

**SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY BOARD  
MINUTES  
THURSDAY, FEBRUARY 6, 2020  
SAN DIEGO INTERNATIONAL AIRPORT  
BOARD ROOM**

**CALL TO ORDER:** Chairman Boling called the regular meeting of the San Diego County Regional Airport Authority Board to order at 9:03 a.m. on Thursday, February 6, 2020, in the Board Room at the San Diego International Airport, Administration Building, 3225 North Harbor Drive, San Diego, CA 92101.

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

**ROLL CALL:**

PRESENT: Board Members: Blakespear, Boling, Cox, Kersey,  
McNamara, Robinson, Schiavoni, West

ABSENT: Board Members: Dallarda (Ex-Officio), Dockery (Ex-Officio),  
Lloyd, Miller (Ex-Officio)

ALSO PRESENT: Angela Shafer-Payne, Vice President/COO; Amy Gonzalez, General  
Counsel; Tony R. Russell, Director, Board Services/Authority Clerk;  
Dustin Heick, Assistant Authority Clerk I

Chairman Boling welcomed Mayor Blakespear to the Airport Authority Board.

**APPOINTMENT OF THE EXECUTIVE COMMITTEE MEMBERS AND ELECTION OF  
THE VICE CHAIR OF THE BOARD:**

Chairman Boling nominated Board Member Lloyd to serve on the Executive Committee, and Board Member Robinson to serve as Vice Chair.

**ACTION: Moved by Board Member Schiavoni and seconded by Board Member West to approve the appointment of Board Member Lloyd to the Executive Committee and Board Member Robinson as Vice Chair of the Board. Motion carried by the following votes: YES – Blakespear, Boling, Cox, Kersey, McNamara, Robinson, Schiavoni, West; NO – None; ABSENT – Lloyd; (Weighted Vote Points: YES – 92; NO – 0; ABSENT – 8)**

**NEW BUSINESS:**

**15. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A  
MEMORANDUM OF UNDERSTANDING REGARDING MAJOR REGIONAL  
PROJECTS:**

Matt Harris, Director, Government Relations, provided an overview of the staff report.

Amy Gonzalez, General Counsel, requested that the recommendation be amended to authorize the President/CEO to make non-substantive changes to the Memorandum of Understanding and report back to the Board.

Chairman Boling requested that any non-substantive changes be made in collaboration with the Chair to determine if a change needs to be brought back to the Board for approval.

Coleen Clementson, SANDAG, spoke in support of staff's recommendation.

Job Nelson, PORT OF SAN DIEGO, spoke in support of staff's recommendation.

Rebecca Lieberman, SAN DIEGO REGIONAL CHAMBER OF COMMERCE, spoke in support of staff's recommendation.

Adrian Granda, CITY OF SAN DIEGO, registered support for the item but did not speak.

**RECOMMENDATION:** Adopt Resolution No. 2020-0025, approving and authorizing the President/CEO to execute a Memorandum of Understanding with the City of San Diego, San Diego Association of Governments, and San Diego Unified Port District regarding major regional projects.

**ACTION: Moved by Board Member Cox and seconded by Board Member Kersey to approve staff's recommendation as amended to authorize the President/CEO to make non-substantive changes in collaboration with the Chairman of the Board. Motion carried by the following votes: YES – Blakespear, Boling, Cox, Kersey, McNamara, Robinson, Schiavoni, West; NO – None; ABSENT – Lloyd; (Weighted Vote Points: YES – 92; NO – 0; ABSENT – 8)**

### **PRESENTATIONS:**

#### **A. REVIEW OF THE UNAUDITED FINANCIAL STATEMENTS FOR THE SIX MONTHS ENDED DECEMBER 31, 2019:**

Scott Brickner, Vice President/CFO, provided a presentation on the Unaudited Financial Statements for the Six Months ended December 31, 2019 that included Operating Revenues, Operating Expenses, Non-Operating Revenue and Expenses, Financial Summary, Statement of Net Positions. He also provided an overview of the Budget Timeline.

In response to Board Member West regarding whether staff has formulated a message to tell our story about the Authority's successful bond sale, Scott Brickner, Vice President/CFO, stated that a press release was prepared and distributed. He stated that he would forward it to the Board with some speaking points.

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

- **AUDIT COMMITTEE:** Board Member Robinson reported that a Special Audit Committee Meeting was held January 16, 2020 to interview public member candidates to serve on the Audit Committee. He stated that the Committee recommended that Carmen D. Vann and Agnes Wong Nickerson be appointed as public members to the Committee.
- **CAPITAL IMPROVEMENT PROGRAM OVERSIGHT COMMITTEE:** Board Member Kersey reported that the Committee met January 16, 2020 and received an update on Capital Projects and the Small Business Program.
- **EXECUTIVE PERSONNEL AND COMPENSATION COMMITTEE:** Board Member Schiavoni reported that the Committee met on January 23, 2020 and received an update on the Authority's Health and Welfare Benefits Program, and met in closed session to conduct mid-year performance evaluation for the President/CEO, General Counsel and Chief Auditor.
- **FINANCE COMMITTEE:** None.

## ***ADVISORY COMMITTEES***

- **AUTHORITY ADVISORY COMMITTEE:** Board Member Robinson reported that the next meeting will be on February 19, 2020.
- **ART ADVISORY COMMITTEE:** Chris Chalupsky, Senior Manager, Art & Community Partnership, reported that on January 30, the Arts Program hosted a media event to celebrate the most recent exhibition of student projects created through the Arts Program's DesignAHEAD initiative and that the exhibition will be up for the next three months. He reported that Six TV stations and two print media outlets covered the event. He reported that the Airport's first Performing Arts Residency of 2020, Beck & Col, will be holding their first performance on, Friday, February 7th in Terminal 2 baggage claim from 2-4 pm.

## ***LIAISONS***

- **CALTRANS:** None.
- **INTER-GOVERNMENTAL AFFAIRS:** Board Member Cox reported that in February Authority staff continued outreach for the Airport Development Plan, including an update to Congresswoman Susan Davis, and to the University Community Association. He reported that in January, Democrats in the U.S. House of Representatives unveiled a broad \$760 billion infrastructure plan that calls for raising the federal cap on the local Passenger Facility Charge (PFC) to an unspecified amount and indexing it to inflation. He also reported that the infrastructure plan also proposes investing \$30 billion in airport and airway

infrastructure with an emphasis on funding for sustainability and noise projects. He reported that at the state level, the California State Legislature met the first significant deadline of the 2020 session, taking action on two-year bills that had yet passed from their house of origin. He reported that the next major deadline is February 21, when all new legislative proposals must be introduced for consideration.

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

### ***BOARD REPRESENTATIVES (EXTERNAL)***

- **SANDAG BOARD OF DIRECTORS:** Chairman Boling reported that the SANDAG Board of Directors has met three times since the last Board meeting – two regular meetings and one special joint meeting with two SANDAG committees. She reported that at the first regular meeting, the Board approved emergency repairs along the Del Mar Bluffs; and that the Board also heard an update on the Regional Bikeway Plan Early Action Program and authorized the issuance of up to \$90 million in bonds to support completion of the program. She reported that at the second regular meeting, the Board heard from a panel on the benefits of “data-powered governance;” and that the panel included four experts on data and analysis from UCSD, Ohio State University, the City of San Diego, and the private sector. She also reported that the additional meeting was a special joint meeting with the Transportation and Regional Planning Committees, which Board Member Schiavoni will address in her report.
- **SANDAG TRANSPORTATION COMMITTEE:** Board Member Schiavoni reported that the SANDAG Transportation Committee met once since the last Board meeting in a joint meeting with the Regional Planning Committee and the full SANDAG Board of Directors. She reported that there were two main presentations at the meeting; a panel providing an introduction to the San Diego economy that included representatives from UC San Diego, Naval Base Point Loma, the San Diego Tourism Authority, Tech San Diego, and the Hospital Association of San Diego & Imperial Counties. She reported that the panel presented opportunities and provided suggestions to address the region’s transportation and housing needs through the upcoming 2021 Regional Transportation Plan. She reported that the second item was a presentation by SANDAG planning staff on the data-driven approach that they will use to help identify the appropriate transportation solutions in the 2021 Regional Transportation Plan.

**CHAIR'S REPORT:** Chairman Boling congratulated Board Member Cox on being unanimously elected as Chairman of the San Diego County Board of Supervisors on January 14, 2020 and that he will deliver the annual State of the County Address on February 19, 2020 aboard the USS Midway. She also shared a letter that the airport received from a local third grader, Evan Hesseltine, about how much he loves our airport and reported that the airport's Marketing team paid a visit to Evan's third-grade class; where they answered questions from the class.

**PRESIDENT/CEO'S REPORT:** Angela Shafer-Payne, Vice President/COO reported that the Airport Authority continues to monitor ongoing developments regarding the coronavirus and is in close contact with the Centers for Disease Control and Prevention (CDC and CDP). She reported that of particular concern last week, was clarifying some confusing information that had come out of CDC on our airports screening efforts. She reported that San Diego does not have direct flights to China and therefore have not been ordered by CDC to start thermal image screening of passengers. She reported that the Authority provided guidance to local Emergency Medical Services (EMS) providers responding to emergency calls at the airport, and in collaboration with CDC and CDP have posted information graphics on all of our monitors in the international arrivals area. She also reported that Airport Authority staff recently organized a site visit to Los Angeles International Airport (LAX) to tour their \$2 billion Midfield Satellite Concourse which is slated to open in 2020; and that staff also toured the Southwest Airlines new \$5 hundred thousand remodeled terminal one, which includes; a new ticket lobby, concession program and expanded hold rooms. She also reported that the Airport Authority, in partnership with San Diego Foundation convened a group of public agencies and environmental organizations to better understand barriers for local carbon offsets; and that the Airport Authority hopes to work with these stakeholders to identify ways to foster local offset projects so that initiatives like The Good Traveler Program can support them. She also reported that the Airport Authority received the gold level, which is the highest level, workplace health achievement recognition on January 22, 2020 from the American Heart Association (AHA). She reported that the AHA's health achievement index is a yearly nationally recognized award that is given to organizations for their implementation of quality workplace health programs and a culture of health best practices.

**NON-AGENDA PUBLIC COMMENT:** None.

**CONSENT AGENDA (Items 1-13):**

**ACTION:** Moved by Board Member West and seconded by Board Member Robinson to approve the Consent Agenda. Motion carried by the following votes: YES – Blakespear, Boling, Cox, Kersey, McNamara, Robinson, Schiavoni, West; NO – None; ABSENT – Lloyd; (Weighted Vote Points: YES – 92; NO – 0; ABSENT – 8)

**1. APPROVAL OF MINUTES:**

**RECOMMENDATION:** Approve the minutes of the December 19, 2019 special and the January 9, 2020 regular meetings.

**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 DECEMBER 9, 2019 THROUGH JANUARY 12, 2020 AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM DECEMBER 9, 2019 THROUGH JANUARY 12, 2020:**

RECOMMENDATION: Receive the report.

**4. APPOINTMENTS TO BOARD COMMITTEES, LIAISON POSITIONS, OTHER REPRESENTATIVE AND ALTERNATE POSITIONS:**

RECOMMENDATION: Adopt Resolution No. 2020-0016, making appointments to Board committees, liaison and representative positions, the Authority Advisory Committee, the Art Advisory Committee, and the World Trade Center Board.

**5. AMEND AUTHORITY POLICY 1.50 – GOVERNANCE AND COMMITTEES:**

RECOMMENDATION: Adopt Resolution No. 2020-0017 approving amendments to Authority Policy 1.50 – Governance and Committees.

***CLAIMS***

**6. REJECT THE CLAIM OF MARIA CASTRO:**

RECOMMENDATION: Adopt Resolution No. 2020-0018, rejecting the claim of Maria Castro.

**7. REJECT THE CLAIM OF CAROLYN TODER:**

RECOMMENDATION: Adopt Resolution No. 2020-0019, rejecting the claim of Carolyn Toder.

**8. REJECT THE CLAIM OF JUDITH JOURDAIN EARL:**

RECOMMENDATION Adopt Resolution No. 2020-0020, rejecting the claim of Judith Jourdain Earl.

***COMMITTEE RECOMMENDATIONS***

**9. ACCEPTANCE OF THE UNAUDITED FINANCIAL STATEMENTS FOR THE SIX MONTHS ENDED DECEMBER 31, 2019:**

RECOMMENDATION: The Finance Committee recommends that the Board accept the information.

- 10. REVIEW OF THE AUTHORITY'S INVESTMENT REPORT AS OF DECEMBER 31, 2019:**  
RECOMMENDATION: The Finance Committee recommends that the Board accept the report.

- 11. APPOINTMENT OF PUBLIC MEMBER TO THE AUDIT COMMITTEE:**  
RECOMMENDATION: The Audit Committee recommends that the Board adopt Resolution No. 2020-0021, appointing Carmen D. Vann as a public member to the Audit Committee to fill a vacancy which expires June 2022; and appointing Agnes Wong Nickerson as a public member to the Audit Committee to commence July 2020 for a three year term.

### ***CONTRACTS AND AGREEMENTS***

- 12. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE AN ACKNOWLEDGEMENT AND CONSENT TO ASSIGNMENT AGREEMENT WITH ATLAS AIR, INC. AND ABX AIR, INC.:**  
RECOMMENDATION: Adopt Resolution No. 2020-0014, approving and authorizing the President/CEO to execute an Acknowledgement and Consent to Assignment Agreement with Atlas Air, Inc. and ABX Air, Inc.

- 13. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO ISSUE A TASK AUTHORIZATION TO HAZARD CONSTRUCTION COMPANY UTILIZING AN EXISTING ON-CALL AIRPORT PAVEMENT REPAIR SERVICES AGREEMENT:**  
RECOMMENDATION Adopt Resolution No. 2020-0022, approving and authorizing the President/CEO to issue a Task Authorization to Hazard Construction Company utilizing an existing On-Call Airport Pavement Repair Services Agreement No. 800563 OB for an amount not-to exceed \$2,800,000, for repairs to the asphalt pavement surface of Taxiway B at San Diego International Airport.

### **PUBLIC HEARINGS:**

- 14. CERTIFY THE FINAL ENVIRONMENTAL IMPACT REPORT AND ADOPT MITIGATION MONITORING AND REPORTING PROGRAM AND FINDING OF FACT FOR THE ADDITIONAL FUEL TANKS AT SAN DIEGO INTERNATIONAL AIRPORT:**  
Ted Anasis, Manager, Airport Planning, provided a presentation on Additional Fuel Tanks Project EIR Certification that included Project Background, Project Objective, Proposed Project Components, California Environmental Quality Act Review Process, Additional Fuel Tanks Project Impacts and Mitigation, Mitigation Monitoring and Reporting Program and Recommendation.

Ted Anasis, Manager, Airport Planning, also read into the record communication received from the Viejas Band of Kumeyaay Indians requesting that a Kumeyaay Cultural Monitor be on site during ground disturbing activities to inform of new development such as discovery of cultural artifacts, cremation sites, or human remains, which was included.

RECOMMENDATION: Adopt Resolution No. 2020-0024, certifying the Final Environmental Impact Report for the Additional Fuel Tanks at San Diego International Airport and adopting a Mitigation Monitoring and Reporting Program and California Environmental Quality Act (CEQA) Findings of Fact.

**ACTION: Moved by Board Member Cox and seconded by Board Member Robinson to approve the staff's recommendation. Motion carried by the following votes: YES – Blakespear, Boling, Cox, Kersey, McNamara, Robinson, Schiavoni, West; NO – None; ABSENT – Lloyd; (Weighted Vote Points: YES – 92; NO – 0; ABSENT – 8)**

RECOMMENDATION: Adopt Resolution No. 2020-0026, approving the Additional Fuel Tanks Project at San Diego International Airport.

**ACTION: Moved by Board Member West and seconded by Board Member Kersey to approve the staff's recommendation. Motion carried by the following votes: YES – Blakespear, Boling, Cox, Kersey, McNamara, Robinson, Schiavoni, West; NO – None; ABSENT – Lloyd; (Weighted Vote Points: YES – 92; NO – 0; ABSENT – 8)**

### **OLD BUSINESS:**

### **NEW BUSINESS:**

#### **16. APPROVE THE FEBRUARY 2020 LEGISLATIVE REPORT AND 2020 LEGISLATIVE AGENDA:**

Sam Whitehorn, Co-Founder/Principal, Elevate Government Affairs, provided a presentation on the 2020 Legislative Agenda that included 2019 – The Year in Perspective, State of Play: Trump Administration, State of Play: Congress, Aviation Safety Legislation and 2020 Federal Legislative Priorities.

Steve Cruz, Partner, Cruz Strategies, provided a presentation on the 2020 Legislative Agenda that included 2019 State Highlights, State Political Landscape, 2020 Governor's Budget Proposal and 2020 State Legislative Priorities.

In response to Board Member West as to whether AB 1277 will impact future road improvements, Matt Harris, Director, Government Relations, stated that the Authority is aware of the bill and will report back with more information.

Margo Tanguay, SAN DIEGO, spoke in support of helicopter safety legislation.

RECOMMENDATION: Adopt Resolution No. 2020-0023, approving the February 2020 Legislative Report and 2020 Legislative Agenda.

**ACTION: Moved by Board Member Schiavoni and seconded by Board Member West to approve the staff's recommendation. Motion carried by the following votes: YES – Blakespear, Boling, Cox, Kersey, McNamara, Robinson, Schiavoni, West; NO – None; ABSENT – Lloyd; (Weighted Vote Points: YES – 92; NO – 0; ABSENT – 8)**

**CLOSED SESSION:** The Board did not meet in Closed Session.

- 17. 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
- 18. 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
- 19. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:**  
(Paragraph (1) of subdivision (d) of Cal. Gov. Code §54956.9)  
Name of Case: Park Assist LLC v. San Diego County Regional Airport Authority, et al.  
United States District Court Case No. 18 CV2068 LAB MDD
- 20. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION:**  
(Paragraph (1) of subdivision (d) of Cal. Gov. Code §54956.9)  
Name of Case: M.W. Vasquez Construction Co. Inc. v. San Diego County Regional Airport Authority, et al.  
San Diego Superior Court Case No. 37-2019-000215
- 21. 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: 2
- 22. 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

- 23. 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
- 24. 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: 1
- 25. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**  
(Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Cal. Gov. Code §54956.9)  
Order No. WQ 2019-0005-DWQ by the State Water Resources Control Board pertaining to PFAS  
Number of potential cases: 1

**REPORT ON CLOSED SESSION:** None

**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 adjourned at 10:50 a.m.

APPROVED BY A MOTION OF THE SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY BOARD THIS 5<sup>TH</sup> DAY OF MARCH, 2020.

ATTEST:

  
\_\_\_\_\_  
TONY R. RUSSELL  
DIRECTOR, BOARD SERVICES /  
AUTHORITY CLERK

APPROVED AS TO FORM:

  
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AMY GONZALEZ  
GENERAL COUNSEL