AWARDED CONTRACTS, APPROVED CHANGE ORDERS FROM AUGUST 9, 2010 THROUGH SEPTEMBER 12, 2010 AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM AUGUST 9, 2010 THROUGH SEPTEMBER 12, 2010:

The Board is requested to receive the report.

RECOMMENDATION: Receive the report.

(Procurement: Jana Vargas, Director)

7. AWARD A CONTRACT TO MACTEC FOR PROFESSIONAL STORMWATER MANAGEMENT SERVICES:

The Board is requested to award the contract.

RECOMMENDATION: Adopt Resolution No. 2010-0106, awarding a contract to MACTEC, in the amount of \$_____, for a 5-year period, to provide Professional Stormwater Management Services at San Diego International Airport.

(Environmental: Paul Manasjan, Director)

8. AUTHORIZE THE AWARD OF AN AGREEMENT TO GATZKE, DILLON & BALLANCE LLP FOR ALUC AND AIRPORT NOISE LEGAL SERVICES:

The Board is requested to authorize the contract.

RECOMMENDATION: Adopt Resolution No. 2010-0107, authorizing the award of an agreement to Gatzke, Dillon & Ballance LLP for ALUC and Airport Noise legal services for a term of three (3) years with two (2) one-year options to extend the term for one (1) additional year each and with a maximum amount payable of \$300,000.

(Legal: Breton Lobner, General Counsel)

9. APPROVE THE FIRST AMENDMENT TO THE OCIP INSURANCE BROKER SERVICES CONSULTING AGREEMENT WITH MARSH RISK AND INSURANCE SERVICES:

The Board is requested to approve the first amendment.

RECOMMENDATION: Adopt Resolution No 2010-0108, approving the first amendment to the Owner Controlled Insurance Program (OCIP) Insurance Broker and Administration Services Agreement with Marsh Risk and Insurance Services, 204321OS, to: 1) Amend the term of the agreement to extend to August 1, 2013, and 2) Increase the original not-to-exceed amount payable by \$785,846.92, for a new not-to-exceed amount payable of \$1,202,509.93.

(Administration: Jeffrey Woodson, Vice President)

10. AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A SECOND AMENDMENT TO THE AGREEMENT WITH PHOENIX MARKETING INTERNATIONAL:

The Board is requested to authorize the second amendment.

RECOMMENDATION: 1. Adopt Resolution No. 2010-0109, authorizing the President/CEO to execute a second amendment to the agreement with Phoenix Marketing International to (1) extend the term of the agreement for quarterly passenger satisfaction and baggage surveys, and annual tenant satisfaction survey by one year from April 1, 2011 to March 31, 2012; and (2) increase the maximum amount payable by \$247,425, resulting in a maximum amount payable of \$705,575.

(Public, Community and Customer Relations: Diana Lucero, Director)

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

- 11. AUTHORIZE THE PRESIDENT/CEO TO AWARD A CONTRACT TO ATLAS DEVELOPMENT CORPORATION, FOR QUIETER HOME PROGRAM PHASE 5, GROUP 10 (23 WEST SIDE AND 31 EAST SIDE, NON-HISTORIC, UNITS ON 31 RESIDENTIAL PROPERTIES):**

The Board is requested to authorize the award of the contract.

RECOMMENDATION: Adopt Resolution No. 2010-0110, authorizing the President/CEO to award a contract to Atlas Development Corporation, in the amount of \$1,141,196.00, for Phase 5, Group 10, Project No. 380510, of the San Diego County Regional Airport Authority's Quieter Home Program.

(Facilities Development: Iraj Ghaemi, Director)

- 12. AUTHORIZE THE PRESIDENT/CEO TO AWARD A THREE-YEAR CONTRACT TO RICONDO & ASSOCIATES TO PROVIDE ON-CALL AIRPORT PLANNING SERVICES:**

The Board is requested to authorize the award of the contract.

RECOMMENDATION: Adopt Resolution No. 2010-0111, authorizing the President/CEO to award an on-call contract to Ricondo & Associates for three (3) years, in an amount not-to-exceed \$2,500,000, to provide professional consulting services supporting a variety of programs, projects and initiatives in the Airport Planning Department, and throughout the Authority.

(Airport Planning: Keith Wilschetz, Director)

PUBLIC HEARINGS:

OLD BUSINESS:

- 13. AUTHORIZE THE PRESIDENT/CEO TO EXECUTE AN AGREEMENT WITH HSS, INC. FOR CONTRACT SECURITY SERVICES (Discussed at the September 2, 2010 Board Meeting):**

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 in an amount not-to-exceed fifteen million dollars (\$15,000,000).

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

14. BOARD DISCUSSION AND POSSIBLE ACTION REGARDING EMPLOYEE PURCHASES OF SERVICE CREDITS FROM THE SAN DIEGO CITY EMPLOYEES' RETIREMENT SYSTEM (SDCERS) (Discussed at the September 2, 2010 Board Meeting):

The Board is requested to receive the update.

RECOMMENDATION: Receive an update on the status of San Diego City Employees' Retirement System (SDCERS) Board of Administration's response to the Court of Appeals ruling.

(Human Resources: Jeff Lindeman, Director)

NEW BUSINESS:

15. RECEIVE THE SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY DISPARITY STUDY:

The Board is requested to receive the study.

RECOMMENDATION: Receive the disparity/availability study of the five-year period from 2003 through 2007.

(Small Business Development: Bob Silvas, Director)

16. BOARD DISCUSSION AND POSSIBLE DIRECTION REGARDING CONTRACTOR WORKER RETENTION:

The Board is requested to provide direction to staff.

RECOMMENDATION: Provide direction to staff.

(Administration: Jeffrey Woodson, Vice President)

17. DISCUSSION AND POSSIBLE ACTION REGARDING TOPICS TO BE CONSIDERED BY AUTHORITY ADVISORY COMMITTEE:

The Board is requested to provide direction to staff.

RECOMMENDATION: Provide direction to staff.

(Executive Office: Thella F. Bowens, President/CEO)

18. 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:

19. 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).

20. 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.

21. 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.

22. 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

23. CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION:

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

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

24. 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 Ann 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.

25. CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION:

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

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

26. CONFERENCE WITH LEGAL COUNSEL: INITIATION OF LITIGATION:

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

Potential Cases: 1 (JCDecaux)

27. CONFERENCE WITH LABOR NEGOTIATOR:

Labor negotiations pursuant to Cal. Gov. Code §54957.6.

Authority Designated Negotiators: Thella F. Bowens; President/CEO, and Jeffrey Woodson; Vice-president, Administration

Employee Organization: Teamsters 911

28. PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

(Government Code 54957):

Title: President/CEO

29. PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

(Government Code 54957):

Title: General Counsel

30. PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

(Government Code 54957):

Title: Chief Auditor

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:

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

NOTE: This information is available in alternative formats upon request. To request an Agenda in an alternative format, or to request a sign language or oral interpreter, or an Assistive Listening Device (ALD) for the meeting, please telephone the Authority Clerk's Office at (619) 400-2400 at least three (3) working days prior to the meeting to ensure availability.

For your convenience, the agenda is also available to you on our website at www.san.org.

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.

UPCOMING MEETING SCHEDULE				
<i>Date</i>	<i>Day</i>	<i>Time</i>	<i>Meeting Type</i>	<i>Location</i>
November 4	Thursday	9:00 a.m.	Regular	Board Room
December 2	Thursday	9:00 a.m.	Regular	Board Room