

**SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY BOARD
MINUTES
THURSDAY, FEBRUARY 19, 2015
SAN DIEGO INTERNATIONAL AIRPORT
BOARD ROOM**

CALL TO ORDER: Chair Gleason called the regular meeting of the San Diego County Regional Airport Authority Board to order at 9:07 a.m. on Thursday, February 19, 2015, in the Board Room at the San Diego International Airport, Commuter Terminal, 3225 North Harbor Drive, San Diego, CA 92101.

PLEDGE OF ALLEGIANCE: Board Member Janney led the Pledge of Allegiance.

ROLL CALL:

PRESENT: Board Members: Alvarez, Boling, Farnam (Ex Officio), Gleason, Hubbs, Janney, Robinson, Sessom

ABSENT: Board Members: Berman (Ex Officio), Cox, Desmond, 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; Lorraine Bennett, Assistant Authority Clerk II

Board Member Robinson arrived during the course of the meeting.

BOARD BUSINESS:

- **APPOINTMENT OF EXECUTIVE COMMITTEE MEMBERS AND ELECTION OF THE VICE CHAIR OF THE BOARD:**

ACTION: Moved by Chair Gleason and seconded by Board Member Sessom to appoint Board Member Hubbs to the Executive Committee. Motion carried by the following vote: YES – Alvarez, Boling, Gleason, Hubbs, Janney, Sessom; NO - None; ABSENT – Cox, Desmond, Robinson. (Weighted Vote Points: YES - 72; NO - 0; ABSENT- 28).

ACTION: Moved by Chair Gleason and seconded by Board Member Sessom to appoint Board Member Robinson as Vice Chair of the Board. Motion carried by the following vote: YES – Alvarez, Boling, Gleason, Hubbs, Janney, Sessom; NO - None; ABSENT – Cox, Desmond, Robinson. (Weighted Vote Points: YES - 72; NO - 0; ABSENT- 28).

PRESENTATION:

A. FINANCIAL UPDATE OF THE UNAUDITED FINANCIAL STATEMENTS FOR THE SIX MONTHS ENDED DECEMBER 31, 2014 AND 2013, AND REVIEW OF THE FISCAL YEAR 2016 – FISCAL YEAR 2017 BUDGET CALENDAR:

Michael Sears, Director, Financial Management, provided a presentation on the Unaudited Financial Statements for the Six Months Ended December 31, 2014, and a Review of the Fiscal Year 2016 – Fiscal Year 2017 Budget Calendar, which included Operating Revenues by Percentage for the Six Months Ended December 31, 2014 (Unaudited), Operating Expenses by Percentage for the Six Months Ended December 31, 2014 (Unaudited), Non-operating Revenue and Expenses for the Six Months Ended December 31, 2014 (Unaudited), Financial Summary for the Six Months Ended December 31, 2014 (Unaudited), Statement of Net Position as of December 31, 2014 (Unaudited), Total Portfolio Summary, Bond Proceeds Summary, and Timeline of Key Dates.

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

STANDING BOARD COMMITTEES

- **AUDIT COMMITTEE:**
Board Member Hubbs noted that Items 9 and 10 are on the agenda for Board approval.
- **CAPITAL IMPROVEMENT PROGRAM OVERSIGHT COMMITTEE:**
Board Member Hubbs reported that the Committee met on January 22, 2015 and received an overview on Capital Projects. He announced that the next Committee Meeting is scheduled on April 30, 2015.
- **EXECUTIVE PERSONNEL AND COMPENSATION COMMITTEE:**
Chair Gleason reported that the Committee met on January 21, 2015, to discuss the goals of the President/CEO, General Counsel, and Chief Auditor.
- **FINANCE COMMITTEE:**
None.

ADVISORY COMMITTEES

- **AUTHORITY ADVISORY COMMITTEE:**
None.

- **ART ADVISORY COMMITTEE:**
Chair Gleason reported that the last of the Green Build projects, the Multi-Media Lounge in Terminal 2 opened on February 4, 2015. He reported that an opening event was recently held for the annual temporary installations, "Balboa Park and the City". He also reported that the Parking Plaza Public Art Opportunity Request For Qualifications was released on February 12, 2015.

LIAISONS

- **AIRPORT LAND USE COMPATIBILITY PLAN FOR SAN DIEGO INTERNATIONAL AIRPORT:**
None.
- **CALTRANS:**
None.
- **INTER-GOVERNMENTAL AFFAIRS:**
Michael Kulis, Director, Inter-Governmental Relations, reported that there continues to be disagreement in Congress on a new funding bill for the Department of Homeland Security. He reported that on January 26th, Authority staff and Board Member Robinson provided an Airport Development Plan (ADP) briefing to San Diego Councilmember Mark Kersey. He also reported that on January 26th, Authority staff provided an ADP update to Coronado City Councilman Mike Woiwode. He reported that on January 27th staff provided an ADP update to La Mesa Councilmember Kristine Alessio, and Board Member Sessom provided an airport update to the La Mesa City Council. He reported that Authority staff, along with Board Members Sessom, Cox, and Berman, participated in the annual SANDAG retreat on January 28th-30th. He reported that on February 20th, Authority staff will provide Assemblymember Shirley Weber's staff an airport briefing and tour.
- **MILITARY AFFAIRS:**
Board Member Farnam reported that one of the runways at Miramar is down for maintenance.
- **PORT:**
None.

BOARD REPRESENTATIVES (EXTERNAL)

- **SANDAG TRANSPORTATION COMMITTEE:**
Board Member Hubbs reported that the Committee met on January 16th and February 6th, to discuss accelerating the transit elements of the Transportation Plan.
- **WORLD TRADE CENTER:**
None.

CHAIR'S REPORT:

Chair Gleason reported that staff will be reaching out to Board Members who have expressed interest in attending the upcoming Airports Council International North America Board Members and Commissioners conference in April. He also reported that Board Member Alvarez will be representing the Authority at the Chamber of Commerce delegation to Mexico in March.

PRESIDENT/CEO'S REPORT:

Thella F. Bowens, President/CEO, reported that the Board will be receiving a comprehensive review of the Airport Service Quality Ratings, a global benchmarking program, and stated that the Authority has increased its score from 4.09 to 4.22. She reported that the photovoltaic installations continue, and that staff anticipates that the system will begin generating power by the end of June, 2015. She reported that expansion of the ticket lobby on the western end of the Green Build has added eight ticket gates, and staff anticipated that the project will be completed by the end of February, 2015. She reported that the Authority's Volunteer Program had a total of 82 employees who contributed 937 hours of volunteer time within the San Diego community. She also reported that the Administration has released its budget for next fiscal year, which supports an \$8.00 per Passenger Facility Charge, and that industry organizations are asking for an \$8.50 Passenger Facility Charge. She reported that Congressman John Katko has introduced two new bills, H.R. 720, in response to security breaches at Atlanta International Airport, and H.R. 719, to require the Transportation Security Administration to conform to existing Federal law and regulations regarding criminal investigator positions.

NON-AGENDA PUBLIC COMMENT:

MICHELL GUTIERREZ, SAN DIEGO, provided an update regarding employee contracts with SSP America and High Flying Food (HFF), and stated that SSP has completed a contract with its employees. She reported that an injunctive relief has been filed against HFF, and provided a copy of the document for distribution to the Board.

Chair Gleason referred the matter to staff and to the General Council Office for follow-up, and to provide a response to the Board.

ALFRED BANKS, SAN DIEGO, provided a handout for the Board, and expressed concerns with taxicab regulations.

Chair Gleason referred the matter to staff, to provide a response to the Board.

CONSENT AGENDA (Items 1-13):

ACTION: Moved by Board Member Alvarez and seconded by Board Member Boling to approve the Consent Agenda. Motion carried by the following vote: YES – Alvarez, Boling, Gleason, Hubbs, Janney, Sessom; NO – None; ABSENT – Cox, Desmond, Robinson. (Weighted Vote Points: YES – 72; NO – 0; ABSENT 28).

1. **APPROVAL OF MINUTES:**
RECOMMENDATION: Approve the minutes of the January 15, 2015, 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:**
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 DECEMBER 8, 2014 THROUGH JANUARY 25, 2015, AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM DECEMBER 8, 2014 THROUGH JANUARY 25, 2015:**
RECOMMENDATION: Receive the report.
4. **FEBRUARY 2015 LEGISLATIVE REPORT:**
RECOMMENDATION: Adopt Resolution No. 2015-0014, approving the February 2015 Legislative Report.
5. **APPOINTMENTS TO BOARD COMMITTEES, LIAISON POSITIONS, OTHER REPRESENTATIVE AND ALTERNATE POSITIONS:**
RECOMMENDATION: Adopt Resolution No. 2015-0015, making appointments to Board committees, liaison positions, the SANDAG Transportation Committee, and the World Trade Center Board.

CLAIMS

6. **REJECT THE CLAIM OF MARIA BERMUDEZ:**
RECOMMENDATION: Adopt Resolution No. 2015-0016, rejecting the claim of Maria Bermudez.

COMMITTEE RECOMMENDATIONS

7. **ACCEPT THE UNAUDITED FINANCIAL STATEMENTS FOR THE SIX MONTHS ENDED DECEMBER 31, 2014:**
RECOMMENDATION: The Finance Committee recommends that the Board accept the report.

8. **ACCEPT THE AUTHORITY'S INVESTMENT REPORT AS OF DECEMBER 31, 2014:**
RECOMMENDATION: The Finance Committee recommends that the Board accept the report.
9. **FISCAL YEAR 2015 SECOND QUARTER AUDIT ACTIVITIES REPORT, AND AUDIT RECOMMENDATIONS ISSUED BY THE OFFICE OF THE CHIEF AUDITOR:**
RECOMMENDATION: The Audit Committee recommends that the Board receive the report.
10. **REVISION TO FISCAL YEAR 2015 AUDIT PLAN OF THE OFFICE OF THE CHIEF AUDITOR:**
RECOMMENDATION: The Audit Committee recommends that the Board accept the information.

CONTRACTS AND AGREEMENTS

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

11. **AWARD A CONTRACT TO ENSLEY ELECTRIC, INC. FOR RUNWAY 09 DISPLACED THRESHOLD RELOCATION AT SAN DIEGO INTERNATIONAL AIRPORT:**
RECOMMENDATION: Adopt Resolution No. 2015-0017, awarding a contract to Ensley Electric, Inc., in the amount of \$1,427,895 for Project No. 104087, Runway 09 Displaced Threshold Relocation at San Diego International Airport, with award conditional upon the Federal Aviation Administration (FAA) agreeing to modification of the indemnity clause in its reimbursable agreement.
12. **APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE AN AGREEMENT WITH MJE MARKETING SERVICES, INC. TO PROVIDE ON-CALL STRATEGIC MARKETING, ADVERTISING AND CREATIVE SERVICES AT SAN DIEGO INTERNATIONAL AIRPORT:**
RECOMMENDATION: Adopt Resolution No. 2015-0018, approving and authorizing the President/CEO to execute an agreement with MJE Marketing Services, Inc. for an initial three-year term, with two (2) one-year options exercisable at the sole discretion of the President/CEO, in an amount not to exceed \$1,800,000, to provide on-call strategic marketing, advertising and creative services.

13. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A THIRD AMENDMENT TO INCREASE THE DURATION OF THE TURNER/PCL/FLATIRON – A JOINT VENTURE AGREEMENT FOR THE TERMINAL DEVELOPMENT PROGRAM CONTRACT 1: TERMINAL 2 WEST BUILDING AND AIRSIDE EXPANSION:

RECOMMENDATION: Adopt Resolution No. 2015-0019, approving and authorizing the President/CEO to execute a Third Amendment to the agreement with Turner/PCL/Flatiron – A Joint Venture, increasing the agreement time by 253 days, for a total of 1673 days, for the Terminal Development Program Contract 1: Terminal 2 West Building and Airside Expansion, at San Diego International Airport (SDIA) to reroof Terminal 2 West existing.

PUBLIC HEARINGS: None.

OLD BUSINESS: None.

NEW BUSINESS:

Chair Gleason announced that Item 15 would be heard at this time.

15. TRANSPORTATION NETWORK COMPANY (TNC) PILOT PROGRAM PARAMETERS:

Chair Gleason disclosed ex-parte communications with Adrian Kwiatkowski, representing Transportation Alliance Group (TAG), Lyft representatives Bakari Brock and Timothy Burr, and Kimberly Miller, representing Rath, Miller.

Board Member Boling disclosed ex-parte communications with Adrian Kwiatkowski, representing Transportation Alliance Group (TAG), George Abraham, Tony Hueso, and Kimberly Hale, representing Lyft.

Board Member Alvarez disclosed ex-parte communications with Kimberly Hale, representing Lyft, and representatives of Uber.

Board Member Janney disclosed ex-parte communications with Adrian Kwiatkowski, representing Transportation Alliance Group (TAG).

Angela Shafer-Payne, Vice President, Operations, introduced the item, stating that while it is the Authority's responsibility to provide safe and efficient ground transportation options to the travelling public, new technology and market demands are requiring new options. She introduced Eva Cheong from San Francisco International Airport to provide an overview of their efforts in regard to TNC's.

Eva Cheong, Director, Airport Services, San Francisco International Airport, provided a presentation titled, When Technology Disrupts the Airport Business Model Ground Transportation Impacts, which included Disruptive Technology and Ground Transportation – the ‘Sharing Economy’, The Challenge, Permit Development, SFO Transportation Network Companies (TNC) Permit Highlights, Analysis and Next Steps, and Lessons Learned and Recommendations.

Angela Shafer-Payne, Vice President, Operations and David Boenitz, Director, Ground Transportation, provided a presentation on the Transportation Network Company (TNC) Pilot Program Parameters, which included Airport challenges, Pilot Program, SAN Requirements, Vehicle Safety and Driver Oversight, Passenger Safety and Airport Security, Operations and Enforcement, Cost Recovery Fees, Realities and Implications, and TimeLine.

Board Member Robinson arrived at 10:20 a.m.

In response to Board Member Alvarez regarding whether the Authority can address surge pricing, Breton Lobner, General Counsel, stated that the California Public Utilities Commission (CPUC) has chosen not to regulate what charter party carriers can charge their customers, and therefore surge pricing is currently allowable.

In response to Board Member Sessom regarding why TNC’s are not being required to participate in the Homeland Security clearance for threat assessment, Ms. Shafer-Payne stated that while the TNC’s have agreed to an audit by the Authority of its background checks, no TNC has agreed to a validation of a background check which would include fingerprinting that would be performed by the Authority.

Ms. Bowens further clarified that the fingerprint background check is the Homeland Security Threat Assessment.

In response to Board Member Sessom regarding clarification as to whether taxis have to have a business license to operate at the airport, Ms. Shafer-Payne stated that they are not required to provide the Authority a business license.

Thella Bowens, President/CEO, further stated that the Authority does not check to see if taxis have a business license, and that it is not written in our permit that they have one.

Chair Gleason expressed concern about the potential issues with wait times for TNC’s who are hailed by passengers prior to the passengers exiting the terminals.

In response to Chair Gleason regarding whether the Authority has complete and comprehensive rights to audit the TNC's, Ms. Shafer-Payne stated that as noted in the staff report, the Authority has the right to audit anything related to the operation of the TNC's.

In response to Board Member Alvarez regarding fingerprinting audits of TNC drivers by the Authority, Ms. Shafer-Payne clarified that this requirement continues to be a point of contention with the TNC companies.

In response to Board Member Janney regarding if SFO is advocating the CPUC to adopt Livescan fingerprinting as its process, Ms. Cheong stated that SFO is supporting State Legislation for requiring fingerprint background checks instead of the current background checks that the CPUC has authorized.

In response to Chair Gleason regarding whether the California Airports Council has taken a position on fingerprinting background checks, Ms. Bowens stated that this issue will be discussed at its next meeting in March. She also stated that airports nationally will be addressing this issue with TSA.

The Board recessed at 10:59 a.m. and reconvened at 11:10 a.m.

AMY LAUREL HEGY, SAN DIEGO, spoke in support of TNC's operating at the airport.

BAKARI BROCK, SAN FRANCISCO, representing Lyft, requested that there be more flexibility with time needed for passenger pick up, and that there be no age limits on vehicles.

AMANDA SCHRADER, SAN DIEGO, representing Lyft, spoke in support of TNC's operating at the airport.

GREG PARKINGTON, SAN DIEGO, representing Downtown Partnership, spoke in support of the proposed TNC Pilot Program.

ALIX ROSENTHAL, SAN FRANCISCO, representing Sidecar, stated that the 10-year age limit is burdensome and costly for drivers. He also spoke regarding the proposed permit activation fee.

ALBERT ASMUSON, SAN DIEGO, spoke in support of the proposed TNC Pilot Program.

STEVE YAGYAGAN, CHULA VISTA, spoke in support of the proposed TNC Pilot Program.

CHRISTOPHER BALLARD, SAN DIEGO, spoke in support of the proposed TNC Pilot Program.

KARAN MODY, SAN DIEGO, spoke in support of the proposed TNC Pilot Program.

WANDA WAINMAN, SAN DIEGO, spoke in support of the proposed TNC Pilot Program.

CARLOS GOMEZ PEREZ, EL CAJON, spoke in support of the proposed TNC Pilot Program.

ERNESTO MEDINA, CHULA VISTA, spoke in support of the proposed TNC Pilot Program.

ADRIAN KWIATKOWSKI, SAN DIEGO, representing Transportation Alliance Group (TAG), provided a presentation which included Leveling the Playing Field, TNC Pilot Program, and Regulatory Reform. He requested that the TNC Pilot Program be delayed so that the Authority can work with existing operators to create a level playing field with TNC's prior to permitting their operations at the airport.

CAMERON CARDOZA, SAN DIEGO, representing Lyft, spoke in support of the proposed TNC Pilot Program.

GEORGE ABRAHAM, SAN DIEGO, stated that the TNC's are not following the rules at the airport, and he requested a level playing field for all operators at the airport.

TONY HUESO, SAN DIEGO, requested a level playing field for everyone who operates at the airport.

KHOA NGUYEN, SAN DIEGO, spoke in support of the proposed TNC Pilot Program.

MASOUD SHAHRI, CARLSBAD, stated that the majority of TNC drivers use personal insurance coverage, which does not cover commercial use.

CARELYN REYNOLDS, urged the Board to delay approval of the proposed Pilot Program until after the issues are vetted.

TARICK HAIDARI, SAN DIEGO, expressed concerns about the lack of adequate insurance being provided for TNC vehicles.

FILMON SEMERE, SAN DIEGO, spoke in opposition to the proposed Pilot Program.

JONATHAN BERNARD, SAN DIEGO, representing Flywheel, stated that Flywheel is currently being used by over 600 taxis in San Diego.

SIDDHARTHA CHATTOPADHYAY, SAN FRANCISCO, representing Flywheel, stated that Flywheel provides similar technology to taxis that is used by TNC's.

KAMRAN HAMIDI, SAN DIEGO, provided a handout dated February 19, 2015, stating that there is unfair competition between the taxis and TNC's, because there are no rules for TNC's, including trip fees, vehicle conversion incentives, and insurance requirements. He requested to let SFO finish its pilot in August, and then possibly have the Authority do a TCP limo pilot, which is fair and consistent with taxi requirements.

Board Member Alvarez expressed concerns about the proposed vehicle time limits in the staging area that requires vehicles exceeding the established time limit to leave the vicinity and return, even when they have contracted with a passenger for pick up.

In regards to the 10 regulatory reform topics outlined within the presentation provided by Adrian Kwiatkowski, Board Member Alvarez requested that the General Counsel identify those that the Authority have regulatory authority over.

Breton Lobner, General Counsel, stated that as to (1) *Vehicle Types*, the Authority has some jurisdiction to the types of vehicles; (2) *Vehicle Markings/Colors*, the Authority has some rights, due to the need to identify vehicles; (3) *Vehicle Inspection System*, the State has established a 19 point program, but does not believe this would prohibit the airport from looking at other types of inspections connected with the vehicle code; (4) *Vehicle Conversion Program* – this is an open question about whether the Authority has the right to mandate that it be a green vehicle or not, and would depend upon how the Authority would go about it; (5) *Driver ID and training*, the Authority has rights to control and require vehicle ID and training; (6) *Insurance Levels*, these are preempted by State Law; (7) *Rates of Fare*, these are preempted; (8) *Surge Pricing*, there is nothing within the State program that deals with surge pricing, as they do not set pricing, and this would be a slippery slope for the Authority to get involved in setting pricing for any type of business at the airport, unless it is operated by the Authority; (9) *Transportation Island Operations*, each airport has the right to control this by statute; (10) *MOA's*, these are voluntary agreements between the industry and the Authority.

Board Member Boling stated that it is her understanding that the regulatory reform topics are the areas where the taxi drivers are requesting regulatory relief and want this to be consistent with the requirements for TNC's.

In response to Board Member Boling regarding which regulatory topics can the Authority change to provide relief to taxis and make them consistent with the TNC requirements, Mr. Lobner stated that (1) *Vehicle Types*, the City has requirements as to what can be a taxi and what cannot; (2) *Vehicle Markings/Colors*, the City specifies the markings and colors, (3) *Vehicle Inspection System*, the Authority can do whatever it wishes; (4) *Vehicle Conversion Program*, this is an open question about whether the Authority has the right to mandate that it be a green vehicle or not, and would depend upon how the Authority would go about it; (5) *Driver ID and training*, the Authority has full authority; (6) *Insurance Levels*, this is not preempted; (7) *Rates of Fare*, taxicabs are prohibited from charging more than the rate set by MTS, but are not prohibited from charging less; (8) *Surge Pricing*, this is not applicable to taxicabs because they have a maximum fee structure; (9) *Transportation Island Operations*, the Authority has full authority; (10) *MOA's*, these are voluntary agreements between the industry and the Authority.

Board Member Alvarez made a motion to move forward with the TNC Pilot Program; requested that staff consider options to address expanding the wait times in the staging area when TNC's have contracted to meet someone which may take longer than the established time; that staff research ways to create parity in the regulatory reforms between taxis and TNC's, and bring back recommendations to the Board for consideration, and; that that the Authority work with Flywheel to bring that technology on board as soon as possible. Board Member Sessom seconded the motion.

Board Member Sessom suggested looking at bringing the ten TAG Reform Topics into parity, and to require TNC's to fall in line with the Authority's vehicle types and the current vehicle conversion program for taxis. She also suggested bringing taxis into parity with TNC requirements for background checks.

In response to Chair Gleason regarding the TSA Threat Assessment, Ms. Shafer-Payne stated that taxi cab drivers and vehicle for hire shuttle drivers doing business at the airport, are required to obtain an airport identification badge, and as a part of that, a background check, which includes fingerprinting, is performed on each driver, and the information is provided to the Department of Homeland Security.

Board Member Boling stated that she supports the notion of the fingerprinting, and that the TNC's should have the same requirements as taxis. With regards to the transportation island operations, she suggested that there be a hailed lot and an un-hailed queue, so as not to confuse travelers.

Board Member Hubbs suggested that prior to setting time limits for transportation island operations, to first look at the time limits currently being set in the cell phone lot, to ensure they are realistic.

Board Member Robinson spoke in support of increasing the regulatory reforms on the TNC's, to bring them into parity with taxis, where possible.

Chair Gleason stated that TNC's are engaging in a business transaction that is commercially regulated and that the Authority needs to conduct it in a way that addresses consumer demand, but also consumer safety. He suggested recommending that the wait times be set properly and that staff determine a consistent policy and report back to the Board; and that before the permit is issued, that we have a set citation process in place with penalty escalation; and that the Pilot Program be in place until June 30, 2016. Board members Alvarez and Sessom concurred.

Chair Gleason clarified that staff reserves the right to bring this back to the Board if regulations change during the Pilot Program. He also confirmed that the Authority should have the right to stop the Program, at any time, at the discretion of the President/CEO.

Chair Gleason requested that staff provide a report back to the Board regarding app-hailed taxis, and an update on conversations at the CPUC and state legislative bills about TNC regulations. He also requested that the Board receive quarterly status updates on the Pilot Program.

RECOMMENDATION: Provide Board input on the TNC Pilot Program parameters.

ACTION: Moved by Board Member Alvarez and seconded by Board Member Sessom to accept staff's recommendations for the TNC Pilot Program parameters as outlined in the staff report, and direct staff to determine a consistent policy for TNC wait times and report back to the Board; set a penalty structure with escalation before the permit is issued; that the Pilot Program run through June 30, 2016; and that staff provide the Board with quarterly updates on the Pilot Program. Motion carried by the following vote: YES – Alvarez, Boling, Gleason, Hubbs, Janney, Robinson, Sessom; NO – None; ABSENT – Cox, Desmond. (Weighted Vote Points: YES – 80; NO – 0; ABSENT 20).

14. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE AN ON-CALL PROGRAM MANAGEMENT AND SUPPORT SERVICES AGREEMENT WITH AECOM TECHNICAL SERVICES, INC.:

Board Member Robinson recused himself for discussion and action on this item, due to a potential conflict of interest.

Iraj Ghaemi, Director, Facilities Development, provided a presentation on an On-Call Program Management and Support Services Agreement with AECOM Technical Services, Inc., which included Authority Program Management History, Concept of Program Management, Inclusionary Approach, Staff Augmentation Examples, PM/CM Percentage of Program, Projected Program Management Budget Requirements, Program Management Budget for 3 Years \$60M, Program Management Selection Process, RFQ Evaluation Panel, and RFQ Evaluation Criteria.

Board Member Hubbs expressed concern about using a single firm for this amount of work. He stated that he would like to see competition. He stated that it would be helpful to see the usage of the current three firms.

Thella Bowens, President/CEO stated that although the Authority is using a single firm, this does not mean that they will receive the full contract amount. She stated that funding will be allocated as needed.

Board Member Alvarez questioned how much has been spent with the current firms.

Board Member Hubbs stated that giving that much money to a single firm, there is a tendency to expend all of the funds, and removes part of the Authority's ability to negotiate by having more than one firm.

Jeffrey Woodson, Vice President, Development, stated that staffing needs will be driven by the Authority's requirements, and all contract rates will be negotiated up front.

Chair Gleason requested that staff bring the item back at the March 19, 2015 Board Meeting, to address Board members concerns and, to include additional information about how much has been spent for the current three contracts, and a plan for how the funding will go out over the next three years.

RECOMMENDATION: Adopt Resolution No. 2015-0020, approving and authorizing the President/CEO to negotiate and execute an On-Call Program Management and Support Services Agreement with AECOM Technical Services, Inc., for a term of three years, with the option for two one-year extensions, in an amount not-to-exceed \$60,000,000, in support of the Capital Improvement and Major Maintenance Programs, at the San Diego International Airport.

ACTION: No action taken.

Board Member Robinson returned to the dais at 1:25 p.m.

CLOSED SESSION: The Board did not recess into Closed Session.

- 16. CONFERENCE WITH REAL PROPERTY NEGOTIATORS:**
(Real property negotiations pursuant to Cal. Gov. Code § 54954.5(b) and § 54956.8.)
Property: Salt Plant – 17 acre parcel located at 1470 Bay Boulevard, San Diego.
Agency Negotiators: Scott Brickner, Finance & Asset Management, Vice President/Treasurer.
Negotiating Parties: San Diego Gas & Electric, United States Fish and Wildlife Service, GGTW, LLC (current tenant) and/or other interested parties.
Under Negotiation: Sale – terms and conditions.
- 17. 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
- 18. 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
- 19. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:**
(Cal. Gov. Code § 54956.9(a) and (d)(1).)
Donna Wilson; John Wilson v. San Diego Port Authority; San Diego International Airport; San Diego County Regional Airport Authority
San Diego Superior Court Case No. 37-2014-00015326-CU-PO-CTL (Meyer)
- 20. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:**
(Cal. Gov. Code §54956.9(a) and (d)(1).)
Jennifer Cain v. San Diego County Regional Airport Authority, et al
San Diego Superior Court Case No. 37-2014-00030402-CU-PO-CTL
- 21. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:**
(Cal. Gov. Code §54956.9(a) and (d)(1).)
Joan M. Ward v. San Diego County Regional Airport Authority, et al
San Diego Superior Court Case No. 37-2014-00022181-CU-WT-CTL
- 22. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:**
(Cal. Gov. Code § 54956.9(a) and (d)(1).)
Alice Boehm v. San Diego County Regional Airport Authority, et al,
San Diego Superior Court Case No. 37-2014-00022124-CU-PO-CTL

- 23. 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
- 24. 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
- 25. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**
(Initiation of litigation pursuant to Cal. Government Code § 54956.9(d).)
Number of cases: 2

REPORT ON CLOSED SESSION: None.

NON-AGENDA PUBLIC COMMENT: None.

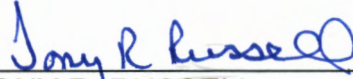
GENERAL COUNSEL REPORT: None.

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 1:25 p.m.

APPROVED BY A MOTION OF THE SAN DIEGO COUNTY REGIONAL AIRPORT
AUTHORITY BOARD THIS 19th DAY OF MARCH, 2015.



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

APPROVED AS TO FORM:



BRETON K. LOBNER
GENERAL COUNSEL