

# SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY



## BOARD MEMBERS

LAURIE BERMAN\*\*  
BRUCE R. BOLAND  
GREG COX  
JIM DESMOND  
RAMONA FINNILA  
ROBERT H. GLEASON  
JIM RANKIN  
COL. FRANK A. RICHIE\*\*  
PAUL ROBINSON  
TOM SMISEK  
ANTHONY K. YOUNG

\*\* EX OFFICIO BOARD MEMBERS

PRESIDENT/CEO  
THELLA F. BOWENS

## **DRAFT** **BOARD** **AGENDA**

Thursday, January 6, 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:**

- **AUTHORITY ADVISORY COMMITTEE:**  
Bella Heule, Chair, Authority Advisory Committee

**PRESENTATIONS:**

- PRESENTATION ON THE SECURITY PARTNERSHIP PROGRAM (SPP) – AN ALTERNATIVE OPTION FOR AIRPORT SECURITY CHECKPOINT SCREENING (EDUCATIONAL ITEM):**  
Presented by George Condon, Director, Aviation Operations & Public Safety
- COUNTYWIDE SURVEY OF COMMUNITY INTEREST ON CLIMATE CHANGE:**  
Presented by Scott Peters, Chair, The San Diego Foundation

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

***STANDING BOARD COMMITTEES***

- **AUDIT COMMITTEE:**  
Committee Members: Finnila, Gleason, Smisek (Chair), Young, Buck, Tartre, Van Sambeek
- **EXECUTIVE PERSONNEL AND COMPENSATION COMMITTEE:**  
Committee Members: Boland, Cox, Desmond (Chair), Smisek
- **FINANCE COMMITTEE:**  
Committee Members: Cox (Chair), Finnila, Panknin, Robinson, Young
- **TERMINAL DEVELOPMENT PROGRAM COMMITTEE:**  
Committee Members: Boland (Chair), Finnila, Panknin, Robinson
- **REGIONAL AVIATION STRATEGIC PLAN COMMITTEE:**  
Committee Members: Boland, Desmond, Finnila (Chair), Panknin

***ADVISORY COMMITTEES***

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

***LIAISONS***

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

***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:**

Non-Agenda 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 1-10):**

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 December 2, 2010 regular meeting.

**2. ACCEPTANCE OF BOARD AND COMMITTEE MEMBERS' WRITTEN REPORTS ON 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. JANUARY 2011 LEGISLATIVE REPORT:**

The Board is requested to approve the report.

RECOMMENDATION: Adopt Resolution No. 2011-\_\_\_\_, approving the January 2011 Legislative Report.

**(Inter-Governmental Relations: Michael Kulis, Director)**

**4. AMEND AUTHORITY POLICY 7.14 – FILMING AND PHOTOGRAPHY:**

The Board is requested to amend the policy.

RECOMMENDATION: Adopt Resolution No. 2011-\_\_\_\_, amending Authority Policy 7.14, Filming and Photography.

**(Landside Operations: Murray Bauer, Director)**

**5. DISPOSITION OF ELECTRONIC SURPLUS PROPERTY:**

The Board is requested to authorize the disposition of electronic surplus property.

RECOMMENDATION: Adopt Resolution No. 2011-\_\_\_\_, authorizing the disposal of electronic surplus in accordance with Policy 8.21 by donating obsolete electronic items to San Diego Futures Foundation (SDFF) and recycling items not accepted by SDFF in accordance to the Authority's existing contract with IMS Electronic Recycling Incorporated.

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

***CLAIMS***

***COMMITTEE RECOMMENDATIONS***

**6. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE THE AGREEMENT WITH ADVANTAGE PERFORMANCE GROUP FOR STRATEGIC BUSINESS PLANNING:**

The Board is requested to extend the agreement.

RECOMMENDATION: The Executive Committee recommends that the Board adopt Resolution No. 2011-\_\_\_\_, approving and authorizing the President/CEO to execute an agreement with Advantage Performance Group.

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

***CONTRACTS AND AGREEMENTS***

**7. AWARDED CONTRACTS, APPROVED CHANGE ORDERS FROM NOVEMBER 8, 2010 THROUGH DECEMBER 12, 2010 AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM NOVEMBER 8, 2010 THROUGH DECEMBER 12, 2010:**

The Board is requested to receive the report.

RECOMMENDATION: Receive the report.

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

**8. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A CONTRACT TO (TO BE DETERMINED) FOR STATE LEGISLATIVE CONSULTANT SERVICES:**

The Board is requested to award a contract.

RECOMMENDATION: Adopt Resolution No. 2011-\_\_\_\_, approving and authorizing the President/CEO to execute a contract with (To Be Determined) for State Legislative Consultant Services.

**(Inter-Governmental Relations: Mike Kulis, Director)**

**9. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A CONTRACT TO (TO BE DETERMINED) FOR FEDERAL LEGISLATIVE CONSULTANT SERVICES:**

The Board is requested to award a contract.

RECOMMENDATION: Adopt Resolution No. 2011-\_\_\_\_, approving and authorizing the President/CEO to execute a contract with (To Be Determined) for Federal Legislative Consultant Services.

**(Inter-Governmental Relations: Mike Kulis, Director)**

**10. AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A FIRST AMENDMENT TO THE AGREEMENT WITH MORRISON & FOERSTER LLP:**

The Board is requested to authorize the First Amendment to an agreement.

RECOMMENDATION: Adopt Resolution No. 2011-\_\_\_\_, authorizing the President/CEO to execute a first amendment to the agreement with Morrison and Foerster LLP.

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

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

**PUBLIC HEARINGS:**

**OLD BUSINESS:**

**NEW BUSINESS:**

**11. DISCUSSION OF THE TERMINAL CONCESSIONS DEVELOPMENT PROGRAM PACKAGE SIZES AND EVALUATION MATRIX:**

The Board is requested to provide direction to staff.

RECOMMENDATION: Provide direction to staff.

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

**12. ADOPT POLICY 5.14 ESTABLISHING A BUSINESS PREFERENCE PROGRAM, AND AMENDING POLICIES 5.12 AND 5.13:**

The Board is requested to adopt the policy.

RECOMMENDATION: Adopt Resolution No. 2011-\_\_\_\_, adopting Policy 5.14 and amending Policies 5.12 and 5.13.

**(Small Business Development: Bob Silvas, Director)**

**13. AMENDMENTS TO THE INTERNATIONAL AIR SERVICE INCENTIVE PROGRAM:**

The Board is requested to approve amendments to the International Air Service Incentive Program.

RECOMMENDATION: Adopt Resolution No. 2011-\_\_\_\_, approving amendments to the International Air Service Incentive Program (IASIP).

**(Air Service Development: Hampton Brown, Director)**

**14. PROGRESS REPORT ON THE SAN DIEGO INTERNATIONAL AIRPORT TRANSIT PLAN:**

The Board is requested to receive the report and provide direction to staff.

RECOMMENDATION: Accept the progress report and provide direction to staff on the San Diego International Airport Transit Plan.

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

**CLOSED SESSION:**

**15. CONFERENCE WITH LEGAL COUNSEL: ANTICIPATED LITIGATION:**

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

**16. 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).

**17. 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.

- 18. 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
- 19. 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
- 20. 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.
- 21. 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
- 22. 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
- 23. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**  
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9:  
1 case

**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 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](http://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.**

<b>UPCOMING MEETING SCHEDULE</b>				
<b><i>Date</i></b>	<b><i>Day</i></b>	<b><i>Time</i></b>	<b><i>Meeting Type</i></b>	<b><i>Location</i></b>
February 10	Thursday	9:00 a.m.	Special	Board Room
March 3	Thursday	9:00 a.m.	Regular	Board Room
April 7	Thursday	9:00 a.m.	Regular	Board Room