

**SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY BOARD
MINUTES
THURSDAY, JULY 13, 2023
SAN DIEGO INTERNATIONAL AIRPORT
BOARD ROOM**

CALL TO ORDER: Chair Cabrera called the special meeting of the San Diego County Regional Airport Authority Board to order at 9:24 a.m. on Thursday, July 13, 2023, at the San Diego County Regional Airport Authority, Administration Building, 3225 North Harbor Drive, San Diego, CA 92101.

PLEDGE OF ALLEGIANCE: Chair Cabrera led the Pledge of Allegiance.

ROLL CALL:

PRESENT: Board Members: Cabrera, McNamara, Perez, Sanchez, Sly

ABSENT: Board Members: Bedell (Ex-Officio), Casillas Salas, Dallarda (Ex-Officio), Martinez, Miller (Ex-Officio) von Wilpert

ALSO PRESENT: Kimberly Becker, President/CEO; Amy Gonzalez, General Counsel; Tony R. Russell, Director, Board Services/Authority Clerk; Patricia Willis, Assistant Authority Clerk I

Lt Col Jonathan Barr attended the meeting on behalf of Commissioner Bedell.

PRESENTATIONS:

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

- **AUDIT COMMITTEE:** Gretchen Newsom, Chair, Audit Committee reported that the public member vacancy on the committee has been filled by Claudia Huerta who will be joining the committee's next regular scheduled meeting on Monday, September 11, 2023.
- **CAPITAL IMPROVEMENT PROGRAM OVERSIGHT COMMITTEE:** Board Member McNamara reported that there has not been a CIPOC meeting since the last Board meeting. He reported that the next meeting is scheduled for July 20th where there will be presentations on the ongoing communication efforts related to the New Terminal 1 Construction, a Small Business Update, and a New Terminal 1 Construction and Logistics Update.

- **EXECUTIVE PERSONNEL AND COMPENSATION COMMITTEE:** Chair Cabrera reported that the committee met on June 15TH and that the Board will be discussing the items from that meeting in closed session today.
- **FINANCE COMMITTEE:** Board Member McNamara reported that the committee met on June 26th and at the meeting, the committee reviewed the Unaudited Financial Statements for the Eleven Months Ended May 31, 2023, and the Authority's Investment Report as of May 31, 2023.

ADVISORY COMMITTEES

- **AUTHORITY ADVISORY COMMITTEE:** Matt Harris, Director, Government Relations reported that the committee's next meeting has been changed to July 19th at the Quieter Homes Program offices in Liberty Station. He also reported that the committee has not met since the last Board meeting.
- **ARTS ADVISORY COMMITTEE:** Jon Graves, Director, Marketing and Air Service Development reported that the committee met on June 29th to celebrate members, Jennifer Easton, Christina Scorza and Carmen Vann who concluded their terms with the committee and thank them for their dedication to the San Arts Program. He also reported that the Performing Arts initiative for the summer arts concessions campaign will produce a series of live performances throughout Terminal 1 and Terminal 2, to assist in raising awareness of the Concessionaires.

LIAISONS

- **CALTRANS:** None
- **INTER-GOVERNMENTAL AFFAIRS:** Chair Cabrera reported that the House and Senate continue to work through their respective versions of the Federal Aviation Administration Reauthorization Bill. He reported that in Sacramento, the Legislature passed its Fiscal Year 2024 Budget while closing a projected \$31.5 billion deficit. He reported that Assemblymember Robert Rivas, a Democrat representing the Central Valley, took over as Speaker of the Assembly. He also reported that Authority's staff and consultants are monitoring and providing the Authority's position on bills of interest.
- **MILITARY AFFAIRS:** None
- **PORT:** None
- **WORLD TRADE CENTER:** None

BOARD REPRESENTATIVES (EXTERNAL)

- **SANDAG BOARD OF DIRECTORS:** Chair Cabrera reported that the SANDAG Board of Directors met twice since the last Board Meeting and that at the first meeting, the Board participated in a workshop to help inform development of the 2025 Regional Plan, including an interactive exercise on projects, programs, and policies that advance social equity; and that during the second meeting, staff presented an update on the Otay Mesa East Port of Entry project.
- **SANDAG TRANSPORTATION COMMITTEE:** Chair Cabrera reported that the committee met twice since the last Board meeting; and that at the first meeting, staff presented an update on the Blueprint, which is a strategy to support the transition of trucks and buses to zero emission, and that during the second meeting, staff presented an Update on the Conceptual Planning for Next Gen Rapid Routes. He reported that the new Rapid Routes are planned to have fewer stops, operate in priority travel lanes or separated guideways, get priority at signalized intersections, and arrive every ten minutes all day, every day.

CHAIR REPORT: Chair Cabrera reported that the San Diego County Regional Airport Authority will participate in the San Diego Pride Parade and Festival this weekend in Balboa Park and that the Airport Authority is honored to be joining the more than 300,000 supporters of the LGBTQ community at this year's event and that we will have a parade "float", the Authority's all electric San Flyer Shuttle, as well as Authority team members at the booth. He reported that the San Diego Tourism Authority recently released a report about the strong positive impact of tourism in San Diego and that the Airport Authority is encourage by the findings, especially the 13.6 billion in direct visitor spending generated by 28.8 million visitors in 2022.

PRESIDENT/CEO REPORT: Kim Becker, President/CEO reported that construction on the New T1 continues to grow and that last week there were nearly 700 workers a day onsite and at its peak there will be 1,400 daily workers onsite, which will be expected to reach once the outer shell of the terminal building is complete. She reported that the Least Terns are more than halfway through the nesting season and at last count, there are eight nests with 14 hatchlings. She reported that the San Diego Flyer, the Airport's electric bus that connects the Airport to Old Town, reached a record 12,154 riders, which is a 7 percent increase over May's totals, a 116 percent increase over last year totals, and the highest single-day ridership with 622 passengers on June 15. She also reported that the 4th of July week showed a 9.4 percent increase in passengers compared to a year ago and just 2.8 percent less than 2019. She reported that TSA had a record number of all-time passengers going through their check points nationwide. She reported that in late May, the Planning & Environmental Affairs team hosted the San Diego chapter of the Global Business Travel Association, (GBTA), for an airfield tour, and that the group learned about the airport's history, sustainability program and received construction updates on the New T1. She reported that on June 14th she provided an update on the status of the industry and construction at the EDC Board Meeting and on June 15th, Alaska Airlines and the Airport Authority hosted more than 50 people from the business community to celebrate Alaska's new direct flights to Eugene, OR, Washington, D.C. and Tampa, Florida. She reported that the executive leadership team hosted the leadership from MCRD where they were provided an overview of airport service as it pertains to military operations, a new T1 update and a tour of the construction site. She also reported that next week the executive leadership team will be hosting the Navy Leadership with a similar agenda and Col. Bedell will be joining them. She reported that at this year's ACI Business Conference, SAN was well represented, there was quite a few airport staff present, where most of them were on panels or made presentations. She acknowledged Vatana Kang, Asset Manager, Revenue Generation & Partnership Development, as the Employee of the First Quarter and Arick Conley, Senior Systems Support Analyst, Aviation Security & Public Safety, as the Employee of the Second Quarter.

Board Member Sanchez arrived at the meeting 9:24 a.m.

NON-AGENDA PUBLIC COMMENT: None

CONSENT AGENDA (ITEMS 1 - 15):

ACTION: Moved by Board Member McNamara and seconded by Board Member Sly to approve the Consent Agenda. Motion carried by the following votes: YES – Cabrera, McNamara, Perez, Sanchez, Sly; NO - None; ABSENT – Casillas Salas, Martinez, von Wilpert; (Weighted Vote Points: YES – 54; NO - 0; ABSENT – 38)

1. APPROVAL OF MINUTES:

RECOMMENDATION: Approval of the minutes of the May 18, 2023, special Board and June 1, 2023, regular Board 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 AND APPROVED CHANGE ORDERS FROM MAY 8, 2023, THROUGH JUNE 11, 2023, AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM MAY 8, 2023, THROUGH JUNE 11, 2023:

RECOMMENDATION: Receive the report.

4. JULY 2023 LEGISLATIVE REPORT:

RECOMMENDATION: Adopt Resolution No. 2023-0034, approving the July 2023 Legislative Report.

5. APPROVE APPOINTMENTS TO THE ARTS ADVISORY COMMITTEE:

RECOMMENDATION: Adopt Resolution No. 2023-0044, approving the appointment of Clare Haggarty, Matt Rich, and Cat Chiu Phillips to the Arts Advisory Committee.

6. APPROVE AMENDMENTS TO THE AUTHORITY'S RECORDS AND INFORMATION MANAGEMENT PROGRAM AND RECORDS RETENTION SCHEDULE:

RECOMMENDATION: Adopt Resolution No. 2023-0048, approving amendments to the Authority's Records and Information Management Program and Records Retention Schedule.

CLAIMS

7. REJECT THE CLAIM OF ADRIANA DOBRE:

RECOMMENDATION: Adopt Resolution No. 2023-0049, rejecting the claim of Adriana Dobre.

COMMITTEE RECOMMENDATIONS

CONTRACTS AND AGREEMENTS

8. **APPROVE AND AUTHORIZE AN INCREASE IN THE PRESIDENT/CEO'S CHANGE ORDER AUTHORITY AND AN INCREASE IN THE CONTRACT DURATION FOR THE SASSAFRAS STREET WIDENING PROJECT AT SAN DIEGO INTERNATIONAL AIRPORT:**

RECOMMENDATION: Adopt Resolution No. 2023-0050, waiving Policy 5.02(4)(b)(ii) and approving and authorizing: 1) an increase in the President/CEO's change order authority from \$630,000 to an amount not to exceed \$850,000; and 2) an increase in the contract duration from 595 calendar days to 670 calendar days for Project No. 104205, Sassafras Street Widening at San Diego International Airport.

9. **AWARD A CONTRACT TO S&L SPECIALTY CONSTRUCTION INC. FOR QUIETER HOME PROGRAM PHASE 12, GROUP 4, PROJECT NO. 381204 THREE (3) NON-HISTORIC UNITS ON THREE (3) NON-RESIDENTIAL PROPERTIES LOCATED WEST OF THE SAN DIEGO INTERNATIONAL AIRPORT:**

RECOMMENDATION: Adopt Resolution No. 2023-0051, awarding a contract to S&L Specialty Construction, Inc. in the amount of \$449,751 for Phase 12, Group 4, Project No. 381204, of the San Diego County Regional Airport Authority's Quieter Home Program and making a finding that the project is exempt from the California Environmental Quality Act.

10. **APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE THE FIRST AMENDMENT TO THE AGREEMENT WITH STELLAR SERVICES, INC. FOR ENTERPRISE CONTENT MANAGEMENT SYSTEM (ECMS) SUPPORT SERVICES:**

RECOMMENDATION: Adopt Resolution No. 2023-0052, approving and authorizing the President/CEO to execute the First Amendment to the Agreement with Stellar Services, Inc. for Enterprise Content Management System (ECMS) Support Services, increasing the amount payable by \$100,000 for a new total amount not-to-exceed \$400,000, extending the term for one (1) year to expire August 13, 2024, and maintaining a one (1) year option to extend thereafter, exercisable at the sole discretion of the President/CEO.

11. **AUTHORIZE THE PRESIDENT/CEO TO NEGOTIATE AND EXECUTE A 10-YEAR LEASE WITH SAN DIEGO AIR AND SPACE TECHNOLOGY CENTER, INC. FOR LAND LOCATED AT 3050 PACIFIC HIGHWAY:**

RECOMMENDATION: Adopt Resolution No. 2023-0053, approving and authorizing the President/CEO to negotiate and execute a 10-year Lease with San Diego Air and Space Technology Center, Inc. with two (2) five-year lease options, to operate and maintain the Low-Speed Wind Tunnel.

12. AUTHORIZE THE PRESIDENT/CEO TO EXECUTE AMENDMENTS TO THE CONCESSION LEASE AGREEMENT WITH SFS INVESTORS JV:

RECOMMENDATION: Adopt Resolution No. 2023-0054 authorizing the President/CEO to negotiate and execute amendments to the concession lease agreement with SFS Investors JV to allow adjustments to the rental structure.

13. APPROVE AN AMENDMENT TO EXHIBIT A TO THE AMENDED AND RESTATED SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY RETIREMENT PLAN AND TRUST OF 2013:

RECOMMENDATION: Adopt Resolution No. 2023-0055 approving an amendment to Exhibit A to the Amended and Restated San Diego County Regional Airport Authority Retirement Plan and Trust of 2013 to reflect current pay codes.

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

14. AWARD A CONTRACT TO S&L SPECIALTY CONSTRUCTION, INC. FOR QUIETER HOME PROGRAM PHASE 12, GROUP 10, PROJECT NO. 381210 THIRTY-FOUR (34) NON-HISTORIC SINGLE-FAMILY AND MULTI-FAMILY UNITS ON TWENTY-FIVE (25) RESIDENTIAL PROPERTIES LOCATED EAST AND WEST OF THE SAN DIEGO INTERNATIONAL AIRPORT:

RECOMMENDATION: Adopt Resolution No. 2023-0056, awarding a contract to S&L Specialty Construction, Inc. in the amount of \$1,481,648 for Phase 12, Group 10, Project No. 381210, of the San Diego County Regional Airport Authority's Quieter Home Program and making a finding that the project is exempt from the California Environmental Quality Act.

15. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A 12KV DISTRIBUTION SYSTEM OPERATIONS, MAINTENANCE AND REPAIR SERVICES AGREEMENT:

RECOMMENDATION: Adopt Resolution No. 2023-0057, approving and authorizing the President/CEO to execute an Agreement for 12kV Distribution System Operations, Maintenance, and Repair Services with Chula Vista Electric Company, in an amount not-to-exceed \$8,000,000, for a term of three (3) years, with the option for two (2) one-year extensions exercisable at the discretion of the President/CEO, at San Diego International Airport.

PUBLIC HEARINGS

OLD BUSINESS:

NEW BUSINESS:

Deanna Zachrisson, Director, Revenue Generation & Partnership Development provided a presentation on items 16-21, New Terminal 1 Restaurant & Retail Program that included, F&B Package #2 – Areas SAN JV; F&B Package #3 – High Flying Foods; F&B Package #4 – Emerging Domestic Ventures; F&B Package #5 – McDonald's; Retail Package #1 – Paradies Lagrdere; and Retail Package #2 – Marshall Retail Group.

16. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A NON-EXCLUSIVE CONCESSION LEASE AGREEMENT WITH CONCESSIONAIRE AREAS SAN JV, LLC FOR THE OPERATION OF FIVE FOOD & BEVERAGE LOCATIONS IN NEW TERMINAL 1:

RECOMMENDATION: Adopt Resolution No. 2023-0058, approving and authorizing the President/CEO to negotiate and execute a non-exclusive concession lease agreement with Areas SAN JV, LLC to design, build and operate five (5) food and beverage unit locations in new Terminal 1 at San Diego International Airport with an operating term for each unit location not to exceed fifteen (15) years and, in the event that negotiations are unsuccessful, authorizing the President/CEO to enter into a non-exclusive concession agreement with the second-ranked proposer.

TOM KEON, BALTIMORE, spoke in support of staff's recommendation.

ELVIN LAI, SAN DIEGO, spoke in support of staff's recommendation.

CASSANDRA SCHAEG, ESCONDIDO, spoke in support of staff's recommendation.

ACTION: Moved by Board Member Sly and seconded by Board Member Sanchez to approve staff's recommendation. Motion carried by the following votes: YES – Cabrera, McNamara, Perez, Sanchez, Sly; NO - None; ABSENT – Casillas Salas, Martinez, von Wilpert; (Weighted Vote Points: YES – 54; NO - 0; ABSENT – 38)

- 17. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A LEASE AGREEMENT WITH CONCESSIONAIRE HIGH FLYING FOODS FOR THE OPERATION OF SEVEN FOOD & BEVERAGE LOCATIONS IN NEW TERMINAL 1:**
RECOMMENDATION: Adopt Resolution No. 2023-0059, approving and authorizing the President/CEO to negotiate and execute a non-exclusive concession lease agreement with High Flying Foods to design, build and operate seven (7) food and beverage unit locations in new Terminal 1 at San Diego International Airport with an operating term for each unit location not to exceed fifteen (15) years and, in the event that negotiations are unsuccessful, authorizing the President/CEO to enter into a non-exclusive concession lease agreement with the second ranked proposer.

KEVIN WESTLYE, POWELL BUTTE, spoke in support of staff's recommendation.

ACTION: Moved by Board Member McNamara and seconded by Board Member Sanchez to approve staff's recommendation. Motion carried by the following votes: YES - Cabrera, McNamara, Perez, Sanchez, Sly; NO - None; ABSENT - Casillas Salas, Martinez, von Wilpert; (Weighted Vote Points: YES - 54; NO - 0; ABSENT - 38)

- 18. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A NON-EXCLUSIVE CONCESSION LEASE AGREEMENT WITH CONCESSIONAIRE EMERGING DOMESTIC MARKET VENTURES, LLC FOR THE OPERATION OF ONE FOOD & BEVERAGE LOCATION IN NEW TERMINAL 1:**
RECOMMENDATION: Adopt Resolution No. 2023-0060, approving and authorizing the President/CEO to negotiate and execute a non-exclusive concession lease agreement with Emerging Domestic Market Ventures, LLC to design, build and operate one (1) food and beverage unit location in new Terminal 1 at San Diego International Airport with an operating term for the unit location not to exceed fifteen (15) years and, in the event that negotiations are unsuccessful, authorizing the President/CEO to enter into a non-exclusive concession agreement with the second-ranked proposer.

ACTION: Moved by Board Member Sanchez and seconded by Board Member Sly to approve staff's recommendation. Motion carried by the following votes: YES - Cabrera, McNamara, Perez, Sanchez, Sly; NO - None; ABSENT - Casillas Salas, Martinez, von Wilpert; (Weighted Vote Points: YES - 54; NO - 0; ABSENT - 38)

19. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A NON-EXCLUSIVE CONCESSION LEASE AGREEMENT WITH CONCESSIONAIRE MCDONALD'S USA, LLC FOR THE OPERATION OF ONE FOOD & BEVERAGE LOCATION IN NEW TERMINAL 1:

RECOMMENDATION: Adopt Resolution No. 2023-0061, approving and authorizing the President/CEO to negotiate and execute a non-exclusive concession lease agreement with McDonald's USA, LLC to design, build and operate one (1) food and beverage unit location in new Terminal 1 at San Diego International Airport with an operating term for the unit location not to exceed fifteen (15) years and, in the event that negotiations are unsuccessful, authorizing the President/CEO to enter into a non-exclusive concession agreement with the second-ranked proposer.

ACTION: Moved by Board Member McNamara and seconded by Board Member Sly to approve staff's recommendation. Motion carried by the following votes: YES - Cabrera, McNamara, Perez, Sanchez, Sly; NO - None; ABSENT - Casillas Salas, Martinez, von Wilpert; (Weighted Vote Points: YES - 54; NO - 0; ABSENT - 38)

20. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A NON-EXCLUSIVE CONCESSION LEASE AGREEMENT WITH CONCESSIONAIRE PARADIES LAGARDÈRE @ SAN, LLC FOR THE OPERATION OF THREE RETAIL LOCATIONS IN NEW TERMINAL 1:

RECOMMENDATION: Adopt Resolution No. 2023-0062, approving and authorizing the President/CEO to negotiate and execute a non-exclusive concession lease agreement with Paradies Lagardère @ SAN, LLC to design, build and operate three (3) retail unit locations in new Terminal 1 at San Diego International Airport with an operating term for each unit location not to exceed twelve (12) years and, in the event that negotiations are unsuccessful, authorizing the President/CEO to enter into a non-exclusive concession agreement with the second-ranked proposer.

ACTION: Moved by Board Member Sly and seconded by Board Member Sanchez to approve staff's recommendation. Motion carried by the following votes: YES - Cabrera, McNamara, Perez, Sanchez, Sly; NO - None; ABSENT - Casillas Salas, Martinez, von Wilpert; (Weighted Vote Points: YES - 54; NO - 0; ABSENT - 38)

21. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A NON-EXCLUSIVE CONCESSION LEASE AGREEMENT WITH CONCESSIONAIRE THE MARSHALL RETAIL GROUP, LLC FOR THE OPERATION OF FOUR RETAIL LOCATIONS IN NEW TERMINAL 1:

RECOMMENDATION: Adopt Resolution No. 2023-0063, approving and authorizing the President/CEO to negotiate and execute a non-exclusive concession lease agreement with The Marshall Retail Group, LLC to design, build and operate four (4) retail unit locations in new Terminal 1 at San Diego International Airport with an operating term for each unit location not to exceed twelve (12) years and, in the event that negotiations are unsuccessful, authorizing the President/CEO to enter into a non-exclusive concession agreement with the second-ranked proposer.

RODDY MCDWAN, MRG OF THE MARSHALL RETAIL GROUP, LAS VEGAS, spoke in support of staff's recommendation.

ACTION: Moved by Board Member McNamara and seconded by Board Member Sanchez to approve staff's recommendation. Motion carried by the following votes: YES - Cabrera, McNamara, Perez, Sanchez, Sly; NO - None; ABSENT - Casillas Salas, Martinez, von Wilpert; (Weighted Vote Points: YES - 54; NO - 0; ABSENT - 38)

22. AUTHORIZE THE PRESIDENT/CEO TO ENTER INTO A LEASE WITH THE SAN DIEGO UNIFIED PORT DISTRICT IN SUPPORT OF THE ON-AIRPORT ROADWAY PROJECT FOR NEW T1:

Jayne Vanderhagen, Asset Manager, Revenue Generation & Partnership Development and Susan Diekman, Program Manager, Revenue Generation & Partnership Development, provided a presentation on the Viewing Lot Lease for On-Airport Roadway Project for New T1 that included, Viewing Lot Lease-On Airport Roadway Background; The On-Airport Roadway; the On-Airport Roadway Surrounding Area With Improvements; Key Business Terms; and Fiscal Impact.

RECOMMENDATION: Adopt Resolution No. 2023-0064 authorizing the President/CEO to enter into a Lease for 45 years and 4 months with the San Diego Port District for approximately 28,519 square feet of land located on North Harbor Drive in support of the On-Airport Roadway Project for New T1.

ACTION: Moved by Board Member Perez and seconded by Board Member Sanchez to approve staff's recommendation. Motion carried by the following votes: YES - Cabrera, McNamara, Perez, Sanchez, Sly; NO - None; ABSENT - Casillas Salas, Martinez, von Wilpert; (Weighted Vote Points: YES - 54; NO - 0; ABSENT - 38)

CLOSED SESSION:

Amy Gonzalez, General Counsel announced that on May 4, 2023, the Board met in closed session, and the Board authorized the General Counsel to settle and waive the Authority's potential claims against At Your Gate, pursuant to the Use and Occupancy Permit and License Agreement, for a lump sum of \$46,622.48 and termination of License Agreement, and authorizing the General Counsel to execute any documents necessary to effect the settlement that are in the best interest of the Authority, and that the vote was unanimous, noting Board Members Casillas Salas, Fletcher, and von Wilpert as ABSENT, and that on June 22, 2023 the settlement agreement was executed by all the parties.

The Board recessed into Closed Session at 10:28 a.m. to hear Items 26-29.

26. 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. Aquatherm L.P., et al.*,
San Diego Superior Court Case No. 37-2022-00037121-CU-BC-CTL

27. PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Cal. Gov. Code §54957

Title: President/Chief Executive Officer

28. PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Cal. Gov. Code §54957

Title: General Counsel

29. PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Cal. Gov. Code §54957

Title: Chief Auditor

REPORT ON CLOSED SESSION: The Board reconvened into Open Session at 11:17 a.m.

NEW BUSINESS, CONTINUED:

23. PUBLIC EMPLOYEE COMPENSATION: DISCUSSION AND POSSIBLE ACTION CONCERNING COMPENSATION FOR THE PRESIDENT/CEO:

RECOMMENDATION: The Board will be discussing and possibly taking action regarding the performance of the President/CEO.

ACTION: Moved by Chair Cabrera and seconded by Board Member Sanchez, as a result of exemplary performance, to award the President/CEO a merit increase of 4% and a market increase of 5% to the base salary, retroactive to July 1, 2023, and a discretionary bonus of 16%. Motion carried by the following votes: YES - Cabrera, McNamara, Perez, Sanchez, Sly; NO - None; ABSENT - Casillas Salas, Martinez, von Wilpert; (Weighted Vote Points: YES - 54; NO - 0; ABSENT - 38)

24. PUBLIC EMPLOYEE COMPENSATION: DISCUSSION AND POSSIBLE ACTION CONCERNING COMPENSATION FOR THE GENERAL COUNSEL:

RECOMMENDATION: The Board will be discussing and possibly taking action regarding the performance of the General Counsel.

ACTION: Moved by Chair Cabrera and seconded by Board Member Sly, as a result of exemplary performance, to award the General Counsel a merit increase of 4% to the base salary, retroactive to July 1, 2023, and a discretionary bonus of 16%. Motion carried by the following votes: YES - Cabrera, McNamara, Perez, Sanchez, Sly; NO - None; ABSENT - Casillas Salas, Martinez, von Wilpert; (Weighted Vote Points: YES - 54; NO - 0; ABSENT - 38)

25. PUBLIC EMPLOYEE COMPENSATION: DISCUSSION AND POSSIBLE ACTION CONCERNING COMPENSATION FOR THE CHIEF AUDITOR:

RECOMMENDATION: The Board will be discussing and possibly taking action regarding the performance of the Chief Auditor.

ACTION: Moved by Chair Cabrera and seconded by Board Member Sly, as a result of exemplary performance, to award the Chief Auditor a merit increase of 4% to the base salary, retroactive to July 1, 2023, and a discretionary bonus of 16%. Motion carried by the following votes: YES - Cabrera, McNamara, Perez, Sanchez, Sly; NO - None; ABSENT - Casillas Salas, Martinez, von Wilpert; (Weighted Vote Points: YES - 54; NO - 0; ABSENT - 38)

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: The meeting was adjourned at 11:24 a.m.

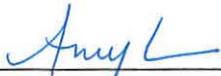
APPROVED BY A MOTION OF THE SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY
BOARD THIS 7th DAY OF SEPTEMBER 2023.

ATTEST:



TONY R. RUSSELL
DIRECTOR, BOARD SERVICES /
AUTHORITY CLERK

APPROVED AS TO FORM:



AMY GONZALEZ
GENERAL COUNSEL