

**SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY BOARD  
MINUTES  
WEDNESDAY, JULY 1, 2015  
SAN DIEGO INTERNATIONAL AIRPORT  
BOARD ROOM**

**CALL TO ORDER:** Chair Gleason called the special meeting of the San Diego County Regional Airport Authority Board to order at 2:35 p.m. on Wednesday, July 1, 2015, in the Board Room at the San Diego International Airport, Commuter Terminal, 3225 North Harbor Drive, San Diego, CA 92101.

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

**ROLL CALL:**

PRESENT: Board Members: Alvarez, Boling, Cox, Gleason, Hubbs,  
Janney, Robinson, Sessom

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

ALSO PRESENT: Thella F. Bowens, President/CEO; Amy Gonzalez, Senior Director,  
General Counsel; Tony R. Russell, Director, Corporate and  
Information Governance/Authority Clerk; Lorraine Bennett, Assistant  
Authority Clerk II

**NEW BUSINESS:**

**1. AIRPORT-PERMITTED COMMERCIAL VEHICLE DRIVER PERMIT REQUIREMENTS:**

David Boenitz, Director, Ground Transportation, provided a presentation on Airport-Permitted Commercial Vehicle Driver Permit Requirements, which included Background Checks, Disqualifying Offenses, Comparisons, Authority Code Changes, and Recommendations.

In response to Board Member Sessom's question regarding the recent Labor Commission finding that TNC drivers are employees, Amy Gonzalez, Senior Director, General Counsel, stated that it is her understanding that the ruling is being appealed. Ms. Sessom requested that the Board be kept updated.

Board Member Hubbs expressed concern with not having a finger printing requirement and stated that additional things can be caught in the finger printing background check process.

Board Member Alvarez disclosed ex-parte communications with Lyft representatives.

Board Member Janney disclosed ex-parte communications with Lyft representatives.

Chair Gleason disclosed ex-parte communications with Lyft representatives.

ALFRED BANKS, SAN DIEGO, provided a handout for the Board, and expressed concerns with taxicab trip fees and requested that they be placed on the meter.

Chair Gleason stated that this issue is not on the Agenda and referred the matter to staff.

CHRISTOPHER BALLARD, SAN DIEGO, expressed concerns regarding TNC's being subject to two different background check criteria, and he suggested modifications to Authority Code 9.13(b).

BAKARI BROCK, SAN FRANCISCO, requested that the Board move forward with staff's recommendation.

SEAN KARAFIN, SAN DIEGO, spoke in support of staff's recommendation.

CARELYN REYNOLDS, expressed concerns about any additional regulations for ground transportation modes, and the need to ensure that if a pilot program is approved by the Board, that it be monitored for how it is working.

ADRIAN KWIATKOWSKI, spoke in support of staff's recommendation to remove some regulations for other ground transportation modes.

ANNE DANIELLS, SAN DIEGO, suggested that the Board look into all liability and safety issues, and the potential for violations associated with Authority Code 9.14(2), *Insurance*, regarding employees versus drivers.

TONY HUESO, SAN DIEGO, expressed concerns that taxis have a lot of hurdles to overcome and accommodations are being made for TNC's. He stated that TNC's should provide the same liability insurance as other ground transportation providers at the Airport.

CAROLINE STEVENS, SAN DIEGO, representing Downtown San Diego partnership, spoke in support staff's recommendation.

In response to Board Member Alvarez' concerns with the offenses that would disqualify an applicant from obtaining a permit in Authority Code 9.13 which are different from the CPUC and the County, Ms. Shafer-Payne stated that all of the listed offenses fit within the five-years or seven-years from conviction. Ms. Gonzalez further clarified that the CPUC decision for convictions is also broad-based, and does not cite specific crimes, which is what the Authority is trying to address in its Code.

Board Member Alvarez expressed concerns with over-regulation and suggested looking at where the differences are between the Authority and the CPUC regulations, and that the Board re-visit this at the end of the pilot program period. He stated that the Authority should be looking at ways to reduce regulations for all ground transportation modes.

Board Member Cox stated that the final decisions be equal for all ground transportation modes.

Chair Gleason requested that the Board receive an update midway through the pilot program.

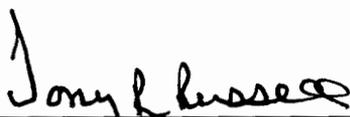
Thella F. Bowens, President/CEO, stated that staff will continue to look at the regulations during the pilot program, and return to the Board with comprehensive changes that may be identified during the pilot period to streamline the process.

RECOMMENDATION: Adopt Resolution No. 2015-0066, authorizing the President/CEO to determine the required form of background checks for all ground transportation service providers and amending Authority Codes 9.12 – Ground Transportation Service Permits, 9.13 – Driver Permits, 9.14 – Insurance, 9.15 – Vehicle Registration and 9.21 – Vehicle Condition to facilitate issuance of Transportation Network Company Pilot Program Permits.

**ACTION: Moved by Board Member Alvarez and seconded by Board Member Sessom to approve staff's recommendation, and requested further discussions regarding the differences between Authority and California Public Utilities Commission (CPUC) regulatory requirements, and directed staff to provide the Board with an update on the Pilot Program in six (6) months. Motion carried by the following vote: YES – Alvarez, Boling, Cox, Gleason, Hubbs, Janney, Robinson, Sessom; NO – None; ABSENT – Desmond. (Weighted Vote Points: YES – 88; NO – 0; ABSENT – 12)**

**ADJOURNMENT:** The meeting was adjourned at 3:38 p.m.

APPROVED BY A MOTION OF THE SAN DIEGO COUNTY REGIONAL AIRPORT  
AUTHORITY BOARD THIS 17<sup>th</sup> DAY OF SEPTEMBER, 2015.

  
\_\_\_\_\_  
TONY R. RUSSELL  
DIRECTOR, CORPORATE &  
INFORMATION GOVERNANCE /  
AUTHORITY CLERK

APPROVED AS TO FORM:

  
\_\_\_\_\_  
BRETON K. LOBNER  
GENERAL COUNSEL