

SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY

Board Members

C. April Boling
Chairman

Greg Cox
Jim Desmond
Robert H. Gleason
Jim Janney
Mark Kersey
Paul Robinson
Michael Schumacher
Mary Sessom

Ex-Officio Board Members

Laurie Berman
Eraina Ortega
Col. Jason Woodworth

President / CEO

Kimberly J. Becker

DRAFT ACTION MINUTES

BOARD AGENDA

Thursday, May 4, 2017
9:00 A.M.

San Diego International Airport
SDCRAA Administration Building – Third Floor
Board Room
3225 N. Harbor Drive
San Diego, California 92101

***Live webcasts of Authority Board meetings can be accessed at
<http://www.san.org/Airport-Authority/Meetings-Agendas/Authority-Board>***

CALL TO ORDER: Vice Chair Robinson called the meeting to order at 9:05 a.m.

PLEDGE OF ALLEGIANCE: Board Member Woodworth (Ex Officio) led the Pledge of Allegiance.

ROLL CALL: Board Members Berman (Ex Officio), Boling, Janney, Kersey, and Ortega (Ex Officio) were ABSENT.

PRESENTATIONS:

- A. REVIEW OF THE UNAUDITED FINANCIAL STATEMENTS FOR THE NINE MONTHS ENDED MARCH 31, 2017:**
Presented by Kathy Kiefer, Senior Director, Finance and Asset Management

Board Member Cox arrived at 9:10 a.m.

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

STANDING BOARD COMMITTEES

- **AUDIT COMMITTEE:**
Committee Members: Gleason, Hollingworth, Robinson (Chair), Schumacher, Sessom, Tartre, Van Sambeek
- **CAPITAL IMPROVEMENT PROGRAM OVERSIGHT COMMITTEE:**
Committee Members: Gleason, Janney (Chair), Kersey, Robinson

*For reference only. This document is not the official actions of the meeting and should not be maintained once the final minutes are adopted.

- **EXECUTIVE PERSONNEL AND COMPENSATION COMMITTEE:**
Committee Members: Boling, Cox, Desmond (Chair), Kersey, Schumacher
- **FINANCE COMMITTEE:**
Committee Members: Boling (Chair), Cox, Janney, Sessom

ADVISORY COMMITTEES

- **AUTHORITY ADVISORY COMMITTEE:**
Liaison: Robinson (Primary), Boling
- **ART ADVISORY COMMITTEE:**
Committee Member: Gleason

LIAISONS

- **AIRPORT LAND USE COMPATIBILITY PLAN:**
Liaison: Janney
- **CALTRANS:**
Liaison: Berman
- **INTER-GOVERNMENTAL AFFAIRS:**
Liaison: Cox
- **MILITARY AFFAIRS:**
Liaison: Woodworth
- **PORT:**
Liaisons: Boling, Cox, Gleason (Primary), Robinson
- **WORLD TRADE CENTER:**
Representatives: Gleason (Primary)

BOARD REPRESENTATIVES (EXTERNAL)

- **SANDAG TRANSPORTATION COMMITTEE:**
Representatives: Boling (Alternate), Janney (Primary)

CHAIR'S REPORT:

PRESIDENT/CEO'S REPORT:

NON-AGENDA PUBLIC COMMENT: None.

CONSENT AGENDA (Items 1-10):

[ACTION: 6-0-3 to approve the Consent Agenda as Amended, noting Board Members Boling, Janney, and Kersey as ABSENT.]

1. APPROVAL OF MINUTES:

RECOMMENDATION: Approve the minutes of the March 10 and March 11, 2017 special meeting, March 27, 2017 special meeting and April 6, 2017 regular meeting.

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 MARCH 13, 2017 THROUGH APRIL 9, 2017 AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM MARCH 13, 2017 THROUGH APRIL 9, 2017:

RECOMMENDATION: Receive the report.

4. MAY 2017 LEGISLATIVE REPORT:

RECOMMENDATION: Adopt Resolution No. 2017-0039, approving the May 2017 Legislative Report.

5. APPROVE THE FIVE-YEAR STRATEGIC PLAN:

RECOMMENDATION: Adopt Resolution No. 2017-0040, approving the Five-Year Strategic Plan.

CLAIMS

COMMITTEE RECOMMENDATIONS

6. ACCEPTANCE OF THE UNAUDITED FINANCIAL STATEMENTS FOR THE NINE MONTHS ENDED MARCH 31, 2017:

RECOMMENDATION: Accept the report.

7. ACCEPTANCE OF THE AUTHORITY'S INVESTMENT REPORT FOR THE NINE MONTHS ENDED MARCH 31, 2017:

RECOMMENDATION: Accept the report.

CONTRACTS AND AGREEMENTS

8. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A MEMORANDUM OF AGREEMENT WITH THE DEPARTMENT OF TRANSPORTATION FEDERAL AVIATION ADMINISTRATION:

RECOMMENDATION: Adopt Resolution No. 2017-0041, approving and authorizing the President/CEO to execute a Memorandum of Agreement between the Department of Transportation Federal Aviation Administration (FAA) and the San Diego County Regional Airport Authority, for a reimbursable amount not-to-exceed \$619,500 to remove and replace the existing prototype Runway Status Lighting (RWSL) system with a new RWSL at San Diego International Airport.

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

9. AWARD A CONTRACT TO PRAVA CONSTRUCTION SERVICES, INC. FOR TERMINAL TWO EAST IMPROVEMENTS AT SAN DIEGO INTERNATIONAL AIRPORT:

RECOMMENDATION: Adopt Resolution No. 2017-0042, awarding a contract to Prava Construction Services, Inc. in the amount of \$3,699,322.94 for Project No. 104210, Terminal Two East Improvements at San Diego International Airport.

10. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO AWARD PURCHASE ORDERS TO PURCHASE IT EQUIPMENT AND SUPPLIES AS NEEDED FOR REPAIR AND MAINTENANCE:

RECOMMENDATION: Adopt Resolution No. 2017-0043, approving and authorizing the President/CEO to award purchase orders to GovConnection, Insight Public Sector, Kambrian Corporation and Questivity Inc., for a term of three years and an option for one one-year extension period at the sole discretion of the President/CEO, in a combined amount not-to-exceed \$4,800,000 for the purchase of computer equipment, software, software licensing and maintenance, hardware maintenance, peripherals, and related services.

PUBLIC HEARINGS: None.

OLD BUSINESS: None.

NEW BUSINESS:

11. DISCUSSION AND POSSIBLE ACTION REGARDING ASSEMBLY BILL 805 AND ASSEMBLY BILL 1069:

RECOMMENDATION: Adopt Resolution No. 2017-0044, adopting a WATCH position on Assembly Bill 805.

[ACTION: Moved by Board Member Desmond and seconded by Board Member Cox to adopt an OPPOSE UNLESS AMENDED position on Assembly Bill 805. Motion failed by the following Vote: YES – Cox, Desmond, Schumacher, Sessom; NO – Gleason, Robinson; ABSENT - Boling, Janney, and Kersey (Weighted Vote Points: YES – 40; NO – 22; ABSENT – 38).]

Adopt Resolution No. 2017-0045, adopting a SUPPORT IF AMENDED position on Assembly Bill 1069.

[ACTION: 6-0-3 to approve staff's recommendation, noting Board Members Boling, Janney, and Kersey as ABSENT.]

The Board recessed at 9:59 a.m. and reconvened at 10:14 a.m.

CLOSED SESSION: The Board recessed into closed session at 10:14 a.m. to discuss Item 20.

12. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:

(Paragraph (1) of subdivision (d) of Cal. Gov. Code §54956.9)

Name of Case: GGTW LLC v San Diego County Regional Airport Authority, et al., San Diego Superior Court Case No. 37-2016-00032646-CU-BC-CTL

13. 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

14. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:

(Paragraph (1) of subdivision (d) of Cal. Gov. Code §54956.9)

Dryden Oaks, LLC v. San Diego County Regional Airport Authority, et al., San Diego Superior Court, North County, Case No. 37-2014-00004077-CU-EI-NC

- 15. 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
- 16. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**
(Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Cal. Gov. Code §54956.9)
The Receipt of a Government Claim from Cal-a-Vie Spa
Number of potential cases: 1
- 17. 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
- 18. 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: 2
- 19. CONFERENCE WITH LEGAL COUNSEL –ANTICIPATED LITIGATION:**
(Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Cal. Gov. Code §54956.9)
In re Seaport Airlines, Inc., U.S. Bankruptcy Court Case No. 16-30406-rld7
Number of potential cases: 1
- 20. CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION:**
(Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Cal.Gov. Code §54956.9)
The Receipt of a Government Claim from Juanita Robledo
- 21. CONFERENCE WITH REAL PROPERTY NEGOTIATORS AND WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**
(Gov. Code §§54956.9(d)(e)(1) and 54954.5(b))
Property: Concession leases (food & beverage) with Host, High Flying Foods and SSP
Agency Negotiator: Scott Brickner, Kathy Kiefer and Eric Podnieks
Negotiating Parties: Host, High Flying Foods San Diego Partnership, SSP America, Inc. and Stellar Partners, Inc.
Under negotiation: rent (price and terms of payment), closure/conversion of locations, new concession buildout, ACDBE participation, lease compliance issues, claim by Host and close outs/permits.

REPORT ON CLOSED SESSION: The Board reconvened into Open Session at 10:34 a.m. There was no reportable action.

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 10:34 a.m.