

**AIRPORT LAND USE COMMISSION
MINUTES
THURSDAY, OCTOBER 3, 2013
SAN DIEGO INTERNATIONAL AIRPORT
BOARD ROOM**

CALL TO ORDER: Chair Gleason called the special meeting of the Airport Land Use Commission to order at 9:42 a.m. on Thursday, October 3, 2013 in the Board Room at the San Diego International Airport, Commuter Terminal, 3225 North Harbor Drive, San Diego, CA 92101.

ROLL CALL:

PRESENT: Commission Members: Alvarez, Boland, Cox, Desmond, Gleason, Hubbs, Robinson, Sessom, Smisek

ABSENT: Commission Members: Berman (Ex Officio), Farnam (Ex Officio), Ortega (Ex Officio)

ALSO PRESENT: Thella F. Bowens, President/CEO; Amy Gonzalez, Director, Counsel Services; Lorraine Bennett, Assistant Authority Clerk II; Sara Real, Assistant Authority Clerk I

NON-AGENDA PUBLIC COMMENT:

CONSENT AGENDA (Items 1-2):

ACTION: Moved by Commissioner Desmond and seconded by Commissioner Cox to approve the Consent Agenda. Motion carried by the following vote: YES – Alvarez, Boland, Cox, Desmond, Gleason, Hubbs, Robinson, Sessom, Smisek; NO – None; ABSENT – None. (Weighted Vote Points: YES – 100; NO – 0; ABSENT – 0)

1. APPROVAL OF MINUTES:

RECOMMENDATION: Approve the minutes of the September 12, 2013, special meeting.

CONSISTENCY DETERMINATIONS

2. CONSISTENCY DETERMINATION – REPORT OF LAND USE ACTIONS DETERMINED TO BE CONSISTENT WITH AIRPORT LAND USE COMPATIBILITY PLANS:

RECOMMENDATION: Receive the report.

PUBLIC HEARINGS: None.

OLD BUSINESS: None.

NEW BUSINESS: None

COMMISSION COMMENT: None

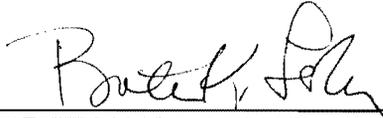
ADJOURNMENT: The meeting was adjourned at 9:43 a.m.

APPROVED BY A MOTION OF THE AIRPORT LAND USE COMMISSION THIS
7th DAY OF NOVEMBER, 2013.



LORRAINE BENNETT
ASSISTANT AUTHORITY CLERK II

APPROVED AS TO FORM:



BRETON K. LOBNER
GENERAL COUNSEL

**SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY BOARD
MINUTES
THURSDAY, OCTOBER 3, 2013
SAN DIEGO INTERNATIONAL AIRPORT
BOARD ROOM**

CALL TO ORDER: Chair Gleason called the regular meeting of the San Diego County Regional Airport Authority Board to order at 9:04 a.m. on Thursday, October 3, 2013, in the Board Room at the San Diego International Airport, Commuter Terminal, 3225 North Harbor Drive, San Diego, CA 92101.

ROLL CALL:

PRESENT: Board Members: Alvarez, Boland, Cox, Desmond, Gleason, Hubbs, Robinson, Sessom, Smisek

ABSENT: Board Members: Berman (Ex-Officio), Farnam (Ex-Officio), Ortega (Ex-Officio)

ALSO PRESENT: Thella F. Bowens, President/CEO; Amy Gonzalez, Director, Counsel Services; Lorraine Bennett, Assistant Authority Clerk II; Sara Real, Assistant Authority Clerk I

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

PRESENTATION:

A. PRESENTATION ON THE ECONOMIC IMPACT STUDY OF SAN DIEGO INTERNATIONAL AIRPORT:

Angela Jamison, Manager, Airport Planning, and Scott Sanders, Vice President, Aviation Market Leader, CDM Smith, provided a presentation on the Economic Impact Study of San Diego International Airport, which included Economic Impacts Measured; Economic Impact Metrics; Construction Impacts; Qualitative Benefits; A Critical Economic Catalyst; Jobs Impact; and Future Scenario.

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

STANDING BOARD COMMITTEES

- **AUDIT COMMITTEE:** None.

- **CAPITAL IMPROVEMENT PROGRAM OVERSIGHT COMMITTEE:**
Board Member Boland reported that the Rental Car Center design is now 60% complete. He noted that the next meeting of the Capital Improvement Program Oversight Committee will be on October 24, 2013.
- **EXECUTIVE PERSONNEL AND COMPENSATION COMMITTEE:**
Board Member Desmond reported that the Committee met on September 27, 2013, and received a presentation on Employee Benefits. He noted that Item 17 is on the agenda for Board approval.
- **FINANCE COMMITTEE:** None.

ADVISORY COMMITTEES

- **AUTHORITY ADVISORY COMMITTEE:**
Board Member Smisek reported that the Advisory Committee will meet on October 30, 2013, regarding the plan for the Rental Car Center.
- **ART ADVISORY COMMITTEE:**
Chair Gleason reported that, due to the government shutdown, the Arts & Culture symposium has been postponed as the venue is no longer available. He reported that a public meeting will be held in November regarding artwork for the Rental Car Center. He reported that the ceiling art project in Terminal 2 East is in the final stages of design development. He also provided an update on the Commuter Terminal exterior wall project.

LIAISONS

- **AIRPORT LAND USE COMPATIBILITY PLAN FOR SAN DIEGO INTERNATIONAL AIRPORT:**
Board Member Robinson reported that the public comment period for the draft San Diego International Airport Land Use Plan Environmental Impact Report ended on September 10, 2013, and responses to comments received are forthcoming.
- **CALTRANS:** None.
- **INTER-GOVERNMENTAL AFFAIRS:**
Board Member Cox reported that he, together with Thella Bowens, President/CEO, Chair Gleason, and Board Member Robinson, recently participated in the San Diego Regional Chamber of Commerce's mission to Washington D.C. He reported that the government shutdown should not affect airports in the short term. He also reported that he, together with Chair Gleason and Board Member Robinson, met with Customs & Border Protection regarding increasing efficiency of operations at the border crossing.

- **MILITARY AFFAIRS:**
Board Member Boland reported that he recently provided a briefing to the new Commanding General of the Marine Corps Recruit Depot about airport operations.
- **PORT:**
Chair Gleason reported that the agreement between the Authority and the Harbor Police was executed by both parties. He also reported that quarterly meetings with staff from the Port District are proceeding.

BOARD REPRESENTATIVES (EXTERNAL)

- **SANDAG TRANSPORTATION COMMITTEE:**
Board Member Smisek reported that the Committee met on September 20, 2013, regarding the bike plan and San Ysidro Intermodal Transit Center.
- **WORLD TRADE CENTER:**
Chair Gleason reported that the lease on the World Trade Center property located on airport grounds is ending, and he stated that the Authority, as well as the Port District, are in discussions with the World Trade Center regarding the use of the building once the lease ends. He reported that the World Trade Center is also working diligently on its international programs.

CHAIR'S REPORT:

Chair Gleason reported that he recently attended the San Diego Regional Chamber of Commerce mission in Washington D.C., which included meetings with Customs & Border Protection, as well as with representatives from the Federal Aviation Administration, the Department of Transportation, and the Department of Homeland Security, to discuss expanding economic opportunities. He announced that the groundbreaking ceremony for the Rental Car Center will be held on October 29, 2013.

PRESIDENT/CEO'S REPORT:

Thella F. Bowens, President/CEO, announced the opening of two new concessions at the Airport, Starbucks in Terminal 2 West and the Bankers Hill Bar & Restaurant in Terminal 1 East. She reported that she recently participated in a Business Forum on Climate Change with the San Diego Foundation and Cleantek, and that she spoke regarding sustainability and environmental issues at the airport. She further reported that the Authority was the recent recipient of the "Airports Council International – North America Inclusion Champion Award."

Bob Silvas, Director, Small Business Development, reported that the Inclusion Champion Award recognizes the Authority for its sustainability, airport business diversity in contracting, and workforce inclusion.

NON-AGENDA PUBLIC COMMENT: None.

CONSENT AGENDA (Items 1-15):

Chair Gleason requested, with consensus by the Board, to move Item 20 to the Consent Agenda.

In response to Board Member Hubbs regarding Item 4, and changing the position on SCA 4/8 (Local Government Transportation Tax), Mike Kulis, Director, Inter-Governmental Affairs, stated that no further action will be taken on the measures and that they would need to be re-introduced next year.

In response to Board Member Hubbs regarding clarification about the Biometric Exit Improvement Act of 2013, Mr. Kulis stated that the Bill would create and implement a biometric exit data system on legal immigrants to the US. Board Member Hubbs suggested that it be discussed on a future date.

ACTION: Moved by Board Member Robinson and seconded by Board Member Smisek to approve the Consent Agenda, as amended. Motion carried by the following vote: YES – Alvarez, Boland, Cox, Desmond, Gleason, Hubbs, Robinson, Sessom, Smisek; NO – None; ABSENT – None. (Weighted Vote Points: YES – 100; NO – 0; ABSENT – 0).

1. **APPROVAL OF MINUTES:**
RECOMMENDATION: Approve the minutes of the August 26, 2013, and September 12, 2013, special 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 AUGUST 12, 2013 THROUGH SEPTEMBER 8, 2013, AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM AUGUST 12, 2013, THROUGH SEPTEMBER 8, 2013:**
RECOMMENDATION: Receive the report.
4. **OCTOBER 2013 LEGISLATIVE REPORT:**
RECOMMENDATION: Adopt Resolution No. 2013-0101, approving the October 2013 Legislative Report.
5. **APPOINTMENT OF AUTHORITY ADVISORY COMMITTEE MEMBERS:**
RECOMMENDATION: Adopt Resolution No. 2013-0102, approving appointments to the Authority Advisory Committee.

6. **CONSENT TO ASSIGNMENT OF CONCESSION LEASE FROM PROJECT HORIZON, INC. TO INMOTION ENTERTAINMENT GROUP, LLC:**
RECOMMENDATION: Adopt Resolution No. 2013-0103, consenting to an assignment agreement between Project Horizon, Inc., and InMotion Entertainment Group, LLC, and authorizing the President/CEO to execute a consent to the assignment agreement.

CLAIMS

7. **REJECT THE CLAIM OF APRIL BURCHAM:**
RECOMMENDATION: Adopt Resolution No. 2013-0104, rejecting the claim of April Burcham.
8. **REJECT THE CLAIM OF JAMES DICKSON:**
RECOMMENDATION: Adopt Resolution No. 2013-0105, rejecting the claim of James Dickson.

COMMITTEE RECOMMENDATIONS

CONTRACTS AND AGREEMENTS

9. **AWARD A CONTRACT TO NUERA CONTRACTING & CONSULTING, LP, FOR QUIETER HOME PROGRAM PHASE 7, GROUP 5 (26 WEST SIDE, NON-HISTORIC, CONDOMINIUM UNITS):**
RECOMMENDATION: Adopt Resolution No. 2013-0106, awarding a contract to Nuera Contracting & Consulting, LP, in the amount of \$825,662, for Phase 7, Group 5, Project No. 380705 of the San Diego County Regional Airport Authority's Quieter Home Program.
10. **AWARD A CONTRACT TO NEIL ELECTRIC CORP., DBA NEIL ELECTRIC, INC., FOR VALE: INSTALLATION OF ELECTRICAL INFRASTRUCTURE AT TERMINAL 1 WEST AND TERMINAL 2 EAST – FOR PRE-CONDITIONED AIR AT SAN DIEGO INTERNATIONAL AIRPORT:**
RECOMMENDATION: Adopt Resolution No. 2013-0107, awarding a contract to Neil Electric Corp., dba Neil Electric Inc., in the amount of \$607,681 for Project No. 104163A, VALE – Installation of Electrical Infrastructure at Terminal 1 West and Terminal 2 East – for Pre-Conditioned Air at San Diego International Airport.

- 11. AUTHORIZE THE PRESIDENT/CEO TO INCREASE THE CONTRACT TIME FOR TERMINAL DEVELOPMENT PROGRAM CONTRACT 2: TERMINAL 2 LANDSIDE IMPROVEMENTS:**
RECOMMENDATION: Adopt Resolution No. 2013-0108, authorizing the President/CEO to increase the contract time from 843 days to 1022 days for Project 201401, Terminal Development Program Contract 2: Terminal 2 Landside Improvements, at San Diego International Airport.
- 12. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A FIRST AMENDMENT TO THE ON-CALL STRUCTURAL ENGINEERING CONSULTANT SERVICES AGREEMENT WITH SIMON WONG ENGINEERING, INC.:**
RECOMMENDATION: Adopt Resolution No. 2013-0109, approving and authorizing the President/CEO to execute a first amendment to the agreement with Simon Wong Engineering, Inc., a wholly owned subsidiary of Kleinfelder West, Inc., extending the term of the agreement by one year, to expire on December 31, 2014, to provide on-call professional structural engineering consultant services for Capital Improvement and Major Maintenance projects.

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

- 13. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE ON-CALL ROADWAY PAINTING AND SLURRY SEALING SERVICE AGREEMENT WITH STATEWIDE STRIPES, INC.:**
RECOMMENDATION: Adopt Resolution No. 2013-0110, approving and authorizing the President/CEO to execute an on-call roadway painting and slurry sealing service agreement with Statewide Stripes, Inc., for a term of three years, with the option for two one-year extensions to be exercised at the discretion of the President/CEO, for a total not-to-exceed amount of \$4,770,350, to provide on-call roadway painting and slurry sealing services at San Diego International Airport.
- 14. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A SEVENTH AMENDMENT TO THE AGREEMENT WITH AECOM USA, INC.:**
RECOMMENDATION: Adopt Resolution No. 2013-0111, approving and authorizing the President/CEO to execute a Seventh Amendment to the agreement with AECOM USA, Inc. (formerly known as DMJM Aviation) extending the term of the agreement by one (1) year, from December 31, 2013 to December 31, 2014, to provide Program Management / Construction Management services in support of San Diego County Regional Airport Authority's Terminal Development Program.

15. **AWARD A CONTRACT TO THYSSENKRUPP AIRPORT SYSTEMS, INC. FOR VALE: INSTALLATION OF PRE-CONDITIONED AIR AT TERMINAL 1 WEST AND TERMINAL 2 EAST – PRE-CONDITIONED AIR UNIT INSTALLATION AT SAN DIEGO INTERNATIONAL AIRPORT:**
RECOMMENDATION: Adopt Resolution No. 2013-0112, awarding a contract to Thyssenkrupp Airport Systems, Inc. in the amount of \$2,363,890 for Project No. 104163B, VALE: Installation of Pre-Conditioned Air at Terminal 1 West and Terminal 2 East – Pre-Conditioned Air Unit Installation at San Diego International Airport.

ITEMS ADDED TO CONSENT AGENDA

20. **AUTHORIZE THE PRESIDENT/CEO TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH ANDERSON & KREIGER LLP FOR CONSULTING AND LEGAL SERVICES RELATED TO FEDERAL REGULATORY MATTERS:**
RECOMMENDATION: Adopt Resolution No. 2013-0119, authorizing the President/CEO to negotiate and execute an agreement between the Authority and Anderson & Kreiger LLP for a term of three years with two one-year options to renew at the discretion of the President/CEO with not-to-exceed amount of \$100,000, for consulting and legal services related to federal regulatory matters.

The Board recessed at 9:42 a.m. and reconvened at 9:43 a.m.

PUBLIC HEARINGS: None

OLD BUSINESS: None

NEW BUSINESS:

16. APPROVE THE AUTHORITY'S PARTICIPATION IN COOPERATIVE AGREEMENTS AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE PURCHASE ORDERS FOR INFORMATION TECHNOLOGY REQUISITIONS:

Howard Kourik, Director, Information Technology, provided a presentation on Cooperative Agreements for Information Technology Purchases, which included Cooperative Agreements with Three Vendors; Who Are the Cooperatives; and Items Ordered.

In response to Board Member Alvarez regarding how information technology requisitions were previously handled, Mr. Kourik stated that one supplier was being used. He stated that with three suppliers, the pricing will be more competitive.

In response to Board Member Alvarez regarding the Application of Inclusionary Policies, Bob Silvas, Director, Small Business Development, stated that no preferences were used because this was an existing contract through another government agency's competitive process.

RECOMMENDATION: Adopt Resolution No. 2013-0114, approving the Authority's participation in cooperative purchasing agreements with three companies: CDW–Government, LLC, Insight Public Sector, and GovConnection, for a term of three years in a combined amount not-to-exceed \$2,700,000 for the purchase of computer equipment, software, software licensing and maintenance, hardware maintenance, peripherals and related services.

ACTION: Moved by Board Member Cox and seconded by Board Member Boland to approve staff's recommendation. Motion carried by the following vote: YES – Alvarez, Boland, Cox, Desmond, Hubbs, Gleason, Robinson, Sessom, Smisek; NO – None; ABSENT – None. (Weighted Vote Points: YES – 100; NO – 0; ABSENT – 0).

- 17. RENEWAL OF THE EMPLOYEE BENEFIT PROGRAM(S) FOR 2014:** Jeff Lindeman, Senior Director, Organizational Performance & Development, and Christy Barr, Senior Vice President, Willis Insurance Services of San Diego, provided a presentation on the Renewal of the Employee Benefit Programs for 2014, which included the Renewal Process to Date; Executive Summary; Medical Carrier Responses; HMO Employee Contributions; PPO Employee Contributions; Employee Contribution Strategies Studied; Medical Plan Recommendations Summary; Medical Plan Design Comparison; 2014 Anthem Renewal Analysis Summary; 2013 Anthem Renewal Analysis Summary; Employee Communication Strategy; and Insurance Marketplace (Exchange) Overview.

In response to Board Member Hubbs regarding flexibility to move towards a cafeteria approach and utilizing exchanges, Thella F. Bowens, President/CEO, stated that the Authority has the right to meet and confer with represented employees regarding health care each year.

Board Member Hubbs stated he would like to see more exchange options in the future.

Board Member Sessom expressed concern regarding the flat 5% increase in employee contributions, and suggested more equitable healthcare contributions for employees in the future. She also expressed concern that the employee contributions would be a flat 10% increase in 2015. She further stated that it was unfair to require the biometric screening for enrolled spouses in 2014 in order to avoid the penalty.

Board Member Desmond expressed concern regarding the biometric screening and the 5% penalty for non-participating employees.

In response to Board Member Desmond regarding a cost savings to the Authority for the biometric screening, Mr. Lindeman stated that the benefit is identifying risk factors early and the data is also used to target wellness initiatives for staff.

Board Member Desmond moved to approve staff's recommendation as amended to remove the 5% penalty, and to increase the incentive from \$250 to \$500. Board Member Sessom seconded the motion.

Board Member Smisek moved to amend the motion to remove the 5% penalty and leave the incentive at \$250.

Board Member Cox suggested language that the employee's share of the costs would be 10% or 15%, with a 5% reduction for participation in the Health Risk Assessment, thereby removing the disincentives.

Chair Gleason reported that discussion on this item would continue after Closed Session.

CLOSED SESSION: The Board recessed into Closed Session at 10:45 a.m. to discuss Item 21.

21. CONFERENCE WITH LABOR NEGOTIATORS:

Labor negotiations pursuant to Cal. Gov. Code §54957.6:

Authority Designated Negotiators: Thella F. Bowens, President/CEO; and Jeff Lindeman, Senior Director, Organizational Performance & Development

Employee Organization: Teamsters 911

REPORT ON CLOSED SESSION: The Board reconvened into Open Session at 11:29 a.m. Chair Gleason reported that in regards to Item 21, the Board voted unanimously with all members present to ratify the tentative agreement on economics between the San Diego County Regional Airport Authority and California Teamsters Local 911 that was dated September 19, 2013.

17. RENEWAL OF THE EMPLOYEE BENEFIT PROGRAM(S) FOR 2014 (Continued):

Board Member Smisek withdrew his amendment to the motion.

Board Member Desmond withdrew his motion.

Board Member Sessom expressed support for looking at different options in the future, and stated that she does not support the flat 5% and 10% employee contributions, and penalty for employees who do not wish to participate in the biometric screening.

Board Member Alvarez left the dais at 11:32 a.m.

Chair Gleason requested that the Board receive a preview midway through the year for the 2015 benefits discussion.

Thella F. Bowens, President/CEO, stated that staff would provide periodic updates to the Board.

RECOMMENDATION: Adopt Resolution No. 2013-0115, approving the renewal of the Employee Benefit Program(s) for 2014.

ACTION: Moved by Board Member Robinson and seconded by Board Member Cox to approve staff's recommendation. Motion carried by the following vote: YES – Boland, Cox, Gleason, Hubbs, Robinson, Smisek; NO – Desmond, Sessom; ABSENT – Alvarez (Weighted Vote Points: YES – 67; NO – 20; ABSENT – 13).

18. **AUTHORIZE THE PRESIDENT/CEO TO GRANT RENTAL CAR CENTER LEASES WITH TERMS OF 30 YEARS AND NON-EXCLUSIVE ON-AIRPORT RENTAL CAR CONCESSION AGREEMENTS WITH TERMS OF 10 YEARS, PLUS FOUR 5-YEAR OPTIONS TO EXTEND THE CONCESSION AGREEMENTS TO RENTAL CAR COMPANIES FOR THE RIGHT TO OCCUPY AND OPERATE WITHIN THE SAN DIEGO RENTAL CAR CENTER TO BE CONSTRUCTED ON THE NORTH SIDE OF SAN DIEGO INTERNATIONAL AIRPORT:**

Vernon Evans, Vice President, Finance/Treasurer, provided a presentation on the San Diego Rental Car Center Lease and Concession Agreements, which included Rental Car Center (RCC) Program Overview; Key Agreement Provisions; RCC Expense Funding Sources; Operations – SAN Market Share; and Program Target Dates.

In response to Board Member Cox regarding rental car companies not participating in the RCC, Mr. Evans stated that they will be allowed to operate outside of the RCC for a small transportation fee.

RECOMMENDATION: Adopt Resolution No. 2013-0116, authorizing the President/CEO to negotiate, grant and execute 30-Year Rental Car Center Leases to rental car companies for the right to occupy space and operate within the San Diego Rental Car Center at the San Diego International Airport; and to take all necessary actions to finalize negotiations and execute the Leases.

ACTION: Moved by Board Member Cox and seconded by Board Member Robinson to approve staff's recommendation. Motion carried by the following vote: YES – Boland, Cox, Desmond, Gleason, Hubbs, Robinson, Sessom, Smisek; NO – None; ABSENT – Alvarez (Weighted Vote Points: YES – 87; NO – 0; ABSENT –13).

RECOMMENDATION: Adopt Resolution No. 2013-0117, authorizing the President/CEO to negotiate, grant and execute 10-Year Non-Exclusive On-Airport Rental Car Concession Agreements, with four consecutive 5-year options to extend the Concession Agreements, to Rental Car Companies to operate within the San Diego Rental Car Center at San Diego International Airport; and to take all necessary actions to finalize negotiations and execute the Concession Agreements.

ACTION: Moved by Board Member Cox and seconded by Board Member Robinson to approve staff's recommendation. Motion carried by the following vote: YES – Boland, Cox, Desmond, Gleason, Hubbs, Robinson, Sessom, Smisek; NO – None; ABSENT – Alvarez (Weighted Vote Points: YES – 87; NO – 0; ABSENT –13).

Board Member Sessom left the dais at 11:53 a.m.

19. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A THIRD AMENDMENT TO THE CONSTRUCTION MANAGER-AT-RISK AGREEMENT WITH AUSTIN-SUNDT JOINT VENTURE, TO INCREASE THE CONTRACT AMOUNT FOR CONSTRUCTION WORK ON THE RENTAL CAR CENTER:

Bob Bolton, Director, Airport Design & Construction, provided a presentation on the Third Amendment to Austin-Sundt Joint Venture, which included Key Project Milestones, and Construction Manager-At-Risk Adjustments.

RECOMMENDATION: Adopt Resolution No. 2013-0118, approving a third amendment to the Construction Manager-At-Risk agreement with Austin-Sundt Joint Venture, and authorizing the President/CEO to negotiate and execute Task/Work Authorizations, for an additional forty-four million dollars (\$44,000,000), for a total not-to-exceed amount of sixty-eight million dollars (\$68,000,000) for construction work on the Rental Car Center.

ACTION: Moved by Board Member Boland and seconded by Board Member Robinson to approve staff's recommendation. Motion carried by the following vote: YES – Boland, Cox, Desmond, Gleason, Hubbs, Robinson, Smisek; NO – None; ABSENT – Alvarez, Sessom (Weighted Vote Points: YES – 79; NO – 0; ABSENT –21).

20. AUTHORIZE THE PRESIDENT/CEO TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH ANDERSON & KREIGER LLP FOR CONSULTING AND LEGAL SERVICES RELATED TO FEDERAL REGULATORY MATTERS:

ACTION: This item was moved to the Consent Agenda.

CLOSED SESSION: The Board recessed into Closed Session at 12:00 p.m. to discuss Items 25 and 26.

- 21. CONFERENCE WITH LABOR NEGOTIATORS:**
Labor negotiations pursuant to Cal. Gov. Code §54957.6:
Authority Designated Negotiators: Thella F. Bowens, President/CEO; and
Jeff Lindeman, Senior Director, Organizational Performance &
Development
Employee Organization: Teamsters 911
(This Item was Heard Prior to Agenda Item 18)
- 22. CONFERENCE WITH REAL PROPERTY NEGOTIATORS:**
Real property negotiations pursuant to Cal. Gov. Code §54954.5(b) and
§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
- 23. CONFERENCE WITH REAL PROPERTY NEGOTIATORS:**
Real property negotiations pursuant to Cal. Gov. Code §§ 54954.5(b) and
54956.8.
Property: Landmark Aviation.
Agency negotiator: Vernon D. Evans, Eric Podnieks and Troy Leech.
Negotiating parties: Landmark Aviation (current tenant).
Under negotiation: Amendment of terms of Lease regarding site
development.
- 24. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION:**
(Cal. Gov. Code Section 54956.9(A))
Diego Concession Group, Inc. v. San Diego County Regional Airport
Authority S.D.S.C Case No. 37-2012-00088083-CU-BT-CTL
- 25. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION:**
(Cal. Gov. Code §54956.9(A))
Melvin R. McFarlin v. San Diego County Regional Airport Authority, et al.,
San Diego Superior Court Case No. 37-2013-00066152-CU-OE-CTL
- 26. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**
Initiation of litigation pursuant to subdivision (c) of §54956.9: (3 cases)
- 27. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**
Significant exposure to litigation pursuant to Cal. Gov. Code §54956.9(b):
Kelly Lancaster, David Boenitz, Mary Erickson and Richard Gilb, et al v.
SDCERS, San Diego Sup. Court Case No. 37-2011-G0096238-CU-PO-
CT
Number of cases: 1

28. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:

Significant exposure to litigation (Cal. Gov. Code §§ 54956.9 (b) and 54954.5)

Number of potential cases: 1

Re: Investigative Order No. R9-2012-0009 by the California Regional Water Quality Control Board regarding submission of technical reports pertaining to an investigation of bay sediments at the Downtown Anchorage Area in San Diego

REPORT ON CLOSED SESSION: The Board reconvened into open session at 12:29 p.m. Chair Gleason reported that direction was provided to staff in regards to Items 25 and 26. There was no other reportable action.

NON-AGENDA PUBLIC COMMENT: 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.

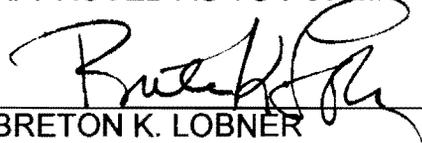
ADJOURNMENT: The meeting was adjourned at 12:30 p.m.

APPROVED BY A MOTION OF THE SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY BOARD THIS 7th DAY OF NOVEMBER, 2013.



LORRAINE BENNETT
ASSISTANT AUTHORITY CLERK II

APPROVED AS TO FORM:



BRETON K. LOBNER
GENERAL COUNSEL