

# SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY



## BOARD MEMBERS

LAURIE BERMAN\*  
BRUCE R. BOLAND  
GREG COX  
JIM DESMOND  
ROBERT H. GLEASON  
LLOYD B. HUBBS  
JIM PANKNIN  
PEDRO REYES\*  
COL. FRANK A. RICHIE\*  
PAUL ROBINSON  
TOM SMISEK  
ANTHONY K. YOUNG

\* EX OFFICIO BOARD MEMBERS

PRESIDENT/CEO  
THELLA F. BOWENS

## **DRAFT – Revised 6/24/11**

### **BOARD**

### **AGENDA**

Thursday, July 7, 2011  
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](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:**

**REPORT FROM CITIZEN COMMITTEE:**

**PRESENTATIONS:**

- A. PRESENTATION OF THE GOVERNMENT FINANCE OFFICERS ASSOCIATION (GFOA) DISTINGUISHED BUDGET PRESENTATION AWARD FOR FISCAL YEAR 2011:**  
Presented by Lisa Marie Harris, San Diego County Chief Deputy Treasurer
- B. PRESENTATION OF SILVER ANVIL AWARD FOR THE GREEN BUILD COMMUNITY RELATIONS PROGRAM:**  
Presented by Marisa Vallbona, Board of Directors, Public Relations Society of America
- C. PRESENTATION OF AVIATION PROJECT OF THE YEAR FROM THE CALIFORNIA TRANSPORTATION FOUNDATION FOR THE AUTHORITY'S TAXIWAY C REHABILITATION PROJECT:**  
Presented by Bryan Enarson, Vice President, Development
- D. 2011 EMPLOYEE OPINION SURVEY RESULTS:**  
Presented by Dr. David Allen, Allen Analytics
- E. FIXED BASE OPERATOR (FBO) SOLICITATION, DEVELOPMENT, AND FINANCING UPDATE:**  
Presented by Vernon D. Evans, Vice President, Finance/Treasurer
- F. CALIFORNIA LEAST TERN PROTECTION PROGRAM AT SAN DIEGO INTERNATIONAL AIRPORT (EDUCATIONAL ITEM):**  
Presented by Paul Manasjan, Director, Environmental Affairs

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

***STANDING BOARD COMMITTEES***

- **AUDIT COMMITTEE:**  
Committee Members: Gleason, Smisek (Chair), Young, Tartre, Van Sambeek

- **EXECUTIVE PERSONNEL AND COMPENSATION COMMITTEE:**  
Committee Members: Boland, Cox, Desmond (Chair), Smisek
- **FINANCE COMMITTEE:**  
Committee Members: Cox (Chair), Panknin, Robinson, Young
- **TERMINAL DEVELOPMENT PROGRAM COMMITTEE:**  
Committee Members: Boland (Chair), Hubbs, Panknin, Robinson

### *ADVISORY COMMITTEES*

- **AUTHORITY ADVISORY COMMITTEE:**  
Liaison: Panknin
- **PUBLIC ART ADVISORY COMMITTEE:**  
Committee Member: Gleason

### *LIAISONS*

- **AIRPORT LAND USE COMPATIBILITY PLAN FOR SAN DIEGO INTERNATIONAL AIRPORT:**  
Liaison: Robinson
- **CALTRANS:**  
Liaison: Berman
- **INTER-GOVERNMENTAL AFFAIRS:**  
Liaison: Cox
- **MILITARY AFFAIRS:**  
Liaisons: Boland (Primary), Panknin
- **PORT:**  
Liaisons: Boland, Gleason (Primary), Smisek

### *BOARD REPRESENTATIVES (EXTERNAL)*

- **SANDAG TRANSPORTATION COMMITTEE:**  
Representatives: Panknin, Smisek (Primary)
- **WORLD TRADE CENTER:**  
Representatives: Panknin (Primary), Young

**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 1-15):**

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 May 23, 2011 special meeting and the June 2, 2011 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 Board member attendance at other meetings, trainings and events not covered by the current resolution.

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

**3. AWARDED CONTRACTS, APPROVED CHANGE ORDERS FROM MAY 9, 2011 THROUGH JUNE 12, 2011 AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM MAY 9, 2011 THROUGH JUNE 12, 2011:**

The Board is requested to receive the report.

RECOMMENDATION: Receive the report.

**(Procurement: Jana Vargas, Director)**

- 4. JULY 2011 LEGISLATIVE REPORT:**  
The Board is requested to approve the report.  
RECOMMENDATION: Adopt Resolution No. 2011-0070, approving the July 2011 Legislative report.  
**(Inter-Governmental Relations: Michael Kulis, Director)**
- 5. NOTIFICATION OF BOARD MEMBER WEIGHTED VOTE POINT ALLOCATION AS REQUIRED BY SECTION 170014 OF THE PUBLIC UTILITIES CODE:**  
The Board is requested to receive the report.  
RECOMMENDATION: Receive the report.  
**(Corporate Services: Tony Russell, Director/Authority Clerk)**
- 6. AMEND THE AIRPORT AUTHORITY'S RECORDS AND INFORMATION MANAGEMENT PROGRAM AND RECORDS RETENTION SCHEDULES:**  
The Board is requested to approve the amendment.  
RECOMMENDATION: Adopt Resolution No. 2011-0071, approving amendments to the Authority's Records and Information Management Program and Records Retention Schedules.  
**(Corporate Services: Tony Russell, Director/Authority Clerk)**
- 7. APPOINTMENTS TO BOARD COMMITTEES, AND REPRESENTATIVES AND ALTERNATES TO THE SAN DIEGO ASSOCIATION OF GOVERNMENTS (SANDAG) TRANSPORTATION COMMITTEE AND THE SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS (SCAG) AVIATION TASK FORCE:**  
The Board is requested to make appointments.  
RECOMMENDATION: Adopt Resolution No. 2011-0072, making appointments to Board Committees, and representatives and alternates to the SANDAG Transportation Committee and the SCAG Aviation Task Force.  
**(Corporate Services: Tony Russell, Director/Authority Clerk)**
- 8. APPOINTMENTS TO THE AIRPORT ART ADVISORY COMMITTEE:**  
The Board is requested to approve an appointment.  
RECOMMENDATION: Adopt Resolution No. 2011-0073, approving appointment of Ben Fyffe to the Airport Art Advisory Committee.  
**(Public, Community & Customer Relations: Diana Lucero, Director)**

**9. APPROVE AND AUTHORIZE THE PRESIDENT/CEO AND VICE PRESIDENT OF ADMINISTRATION AS THE AUTHORIZED AGENTS TO ENGAGE WITH THE CALIFORNIA EMERGENCY MANAGEMENT AGENCY ("CAL EMA") AND THE FEDERAL EMERGENCY MANAGEMENT AGENCY ("FEMA") TO APPLY FOR FINANCIAL ASSISTANCE:**

The Board is requested to approve the application.

RECOMMENDATION: Adopt Resolution No. 2011-0074, designating the President/CEO and Vice President of Administration as Authorized Agents and authorizing them to execute and file on behalf of the Airport Authority an application with the Office of Emergency Services for the purpose of obtaining certain financial assistance under the California Disaster Assistance Act ("Cal EMA") and the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1989 ("FEMA").

**(Risk Management: Errol Fitzpatrick, Manager)**

***CLAIMS***

**10. AUTHORIZE THE REJECTION OF THE CLAIM OF JAMES A. JONES, SR.:**

The Board is requested to reject the claim.

RECOMMENDATION: Adopt Resolution No. 2011-0075, authorizing the rejection of the claim of James A. Jones, Sr.

**(Legal: Breton Lobner, General Counsel)**

**11. AUTHORIZE THE REJECTION OF THE CLAIM OF KATHY RUSSELL:**

The Board is requested to reject the claim.

RECOMMENDATION: Adopt Resolution No. 2011-0076, authorizing the rejection of the claim of Kathy Russell.

**(Legal: Breton Lobner, General Counsel)**

**12. AUTHORIZE THE REJECTION OF THE CLAIM OF THERESA M. HOPKINS, ET AL.:**

The Board is requested to reject the claim.

RECOMMENDATION: Adopt Resolution No. 2011-0077, authorizing the rejection of the claim of Theresa Hopkins, et al.

**(Legal: Breton Lobner, General Counsel)**

***COMMITTEE RECOMMENDATIONS***

**13. REVIEW AND APPROVAL OF AMENDMENTS TO AUTHORITY POLICY  
4.40 – DEBT ISSUANCE AND MANAGEMENT POLICY:**

The Board is requested to amend a policy.

RECOMMENDATION: Adopt Resolution No. 2011-0078, approving amendments to Authority Policy 4.40 – Debt Issuance and Management Policy.

**(Finance: Vernon D. Evans, Vice President/Treasurer)**

***CONTRACTS AND AGREEMENTS***

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

**14. AWARD A CONTRACT TO S&L CONTRACTING, INC., FOR QUIETER  
HOME PROGRAM PHASE 5, GROUP 11A (76 WEST SIDE, NON-  
HISTORIC, CONDOMINIUM UNITS):**

The Board is requested to award the contract.

RECOMMENDATION: Adopt Resolution No. 2011-0079, awarding a contract to S&L Specialty Contracting, Inc., in the amount of \$1,620,550, for Phase 5, Group 11A, Project No. 380511A, of the San Diego County Regional Airport Authority's Quieter Home Program.

**(Facilities Development: Iraj Ghaemi, Director)**

**15. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE AN  
AGREEMENT WITH GREENHAUS, INC. FOR ON-CALL MARKETING,  
ADVERTISING, AND CREATIVE SERVICES:**

The Board is requested to approve and authorize an agreement.

RECOMMENDATION: Adopt Resolution No. 2011-0083, approving and authorizing the President/CEO to execute an agreement with Greenhaus, Inc. for on-call marketing, advertising, and creative services.

**(Marketing & Communications: Richard Kwiatkowski, Director)**

**PUBLIC HEARINGS:**

**OLD BUSINESS:**

**NEW BUSINESS:**

- 16. GRANT A SITE LEASE TO AFCO CRDC SAN LLC FOR DEVELOPMENT AND CONSTRUCTION OF A CENTRAL RECEIVING AND DISTRIBUTION CENTER (CRDC); APPROVE AN INSTALLMENT PURCHASE AGREEMENT WITH AFCO CRDC SAN LLC TO FINANCE, DESIGN AND CONSTRUCT THE CRDC; AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE THE SITE LEASE AND INSTALLMENT PURCHASE AGREEMENT:**

The Board is recommended to grant the lease, approve the agreement, and authorize the President/CEO to execute the agreement.

RECOMMENDATION: Adopt Resolution No. 2011-0080, authorizing the President/CEO to grant a site lease to AFCO CRDC SAN LLC for development and construction of a Central Receiving and Distribution Center (CRDC) for a maximum term of twenty (20) years and enter into an installment purchase agreement with AFCO CRDC SAN LLC to finance, design, and build the CRDC Leadership in Energy and Environmental Design (LEED) Silver Criteria for an amount not to exceed \$18,238,001.00 with payments scheduled over a maximum twenty (20) year term.

**(Finance: Vernon D. Evans, Vice President, Finance/Treasurer)**

- 17. AWARD AN AGREEMENT TO BRADFORD AIRPORT LOGISTICS, LTD TO PROVIDE CENTRAL RECEIVING AND DISTRIBUTION CENTER (CRDC) OPERATIONAL SERVICES AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE THE AGREEMENT:**

The Board is recommended to award the agreement.

RECOMMENDATION: Adopt Resolution No. 2011-0081, authorizing the President/CEO to execute an agreement with Bradford Airport Logistics, Ltd for Central Receiving and Distribution Center operational services for an amount not to exceed \$7,599,422 over a five (5) year term.

**(Finance: Vernon D. Evans, Vice President, Finance/Treasurer)**

- 18. AUTHORIZE THE CEO TO EXECUTE: 1) EXCLUSIVE USE AGREEMENT WITH MCRD AND 2) AGREEMENT FOR SIMULTANEOUS GRANTS OF EASEMENT WITH MCRD, BOTH RELATED TO THE WASHINGTON STREET REALIGNMENT PROJECT:**

The Board is requested to approve a contract.

RECOMMENDATION: Adopt Resolution No. 2011-0082, authorizing the CEO to execute: 1) Exclusive Use Agreement with MCRD and 2) Agreement for Simultaneous Grants of Easement with MCRD, both related to the Washington Street Realignment Project.

**(Finance: Vernon D. Evans, Vice President, Finance/Treasurer)**

**19. AMEND AUTHORITY POLICY 1.21 – AUTHORITY ADVISORY COMMITTEE:**

The Board is requested to amend a policy.

RECOMMENDATION: Adopt Resolution No. 2011-0084, amending Authority Policy 1.21, Authority Advisory Committee.

**(Executive Office: Matt Harris, Senior Director)**

**CLOSED SESSION:**

**20. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**

Initiation of litigation pursuant to subdivision (c) of Section 54956.9: (1 case)

**21. 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).

**22. CONFERENCE WITH REAL PROPERTY NEGOTIATORS:**

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

**23. 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

**24. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:**

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

West Tech, Inc. v. San Diego County Regional Airport Authority, et al.,

L.A.S.C 37-2010-00106565-CU-BC-CTL

**25. PUBLIC EMPLOYEE PERFORMANCE APPRAISAL:**

(Government Code 54957):

Title: President/CEO

**26. PUBLIC EMPLOYEE PERFORMANCE APPRAISAL:**

(Government Code 54957):

Title: General Counsel

**27. PUBLIC EMPLOYEE PERFORMANCE APPRAISAL:**

(Government Code 54957):  
Title: Chief Auditor

**28. 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

**REPORT ON CLOSED SESSION:**

**NON-AGENDA PUBLIC COMMENT:**

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**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, Airport Land Use Commission (ALUC), and Committee Meetings (Public Comment)**

- 1) Persons wishing to address the Board, ALUC, and Committees 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, ALUC, and Committees 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, ALUC and Committees. 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, ALUC and Committees 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, ALUC, and Committees without first obtaining permission to do so.

**Additional Meeting Information**

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**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) 233-3004 or 511.**

<b>UPCOMING MEETING SCHEDULE</b>				
<i>Date</i>	<i>Day</i>	<i>Time</i>	<i>Meeting Type</i>	<i>Location</i>
August 4	Thursday	9:00 a.m.	Regular	Board Room
September 1	Thursday	9:00 a.m.	Regular	Board Room
October 6	Thursday	9:00 a.m.	Regular	Board Room