

SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY

Board Members

C. April Boling
Chairman

Greg Cox
Jim Desmond
Robert H. Gleason
Jim Janney
Mark Kersey
Paul Robinson
Michael Schumacher
Mary Sessom

Ex-Officio Board Members

Laurie Berman
Eraina Ortega
Col. Jason Woodworth

President / CEO

Kimberly J. Becker

DRAFT ACTION MINUTES **BOARD** **AGENDA**

Thursday, October 5, 2017
9:00 A.M.

San Diego International Airport
SDCRAA Administration Building – Third Floor
Board Room
3225 N. Harbor Drive
San Diego, California 92101

***Live webcasts of Authority Board meetings can be accessed at
<http://www.san.org/Airport-Authority/Meetings-Agendas/Authority-Board>***

CALL TO ORDER: Chairman Boling called the meeting to order at 9:06 a.m.

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

ROLL CALL: Board Members Berman (Ex Officio), Gleason, and Ortega (Ex Officio) were ABSENT.

CLOSED SESSION: The Board recessed into Closed Session at 9:07 a.m. to discuss Items 3, 4, 7, 11, and 12.

- 1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:**
(Paragraph (1) of subdivision (d) of Cal. Gov. Code §54956.9)
Name of Case: GGTW LLC v San Diego County Regional Airport Authority, et al., San Diego Superior Court Case No. 37-2016-00032646-CU-BC-CTL
- 2. 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. American Car Rental, Inc., San Diego Superior Court Case No. 37-2016-00024056-CL-BC-CTL
- 3. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:**
(Paragraph (1) of subdivision (d) of Cal. Gov. Code §54956.9)
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
- 4. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION:**
(Paragraph (1) of subdivision (d) of Cal. Gov. Code §54956.9)
Name of Case: K.S.A.N. L.L.C v. San Diego County Regional Airport Authority, et al. San Diego Superior Court Case No. 37-2017-00024982-CU-NP-CTL

DRAFT ACTION MINUTES – Board Meeting

Thursday, October 5, 2017

Page 2 of 8

5. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**
(Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Cal. Gov. Code §54956.9)
Investigative Order No. R9-2012-0009 by the California Regional Water Quality Control Board pertaining to an investigation of bay sediments at the Downtown Anchorage Area in San Diego.
Number of potential cases: 1
6. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**
(Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Cal. Gov. Code §54956.9)
Navy Boat Channel Environmental Remediation
Number of potential cases: 1
7. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**
(Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Cal. Gov. Code §54956.9)
Number of potential cases: 2
8. **CONFERENCE WITH LEGAL COUNSEL –ANTICIPATED LITIGATION:**
(Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Cal. Gov. Code §54956.9)
In re Seaport Airlines, Inc., U.S. Bankruptcy Court Case No. 16-30406-rld7
Number of potential cases: 1
9. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**
(Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Cal. Gov. Code §54956.9)
Number of cases: 1
10. **CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION:**
(Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Cal. Gov. Code §54956.9)
The Receipt of a Government Claim from David Freund and Request for Defense and Indemnity from the San Diego Unified Port District regarding the Claim
11. **CONFERENCE WITH LABOR NEGOTIATOR:**
Labor negotiations pursuant to Cal. Gov. Code §54957.6
Authority Designated Negotiators: Kimberly Becker, President & CEO and Kurt Gering, Director Talent, Culture & Capability
Employee Organization: Teamsters 911
12. **PUBLIC EMPLOYEE APPOINTMENT:**
Cal. Gov. Code §54957
Title: Chief Auditor

*For reference only. This document is not the official actions of the meeting and should not be maintained once the final minutes are adopted.

REPORT ON CLOSED SESSION: The Board reconvened into Open Session at 10:32 a.m. Chairman Boling reported that the Board unanimously agreed to ratify three tentative agreements reached between the Authority’s negotiators and the Teamster’s Local 911, noting Board Member Gleason as ABSENT. She reported that the terms and conditions contained in the tentative agreements are within the authority granted to the labor negotiators by the Board, and reported that the tentative agreements are fair and reasonable and the term of each new labor agreement is three years and will begin on October 1, 2017. She reported that the Board authorizes the President/CEO to execute agreements with Local 911 consistent with the aforementioned terms.

NON-AGENDA PUBLIC COMMENT: There were 3 public speakers.

CONSENT AGENDA (Items 13 – 27):

Chairman Boling reported that Item 25 was pulled from the agenda.

[ACTION: 8-0-1 to approve the Consent Agenda, as amended, noting Board Member Gleason as ABSENT.]

13. APPROVAL OF MINUTES:

RECOMMENDATION: Approve the minutes of the September 7, 2017, regular meeting.

14. 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.

15. AWARDED CONTRACTS, APPROVED CHANGE ORDERS FROM AUGUST 14, 2017, THROUGH SEPTEMBER 10, 2017, AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM AUGUST 14, 2017, THROUGH SEPTEMBER 10, 2017:

RECOMMENDATION: Receive the report.

16. OCTOBER 2017 LEGISLATIVE REPORT:

RECOMMENDATION: Adopt Resolution No. 2017-0085, approving the October 2017 Legislative Report.

17. AUTHORIZE THE PRESIDENT/CEO (OR DESIGNEE) TO SIGN THE AIRPORTS SUSTAINABILITY DECLARATION AT THE 2017 AIRPORTS GOING GREEN CONFERENCE:

RECOMMENDATION: Adopt Resolution No. 2017-0086 authorizing the President/CEO (or Designee) to sign the Airports Sustainability Declaration at the 2017 Airports Going Green Conference.

18. RATIFY TAXICAB TRIP FEE FOR FY 2018

RECOMMENDATION: Adopt Resolution No. 2017-0096 ratifying the taxicab trip fee for FY 2018 at \$2.90 for alternative fuel taxicabs.

CLAIMS

19. REJECT CLAIM OF K.S.A.N. L.L.C.:

RECOMMENDATION: Adopt resolution No. 2017-0095 rejecting the claim of K.S.A.N. L.L.C.

COMMITTEE RECOMMENDATIONS

20. FISCAL YEAR 2017 ANNUAL REPORT FROM THE AUDIT COMMITTEE:

RECOMMENDATION: The Audit Committee recommends that the Board accept the report.

21. FISCAL YEAR 2017 ANNUAL AUDIT ACTIVITIES REPORT FROM THE OFFICE OF THE CHIEF AUDITOR:

RECOMMENDATION: The Audit Committee recommends that the Board accept the report.

CONTRACTS AND AGREEMENTS

22. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A LETTER OF AGREEMENT WITH GOOGLE, INC.:

RECOMMENDATION: Adopt Resolution No. 2017-0087, approving and authorizing the President/CEO to execute a Letter of Agreement with Google, Inc., permitting use of the Airport's public map information.

23. AWARD A CONTRACT TO G&G SPECIALTY CONTRACTORS, INC. FOR QUIETER HOME PROGRAM PHASE 9, GROUP 1, PROJECT NO. 380901 (THIRTY FIVE (35) HISTORIC MULTI-FAMILY UNITS ON SEVEN (7) RESIDENTIAL PROPERTIES LOCATED EAST AND WEST OF THE AIRPORT):

RECOMMENDATION: Adopt Resolution No. 2017-0088, awarding a contract to G&G Specialty Contractors, Inc., in the amount of \$852,318, for Phase 9, Group 1, Project No. 380901, of the San Diego County Regional Airport Authority's ("Authority's") Quieter Home Program.

24. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A FIRST AMENDMENT TO THE AGREEMENT WITH BARICH, INC:

RECOMMENDATION: Adopt Resolution No. 2017-0089, approving and authorizing the President/CEO to execute a first amendment to the agreement with Barich, Inc., increasing the compensation amount by \$118,000 for a total not-to-exceed amount of \$368,000.

25. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A FIRST AMENDMENT TO THE AGREEMENT WITH WILLIS INSURANCE SERVICES OF CALIFORNIA, INC:

RECOMMENDATION: Adopt Resolution No. 2017-0090, approving and authorizing the President/CEO to execute a First Amendment to the Agreement with Willis Insurance Services of California, Inc. increasing the compensation amount by \$137,000 for a total not-to-exceed amount of \$750,000.

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

26. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE AN ON-CALL STORM WATER PROGRAM MANAGEMENT SERVICE AGREEMENT WITH AMEC FOSTER WHEELER ENVIRONMENT & INFRASTRUTURE, INCORPORATED:

RECOMMENDATION: Adopt Resolution No. 2017-0091, approving and authorizing the President/CEO to execute an On-Call Storm Water Program Management Service Agreement with Amec Foster Wheeler Environment & Infrastructure, Incorporated, for a term of three years, with the option for two one-year extensions exercisable at the sole discretion of the President/CEO, in an amount not-to-exceed \$8,500,000.

27. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE AGREEMENTS FOR TEMPORARY STAFFING SERVICES:

RECOMMENDATION: Adopt Resolution No. 2017-0092, approving and authorizing the President/CEO to negotiate and execute an Agreement with CPM LTD dba Manpower Temporary Services for temporary staffing services for a term of three years with two one-year options to renew for a maximum amount payable of \$3,000,000; and

Adopt Resolution No. 2017-0093, approving and authorizing the President/CEO to negotiate and execute an Agreement with ACT 1 Government Solutions, Inc. for temporary staffing services for a term of three years with two one-year options to renew for a maximum amount payable of \$3,000,000.

The Board recessed at 10:34 a.m. and reconvened at 11:24 a.m.

PRESENTATIONS:

A. OVERVIEW OF SAN SUSTAINABILITY MANAGEMENT PROGRAM

Presented by Brendan Reed, Director of Planning & Environmental Affairs

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

STANDING BOARD COMMITTEES

- **AUDIT COMMITTEE:**
Committee Members: Gleason, Hollingworth, Robinson (Chair), Schumacher, Sessom, Tartre, Van Sambeek
- **CAPITAL IMPROVEMENT PROGRAM OVERSIGHT COMMITTEE:**
Committee Members: Gleason, Janney(Chair), Kersey, Robinson
- **EXECUTIVE PERSONNEL AND COMPENSATION COMMITTEE:**
Committee Members: Boling, Cox, Desmond (Chair), Kersey, Schumacher
- **FINANCE COMMITTEE:**
Committee Members: Boling (Chair), Cox, Janney, Sessom

ADVISORY COMMITTEES

- **AUTHORITY ADVISORY COMMITTEE:**
Liaison: Robinson (Primary), Boling
- **ART ADVISORY COMMITTEE:**
Committee Member: Gleason

LIAISONS

- **AIRPORT LAND USE COMPATIBILITY PLAN:**
Liaison: Janney
- **CALTRANS:**
Liaison: Berman

DRAFT ACTION MINUTES – Board Meeting

Thursday, October 5, 2017

Page 7 of 8

INTER-GOVERNMENTAL AFFAIRS:

Liaison: Cox

- **MILITARY AFFAIRS:**

Liaison: Woodworth

- **PORT:**

Liaisons: Boling, Cox, Gleason (Primary), Robinson

- **WORLD TRADE CENTER:**

Representatives: Gleason (Primary)

BOARD REPRESENTATIVES (EXTERNAL)

- **SANDAG TRANSPORTATION COMMITTEE:**

Representatives: Boling (Alternate), Janney (Primary)

CHAIR'S REPORT:

PRESIDENT/CEO'S REPORT:

PUBLIC HEARINGS:

OLD BUSINESS:

NEW BUSINESS:

28. AWARD AN AGREEMENT TO BRADFORD AIRPORT LOGISTICS (BAL), LTD. TO PROVIDE CENTRALIZED RECEIVING AND DISTRIBUTION CENTER (CRDC) OPERATIONAL SERVICES AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE THE AGREEMENT:

RECOMMENDATION: Adopt Resolution No. 2017-0094, authorizing the President/CEO to execute an agreement with Bradford Airport Logistics, Ltd for Central Receiving and Distribution Center operational services in an amount not to exceed \$12,900,000 over a five (5) year term with an option for 2 one-year extensions.

[ACTION: 8-0-1 to approve staff's recommendation, noting Board Member Gleason as ABSENT.]

GENERAL COUNSEL REPORT:

DRAFT ACTION MINUTES – Board Meeting

Thursday, October 5, 2017

Page 8 of 8

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: The meeting was adjourned at 11:57 a.m.