

**DRAFT  
SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY  
SPECIAL BOARD MEETING  
MINUTES  
THE CENTRE – CROWN POINT ROOM  
1205 AUTO PARK WAY  
ESCONDIDO, CA 92120  
FRIDAY, SEPTEMBER 21, 2012**

**CALL TO ORDER:**

Chair Gleason called the Special Meeting of the Board to order at 1:43 p.m., on Friday, September 21, 2012, in The Centre Crown Point Room, 1205 Auto Park Way, Escondido, CA 92120.

**PLEDGE OF ALLEGIANCE:**

**ROLL CALL:**

**PRESENT:** Board Members: Boland, Cox, Desmond, Gleason, Hubbs, Panknin, Robinson, Smisek, Young

**ABSENT:** Board Members: Berman (Ex-Officio), Reyes (Ex-Officio)

**ALSO PRESENT:** Thella F. Bowens, President/CEO; Breton K. Lobner, General Counsel; Tony R. Russell, Director, Corporate Services/Authority Clerk, Lorraine Bennett, Assistant Authority Clerk II

**BOARD WORKSHOP:**

Trudy Sopp, Ph.D., Co-Director, the Centre for Organization Effectiveness, facilitated Board discussions regarding industry updates and Authority planning initiatives.

**1. INDUSTRY UPDATE AND DISCUSSION:**

William S. Swelbar, Research Engineer, MIT's International Center for Air Transportation, provided a presentation on The U.S. Airline Industry Then and Now, which included The Relationship of Cost to Revenue, Particularly for the Network Carriers; The Loss or Potential Loss of Some. Service in Our Smallest US Markets; Low-Fare/Niche Carrier Penetration Into the Network Carrier's Route Systems; The Profit Picture Before September 2001 for Each of the Network Carrier and Low-Fare/Niche Carrier Segments of the Industry; Capacity Cuts: The Network Carriers v. the Low-Fare/Niche Carriers; and Today's Market Bets.

*Board Member Cox arrived at 2:17 p.m.*

*The Board recessed at 3:04 p.m. and reconvened at 3:15 p.m.*

**2. REVIEW AND DISCUSSION REGARDING AUTHORITY PLANNING INITIATIVES:**

Angela Shafer-Payne, Vice President Planning and Operations provided an overview of the San Diego International Airport Authority Airport Development Plan.

Keith Wilschetz, Director, Airport Planning, provided a presentation on Ongoing Airport Improvement Projects which included The 2008 Master Plan's Implementation Timeline (The Green Build), North Side Improvement, and Remaining Entitled Projects. He also provided an Introduction to Airport Master Planning which included What is an Airport Master Plan, and Elements of the Airport Master Plan; The Airport Development Plan (ADP) which included Technical Elements and Workflow, Project Schedule and Initial Tasks.

Holland Young, Consultant, LeighFisher, participated in the presentation and recapped Destination Lindbergh which included Preferred Conceptual Plan, and Opening Day Facilities (2015); The Goal Setting Process for the ADP, Ground Access, Passenger Terminal Facilities, Airfield/Airspace, Sustainability, and Land Development.

Board Member Panknin suggested that the first objective regarding Ground Access be revised to include, enhanced vehicular access to and from I-5 to the Airport.

Linda Perry, Consultant, LeighFisher, provided a presentation on Aviation Traffic Forecasts which included SDIA Enplaned Passengers, Commercial Aircraft Operations, Load Factors and Airline Yield; Crude Oil Prices; Regional Economic Activity; Key Drivers—Regional Economic Activity, and Cost of Travel; SDIA Preliminary Forecasts – Baseline and Alternative Scenarios for Enplaned Passengers, Air Cargo, Commercial Aircraft Operation, Load Factor, Seats Per Departure, Airline Yield, Oil Price, and Regional Economic Forecasts.

**ADJOURNMENT:** The meeting was adjourned at 5:47 p.m.

APPROVED BY A MOTION OF THE BOARD OF THE SAN DIEGO COUNTY  
REGIONAL AIRPORT AUTHORITY THIS 1<sup>st</sup> DAY OF NOVEMBER 2012.

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TONY R. RUSSELL  
DIRECTOR, CORPORATE SERVICES/  
AUTHORITY CLERK

APPROVED AS TO FORM:

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BRETON K. LOBNER  
GENERAL COUNSEL

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**DRAFT**  
**SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY BOARD**  
**MINUTES**  
**THURSDAY, OCTOBER 4, 2012**  
**SAN DIEGO INTERNATIONAL AIRPORT**  
**BOARD ROOM**

**CALL TO ORDER:** Chair Gleason called the meeting of the San Diego County Regional Airport Authority Board to order at 9:03 A.M. on Thursday, October 4, 2012, 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: Berman (Ex Officio), Boland, Cox, Desmond, Gleason, Hubbs, Panknin, Robinson, Smisek, Young

**ABSENT:** Board Members: Reyes (Ex Officio)

**ALSO PRESENT:** Thella F. Bowens, President/CEO; Breton K. Lobner, General Counsel; Tony R. Russell, Director, Corporate Services/Authority Clerk; Lorraine Bennett, Assistant Authority Clerk II

*Board Member Robinson arrived during the course of the meeting.*

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

Chair Gleason announced that Non-Agenda Public Comment would be taken out of order and addressed after the Consent Agenda.

**PRESENTATION:** None.

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

**STANDING BOARD COMMITTEES**

- **AUDIT COMMITTEE:** None.
- **EXECUTIVE PERSONNEL AND COMPENSATION COMMITTEE:**  
Board Member Desmond reported that the Committee met and voted to forward Item 11, Renewal of the Employee Benefit Program(s) for 2013, to the Board for approval.
- **FINANCE COMMITTEE:** None.

- **TERMINAL DEVELOPMENT PROGRAM COMMITTEE:**  
Board Member Boland provided an overview of the progress of the Green Build project.

### **ADVISORY COMMITTEES**

- **AUTHORITY ADVISORY COMMITTEE:**  
Board Member Panknin noted the next meeting of the Authority Advisory Committee Meeting on October 24, 2012.
- **ART ADVISORY COMMITTEE:**  
Chair Gleason stated that the Committee would be recommending to the Board at its next meeting, revisions to the Art Program Policy; and the Rental Car Center public art project. He noted some of the new temporary art exhibits on display in the Commuter Terminal and in Terminal 2.

Board Member Young suggested that the Authority collaborate with the City of San Diego's Arts and Cultural Commission on the development of the City's five-year plan for arts.

### **LIAISONS**

- **AIRPORT LAND USE COMPATIBILITY PLAN FOR SAN DIEGO INTERNATIONAL AIRPORT:** None.
- **CALTRANS:**  
Board Member Berman thanked Thella F. Bowens, President/CEO and Airport staff, for their role in the recent Caltrans statewide training on the Airport Land Use Handbook.
- **INTER-GOVERNMENTAL AFFAIRS:**  
Board Member Cox reported that during the month of September, Authority staff met with San Diego Councilmember's Marti Emerald and Kevin Faulconer, Senator Barbara Boxer's Office, and Santee Councilmember Jack Dale; and Authority staff was scheduled to meet with Congressman Brian Bilbray's office on October 4<sup>th</sup>.
- **MILITARY AFFAIRS:**  
Board Member Boland, reported on the commencement of construction on Gate 5 at Washington Street.
- **PORT:** None.

### ***BOARD REPRESENTATIVES (EXTERNAL)***

- **SANDAG TRANSPORTATION COMMITTEE:**  
Board Member Smisek reported on a recent presentation by SANDAG to the Committee, regarding an update on the Intermodal Transportation Center.
- **WORLD TRADE CENTER:**  
Board Member Panknin reported that the World Trade Center is seeking a new President/CEO to replace Bella Heule, who was appointed Vice President of the World Trade Centers Association (WTCA) in New York. He announced that he would be attending the International Business Leaders Association awards.

### **CHAIR'S REPORT:**

Chair Gleason thanked everyone who attended the September 21<sup>st</sup> Board retreat. He reported that the December Board Meeting was re-scheduled from December 6<sup>th</sup> to December 13<sup>th</sup> at 10:00 a.m.; and that a reception is scheduled for November 13<sup>th</sup>, to welcome Japan Airlines as a new carrier at the Airport.

### **PRESIDENT/CEO'S REPORT:**

Thella Bowens, President/CEO, reported that the Authority is partnering with the Port to identify solutions regarding cruise passenger growth issues, particularly with respect to parking. She reported that the Employee parking on Harbor Island is scheduled to be moved at end of the year, which will result in approximately \$1 million in annual savings. She reported that the Authority received \$301,000, for uninsured losses in the December 2010 rain storms water damage claim, resulting from a declaration by President Obama, declaring major disasters in 11 California Counties, including San Diego. She announced that the Authority received the United Way's Best Mid-Size Organization campaign award for 2011/2012, for a total amount raised of \$70,400. She recognized and thanked Tony Russell, Corporate Services Director/Authority Clerk, for his leadership in the campaign, and the team of employees who participated. She reported that the Marketing and Communications team received awards at the recent Public Relations Society of America Society 2012 ceremony. She reported that for the second year in a row, the Authority received the National Energy Star Rating by the Environmental Protection Agency, for its Facilities Management Building.

**CONSENT AGENDA (Items 1-9):**

Chair Gleason requested that Item 7 be removed from the Consent Agenda for discussion.

In regards to Item 4, Board Member Desmond requested a breakdown of passenger fees and where they go.

**ACTION: Moved by Board Member Smisek and seconded by Board Member Boland to approve the Consent Agenda as amended. Motion carried by the following vote: YES – Boland, Cox, Desmond, Gleason, Hubbs, Panknin, Smisek, Young; NO – None; ABSENT – Robinson. (Weighted Vote Points: YES – 92; NO – 0; ABSENT 8).**

1. **APPROVAL OF MINUTES:**  
RECOMMENDATION: Approve the minutes of the September 6, 2012 special 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 AUGUST 13, 2012 THROUGH SEPTEMBER 9, 2012 AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM AUGUST 13, 2012 THROUGH SEPTEMBER 9, 2012:**  
RECOMMENDATION: Receive the report.
4. **OCTOBER 2012 LEGISLATIVE REPORT:**  
RECOMMENDATION: Adopt Resolution No. 2012-0105, approving the October 2012 Legislative Report.
5. **AMEND AUTHORITY POLICY 8.30 – AIRPORT LAND USE COMMISSION:**  
RECOMMENDATION: Adopt Resolution No. 2012-0106, amending Authority Policy 8.30 to provide policy clarifications to Airport Land Use Commission practices.

**CLAIMS**

6. **AUTHORIZE THE REJECTION OF THE CLAIM OF THE SAN DIEGO UNIFIED PORT DISTRICT:**  
RECOMMENDATION: Adopt Resolution No. 2012-0107, authorizing the rejection of the claim of the San Diego Unified Port District regarding Carl Wayne Hopkins.
7. **AUTHORIZE THE REJECTION OF THE CLAIM OF DIEGO CONCESSION GROUP, LLC:**  
ACTION: This item was removed from the Consent Agenda for discussion.
- 7.1 **CONSENT TO THE SALE OF ONE HUNDRED PERCENT OF THE MEMBERSHIP INTEREST OF LANDMARK AVIATION FBO HOLDING, LLC, TO LM U.S. MEMBER LLC:**

Chair Gleason noted the change in the title to reflect that the staff recommendation is to acknowledge and indicate that the Authority does not object to the sale of the Membership Interests as outlined in the staff report.

RECOMMENDATION: Adopt Resolution No. 2012-0113, authorizing the President/CEO, on determination that the sale of the membership interest in Landmark Aviation FBO Holding, LLC to LM U.S. Member LLC serves the interests of the Authority, to execute documents consenting to the sale.

**CONTRACTS AND AGREEMENTS**

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

8. **APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A LANDSCAPING MAINTENANCE AGREEMENT:**  
RECOMMENDATION: Adopt Resolution No. 2012-0109, approving and authorizing the President/CEO to execute a landscaping maintenance agreement with TruGreen LandCare for a term of three years, with the option for two one-year extensions to be exercised at the discretion of the President/CEO, in an amount not to exceed \$1,589,757.00, to provide landscape maintenance services, at San Diego International Airport.

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9. **AWARD A CONTRACT TO GRANITE CONSTRUCTION COMPANY, TO CONSTRUCT SOUTH SIDE SITE PROTECTION WITHIN THE FORMER TELEDYNE RYAN SITE, AT SAN DIEGO INTERNATIONAL AIRPORT:** RECOMMENDATION: Adopt Resolution No. 2012-0110, awarding a contract to Granite Construction Company, in the amount of \$2,769,751, for Project No. 104126, South Side Site Protection within the former Teledyne Ryan site, at San Diego International Airport.

*Board Member Robinson arrived at 9:30 a.m.*

**ITEM PULLED FROM THE CONSENT AGENDA:**

7. **AUTHORIZE THE REJECTION OF THE CLAIM OF DIEGO CONCESSION GROUP, LLC:**

GREG HAGEN, SAN DIEGO, representing San Diego Concession Group (SDCG), LLC, spoke regarding issues related to three bid proposals submitted by SDCG to the Authority for airport concessions. He stated that while SDCG was unsuccessful in the award of the re-formulated bid proposals, SDCG was the only bid proposal that met the criteria for the Minimum Annual Guarantee (MAG) and Airport Concessions Disadvantaged Business Enterprise (ACDBE) certification. He further stated that SDCG was not considered for award of a revised bid package after failure by the awardee to respond to the bid requirements. He asked the Board to consider the issues, and he invited the Board and staff to meet to discuss the matter further.

Board Member Panknin expressed concerns in regards to the award of some concessions agreements regarding local and small business participation.

RECOMMENDATION: Adopt Resolution No. 2012-0108, authorizing the rejection of the claim of Diego Concession Group, LLC.

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

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**NON-AGENDA PUBLIC COMMENT:**

JARON WRIGHT, CARLSBAD, CA, representing Clean Energy, announced that the India Street location for compressed natural gas was open for business with 24/7 hours of operation.

*The Board recessed at 9:41 a.m., and reconvened at 9:51 a.m.*

**NEW BUSINESS:**

**10. UPDATE AND POSSIBLE ACTION REGARDING GROUND**

**TRANSPORTATION:**

Chair Gleason disclosed *ex parte* communications with Jamie Gleich, Mike Forbush, John Hawkins, Richard Ledford, Jeff Marston, and Lisa McGhee.

Board Member Smisek disclosed *ex parte* communications with Richard Ledford.

Board Member Desmond disclosed *ex parte* communications with representatives from Super Shuttle and SDCASA.

Board Member Robinson disclosed *ex parte* communications with representatives from Super Shuttle and with Richard Ledford.

Board Member Panknin disclosed *ex parte* communications with Jeff Marston.

Board Member Hubbs disclosed *ex parte* communications with representatives from Super Shuttle and Richard Ledford.

Board Member Boland disclosed *ex parte* communications with representatives from Super Shuttle and Jeff Marston.

Angela Shafer-Payne, Vice President, Planning and Operations, provided a presentation on Alternative Fuel Stations in San Diego County, which included Infrastructure Availability.

Mike Ferry, Transportation Programs Manager, representing California Center for Sustainable Energy, provided a presentation on the San Diego Airport Vehicle Rebate Program, which included Outreach Activities and Partners; Program Results; participation by Taxi, Charter/Livery, and Shuttle companies; Airport Vehicle Rebate Program Results; Future Incentive Opportunities; and Successes and Innovations.

Kevin C. Wood, representing San Diego Regional Clean Cities Coalition, provided an overview on Alternative Fuels, which included Clean Cities Resources; Fleets using alternative fuels; Increasing adoption of all fuels; and Fueling in the future.

Vernon D. Evans, Vice President, Finance/Treasurer, provided a presentation on the Ground Transportation Cost Recovery Program – Finance, which included Cost Recovery Calculation; Fiscal Year 2011 Total Costs That Are Allocated by Number of Trips; Cost Recovery Fee Calculation; Permit Fee Calculation – CSR Usage Calculation; Cost Recovery Fee Calculation, Permit Fee Calculation – SDCASA; Conversions Assumed; Shifting the Incentive/Disincentive Plan One Year; and Shifting the Incentive/Disincentive Plan Two Years.

Angela Shafer-Payne, Vice President, Planning and Operations, provided a presentation on Customer Service, which included A Day in the Life of San CSRs; Status of Taxi MOA's – August 2012; Status of Shuttle MOA's – August 2012; Taxicab Permit Transfers; and Moving Forward.

JEFF MARSTON, SAN DIEGO, representing San Diego County Airport Shuttle Association, spoke on behalf of the Transportation Alliance Group, and requested a two-year rollback of the Incentive/Disincentive Plan.

LISA MCGHEE, SAN DIEGO, representing San Diego Airport Parking Company, provided a presentation on Getting There, San Diego's Alternate Re-Fueling Supply Access, which included Outlets For The Three Types of Alternate Fuel Choices to GT Shuttle E Operators; Critical Facts Regarding The Limitations Within The 18 Mile Radius; and The MOU – Implementation Concerns Regarding The Alternate Fuel Infrastructure.

TONY BAUER, LAKEVILLE, MINNESOTA, spoke regarding the inadequate availability of CNG vehicle repair services and fueling stations.

KARAN MODY, LA MESA, representing Prime Time Shuttle, spoke regarding the lack of alternate vehicle fueling infrastructure within the proximity of the Airport and within the County.

RICHARD ABDULA, SAN DIEGO, representing Aladdin Parking Garage, suggested looking at a new alternative fuel incentive program. He requested a two-year rollback of the Incentive/Disincentive Plan.

ANTHONY CARNEIRO, EL CAJON, requested modifications to the Incentive Program.

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DEBBIE KAISER, SAN DIEGO, spoke in opposition to any increases in permit fees.

CARELYN REYNOLDS, SAN DIEGO, representing SDCASA, asked the Board for consideration of a two-year rollback of the Incentive/Disincentive Plan.

RICHARD LEDFORD, SAN DIEGO, representing the Transportation Alliance Group, requested that the Board direct staff to work with the industry for economic incentives, and a two-year rollback of the Incentive/Disincentive Plan.

MIKE FORBUSH, SAN DIEGO, provided a presentation on Customer Service and cost benefits of Alternative Fuel Vehicles.

JOSE ANGEL MACHUKA, SAN DIEGO, spoke about the benefits of alternative vehicles. He stated that he had adequate access to alternative vehicle fueling stations.

SANDOR VITOK, SAN DIEGO, stated that he had adequate access to alternative fueling stations and vehicle repairs.

OSCAR MARIN, NATIONAL CITY, spoke in support of CNG vehicle usage and stated that fueling of the vehicles was not an issue.

*Board Member Hubbs left the dais at 11:47 a.m.*

XEMA JACOBSON, provided an explanation of the cost per Customer Service Representative (CSR) for SuperShuttle.

MIKAIL HUSSEIN, SAN DIEGO, spoke in support of not allowing taxi permit transfers.

BRIAN GIARDINA, SAN DIEGO, spoke in support of staff's recommendation to disallow unlimited permit transfers.

ERIC BATES, PHOENIX, ARIZONA, representing Roush CleanTech, spoke in support of alternative CNG and propane vehicle fuel usage.

EDRIB WAHAB, SAN DIEGO, spoke in favor of permit fee transferability.

MILES SCULLY, SAN DIEGO, spoke in opposition to limits on permit transferability.

STEVE MOORE, DANA POINT, spoke regarding alternative fuel and infrastructure, and the lack of propane vehicle infrastructure.

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MARCO GONZALEZ, ENCINITAS, representing San Diego Transportation Association, requested that the Board direct staff to meet with the group to discuss creative alternatives regarding permit transferability.

LESLIE HENSHAW, EL CAJON, spoke in opposition to an increase in permit fees for shuttles.

LORRAINE LEIGHTON, EL CAJON, spoke regarding shuttle operations.

TONY HUESO, spoke regarding permit transferability and in support of a two-year rollback and review of the Incentive/Disincentive Plan.

MARGO TANGUAY, SAN DIEGO, spoke regarding passenger seat belt safety in taxi's; the need for more visible apparel for on-site Airport Traffic Officer's; and access to fueling stations during emergencies.

MOSSES WOLKEMARIAM, SAN DIEGO, spoke in support of permit transferability,

KAMRAN HAMIDI, SAN DIEGO, spoke in support of allowing unrestricted permit transfers for existing permit holders.

*Board Member Young left the dais at 12:20 p.m.*

Board Member Cox suggested that the Authority should make it as convenient as possible to obtain alternative fuels, and that the Authority should research the feasibility of an on-site alternative fueling facility at the Airport.

Board Member Boland suggested that SDCASA submit a proposal for consideration by the Authority, to amortize SDCASA's costs for Customer Service Representatives.

Board Member Panknin spoke in support of the existing Authority policy regarding permit transferability. He suggested holding the incentives and disincentives at the current rates until the infrastructure is in place.

Chair Gleason expressed concern regarding the status of the progress on the requirements outlined in Memorandums of Agreement with Taxicab and Shuttle Associations/Operators.

Board Member Robinson spoke in support of a two-year shift of the incentives. He also recommended that SDCASA submit a proposal to the Authority to amortize past costs.

Board Member Smisek suggested shifting the Incentive/Disincentive Plan to a 100% Reduced User Fee for Fiscal Years 13/14, and to a 25%, 10% and 0% Reduced User Fee for Fiscal Years 15, 16 and 17, respectively.

Board Member Boland expressed concerns regarding the impact and action taken might have on the budget and the Bond Market.

**RECOMMENDATION:** Receive the update and take possible action.

**ACTION:** Moved by Board Member Smisek and seconded by Board Member Panknin to adopt Resolution No. 2012-0114, shifting the Incentive/Disincentive Plan for all modes by two years as follows:

	<b>FY13</b>	<b>FY 14</b>	<b>FY15</b>	<b>FY16</b>	<b>FY17</b>
<b>% Reduced User Fees (Discount)</b>	<b>100%</b>	<b>100%</b>	<b>25%</b>	<b>10%</b>	<b>0%</b>
<b>% Increased User Fees (Premium)</b>	<b>0%</b>	<b>0%</b>	<b>75%</b>	<b>100%</b>	<b>150%</b>

**Motion carried by the following vote: YES – Cox, Desmond, Gleason, Panknin, Robinson, Smisek; NO – Boland; ABSENT – Hubbs, Young. (Weighted Vote Points: YES – 62; NO – 13; ABSENT 25).**

Board Member Boland suggested that staff look at the feasibility of providing alternative fuel vehicles access to the fueling stations that will be located at the new rental car facility.

*Board Member Robinson left the dais at 2:02 p.m.*

**CLOSED SESSION:** The Board recessed in to Closed Session at 12:57 p.m. to discuss items 16, 17 and 21.

**13. 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

14. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:**  
(Cal. Gov. Code §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)
15. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:**  
(Cal. Gov. Code §54956.9(a)):  
City of San Diego, Historical Resources Board: In re: Western Salt Company Salt Works, Report No. HRB-08-005
16. **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:**  
(Cal. Gov. Code §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
17. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**  
Initiation of litigation pursuant to subdivision (c) of §54956.9: (1 case)
18. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**  
Significant exposure to litigation pursuant to Cal. Gov. Code §54956.9(b) [Number of cases: 1] and §54956.9(b)(3)(C) [Liability claim against Authority by Theresa, Warren & Carl Hopkins]
19. **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
20. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**  
Initiation of litigation pursuant to subdivision (c) of Section 54956.9: (1 case)
21. **CONFERENCE WITH LABOR NEGOTIATOR:**  
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

**REPORT ON CLOSED SESSION:** The Board reconvened in to open session at 2:03 p.m. There was no reportable action.

**NEW BUSINESS - CONTINUED:**

- 11. RENEWAL OF THE EMPLOYEE BENEFIT PROGRAM(S) FOR 2013:**  
Jeff Lindeman, Senior Director, Organizational Performance & Development, Tony Russell, Director, Corporate Services/Authority Clerk, and Paul LaBounty, Alliant Insurance Services, provided a presentation on Renewal of the Employee Benefit Program(s) for 2013, including Employee Benefits Task Force; Retirement Project Update; Airport Authority Medical Plan Historical; Renewal Process; Task Force Composition and Meetings; Options/Strategy; Recommendations for HMO and PPO Plans; Dental and Vision Plan Recommendations; Basic Term Life/AD&D; Short Term Disability and Health Advocate; ALL Benefits Net Cost of Recommendation; Wellness Value Added; and EBTF Recommended Considerations for the Future.

CHESTER MORDASINI, SAN CLEMENTE, representing Teamsters Local 911, spoke in support of staff's recommendation.

RECOMMENDATION: The Executive Personnel and Compensation Committee recommends that the Board adopt Resolution No. 2012-0112, approving the renewal of the Employee Benefit Program(s) for 2013.

**ACTION: Moved by Board Member Desmond and seconded by Board Member Panknin to approve staff's recommendation. Motion carried by the following vote: YES – Boland, Cox, Desmond, Gleason, Panknin, Smisek; NO – None; ABSENT – Hubbs, Robinson, Young. (Weighted Vote Points: YES – 67; NO – 0; ABSENT - 33).**

**PUBLIC HEARINGS:**

- 12. AUTHORIZE THE IMPLEMENTATION AND COLLECTION OF AN ALTERNATIVE CUSTOMER FACILITY CHARGE RATE PURSUANT TO CALIFORNIA CIVIL CODE §1936:**  
Vernon Evans, Vice President/Finance/Treasurer, provided a presentation on Implementation of an Alternative Customer Facility Charge, Consolidated Rental Car Facility and Common-Use Transportation system, including CONRAC Program Overview; Relevant Board Actions To-Date; CFC Eligible Costs; Programmatic Cost Estimates; Financial Feasibility Report; Independent Review; Steps Taken to Limit Costs; Other Potential Alternatives to Meet Revenue Needs; Extent Project Paid For By Others; Project Cost and Funding; Bond Source & Uses of Funds; CFC Rates Other Airports; and Program Target Dates.

Chair Gleason opened the public hearing. With there being no members of the public who wished to speak to the item, Chair Gleason closed the Public Hearing.



**RECOMMENDATION:** Adopt Resolution No. 2012-0111, authorizing the implementation and collection of an alternative customer facility charge pursuant to California Civil Code §1936(m)(2) in the amount of \$6.00 per transaction day effective November 1, 2012; \$7.50 per transaction day effective January 1, 2014; and \$9.00 per transaction day effective January 1, 2017, for purposes of financing the design and construction of a consolidated rental car facility and the design, construction and operation of the associated common use transportation system.

**ACTION:** Moved by Board Member Cox and seconded by Board Member Boland to approve staff's recommendation. Motion carried by the following vote: YES – Boland, Cox, Desmond, Gleason, Panknin, Smisek; NO – None; ABSENT – Hubbs, Robinson, Young. (Weighted Vote Points: YES – 67; NO – 0; ABSENT - 33).

**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 Board adjourned at 3:02 p.m.

APPROVED BY A MOTION OF THE SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY BOARD THIS 1<sup>ST</sup> DAY OF NOVEMBER, 2012.

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TONY R. RUSSELL  
DIRECTOR, CORPORATE SERVICES/  
AUTHORITY CLERK

APPROVED AS TO FORM:

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BRETON K. LOBNER  
GENERAL COUNSEL

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