

# SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY



## BOARD MEMBERS

LAURIE BERMAN\*\*  
BRUCE R. BOLAND  
GREG COX  
JIM DESMOND  
RAMONA FINNILA  
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

## BOARD

## AGENDA

Thursday, July 1, 2010  
9:00 A.M.

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

***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.*

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**CALL TO ORDER:**

**PLEDGE OF ALLEGIANCE:**

**ROLL CALL:**

**REPORT FROM CITIZEN COMMITTEE:**

**PRESENTATION(S):**

- A. AIRPORT MINORITY ADVISORY COUNCIL'S "AWARD OF THE ORGANIZATION":**  
Presented by Bob Silvas, Director, Small Business Development
- B. OVERVIEW OF AIRCRAFT RESCUE AND FIRE FIGHTING (ARFF) AT SAN DIEGO INTERNATIONAL AIRPORT (EDUCATIONAL ITEM):**  
Presented by George Condon, Director, Aviation Operations and Public Safety
- C. COMPREHENSIVE GROUND TRANSPORTATION MANAGEMENT PLAN STATUS UPDATE:**  
Presented by Vernon Evans, Vice President, Finance/Treasurer
- D. REPORT ON THE AUTHORITY'S FINANCIAL CONDITION:**  
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: Finnila (Vice Chair), Gleason, Smisek (Chair), Young, Tartre, Buck, Van Sambeek
- **EXECUTIVE PERSONNEL AND COMPENSATION COMMITTEE:**  
Committee Members: Boland (Vice Chair), Cox, Desmond (Chair), Smisek
- **FINANCE COMMITTEE:**  
Committee Members: Cox (Chair), Finnila, Panknin, Young (Vice Chair)
- **TERMINAL DEVELOPMENT PROGRAM COMMITTEE:**  
Committee Members: Boland (Chair), Finnila, Panknin (Vice Chair), Miller (Public Member)

- **REGIONAL AVIATION STRATEGIC PLAN COMMITTEE:**  
Committee Members: Boland (Vice Chair), Desmond, Finnila (Chair), Panknin

### ***LIAISONS***

- **CALTRANS:**  
Representative: Berman
- **MILITARY AFFAIRS:**  
Liaisons: Boland (Primary), Panknin (Alternate)
- **PORT:**  
Representatives: Boland, Gleason (Primary), Smisek

### ***BOARD REPRESENTATIVES***

- **SANDAG TRANSPORTATION COMMITTEE REPRESENTATIVE:**  
Committee Representatives: Panknin (Alternate), Smisek (Primary)
- **SCAG AVIATION TASK FORCE:**  
Task Force Representatives: Finnila (Alternate), Smisek (Primary)
- **WORLD TRADE CENTER:**  
Representatives: Panknin (Primary), Young (Alternate)

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

### **PRESIDENT/CEO 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 1-8):**

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 May 17, 2010 special meeting and the June 3, 2010 regular 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 attendance at other meetings, trainings and events not covered by the current resolution.

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

**3. APPOINTMENTS TO THE FINANCE AND TERMINAL DEVELOPMENT PROGRAM COMMITTEES:**

The Board is requested to make appointments.

RECOMMENDATION: Adopt Resolution No. 2010-0068, making appointments to the Finance and Terminal Development Program Committees.

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

**4. AMEND THE AIRPORT AUTHORITY'S RECORDS RETENTION SCHEDULE:**

The Board is requested to approve the amendments.

RECOMMENDATION: Adopt Resolution No. 2010-0069, approving amendments to the Authority's Records Retention Schedule.

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

**5. JULY 2010 LEGISLATIVE REPORT:**

The Board is requested to approve the report.

RECOMMENDATION: Adopt Resolution No. 2010-0070, approving the July 2010 Legislative report.

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

***CLAIMS***

***COMMITTEE RECOMMENDATIONS***

***CONTRACTS AND AGREEMENTS***

- 6. AWARDED CONTRACTS, APPROVED CHANGE ORDERS FROM MAY 10, 2010 THROUGH JUNE 6, 2010 AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM MAY 10, 2010 THROUGH JUNE 6, 2010:**

The Board is requested to receive the report.

RECOMMENDATION: Receive the report.

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

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

- 7. AUTHORIZE THE PRESIDENT/CEO TO AWARD A CONSTRUCTION CONTRACT FOR THE SAN PARK PACIFIC HIGHWAY PAVEMENT PROJECT, AT SAN DIEGO INTERNATIONAL AIRPORT:**

The Board is requested to award a contract.

RECOMMENDATION: Adopt Resolution No. 2010-0071, waiving San Diego County Regional Airport Authority Policy 5.02 (1)(d) and authorizing the President/CEO to award a construction contract to the qualified low bidder for an amount not-to-exceed \$4,500,000, for Project No. 104095, San Park Pacific Highway Pavement Project, at San Diego International Airport.

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

- 8. APPROVE THE SECOND AMENDMENT TO AGREEMENT 203361OS WITH UNIVERSAL PROTECTION SERVICES, LP FOR SECURITY SERVICES:**

The Board is requested to approve an amendment to the contract.

RECOMMENDATION: Adopt Resolution No. 2010-0072, approving the Second Amendment to Agreement 203361OS with Universal Protection Services, LP to increase the compensation by Five Hundred Thousand Dollars (\$500,000) resulting in a not-to-exceed amount of compensation of Six Million Seven Hundred and Forty Thousand Dollars (\$6,740,000).

**(Operations & Public Safety: George Condon, Director)**

**PUBLIC HEARINGS:**

**OLD BUSINESS:**

**NEW BUSINESS:**

- 9. PROPOSED AMENDMENT OF THE COST RECOVERY FEE STRUCTURE AND IMPLEMENTATION DATES IN THE COMPREHENSIVE GROUND TRANSPORTATION MANAGEMENT PLAN ADOPTED MARCH 4, 2010:**

The Board is requested to provide direction to staff.

RECOMMENDATION: Provide direction to staff.

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

**10. RENEWAL OF THE EMPLOYEE BENEFIT PROGRAM FOR 2011:**

The Board is requested to approve the proposed employee benefit program for 2011.

RECOMMENDATION: Adopt Resolution No. 2010-0078, approving the renewal of the employee benefit programs for 2011.

**(Human Resources: Jeff Lindeman, Director)**

**11. RECONSIDERATION OF THE OPERATING BUDGET FOR FISCAL YEAR 2011 AND THE CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEARS 2011-2015; AND CONCEPTUAL APPROVAL OF THE OPERATING BUDGET FOR FISCAL YEAR 2012, APPROVED JUNE 21, 2010:**

The Board is requested to reconsider this item.

RECOMMENDATION: Adopt Resolution No. 2010-0081, adopting the Operating Budget for Fiscal Year 2011 and the Capital Improvement Program for Fiscal Years 2011-2015; and Conceptual Approval of the Operating Budget for Fiscal Year 2012.

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

**12. PROVIDE DIRECTION TO STAFF ON STRUCTURE, COMPOSITION, AND WORK PLAN FOR AUTHORITY ADVISORY COMMITTEE:**

The Board is requested to provide direction to staff.

RECOMMENDATION: Provide direction to staff.

**(Executive Office: Matt Harris, Senior Director)**

**13. AUTHORIZE THE PRESIDENT/CEO TO EXECUTE TASK AUTHORIZATIONS FOR CONSTRUCTION PHASE SERVICES AND MANAGEMENT SERVICES, AND WORK AUTHORIZATIONS FOR CONSTRUCTION PHASE SERVICES; AND AUTHORIZE PROGRAM FUNDING FOR THE TERMINAL DEVELOPMENT PROGRAM ("GREEN BUILD"):**

The Board is requested to authorize the President/CEO to execute task and work authorizations.

RECOMMENDATION: The Terminal Development Program Committee recommends that the Board:

1. Adopt Resolution No. 2010-0073, authorizing the President/CEO to execute Work Authorizations for construction phase management services and release funding, in an amount not-to-exceed one hundred twenty-four million dollars (\$124,000,000) under Contract 1 (Terminal 2 West Building and Airside Expansion at San Diego International Airport); and

2. Adopt Resolution No. 2010-0074, authorizing the President/CEO to execute Task Authorizations for construction-phase services and release funding, in an amount not-to-exceed eighteen million dollars (\$18,000,000) under Contract 2 (Terminal 2 Elevated Departure Curb / Transit Plaza and Landside Modifications at San Diego International Airport); and

3. Adopt Resolution No. 2010-0075, authorizing the President/CEO to execute Work Authorizations for construction-phase services and release funding, in an amount not-to-exceed fourteen million dollars (\$14,000,000) under Contract 2 (Terminal 2 Elevated Departure Curb / Transit Plaza and Landside Modifications at San Diego International Airport); and

4. Adopt Resolution No. 2010-0076, authorizing funding for Program Management and Related Services/Projects associated with the execution of the work related to this Board Action through the end of calendar year 2010, in an amount not-to-exceed twelve million, nine hundred fifty-five thousand, three hundred forty-two dollars (\$12,955,342).

**(Terminal Development Program: Bob Bolton, Acting Director)**

**14. APPROVE THE AWARD OF A WORK AUTHORIZATION TO TURNER/PCL/FLATIRON, A JOINT VENTURE FOR THE TERMINAL DEVELOPMENT PROGRAM ("GREEN BUILD"), TO ALLOW THE JOINT VENTURE TO SELF PERFORM THE PROJECT TO CONSTRUCT TERMINAL 2 WEST APRON AND ANCILLARY FACILITIES AT SAN DIEGO INTERNATIONAL AIRPORT:**

The Board is requested to approve the award of a work authorization.

RECOMMENDATION: Adopt Resolution No. 2010-0077, approving the award of a Work Authorization to Turner/PCL/Flatiron, a Joint Venture for the Terminal Development Program ("Green Build"), in an amount not-to-exceed \$24,348,280.00, for Project No. 201201B, to allow the Joint Venture to Self-Perform the Project to Construct Terminal 2 West Apron and Ancillary Facilities at San Diego International Airport.

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

**15. DISCUSSION OF OPTIONS FOR NORTH SIDE PROJECT DEVELOPMENT AND FINANCING (INCLUDING THIRD PARTY AGREEMENTS):**

The Board is requested to receive the information.

RECOMMENDATION: Receive the information.

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

**16. BOARD POLICY DISCUSSION AND POSSIBLE DIRECTION REGARDING POLICIES RELATING TO CONTRACTOR WORKER RETENTION AND WAGES/BENEFITS:**

The Board is requested to provide direction to staff.

RECOMMENDATION: To seek direction from the Board on policies relating to contractor worker retention and wages/benefits.

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

**17. RESPONSE TO THE GRAND JURY REPORT ON EFFICIENCY IN GOVERNMENT:**

The Board is requested to approve the response.

RECOMMENDATION: Adopt Resolution No. 2010-0079, approving the response to the Grand Jury Report on Efficiency in Government.

**(Administration: Jeffrey Woodson, Vice President)**

**18. RESPONSE TO THE GRAND JURY REPORT REGARDING ETHICS IN GOVERNMENT:**

The Board is requested to approve the response.

RECOMMENDATION: Adopt Resolution No. 2010-0080, approving the response to the Grand Jury Report regarding Ethics in Government.

**(Audit: Mark Burchyett, Chief Auditor)**

**CLOSED SESSION:**

**19. THREAT TO PUBLIC SERVICES OR FACILITIES:**

(Cal. Gov. Code section 54957):

Consultation with Transportation Security Administration, Michael J. Aguilar, Federal Security Director.

**20. PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**

(Government Code 54957):

Title: President/CEO

**21. PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**

(Government Code 54957):

Title: General Counsel

**22. PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**

(Government Code 54957):

Title: Chief Auditor

**23. 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).

**24. CONFERENCE WITH REAL PROPERTY NEGOTIATORS:**

Real Property Negotiations pursuant to Cal. Gov. Code sections 54954.5(b) and section 54956.8.

Property: 1.15 acre parcel located at the northern terminus of 13<sup>th</sup> Street in Imperial Beach

Agency Negotiators: Vernon D. Evans, Vice President, Finance/Treasurer

Under Negotiation: Sale – Terms of Payment and Conditions.



**25. 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.

**26. 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

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

(Cal. Gov. Code Section 54956.9(a)):

San Diego Unified Port District v. Argonaut Insurance Company, et al, L.A.S.C. GIC 874394

**28. CONFERENCE WITH REAL PROPERTY NEGOTIATORS:**

Real Property Negotiations pursuant to Cal Gov. Code §§ 54954.5(b) 54956.8

Property: 3.76 acre easement across MCRD 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 Leech, Director, Real Estate Management.

Under Negotiation: Consideration of MCRD's request for exclusive use of portion of the easement.

**29. 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

**30. CONFERENCE WITH REAL PROPERTY NEGOTIATORS:**

Real Property Negotiations pursuant to Cal. Gov. Code sections 54954.5(b) and 54956.8.

Property: 2701 & 2535 Midway Drive, City of San Diego

Agency Negotiators: Vernon D. Evans, Vice President, Finance/Treasurer

Under Negotiation: Purchase – Price, Terms of Payment and Conditions.

**REPORT ON CLOSED SESSION:**

**NON-AGENDA PUBLIC COMMENT:**

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

**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 and Board Committee Meetings (Public Comment)**

- 1) Persons wishing to address the Board 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 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. 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 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 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) 427-6438.**

| <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> |
| September 2                      | Thursday          | 9:00 a.m.          | Regular                    | Board Room             |
| October 7                        | Thursday          | 9:00 a.m.          | Regular                    | Board Room             |
| November 4                       | Thursday          | 9:00 a.m.          | Regular                    | Board Room             |

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

I, Sara Real, Assistant Authority Clerk I, San Diego County Regional Airport Authority, hereby certify that at the hour of 2:30 p.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: 6/25/10

SIGNATURE: 