

# SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY



## Revised 02/07/11 **SPECIAL BOARD**

### **AGENDA**

Thursday, February 10, 2011

9:00 A.M.

San Diego International Airport  
Commuter Terminal – Third Floor  
Board Room  
3225 N. Harbor Drive  
San Diego, California 92101

#### BOARD MEMBERS

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

\* EX OFFICIO BOARD MEMBERS

PRESIDENT/CEO  
THELLA F. BOWENS

***Live web casts of Authority Board meetings can be accessed at  
[http://www.san.org/airport\\_authority/boardmeetings.asp](http://www.san.org/airport_authority/boardmeetings.asp).***

This Agenda contains a brief general description of each item to be considered. The indication of a recommended action does not indicate what action (if any) may be taken. If comments are made to the Board without prior notice or are not listed on the Agenda, no specific answers or responses should be expected at this meeting pursuant to State law.

Staff Reports and documentation relating to each item of business on the Agenda are on file in Corporate Services and are available for public inspection.

**NOTE:** Pursuant to Authority Code Section 2.15, all Lobbyists shall register as an Authority Lobbyist with the Authority Clerk within ten (10) days of qualifying as a lobbyist. A qualifying lobbyist is any individual who receives \$100 or more in any calendar month to lobby any Board Member or employee of the Authority for the purpose of influencing any action of the Authority. To obtain Lobbyist Registration Statement Forms, contact the Corporate Services/Authority Clerk Department.

PLEASE COMPLETE A "REQUEST TO SPEAK" FORM PRIOR TO THE COMMENCEMENT OF THE MEETING AND SUBMIT IT TO THE AUTHORITY CLERK. ***PLEASE REVIEW THE POLICY FOR PUBLIC PARTICIPATION IN BOARD AND BOARD COMMITTEE MEETINGS (PUBLIC COMMENT) LOCATED AT THE END OF THE AGENDA.***

*The Authority has identified a local company to provide oral interpreter and translation services for public meetings. If you require oral interpreter or translation services, please telephone the Corporate Services/Authority Clerk Department with your request at (619) 400-2400 at least three (3) working days prior to the meeting.*

**CALL TO ORDER:**

**PLEDGE OF ALLEGIANCE:**

**ROLL CALL:**

**REPORT FROM CITIZEN COMMITTEE:**

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

**PRESENTATION(S):**

- UPDATE ON LIFE CYCLE MANAGEMENT PROGRAM:**  
Presented by Wayne Harvey, Director, Facilities Management
- QUARTERLY FINANCIAL UPDATE ENDED DECEMBER 31, 2010:**  
Presented by Vernon Evans, Vice President, Finance/Treasurer
- CALENDAR FOR FY 2012 AND FY 2013 BUDGETS:**  
Presented by Vernon Evans, Vice President, Finance/Treasurer

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

***STANDING BOARD COMMITTEES***

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

***ADVISORY COMMITTEES***

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

***LIAISONS***

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

***BOARD REPRESENTATIVES (EXTERNAL)***

- **SANDAG TRANSPORTATION COMMITTEE:**  
Representatives: Panknin, Smisek (Primary)
- **WORLD TRADE CENTER:**  
Representatives: Panknin (Primary), Young

**CHAIR'S REPORT:**

**PRESIDENT/CEO'S REPORT:**

**NON-AGENDA PUBLIC COMMENT:**

Public Comment is reserved for members of the public wishing to address the Board on matters for which another opportunity to speak **is not provided on the Agenda**, and which is within the jurisdiction of the Board. Please submit a completed speaker slip to the Authority Clerk. ***Each individual speaker is limited to three (3) minutes. Applicants, groups and jurisdictions referring items to the Board for action are limited to five (5) minutes.***

**Note:** Persons wishing to speak on specific items should reserve their comments until the specific item is taken up by the Board.

**CONSENT AGENDA (Items 1-14):**

The consent agenda contains items that are routine in nature and non-controversial. Some items may be referred by a standing Board Committee or approved as part of the budget process. The matters listed under 'Consent Agenda' may be approved by one motion. Any Board Member may remove an item for separate consideration. Items so removed will be heard before the scheduled New Business Items, unless otherwise directed by the Chair.

**1. APPROVAL OF MINUTES:**

The Board is requested to approve minutes of prior Board meetings.

RECOMMENDATION: Approve the minutes of the December 20, 2010 special meeting, January 6, 2011 regular meeting, and January 18, 2011 special meeting.

**2. ACCEPTANCE OF BOARD AND COMMITTEE MEMBERS' WRITTEN REPORTS ON ATTENDANCE AT APPROVED MEETINGS AND PRE-APPROVAL OF ATTENDANCE AT OTHER MEETINGS NOT COVERED BY THE CURRENT RESOLUTION:**

The Board is requested to accept the reports.

RECOMMENDATION: Accept the reports and pre-approve Board member attendance at other meetings, trainings and events not covered by the current resolution.

**(Corporate Services: Tony Russell, Director/Authority Clerk)**

**3. FEBRUARY 2011 LEGISLATIVE REPORT:**

The Board is requested to approve the report.

RECOMMENDATION: Adopt Resolution No. 2011-0013, approving the February 2011 Legislative Report.

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

**4. APPOINTMENTS TO THE AUTHORITY ADVISORY COMMITTEE:**

The Board is requested to approve the appointments.

RECOMMENDATION: Adopt Resolution No. 2011-0014, approving the appointment of Scott Alevy, Chris Cate, Patty Ducey-Brooks and Jim Neal to the Authority Advisory Committee.

**(Airport Noise Mitigation: Dan Frazee, Director)**

***CLAIMS***

**5. AUTHORIZE THE REJECTION OF THE CLAIM OF BETTE VAN VALKENBURG.:**

The Board is requested to reject the claim.

RECOMMENDATION: Adopt Resolution No. 2011-0015, authorizing the rejection of the claim of Bette Van Valkenburg.

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

**6. AUTHORIZE THE REJECTION OF THE CLAIM OF MAUREEN RAFAEL:**

The Board is requested to reject the claim.

RECOMMENDATION: Adopt Resolution No. 2011-0016, authorizing the rejection of the claim of Maureen Rafael.

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

**7. AUTHORIZE THE REJECTION OF THE CLAIM OF ELAYNE WOLFENSON:**

The Board is requested to reject the claim.

RECOMMENDATION: Adopt Resolution No. 2011-0017, authorizing the rejection of the claim of Elayne Wolfenson.

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

***COMMITTEE RECOMMENDATIONS***

**8. RECEIVE THE UNAUDITED FINANCIAL STATEMENTS FOR THE SIX MONTHS ENDED DECEMBER 31, 2010:**

The Board is requested to receive the report.

RECOMMENDATION: The Finance Committee recommends that the Board receive the report.

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

**9. RECEIVE THE AUTHORITY'S INVESTMENT REPORT AS OF DECEMBER 31, 2010:**

The Board is requested to receive the report.

RECOMMENDATION: The Finance Committee recommends that the Board receive the report.

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

**10. CORRECT RESOLUTION NOS. 2010-0125, 2010-0126, 2010-0127 TO INDICATE THE AUTHORIZATIONS GRANTED TO THE PRESIDENT/CEO WERE FOR TASK AND WORK AUTHORIZATIONS:**

The Board is requested to correct the resolutions.

RECOMMENDATION:

The Terminal Development Program Committee recommends that the Board:

Adopt Resolution No. 2011-0018, correcting Resolution No. 2010-0125 to indicate that the Board authorized the release of funds for the President/CEO to execute additional Work and Task Authorizations in an amount not-to-exceed seventy-nine million, fifteen thousand, thirty-eight dollars (\$79,015,038).

Adopt Resolution No. 2011-0022, correcting Resolution No. 2010-0126 to indicate that the Board authorized the release of funds for the President/CEO to execute additional Work and Task Authorizations in an amount not-to-exceed one hundred thirty-five million, twenty thousand, five hundred eighty-seven dollars (\$135,020,587).

Adopt Resolution No. 2011-0023, correcting Resolution No. 2010-0127 to indicate that the Board authorized the release of funds for the President/CEO to execute additional Work and Task Authorizations in an amount not-to-exceed one hundred twelve million, two hundred twenty-seven thousand, three hundred three dollars (\$112,227,303).

**(Development: Bryan Enarson, Vice President)**

***CONTRACTS AND AGREEMENTS***

**11. AWARDED CONTRACTS, APPROVED CHANGE ORDERS FROM DECEMBER 13, 2010 THROUGH JANUARY 9, 2011 AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM DECEMBER 13, 2010 THROUGH JANUARY 9, 2011:**

The Board is requested to receive the report.

RECOMMENDATION: Receive the report.

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

**12. AWARD A CONTRACT TO ATLAS DEVELOPMENT CORPORATION, FOR QUIETER HOME PROGRAM PHASE 5, GROUP 8A (27 WEST SIDE, NON-HISTORIC, SINGLE FAMILY UNITS ON 27 RESIDENTIAL PROPERTIES):**

The Board is requested to award a contract.

RECOMMENDATION: Adopt Resolution No. 2011-0019, awarding a contract to Atlas Development Corporation, in the amount of \$966,453, for Phase 5, Group 8A, Project No. 380508A, of the San Diego County Regional Airport Authority's Quieter Home Program.

**(Facilities Development: Iraj Ghaemi, Director)**

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

**13. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE ON-CALL FLOORING SERVICES AGREEMENTS WITH XTREME FLOORCOVERING SPECIALISTS, INC.; WIRTZ QUALITY INSTALLATIONS, INC.; INLAND FLOORING CONTRACTORS, INC.; AND DFS FLOORING:**

The Board is requested to approve the agreements.

RECOMMENDATION: Adopt Resolution No. 2011-0020, approving and authorizing the President/CEO to execute On-Call Flooring Services Agreements with: Xtreme Floorcovering Specialists, Inc.; Wirtz Quality Installations, Inc.; Inland Flooring Contractors, Inc.; and DFS Flooring - each agreement for a three-year term and a not-to-exceed amount of \$3,000,000, to provide flooring services for the San Diego International Airport's ("SDIA's") Capital Major Maintenance Program.  
**(Facilities Management: Wayne Harvey, Director)**

**14. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE ON-CALL PLUMBING SERVICES AGREEMENTS WITH AMERI-MEX PLUMBING, INC.; BPI PLUMBING; ARE & R PLUMBING, INC.; AND DRAIN MEDIC, INC.:**

The Board is requested to approve the agreements.

RECOMMENDATION: Adopt Resolution No. 2011-0021, approving and authorizing the President/CEO to execute On-Call Plumbing Services Agreements with: Ameri-Mex Plumbing, Inc.; BPI Plumbing; Are & R Plumbing, Inc.; and Drain Medic, Inc. - each agreement for a three-year term and a not-to-exceed amount of \$3,000,000, to provide plumbing services for the San Diego International Airport's ("SDIA's") Capital Major Maintenance Program.  
**(Facilities Management: Wayne Harvey, Director)**

**OLD BUSINESS:**

**15. BOARD DISCUSSION AND POSSIBLE ACTION REGARDING EMPLOYEE PURCHASES OF SERVICE CREDITS FROM THE SAN DIEGO CITY EMPLOYEES' RETIREMENT SYSTEM (SDCERS) (DISCUSSED AT THE SEPTEMBER 2, 2010 AND OCTOBER 7, 2010 BOARD MEETINGS):**

The Board is requested to receive the update.

RECOMMENDATION: Provide direction to Staff on the San Diego County Regional Airport Authority's (Airport Authority) reply to the San Diego City Employees' Retirement System (SDCERS) Board of Administration's inquiry as to whether or not the Airport Authority wishes to exempt any or all of the affected employee Purchase of Service Credit (PSC) contracts from correction by continuing to fund the underpayment through the Airport Authority's Annual Required Contribution and, depending upon the Board's decision, also whether or not the Airport Authority would allow existing employees who entered into the Deferred Retirement Option Plan (DROP) to rescind their DROP contracts.  
**(Human Resources: Jeff Lindeman, Director)**

**PUBLIC HEARINGS:**

**NEW BUSINESS:**

**CLOSED SESSION:**

- 16. CONFERENCE WITH LEGAL COUNSEL: ANTICIPATED LITIGATION:**  
Initiation of litigation pursuant to subdivision (c) of Section 54956.9: (1 case)
- 17. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION:**  
(Government Code Section 54956.9 (a)):  
San Diego Unified Port District v. TDY Industries, Inc., et al., and related cross-actions. U.S. District Court, Southern District Case No. 03 CV 1146-B (POR).
- 18. CONFERENCE WITH REAL PROPERTY NEGOTIATORS:**  
Real property negotiations pursuant to Cal. Gov. Code Sections 54954.5(b) and section 54956.8.  
Property: Salt Plant – 17 acre parcel located at 1470 Bay Boulevard, San Diego  
Agency Negotiators: Vernon D. Evans, Vice President, Finance/Treasurer  
Negotiating Parties: United States Fish and Wildlife Service, GGTW, LLC (current tenant) and/or other interested parties  
Under Negotiation: Sale – terms and conditions.
- 19. CONFERENCE WITH REAL PROPERTY NEGOTIATORS:**  
Real Property Negotiations pursuant to Cal Gov. Code §§ 54954.5(b) and 54956.8  
Property: 3.76 acre easement across MCRD and San Diego Unified Port District property located on the Washington Street extension south of Pacific Highway, in the City of San Diego, CA.  
Agency negotiators: Vernon Evans, Vice President, Finance/Treasurer and Troy Ann Leech, Director, Real Estate Management.  
Under Negotiation: Consideration of MCRD's request for exclusive use of portion of the easement; possible realignment of access and rights; acquisition of easement or right of way from the San Diego Unified Port District.
- 20. CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION:**  
(Cal. Gov. Code Section 54956.9(a)):  
City of San Diego, Historical Resources Board: In re: Western Salt Company Salt Works, Report No. HRB-08-005
- 21. CONFERENCE WITH LABOR NEGOTIATORS:**  
Labor negotiations pursuant to Cal. Gov. Code §54957.6.  
Authority Designated Negotiators: Thella F. Bowens, President/CEO; and Jeffrey Woodson, Vice President, Administration  
Employee Organization: Teamsters 911

**22. CONFERENCE WITH LEGAL COUNSEL-- EXISTING LITIGATION:**

(Cal.Gov. Code section 54956.9(a))

West Tech, Inc. v. San Diego County Regional Airport Authority, et al., L.A.S.C 37-2010-00106565-CU-BC-CTL

**23. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION:**

Pursuant to Government Code Section 54956.9(a):

*Save Our Heritage Organization v. San Diego Unified Port District, et al., San Diego Superior Court Case No. 37-2009-00097828-CU-TT-CTL*

**REPORT ON CLOSED SESSION:**

**NON-AGENDA PUBLIC COMMENT:**

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**GENERAL COUNSEL REPORT:**

**BUSINESS AND TRAVEL EXPENSE REIMBURSEMENT REPORTS FOR BOARD MEMBERS, PRESIDENT/CEO, CHIEF AUDITOR AND GENERAL COUNSEL WHEN ATTENDING CONFERENCES, MEETINGS, AND TRAINING AT THE EXPENSE OF THE AUTHORITY:**

**BOARD COMMENT:**

**ADJOURNMENT:**

## **Policy for Public Participation in Board, Airport Land Use Commission (ALUC), and Committee Meetings (Public Comment)**

- 1) Persons wishing to address the Board, ALUC, and Committees shall complete a "Request to Speak" form prior to the initiation of the portion of the agenda containing the item to be addressed (e.g., Public Comment and General Items). Failure to complete a form shall not preclude testimony, if permission to address the Board is granted by the Chair.
- 2) The Public Comment Section at the beginning of the agenda is limited to eighteen (18) minutes and is reserved for persons wishing to address the Board, ALUC, and Committees on any matter for which another opportunity to speak is not provided on the Agenda, and on matters that are within the jurisdiction of the Board. A second Public Comment period is reserved for general public comment later in the meeting for those who could not be heard during the first Public Comment period.
- 3) Persons wishing to speak on specific items listed on the agenda will be afforded an opportunity to speak during the presentation of individual items. Persons wishing to speak on specific items should reserve their comments until the specific item is taken up by the Board, ALUC and Committees. Public comment on specific items is limited to twenty (20) minutes – ten (10) minutes for those in favor and ten (10) minutes for those in opposition of an item. Each individual speaker will be allowed three (3) minutes, and applicants and groups will be allowed five (5) minutes.
- 4) If many persons have indicated a desire to address the Board, ALUC and Committees on the same issue, then the Chair may suggest that these persons consolidate their respective testimonies. Testimony by members of the public on any item shall be limited to **three (3) minutes per individual speaker and five (5) minutes for applicants, groups and referring jurisdictions.**
- 5) Pursuant to Authority Policy 1.33 (8), recognized groups must register with the Authority Clerk prior to the meeting.
- 6) After a public hearing or the public comment portion of the meeting has been closed, no person shall address the Board, ALUC, and Committees without first obtaining permission to do so.

### **Additional Meeting Information**

**NOTE:** This information is available in alternative formats upon request. To request an Agenda in an alternative format, or to request a sign language or oral interpreter, or an Assistive Listening Device (ALD) for the meeting, please telephone the Authority Clerk's Office at (619) 400-2400 at least three (3) working days prior to the meeting to ensure availability.

For your convenience, the agenda is also available to you on our website at [www.san.org](http://www.san.org).

**For those planning to attend the Board meeting, parking is available in the public parking lot located directly in front of the Commuter Terminal. Bring your ticket to the third floor receptionist for validation.**

**You may also reach the Commuter Terminal by using public transit via the San Diego MTS system, Route 992. For route and fare information please call the San Diego MTS at (619) 233-3004.**

<b>UPCOMING MEETING SCHEDULE</b>				
<b><i>Date</i></b>	<b><i>Day</i></b>	<b><i>Time</i></b>	<b><i>Meeting Type</i></b>	<b><i>Location</i></b>
March 3	Thursday	9:00 a.m.	Regular	Board Room
April 7	Thursday	9:00 a.m.	Regular	Board Room
May 5	Thursday	9:00 a.m.	Regular	Board Room

STATE OF CALIFORNIA )  
COUNTY OF SAN DIEGO )  
SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY )

I, Linda Gehlken, Assistant Authority Clerk I, of the San Diego County Regional Airport Authority, hereby certify that at the hour 8:10 a.m. I caused the posting of this notice on the bulletin board located on the first floor of the San Diego International Airport, Commuter Terminal.

DATE: 2/07/11

SIGNATURE

