

# SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY

## Board Members

C. April Boling  
Chairman

Greg Cox  
Jim Desmond  
Mark Kersey  
Robert T. Lloyd  
Paul Robinson  
Johanna S. Schiavoni  
Michael Schumacher  
Mark B. West

## Ex-Officio Board Members

Cory Binns  
Col. Charles B. Dockery  
Jacqueline Wong-Hernandez

## President / CEO

Kimberly J. Becker

## **DRAFT ACTION MINUTES**

### **BOARD AGENDA**

Thursday, July 12, 2018  
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 9:02 a.m.

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

**ROLL CALL:** Board Members Cox and Schumacher were ABSENT.

*The Board recessed at 9:03 a.m. and reconvened at 9:12 a.m.*

### **PRESENTATIONS:**

#### **A. INNOVATION LAB UPDATE:**

Presented by Rick Belliotti, Director, Innovation and Small Business Development

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

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

## **ADVISORY COMMITTEES**

- **AUTHORITY ADVISORY COMMITTEE:**  
Liaison: Robinson (Primary), Schiavoni
- **ART ADVISORY COMMITTEE:**  
Committee Member: Robert H. Gleason

## **LIAISONS**

- **CALTRANS:**  
Liaison: Gubbins
- **INTER-GOVERNMENTAL AFFAIRS:**  
Liaison: Cox
- **MILITARY AFFAIRS:**  
Liaison: Woodworth
- **PORT:**  
Liaisons: Boling, Cox, Robinson
- **WORLD TRADE CENTER:**  
Representatives: Robert H. Gleason

## **BOARD REPRESENTATIVES (EXTERNAL)**

- **SANDAG TRANSPORTATION COMMITTEE:**  
Representatives: Boling (Primary)

## **CHAIR'S REPORT:**

## **PRESIDENT/CEO'S REPORT:**

## **NON-AGENDA PUBLIC COMMENT:** 4 Speakers

## **CONSENT AGENDA (Items 1-20):**

Board Member Schiavoni requested that Item 1 be pulled from the Consent Agenda for review.

**[ACTION: 7-0-2 to approve the Consent Agenda as amended, noting Board Member Cox and Schumacher as ABSENT.]**

1. **APPROVAL OF MINUTES:**  
**ACTION: THIS ITEM WAS PULLED FROM THE CONSENT AGENDA.**
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 MAY 7, 2018 THROUGH JUNE 10, 2018 AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM MAY 7, 2018 THROUGH JUNE 10, 2018:**  
RECOMMENDATION: Receive the report.
4. **JULY 2018 LEGISLATIVE REPORT:**  
RECOMMENDATION: Adopt Resolution No. 2018-0063, approving the July 2018 Legislative Report.
5. **APPOINTMENT OF AUTHORITY ADVISORY COMMITTEE MEMBERS AND AMENDMENT OF POLICY 1.21:**  
RECOMMENDATION: Adopt Resolution No. 2018-0064, approving appointments to the Authority Advisory Committee and amending to Authority Policy 1.21.
6. **APPROVE APPOINTMENTS TO THE ART ADVISORY COMMITTEE:**  
RECOMMENDATION: Adopt Resolution No. 2018-0065, approving the reappointment of Gail Roberts and the appointment of Kate Nordstrum to the Art Advisory Committee.
7. **AUTHORIZE THE PRESIDENT/CEO TO EXECUTE AN EASEMENT AND A SITE HOST PARTICIPATION AGREEMENT WITH SAN DIEGO GAS & ELECTRIC AND AUTHORIZE THE PRESIDENT/CEO TO CONSENT TO AN EASEMENT BETWEEN SAN DIEGO UNIFIED PORT DISTRICT AND SAN DIEGO GAS & ELECTRIC:**  
RECOMMENDATION: Adopt Resolution No. 2018-0066, authorizing the President/CEO to negotiate and execute an Easement for Utility Purposes and a Site Host Participation Agreement with San Diego Gas and Electric for Power Your Drive Program.

Adopt Resolution No. 2018-0067, authorizing the President/CEO to negotiate and consent to an Easement for Utility Purposes between San Diego Unified Port District and San Diego Gas & Electric for Power Your Drive Program.

## **CLAIMS**

- 8. REJECT THE CLAIM OF CARMEN LISETTE BLANCO:**  
RECOMMENDATION: Adopt Resolution No. 2018-0068, rejecting the claim of Carmen Lisette Blanco.
- 9. REJECT THE CLAIM OF MICHELE MCDUGAL:**  
RECOMMENDATION: Adopt Resolution No. 2018-0069, rejecting the claim of Michele McDougal.
- 10. REJECT THE CLAIM OF CHRISTINA PATERNITI:**  
RECOMMENDATION: Adopt Resolution No. 2018-0070, rejecting the claim of Christina Paterniti.

## **COMMITTEE RECOMMENDATIONS**

## **CONTRACTS AND AGREEMENTS**

- 11. AUTHORIZE A REDUCTION IN THE AMOUNT OF RETENTION WITHHELD ON PROGRESS PAYMENTS TO TURNER-PCL, A JOINT VENTURE, FOR WORK PERFORMED ON THE TERMINAL 2 FEDERAL INSPECTION SERVICES FACILITY:**  
RECOMMENDATION: Adopt Resolution No. 2018-0071, authorizing a reduction in the amount of retention withheld on progress payments to Turner-PCL, a Joint Venture, for work performed on the Terminal 2 Federal Inspection Services Facility.
- 12. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A SECOND SUPPLEMENTAL AGREEMENT TO THE MEMORANDUM OF AGREEMENT BETWEEN THE FEDERAL AVIATION ADMINISTRATION (FAA) AND SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY:**  
RECOMMENDATION: Adopt Resolution No. 2018-0072, approving and authorizing the President/CEO to execute a Second Supplemental Agreement to the Memorandum of Agreement between the Federal Aviation Administration and the San Diego County Regional Airport Authority, increasing the FAA reimbursement from \$725,000 to \$850,000 to fund the addition of a runway status light (RWSL) array at CrossTaxiway B4.
- 13. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A THIRD AMENDMENT TO THE PUBLIC ART AGREEMENT WITH BALL-NOGUES STUDIO FOR THE PARKING PLAZA PUBLIC ART PROJECT:**  
RECOMMENDATION: Adopt Resolution No. 2018-0073, approving and authorizing the President/CEO to execute a Third Amendment to the Public Art Agreement with Ball-Nogues Design Studio, LLC to extend the term for five months resulting in a termination date of January 1, 2019.

14. **AWARD A CONTRACT TO VASQUEZ CONSTRUCTION COMPANY FOR REPLACE CENTRAL UTILITY PLANT GENERATOR AT SAN DIEGO INTERNATIONAL AIRPORT:**  
RECOMMENDATION: Adopt Resolution No. 2018-0074, awarding a contract to Vasquez Construction Company, in the amount of \$867,270 for Project No. 104223, Replace Central Utility Plant Generator at San Diego International Airport.
15. **APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A REIMBURSABLE AGREEMENT WITH THE DEPARTMENT OF TRANSPORTATION FEDERAL AVIATION ADMINISTRATION (FAA):**  
RECOMMENDATION: Adopt Resolution No. 2018-0075, approving and authorizing the President/CEO to Execute a Reimbursable Agreement between the Department of Transportation Federal Aviation Administration (FAA) and the San Diego County Regional Airport Authority, and rescinding Board Resolution No. 2017-0058.
16. **AMEND THE BUSINESS TERMS OF THE PREVIOUSLY-AWARDED CONCESSION LEASE TO TAV-AMERICA TO DESIGN, BUILD AND OPERATE A COMMON USE LOUNGE WITHIN TERMINAL 2 WEST:**  
RECOMMENDATION: Rescind Resolution No. 2018-0037 and adopt Resolution No. 2018-0076, to update the business terms of the non-exclusive concession lease previously awarded by the Board to TAV-America, to Design, Build and Operate a Common Use Lounge within Terminal 2 West at San Diego International Airport, and authorize the President/CEO to take all necessary actions to execute the concession lease.

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

17. **AWARD A CONTRACT TO GRANITE CONSTRUCTION COMPANY FOR NORTH SIDE VEHICLE SERVICE ROAD AND STORM DRAIN IMPROVEMENTS AT SAN DIEGO INTERNATIONAL AIRPORT:**  
RECOMMENDATION: Adopt Resolution No. 2018-0077, awarding a contract to Granite Construction Company in the amount of \$4,390,135 for Project 104227, North Side Vehicle Service Road And Storm Drain Improvements at San Diego International Airport.
18. **AWARD A CONTRACT TO FORDYCE CONSTRUCTION, INC., FOR ADMIRAL BOLAND WAY ENTRY/EXIT GATES AT SAN DIEGO INTERNATIONAL AIRPORT:**  
RECOMMENDATION: Adopt Resolution No. 2018-0078, awarding a contract to Fordyce Construction, Inc., in the amount of \$1,395,709 for Project No. 104228, Admiral Boland Way Entry/Exit Gates at San Diego International.

**19. AWARD A CONTRACT TO GRANITE CONSTRUCTION COMPANY FOR REHABILITATE CROSS TAXIWAYS B1, B4-B7, C3, C4 AND C6 AT SAN DIEGO INTERNATIONAL AIRPORT:**

RECOMMENDATION: Adopt Resolution No. 2018-0079, awarding a contract to Granite Construction Company in the amount of \$7,573,655 for Project 104220R, Rehabilitate Cross Taxiways B1, B4-B7, C3, C4 and C6 at San Diego International Airport.

**20. AWARD A CONTRACT TO G&G SPECIALTY CONTRACTORS, INC. FOR QUIETER HOME PROGRAM PHASE 9, GROUP 6 PROJECT NO. 380906 FORTY-ONE (41) NON-HISTORIC MULTI-FAMILY AND SINGLE-FAMILY UNITS ON THIRTY-TWO (32) RESIDENTIAL PROPERTIES LOCATED EAST AND WEST OF THE AIRPORT:**

RECOMMENDATION: Adopt Resolution No. 2018-0080, awarding a contract to G&G Specialty Contractors, Inc. in the amount of \$1,307,340 for Phase 9, Group 6, Project No. 380906, of the San Diego County Regional Airport Authority's ("Authority's") Quieter Home Program.

**PUBLIC HEARINGS:**

**OLD BUSINESS:**

**NEW BUSINESS:**

**21. WAIVE AUTHORITY POLICY 5.02(1)(d) AND AUTHORIZE THE PRESIDENT/CEO TO NEGOTIATE AND EXECUTE CHANGE ORDERS WITH TURNER-PCL, A JOINT VENTURE, FOR THE ADDITION OF HYDRANT FUELING RELATED WORK AT GATES 46 AND 47 OF THE TERMINAL 2 FEDERAL INSPECTION SERVICES FACILITY:**

RECOMMENDATION: Adopt Resolution No. 2018-0081, waiving Authority Policy 5.02(1)(d) and authorizing the President/CEO to negotiate and execute change orders with Turner-PCL, a Joint Venture, for the design and construction of hydrant fuel system piping, fuel hydrant pits and associated work at Gates 46 and 47 of the Terminal 2 Federal Inspection Services facility.

**[ACTION: 7-0-2 to approve staff's recommendation, noting Board Member's Cox and Schumacher as ABSENT.]**

**22. AUTHORIZE ADDITIONAL USES OF AUTOMATED LICENSE PLATE RECOGNITION (ALPR) TECHNOLOGY:**

RECOMMENDATION: Adopt Resolution No. 2018-0082, authorizing the President/CEO to utilize ALPR at San Diego International Airport in compliance with California Civil Code Sections 1798.25-1798.29 and 1798.90.5-1798.90.55.

**[ACTION: 7-0-2 to approve staff's recommendation, amending the Resolution deleting the use to "support Airport parking operations", noting Board Member's Cox and Schumacher as ABSENT.]**

**CLOSED SESSION:** The Board recessed into Closed Session at 10:23 a.m. to discuss Items 27, 31, 32, 33, 34, and 35.

**23. 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

**24. 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

**25. 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, et al.

San Diego Superior Court Case No. 37-2018-00001531-CU-CR-CTL

**26. CONFERENCE WITH LEGAL COUNSEL EXISTING LITIGATION**

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

Name of Case: Robert Bobbett and Donna Kashani v. San Diego Unified Port District, et al.

San Diego Superior Court Case No. 37-2018-00014667-CU-PO-CTL

**27. 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

**28. 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

**29. 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

**30. 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

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

Property: Airline Operating and Lease Agreement - San Diego International Airport  
Agency Negotiator: Kim Becker, Scott Brickner, John Dillon, Kathy Kiefer, Amy Gonzalez  
Negotiating Parties: Alaska Airlines, Allegiant Airlines, American Airlines, British Airways, Delta Airlines, FedEx, JetBlue Airlines, Southwest Airlines, United Airlines

Under Negotiation: price and terms of payment

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

Property: Non-Exclusive Concession Lease - San Diego International Airport  
Agency Negotiator: Eric Podnieks, Susan Diekman

Negotiating Parties: Lucas Yezik, In-Ter-Space dba Clear Channel

**33. PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**

Cal. Gov. Code §54957

Title: President/CEO

**34. PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**

Cal. Gov. Code §54957

Title: General Counsel

**35. PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**

Cal. Gov. Code §54957

Title: Chief Auditor



**REPORT ON CLOSED SESSION:** The Board reconvened into Open Session at 10:32 a.m.

In regards to item 35:

**ACTION:** Moved by Board Member Desmond and seconded by Board Member Schiavoni to authorize the execution of the employment contract with Lee Parravano as the Airport Authority's Chief Auditor, effective April 4, 2018 with the terms to include a \$5,000 contribution into a 401a contribution plan; that the Board amends the contract to convert the 401a contribution to a differential compensation award and increasing the amount to \$5,150; that the differential compensation award be paid annually in cash concurrent with the contract renewal date with the first year being prorated. Motion carried by the following votes: YES – Boling, Desmond, Kersey, Lloyd, Schiavoni, West; NO – None; ABSENT – Cox, Robinson, Schumacher; (Weighted Vote Points: YES – 72; NO – 0; ABSENT – 28).

In regards to item 34, Board Member Desmond reported that on May 31 and July 12, 2018, the Board met with Amy Gonzalez, General Counsel, to evaluate her performance and productivity for FY 2018 and discuss goals for FY 2019, and determined that the General Counsel has delivered results exceeding the performance goals on behalf of the organization.

**ACTION:** Moved by Board Member Desmond and seconded by Board Member West to approve a 3% increase to Amy Gonzalez's base salary and a 4% one-time stipend. Motion carried by the following votes: YES – Boling, Desmond, Kersey, Lloyd, Schiavoni, West; NO – None; ABSENT – Cox, Robinson, Schumacher; (Weighted Vote Points: YES – 72; NO – 0; ABSENT – 28).

In regards to item 33, Board Member Desmond reported that on May 31 and July 12, 2018, the Board met with Kimberly Becker, President/CEO, to evaluate her performance and productivity for FY 2018 and discuss goals for FY 2019, and determined that the President/CEO has delivered results exceeding the performance goals on behalf of the organization.

**ACTION:** Moved by Board Member Desmond and seconded by Board Member West to approve a 3% increase to Kimberly Becker's base salary and a 4% one-time stipend. Motion carried by the following votes: YES – Boling, Desmond, Kersey, Lloyd, Schiavoni, West; NO – None; ABSENT – Cox, Robinson, Schumacher; (Weighted Vote Points: YES – 72; NO – 0; ABSENT – 28).

**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 12:33 p.m.