

SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY BOARD
MINUTES
THURSDAY, OCTOBER 6, 2022
SAN DIEGO INTERNATIONAL AIRPORT
BOARD ROOM

CALL TO ORDER: Chair Cabrera called the regular meeting of the San Diego County Regional Airport Authority Board to order at 9:02 a.m. on Thursday, October 6, 2022, at the San Diego International Airport, Administration Building, 3225 North Harbor Drive, San Diego, CA 92101.

PLEDGE OF ALLEGIANCE: Kimberly Becker, President/CEO led the Pledge of Allegiance.

ROLL CALL:

PRESENT: Board Members: Blakespear, Cabrera, Dallarda (Ex-Officio),
McNamara, Robinson, Schiavoni, Sly, Vargas

ABSENT: Board Members: Bedell (Ex-Officio), Casillas Salas, Miller (Ex-
Officio), von Wilpert

ALSO PRESENT: Kimberly J. Becker, President/CEO; Amy Gonzalez, General
Counsel; Tony R. Russell, Director, Board Services/Authority Clerk;
Sean Harris, Assistant Authority Clerk II

PRESENTATIONS:

A. 2021-2022 SUSTAINABILITY REPORT:

Michelle Brega, Senior Director, External Relations, and Brendan Reed, Director, Planning and Environmental Affairs provided a presentation on the 2021-2022 Sustainability Report that included Social Sustainability; Social Key Accomplishments; Economic Sustainability; Economic Key Accomplishments; Environmental Sustainability; and Environmental Key Accomplishments.

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

- **AUDIT COMMITTEE:** Board Member Schiavoni reported that the Audit Committee met on September 12 for a regularly scheduled meeting. She reported that the meeting included the Annual Report from the Audit Committee, which is on today's Consent Agenda. She reported that the annual review of the Charter for the Audit Committee and the Charter for the Office of the Chief Auditor was presented and that no changes were required for the charters at this time. She also reported that the September meeting included attendance by the Authority's construction auditor, Baker Tilly and that Baker Tilly and the Chief Auditor's Office acknowledged the positive results on a recently completed audit. She reported that the final item during the September 12 meeting was Audit Committee training provided by FORVIS, the Authority's external auditors. She also reported that two agenda items were postponed to the next regularly scheduled meeting of the Audit Committee.
- **CAPITAL IMPROVEMENT PROGRAM OVERSIGHT COMMITTEE:** Board Member McNamara reported that the next CIPOC meeting is scheduled for October 20 and that staff will update the committee on construction progress for the New Terminal 1, status of the project budget, and provide a communications update.
- **EXECUTIVE PERSONNEL AND COMPENSATION COMMITTEE:** Board Member Robinson reported that the committee met on September 15 and heard a presentation on the renewal of the Health and Welfare Benefits Program for 2023 and that the committee forwarded to the Board a recommendation to approve the item, which is on today's agenda under new business.
- **FINANCE COMMITTEE:** Board Member Schiavoni reported that the Finance Committee met on September 26 and reviewed the unaudited financial statements for the two months ended August 31, 2022, as well as the Authority's investment report as of August 31, 2022. She reported that there was also an update on the Authority's revolving credit facility and outstanding balances.

ADVISORY COMMITTEES

- **AUTHORITY ADVISORY COMMITTEE:** None.
- **ARTS ADVISORY COMMITTEE:** Board Member Schiavoni reported that planning is underway for the next Airport Arts Advisory Committee meeting which is tentatively scheduled to be held in mid-November. She reported that performances continue to be held every Tuesday through Friday from 11:30 a.m. to 1:30 p.m. at numerous locations throughout the airport, highlighting diversity in gender, cultural background, genre, disciplines, and instrumentation. She reported that following the convening of an expert review panel on September 14, final artist selections for the 2022-2023 Temporary Exhibition are being completed and noticed this week, and that the Authority received 99 submissions for this year's Call for Artist Submissions for the exhibition, titled "A Necessary Departure." She also reported that this exhibition will feature artwork created by local artists and arts organizations in response to the past two years of the pandemic. She reported that October is National Arts & Humanities month.

LIAISONS

- **CALTRANS:** Board Member Dallarda reported that CalTrans will be holding a hiring event at its District Office in Old Town at 4050 Taylor Street on October 15 for up to 100 positions for entry level maintenance workers, certified equipment operators, and other positions. He reported that October 5 was California Clean Air Day, and encouraged everyone to take the Clean Air Pledge. He also reported that the CalTrans District Office partnered with the California Department of General Services and Tree San Diego, a non-profit, and planted three new water tolerant and drought resistant trees at the District Office. He reported that CalTrans is also removing dead landscaping along the I-5, I-805, and I-905 freeways in the Southbay of San Diego which is being replaced with drought tolerant species that will help stabilize the soil and clean the air. He reported that next Friday, October 14, the SANDAG Board of Directors will be taking an item to approve the revenue sharing agreement with Mexico for the Otay Mesa East Port of Entry. He reported that on October 15 CalTrans will be holding a Clean California Dumpster Day Event in its maintenance yard in Escondido where the public can bring waste to discard. He reported that the LOSSAN rail line is closed for passenger rail in San Clemente due to the unstable tracks that have shifted. He also reported that the California Transportation Commission held an emergency meeting to allocate funding to repair the tracks and that the closure is expected to last four to six weeks.

INTER-GOVERNMENTAL AFFAIRS: Chair Cabrera announced that Congress approved and the President signed a continuing resolution to fund the Federal government through December 16. He also reported that this extension – using current fiscal year budget numbers – gives Congress more time to finalize FY23 appropriations legislation and allows them to work on the details after the election in a “lame-duck” session, which is expected to begin in mid-November. He reported that in Sacramento, the Governor completed approving and vetoing bills that were passed during this year’s legislative session. He also reported that one of the bills vetoed was AB 1322, related to sustainable aviation fuel, which was discussed at the Board meeting last month. He reported that the Authority’s legislative team is now working on the Authority’s 2023 Legislative Agenda, and that it will be presented at the January Board meeting.

- **MILITARY AFFAIRS:** None.
- **PORT:** None.
- **WORLD TRADE CENTER:** None.

BOARD REPRESENTATIVES (EXTERNAL)

- **SANDAG BOARD OF DIRECTORS:** Chair Cabrera reported that the SANDAG Board of Directors met twice since the last Board meeting and that during the first meeting, the Board of Directors held a public hearing and receive testimony for the proposed final 2023 Regional Transportation Improvement Program (RTIP), including its Air Quality Conformity Analysis and Air Quality Conformity Redetermination of the revenue constrained 2021 Regional Plan. He reported that at the second meeting, staff presented options for removing the road usage charge from the 2021 Regional Plan.
- **SANDAG TRANSPORTATION COMMITTEE:** Board Member Schiavoni reported that the Transportation Committee met once since the last Board Meeting and at that meeting, the Transportation Committee approved recommending to the SANDAG Board of Directors that it adopt the two and four-year targets for Congestion Mitigation and Air Quality as required by federal planning regulations. She reported that staff also presented results from the 2019 San Diego Regional Transportation Study, which collected data on the use of ride hailing services.

CHAIR'S REPORT: Chair Cabrera reported that San Diego International Airport is now one of only three airports to achieve the Airports Council International's Airport Carbon Accreditation Level 4+ 'Transition' certification that represents the highest level of certification. He reported that the airport achieved this certification through a series of programs that have increased the use of carbon-free electricity and all-electric vehicles, facilitated carbon-emission reductions by airline and rideshare partners, and enabled carbon-offset purchases by our passengers, among other efforts.

PRESIDENT/CEO'S REPORT: Kim Becker, President/CEO, reported that designs for the New T1 are 90% complete and the roadway and utility construction is taking shape. She reported that the FAA issued a letter of intent to award the Authority \$110 million over the next ten years for New T1 related airfield improvements. She reported that Frontier is adding seasonal non-stop service to Orlando between November 5 and January 3, and that Southwest is adding flights to Eugene, Oregon, beginning March 11 with flights operating only on Saturdays for the Spring. She reported that traffic in September ended down 4% from 2019. She reported that the Airports Council International-North America Chapter had a conference last month and that SAN took a leadership role at the conference. She also reported that she participated in a panel on DEI; Michelle Brega, Senior Director for External Relations, facilitated a DEI workshop; Jessica Bishop, Director of I&TS moderated a panel on cybersecurity; Brendan Reed, Director of Airport Planning and Environmental Affairs, presented on water resilience at the World Environmental Steering Committee meeting that was held at the conference; Sjohnna Knack, Program Manager for Planning and Environmental Affairs, moderated a Noise Working Group Meeting; Chad Reese, Environmental Affairs Manager in the Planning and Environmental Affairs department co-moderated a Net-Zero Roadmaps and International Perspectives panel and helped develop a panel called Charging Through The 20s addressing the rapid evolution of electric vehicles at airports; and Ralph Reedman, Manager, moderated a session on airport aircraft compatibility. She reported that the Authority is celebrating Hispanic Heritage Month and that the employee DEI committee has been sharing information that celebrates Latinx art, culture, travel, and history. She reported that on September 17, the Authority hosted a site at the Coastal Cleanup Event in Ocean Beach as part of California Coastal Cleanup Day and that volunteers picked up 43 pounds of trash and 11 pounds of recyclables. She also announced the Authority Employee of the Quarter, Airport Traffic Officer, Tagisia Togisala.

NON-AGENDA PUBLIC COMMENT:

KEVIN WESTLYE, President, High Flying Foods, spoke in support of the 2% surcharge program for concessionaires at the Airport

LORI SALDANA, SAN DIEGO, spoke regarding an ongoing ethics investigation that is being conducted on behalf of the Airport Authority by Best, Best & Krieger.

CONSENT AGENDA (ITEMS 1 - 9):

Tony R. Russell, Director, Board Services/Authority Clerk, announced a revision to the minutes to reflect that Amy Gonzalez, General Counsel was present at the meeting, not Lee Kaminetz, Director, Counsel Services.

ACTION: Moved by Board Member Vargas and seconded by Board Member Robinson to approve the Consent Agenda as amended. Motion carried by the following votes: YES – Blakespear, Cabrera, McNamara, Robinson, Schiavoni, Sly, Vargas; NO – None; ABSENT – Casillas Salas, von Wilpert; (Weighted Vote Points: YES – 75 NO – 0; ABSENT – 25)

1. APPROVAL OF MINUTES:

RECOMMENDATION: Approve the minutes of the September 1, 2022, Board 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 AND APPROVED CHANGE ORDERS FROM AUGUST 8, 2022, THROUGH SEPTEMBER 11, 2022, AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM AUGUST 8, 2022, THROUGH SEPTEMBER 11, 2022:

RECOMMENDATION: Receive the Report.

4. **OCTOBER 2022 LEGISLATIVE REPORT:**
RECOMMENDATION: Adopt Resolution No. 2022-0086, approving the October 2022 Legislative Report.

5. **BIENNIAL REVIEW AND AMENDMENT OF AUTHORITY CODE SECTION 2.30 – CONFLICT OF INTEREST CODE:**
RECOMMENDATION: Adopt Resolution No. 2022-0087, amending Authority Code Section 2.30 – Conflict of Interest Code.

CLAIMS

6. **REJECT CLAIM OF KAILASH BOLINA:**
RECOMMENDATION: Adopt Resolution No. 2022-0088, rejecting the claim of Kailash Bolina.

7. **REJECT CLAIM OF CINTHYA NORIEGA GARCIA:**
RECOMMENDATION: Adopt Resolution No. 2022-0089, rejecting the claim of Cinthya Noriega Garcia.

COMMITTEE RECOMMENDATIONS

8. **FISCAL YEAR 2022 ANNUAL REPORT FROM THE AUDIT COMMITTEE:**
RECOMMENDATION: The Audit Committee recommends that the Board accept the report.

CONTRACTS AND AGREEMENTS

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

9. **WAIVE AUTHORITY POLICY 5.02(4)(b)(iii) AND AUTHORIZE THE PRESIDENT/CEO TO NEGOTIATE AND EXECUTE CHANGE ORDERS WITH GRIFFITH COMPANY FOR THE SHUTTLE LOT RELOCATION PROJECT AT SAN DIEGO INTERNATIONAL AIRPORT:**
RECOMMENDATION: Adopt Resolution No. 2022-0090, waiving Authority Policy 5.02(4)(b)(iii) and authorizing the President/CEO to negotiate and execute Change Orders with Griffith Company, for Project No. 413002 Shuttle Lot Relocation, for a total change order amount not to exceed \$1,079,535.

PUBLIC HEARINGS:

OLD BUSINESS:

Board Member Vargas left the meeting at 10:10 a.m.

NEW BUSINESS:

10. RENEWAL OF THE HEALTH & WELFARE BENEFITS PROGRAM FOR 2023:

Monty Bell, Director, Talent, Culture & Capability and Kandace McCrae, Senior Vice President, Alliant Employee Benefits, provided a presentation on the Renewal of the Health & Welfare Benefit Program for 2023 that included Current Program Overview of Plans & Programs; Medical Overview; Medical Renewal History; Medical Market Study Results; Medical Plan Options: HMOs and PPO; Medical Contributions: Anthem; Medical Contributions: MediExcel & UHC; Dental Contributions; Employee Credits; and Vision Plan Option & Contributions.

Chair Cabrera requested a report on the effect of the changes to the Health and Welfare Benefits Program on the employees impacted by the plan changes at the end of next year's cycle.

Board Member Schiavoni requested a report on the Authority's wellness program from a DEI perspective

RECOMMENDATION: The Executive Personnel and Compensation Committee (EPCC) recommends that the Board adopt Resolution No. 2022-0091, approving the renewal of the Health and Welfare Benefits Program for 2023.

ACTION: Moved by Board Member Schiavoni and seconded by Board Member Robinson to approve staff's recommendation. Motion carried by the following votes: YES – Blakespear, Cabrera, McNamara, Robinson, Schiavoni, Sly; NO – None; ABSENT – Casillas Salas, Vargas, von Wilpert; (Weighted Vote Points: YES – 67 NO – 0; ABSENT – 33)

The Board recessed at 10:25 a.m. and reconvened at 10:26 a.m.

CLOSED SESSION: The Board recessed into Closed Session at 10:26 a.m. to hear Items 11 - 13.

11. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:

(Paragraph (1) of subdivision (d) of Cal. Gov. Code §54956.9)

Name of Case: San Diego County Regional Airport Authority v. Aquatherm L.P., et al., San Diego Superior Court Case No. 37-2022-00037121-CU-BC-CTL

12. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:

(Paragraph (1) of subdivision (d) of Cal. Gov. Code §54956.9)

Name of Case: Future DB, International, Inc. v. San Diego County Regional Airport Authority, San Diego Superior Court Case No. 37-2018-00001531-CU-CR-CTL

13. CONFERENCE WITH LABOR NEGOTIATORS:

Cal. Gov. Code §54957.6

Agency designated representatives: Monty Bell, Scott Brickner, Angela Shafer-Payne, Rod Betts, Jeff Rasor, Lola Barnes, Lee Kaminetz

Employee organization: California Teamsters Local 911

REPORT ON CLOSED SESSION: The Board reconvened into Open Session at 10:58 a.m. Amy Gonzalez, General Counsel, reported that the Board voted to ratify a tentative agreement related to Item 13; and that the vote was unanimous, noting Board Members Casillas Salas, Vargas, and von Wilpert as ABSENT.

GENERAL COUNSEL REPORT: None.

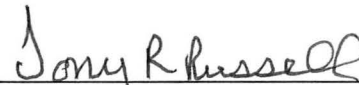
BUSINESS AND TRAVEL EXPENSE REIMBURSEMENT REPORTS FOR BOARD MEMBERS, PRESIDENT/CEO, CHIEF AUDITOR AND GENERAL COUNSEL WHEN ATTENDING CONFERENCES, MEETINGS, AND TRAINING AT THE EXPENSE OF THE AUTHORITY:

BOARD COMMENT: None.

ADJOURNMENT: The meeting was adjourned at 11:00 a.m.

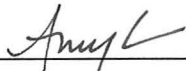
APPROVED BY A MOTION OF THE SAN DIEGO COUNTY REGIONAL AIRPORT
AUTHORITY BOARD THIS 3rd DAY OF NOVEMBER 2022.

ATTEST:



TONY R. RUSSELL
DIRECTOR, BOARD SERVICES /
AUTHORITY CLERK

APPROVED AS TO FORM:



AMY GONZALEZ
GENERAL COUNSEL