

**SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY BOARD  
MINUTES  
THURSDAY, APRIL 4, 2019  
SAN DIEGO INTERNATIONAL AIRPORT  
BOARD ROOM**

**CALL TO ORDER:** Vice Chairman Robinson called the meeting of the San Diego County Regional Airport Authority Board to order at 9:00 a.m. on Thursday, April 4, 2019, in the Board Room at the San Diego International Airport, Administration Building, 3225 North Harbor Drive, San Diego, CA 92101.

**ROLL CALL:**

PRESENT: Board Members: Cox, Desmond, Dockery (Ex-Officio), Kersey, Lloyd, Robinson, Schiavoni, Schumacher, West

ABSENT: Board Members: Binns (Ex Officio), Boling, Wong-Hernandez (Ex Officio)

ALSO PRESENT: Kimberly J. Becker, President/CEO; Amy Gonzalez, General Counsel; Tony R. Russell, Director, Board Services/Authority Clerk; Linda Gehlken, Assistant Authority Clerk I

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

Vice Chairman Robinson announced that Item 11 would be heard first.

**NEW BUSINESS:**

**11. ADP UPDATE AND POSSIBLE ACTION REGARDING A PROJECT LABOR AGREEMENT:**

Dennis Probst, Vice President/CDO, provided an ADP Update that included Concept 5, ADP Terminal 1 Implementation, Green Build/Terminal 2 West, and Proposed New Terminal 1.

Charles Black, President/CEO, CB Urban Development, provided a presentation on Project Labor Agreements (PLA's) that included an overview of the advantages vs. disadvantages of a PLA, and the advantages of building Terminal 1 under a PLA.

CAROL KIM, SAN DIEGO, representing San Diego County's Building Trade Unions, provided a presentation and spoke in support of staff's recommendation.

EDDIE SPRELLO, SAN DIEGO, The Associated General Contractors, San Diego Chapter, provided a presentation and spoke in opposition to staff's recommendation.

BRAD BARNUM, SAN DIEGO, The Associated General Contractors, San Diego, spoke in opposition to staff's recommendation.

Scott Brickner, Vice President/CFO, read a letter from the SAN Airline Airport Affairs Committee (AAAC), supporting the proposed Terminal 1 Replacement Project and a possible PLA agreement.

In response to concerns expressed by Board Members Desmond and Schumacher that the information provided by Mr. Black regarding PLA's was not independent and that opponents to a PLA didn't have 15 minutes, Kim Becker, President/CEO, stated that Mr. Black's vast experience in project management with and without the implementation of PLA's was brought forth to provide insight in the use of PLA's on projects parallel in size and complexity to that of the ADP.

Board Member Desmond stated that staff should have had someone else to present in opposition to PLA's.

TOM WORNHAM, SAN DIEGO, spoke in support of staff's recommendation.

MONA COGAN, CARLSBAD, spoke in support of staff's recommendation.

CRAIG CARTER, ESCONDIDO, spoke in opposition to staff's recommendation.

MARK CAFFERTY, SAN DIEGO, spoke in support of staff's recommendation.

RON SMITH, SAN DIEGO, spoke in opposition to staff's recommendation.

KRISTINA BELL, SAN DIEGO, spoke in opposition to staff's recommendation.

TOM SKIBINSKI, SAN DIEGO, spoke in opposition to staff's recommendation.

CHRISTOPHER WARD, SAN DIEGO, spoke in support of staff's recommendation.

STEPHEN HILL, SAN DIEGO, Office of Assembly Member Todd Gloria, spoke in support of staff's recommendation.

JOE TERZI, SAN DIEGO, spoke in support of staff's recommendation.

AUBREY TAFT, SAN DIEGO, spoke in support of staff's recommendation.

MURTAZA BAXAMUSA, SAN DIEGO, spoke in support of staff's recommendation.

JEFF HINDS, SAN DIEGO, spoke in opposition to staff's recommendation.

ERIC CHRISTEN, GRASS VALLEY, spoke in opposition to staff's recommendation.

JOSHUA FAVALE, SAN DIEGO, spoke in opposition to staff's recommendation.

ALEC DEMICH, SAN DIEGO, spoke in opposition to staff's recommendation.

BORIS SHEHKTER, SAN DIEGO, spoke in opposition to staff's recommendation.

GIL CABRERA, SAN DIEGO, spoke in support of staff's recommendation.

KIMBERLY ROBINSON, SPRING VALLEY, spoke in support of staff's recommendation.

JESSE GARCIA, SAN DIEGO, spoke in support of staff's recommendation.

DRU WELLS, SAN DIEGO, spoke in opposition to staff's recommendation.

ROBERTO GONZALEZ, CHULA VISTA, spoke in opposition to staff's recommendation.

STEVE STRODER, FALLBROOK, spoke in opposition to staff's recommendation.

BRANDON ENSLEY, EL CAJON, spoke in opposition to staff's recommendation.

RICHARD MARKUSON, SACRAMENTO, spoke in opposition to staff's recommendation.

KAREN BELCHER, ESCONDIDO, provided a handout to the Board and spoke in opposition to staff's recommendation.

JIM MADAFFER, SAN DIEGO, provided a handout to the Board and spoke in support of staff's recommendation.

JOSH MIDDLETON, SAN DIEGO, spoke in support of staff's recommendation.

*The Board recessed at 10:46 a.m. and reconvened at 10:58 a.m.*

MICHAEL BRYANT, SAN DIEGO, spoke in support of staff's recommendation.

BRIAN JORDAN, RANCHO SANTA FE, spoke in opposition to staff's recommendation.

PETE SAUCEDO, SPRING VALLEY, spoke in opposition to staff's recommendation.

JASON DANKS, ALPINE, spoke in opposition to staff's recommendation.

FRANKLIN MANUEL, NATIONAL CITY, spoke in opposition to staff's recommendation.

JERRY CLARK, CARLSBAD, spoke in opposition to staff's recommendation.

SHANDON HARBOUR, SAN DIEGO, spoke in opposition to staff's recommendation.

LYNN MINOR, SANTEE, and JENNIFER WILSON, LAKESIDE, spoke in support of staff's recommendation.

KEITH MADDOX, SAN DIEGO, spoke in support of staff's recommendation.

CARLOS DAVID CASTILLO RUIZ, SAN DIEGO, spoke in support of staff's recommendation.

JUAN CASILLAS, SAN DIEGO, spoke in support of in support of staff's recommendation.

Board Member Schiavoni moved to adopt staff's recommendation. She stated that she believed this to be the right decision for the Authority. She also stated that PLA's have many benefits, among them, promoting usage of local labor, emphasizing apprenticeship programs in the San Diego area, ensuring safe working conditions, fair wages, prohibits discrimination based on race, nationality, religion, sexual orientation, political affiliation, or membership in a labor organization. She stated that PLA's do not exclude non-union labor contractors, but instead provide a level playing field in the bidding and completion of the work by all contractors regardless of union status. She stated that implementing a PLA will ensure a timely completion of the ADP. This motion died due to the lack of a second.

In response to Board Member Schumacher regarding how staff plans on addressing some of the challenges expressed by small businesses related to participating on this project, Kim Becker, President/CEO, stated that the procurement requirements established for all contracting projects will continue to be in place, with established goals for small and local businesses, and minority owned, and veteran owned businesses. She stated that the Authority will continue with its Small Business Outreach Program.

Board Member Desmond expressed concern regarding the handling of pension benefits for non-union workers under a PLA.

Board Member Lloyd expressed concern regarding how using a PLA would affect the non-union workers and the possibility the Authority may have problems finding workers.

In response to Board Member Kersey regarding whether having a PLA would in fact create a labor shortage, Mr. Black stated that due to the size and scope of the ADP, he thinks contractors will be drawn to this project even with a PLA, and a labor shortage should not be an issue.

In response to Board Member Kersey regarding how the Authority can address the concerns expressed regarding health and pension benefits through the RFP process, Rod Betts, Esq., Authority labor attorney, stated that the Authority has the ability to set the expectations as to what the terms will be and, as part of negotiations, the PLA contractor could be required to add a clause such as "benefits follow employees" whereby non-union members' benefits plans could be addressed through the employer or paid directly to the employee. He also stated directing staff to take reasonable and necessary steps to address these issues would be appropriate.

Board Member Kersey stated that he would support staff's recommendation if a mechanism is in place to keep the established goals for small and local businesses, minority owned, and veteran owned businesses in place as it has been done for past Authority Capital projects, and that whatever is negotiated between the contractor, subcontractors and labor unions address the non-union members' benefit provision discussed.

Board Member Desmond stated that he supports having open competition for all San Diegans, and that the Authority has maintained an inclusionary record on past capital projects. He stated that he could not support a PLA because he believes it would create exclusions and discrimination.

**ACTION #1: Moved by Board Member Desmond and seconded by Board Member Schumacher to oppose staff's recommendation.**

Board Member West stated that the airlines have expressed their support for the ADP project and that many of the arguments against a PLA are based on fear. He stated that the statistics quoted lacked actual data to back up their claims. He stated that Terminal 1 does not currently provide the best experience it should for all travelers, and that the time is now to move forward with this project.

**SUBSTITUTE MOTION: Moved by Board Member West and seconded by Board Member Schiavoni to approve staff's recommendation.**

Board Member Schumacher stated that he has not heard enough information for him to support the substitute motion to use a PLA for this project. He stated that he does not see the need to tinker with the success of past projects. He also stated that it has been his experience that it is more expensive to build a project under a PLA.

Board Member Cox stated that he does not support having PLA's on all projects, but believes that there are situations when a PLA is warranted. He stated that this is the largest project undertaken by the Authority, and that delays have occurred in the last year due to the California Environmental Quality Act (CEQA) documentation, causing substantial additional cost to the Authority. He also stated that having a PLA for this project would provide one collective bargaining agreement. He stated that the concerns raised regarding double payment, health benefits, and core employees are issues that the Authority will need to address before issuing an RFP. He further stated that what convinced him to support the substitute motion is that although the airport is a public entity, the reality is that the airlines are willing to pay for this project and have indicated that they support a PLA in this situation.

Vice Chairman Robinson stated that he would support the substitute motion because he is comfortable with being able to protect the interests of the various people involved in this project.

Board Member Kersey requested that the resolution be amended to include placement of a requirement in the ADP RFP that good faith negotiations take place between the Design-Build General Contractor and Labor Unions on the issue of health benefits and pension plans.

Board Members West and Schiavoni accepted the amendment to the substitute motion.

RECOMMENDATION: Adopt Resolution No. 2019-0040, requiring contractors to enter into Project Labor Agreements for Airport Development Plan Projects.

**SUBSTITUTE MOTION: Moved by Board Member West and seconded by Board Member Schiavoni to approve staff's recommendation, amending the resolution to "include placement of a requirement in the ADP RFP that good faith negotiations take place between the Design-Build General Contractor and Labor Unions on the issue of health benefits and pension plans." Motion carried by the following votes: YES – Cox, Kersey, Robinson, Schiavoni, West; NO – Desmond, Lloyd, Schumacher; ABSENT - Boling. (Weighted Vote Points: YES – 54; NO – 32; ABSENT – 14)**

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

- **AUDIT COMMITTEE:** Vice Chairman Robinson reported that a Special meeting was held on March 25<sup>th</sup> to select the Authority's external auditor, and that the Committee forwarded a recommendation to the Board to select BKD, LLP.
- **CAPITAL IMPROVEMENT PROGRAM OVERSIGHT COMMITTEE:** Board Member Kersey reported that the next meeting of the Committee will be on May 9<sup>th</sup>.
- **EXECUTIVE PERSONNEL AND COMPENSATION COMMITTEE:** Board Member Desmond reported that the next meeting will be held on April 25<sup>th</sup>.
- **FINANCE COMMITTEE:** None

#### ***AD HOC COMMITTEES***

- **GROUND TRANSPORTATION AD HOC:** Board Member West reported that the Committee has met several times and that at its last meeting on March 21<sup>st</sup>, working groups within the Committee were tasked with refining key parameter recommendations to be included in the report to the Board in June. He reported that nine recommendations were identified for the final report. He reported that the report will include operation strategies recommendations, a long-range ground transportation operating plan, and a ground transportation environmental plan update. He reported that the final meeting of the group will be held on April 29.

#### ***ADVISORY COMMITTEES***

- **AUTHORITY ADVISORY COMMITTEE:** None.

- **ART ADVISORY COMMITTEE:** Chris Chalupsky, Senior Manager, Art & Community Partnership, reported that the Reflection Room in Terminal 2 is being programmed to provide calming and meditative music every second and fourth Friday of the month between the hours of 11:30 a.m. and 1:30 p.m. and that the next meeting of the Committee will be in May.

## **LIAISONS**

- **CALTRANS:** None
- **INTER-GOVERNMENTAL AFFAIRS:** Board Member Cox reported that on March 29<sup>th</sup> Authority staff provided a tour of the airport to San Diego Councilmember Jennifer Campbell and staff. He also reported that Authority staff produced a one-page document to highlight the impact of a Passenger Facility Charge (PFC) increase on the funding of the Airport Development Plan (ADP) at SAN. He stated that the document illustrates that raising the PFC to \$8.50 could reduce the total interest paid on the ADP by \$1.23 billion. He reported that on March 27<sup>th</sup>, the House Transportation and Infrastructure Committee approved a proposal to increase Airport Improvement Program funding from \$3.35 billion to \$4 billion annually, and that this provision was to an existing bill to provide funding for the Federal Aviation Administration (FAA) during a government shutdown. He reported that both the bill and the amendment passed committee by voice vote. He also reported that on March 19<sup>th</sup> President Trump announced his intent to nominate former Delta Air Lines pilot Steve Dickson to serve as Administrator of the FAA. He reported that FAA Deputy Administrator Dan Elwell has been serving as Acting Administrator since the departure of Administrator Michael Huerta last year.
- **MILITARY AFFAIRS:** None.
- **PORT:** Board Member Cox reported that at the last meeting the Airport Connectivity Subcommittee was discussed.
- **WORLD TRADE CENTER:** None.

## **BOARD REPRESENTATIVES (EXTERNAL)**

- **SANDAG BOARD OF DIRECTORS:** Dennis Probst, Vice President/CDO, reported that at their last meeting, the Board approved their 2020 Draft Budget, and he reported that within that budget there was an additional \$802,000 for airport connectivity planning. He reported that the budget will be coming back to the Board for final approval in May. He also reported that on March 25<sup>th</sup> a meeting was held of the Airport Connectivity group and that at that meeting they gave an indication that the two preferred alternatives were the Grand Central Station at the former SPAWAR site, and also the trolley connection from the rail line downtown.

- **SANDAG TRANSPORTATION COMMITTEE:** Board Member Schiavoni reported that the Committee received a report on the initial findings and recommendations from the independent Tax Payer Oversight Committee's annual audit of agencies that receive TRANSNET funds. She reported that the audit found that all recipient agencies were in compliance. She reported that the Committee also received an update on the Del Mar Bluffs Stabilization Project, and that SANDAG recently obtained California Coastal Commission and State funding to construct the fourth phase of stabilization that is scheduled to begin this fall. She also reported that SANDAG and North County Transit District (NCTD) are both completing applications for federal funds to design and construct a fifth phase of stabilization which will include seismic and drainage improvements, and that long term plans to include a railway will be relocated off the bluffs to a double track tunnel.
- **SCAG AVIATION TASK FORCE:** Kim Becker, President/CEO, reported that the Authority was asked to participate in SCAG, and that Chairman Boling was selected as the representative. She also reported that there is a CEO working group that she will be participating in, and it will be having its first meeting in April.

**CHAIR'S REPORT:** Vice Chairman Robinson reported that Frontier Airlines commences service to Las Vegas this month, complementing existing service offered by Southwest, Spirit and Delta. He reported that this week British Airways switched to the higher-capacity Boeing 777-300 aircraft on the Heathrow route for the summer season, and that the larger aircraft increases capacity by 22 seats per flight. He reported that in January, airport staff submitted an application for State of California Prop 1 Grant funds to help offset the construction costs of future elements of SAN's Storm Water Capture and Reuse System, and that the submittal was the first step in the process to have the airport's project incorporated into the broader San Diego Integrated Regional Water Management Program (IRWMP) Round 1 Implementation Grant application. He also reported that the Authority was notified that its proposal ranked #2 of the 15 project applications submitted, which makes it very likely that the airport's system will receive a portion of the \$15 million in grant funding set aside for the San Diego region. He reported that final grant allocations will be announced within the next few months.

**PRESIDENT/CEO'S REPORT:** Kimberly Becker, President/CEO, reported that the ongoing Boeing 737Max grounding has had minimal impact on operations at SAN. She reported that Southwest and United airlines used these planes for regular operations in and out of SAN. She reported that last week Boeing announced software fixes, cockpit alerts and pilot training for Boeing 737MAX planes to improve the safety of the aircrafts. She reported that the FAA still needs to sign off on the proposed fixes, and that ongoing communication with the airlines will continue. She reported that the San Diego Downtown Partnership asked for an airport representative for their Board, and that Domenico D'Ambrosio, Vice President/CRO, has agreed to serve. She also reported that ACI North America Environmental Affairs Committee would recognize San Diego Airport's Terminal 2 Parking Plaza at its upcoming Airports-At-Work Conference next month. She reported that the project would receive honorable mention for its sustainable features in two award categories: Environmental Mitigation and Innovation. She reported that the discussions on PFC's in Washington, D.C. have generated momentum, and that a one-page document has been created that identifies the benefit to SAN from increasing the PFC's and it is being distributed to advocate the issue among local lawmakers.



**NON-AGENDA PUBLIC COMMENT:** None.

**CONSENT AGENDA (Items 1-10):**

**ACTION: Moved by Board Member Cox and seconded by Board Member West to approve the Consent Agenda. Motion carried by the following votes: YES – Cox, Desmond, Kersey, Lloyd, Robinson, Schiavoni, Schumacher, West; NO – None; ABSENT – Boling (Weighted Vote Points: YES – 86; NO – 0; ABSENT: 14).**

**1. APPROVAL OF MINUTES:**

RECOMMENDATION: Approve the minutes of the February 22 and 23, 2019 and March 14, 2019 special meetings.

**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 FEBRUARY 11, 2019 THROUGH MARCH 10, 2019 AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM FEBRUARY 11, 2019 THROUGH MARCH 10, 2019:**

RECOMMENDATION: Receive the report.

**4. APRIL 2019 LEGISLATIVE REPORT:**

RECOMMENDATION: Adopt Resolution No. 2019-0032, approving the April 2019 Legislative Report.

**5. AMENDMENT OF THE AIRPORT AUTHORITY'S RECORDS AND INFORMATION MANAGEMENT PROGRAM AND RECORDS RETENTION SCHEDULE:**

RECOMMENDATION: Adopt Resolution No. 2019-0033, approving amendments to the Authority's Records and Information Management Program and Records Retention Schedule.

**CLAIMS**

**COMMITTEE RECOMMENDATIONS**

**6. ADOPTION OF AMENDMENTS TO AUTHORITY CODES AND POLICIES:**

RECOMMENDATION: The Executive Committee recommends that the Board Adopt Resolution No. 2019-0034, approving amendments to Authority Codes 1.03, 1.12, 1.18, 2.06, 2.09, 6.01, 7.02, 7.03, 7.04, 7.05, 7.06, 7.07, 7.08, 7.09, 7.10, 7.11, 7.30, 7.41; 8.12 and Policies 1.32, 1.50, 2.01; 4.40 and adopting Policy 1.03 and repealing Code 7.40.

7. **APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE AN AGREEMENT WITH BKD, LLP, FOR EXTERNAL AUDIT SERVICES:**  
RECOMMENDATION: The Audit Committee recommends that the Board Adopt Resolution No. 2019-0035, approving and authorizing the President/CEO to execute an agreement with BKD, LLP, for external audit services for an amount not to exceed \$950,000 for a three year term with an option for two (2) one year extensions, which may be exercised at the sole discretion of the Authority's President/CEO.

### **CONTRACTS AND AGREEMENTS**

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

8. **AWARD A CONTRACT TO G&G SPECIALTY CONTRACTORS, INC. FOR QUIETER HOME PROGRAM PHASE 9, GROUP 12, PROJECT NO. 380912 TWENTY-FIVE (25) HISTORIC SINGLE-FAMILY AND MULTI-FAMILY AND SEVEN (7) NEIGHBORHOOD EQUITY PROGRAM UNITS ON THIRTEEN (13) RESIDENTIAL PROPERTIES LOCATED EAST AND WEST OF THE AIRPORT:**  
RECOMMENDATION: Adopt Resolution No. 2019-0036, awarding a contract to G&G Specialty Contractors, Inc. in the amount of \$1,216,428 for Phase 9, Group 12, Project No. 380912, of the San Diego County Regional Airport Authority's Quieter Home Program.
9. **APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A USE AND LEASE AGREEMENT WITH SAN DIEGO AIRLINES CONSORTIUM, LLC ("SANCO"):**  
RECOMMENDATION: Adopt Resolution No. 2019-0037, approving and authorizing the President/CEO to execute a Use and Lease Agreement with San Diego Airlines Consortium, LLC (SANCO) for a term of ten (10) years commencing July 1, 2019 for the exclusive use premises that SANCO currently leases or may lease in the future from the Authority in the terminals.
10. **APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO NEGOTIATE AND EXECUTE TWO ON-CALL TECHNICAL AIRPORT PLANNING SERVICES AGREEMENTS AT SAN DIEGO INTERNATIONAL AIRPORT:**  
RECOMMENDATION: Adopt Resolution No. 2019-0038, approving and authorizing the President/CEO to negotiate and execute two On-Call Technical Airport Planning Services agreements, one with Ricondo & Associates, Inc., and one with Landrum & Brown, Inc., each for a term of three years, with the option for two one-year extensions, in a maximum total aggregate amount not-to-exceed \$5,500,000 in support of numerous airport planning and environmental review efforts at San Diego International Airport.

#### **PUBLIC HEARINGS:**

**OLD BUSINESS:** None.

**NEW BUSINESS, continued**

- 12. AMEND THE SP PLUS RENTAL CAR CENTER BUS OPERATIONS AGREEMENT:**  
Marc Nichols, Director, Ground Transportation, provided a presentation on the SP Plus Rental Car Center Bus Operations Agreement that included an overview of RCC Opening and Transit System, 2019 Bus Fleet – 30 Total Buses, RCC Passenger Activity, Operational Requirements, Contract Elements, Contract Amendments, Operational Impact, Operational Changes, and Current Contract Projected Deficit.

RECOMMENDATION: Adopt Resolution No. 2019-0039, authorizing the President/CEO to negotiate and execute a Third Amendment to the Rental Car Center Bus Operations Agreement to: 1) revise the Scope of Work and increase the per mile rate; and 2) increase the annual management fee; and 3) increase the maximum amount payable from thirty million three hundred seventy six thousand seven hundred twenty three dollars (\$30,376,723) to forty five million dollars (\$45,000,000) to accommodate the integration of fourteen (14) new buses and associated staff and operational cost increases.

**ACTION: Moved by Board Member Schiavoni and seconded by Board Member Cox to approve staff's recommendation. Motion carried by the following votes: YES – Cox, Desmond, Kersey, Lloyd, Robinson, Schiavoni, Schumacher, West; NO – None; ABSENT – Boling (Weighted Vote Points: YES – 86; NO – 0; ABSENT: 14).**

**CLOSED SESSION:** The Board did not meet in Closed Session.

- 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)  
Name of Case: Future DB International, Inc. v. San Diego County Regional Airport Authority, et al.  
San Diego Superior Court Case No. 37-2018-00001531-CU-CR-CTL
- 15. CONFERENCE WITH LEGAL COUNSEL EXISTING LITIGATION:**  
(Paragraph (1) of subdivision (d) of Cal. Gov. Code 54956.9)  
Name of Case: Robert Bobbett and Donna Kashani v. San Diego Unified Port District, et al.  
San Diego Superior Court Case No. 37-2018-00014667-CU-PO-CTL
- 16. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:**  
(Paragraph (1) of subdivision (d) of Cal. Gov. Code §54956.9)  
Name of Case: Enterprise Rent-a-Car Co. Of Los Angeles LLC v. San Diego Unified Port District, San Diego Superior Court Case No. 37-2018-00028276-CU-MC-CTL

- 17. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:**  
(Paragraph (1) of subdivision (d) of Cal. Gov. Code §54956.9)  
Name of Case: Park Assist LLC v. San Diego County Regional Airport Authority, et al.  
United States District Court Case No. 18 CV2068 LAB MDD
- 18. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:**  
(Paragraph (1) of subdivision (d) of Cal. Gov. Code §54956.9)  
Name of Case: Sheila Culbreath v. San Diego County Regional Airport Authority, et al.  
San Diego Superior Court Case No. 37-2018-00036327-CU-PA-CTL
- 19. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**  
(Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Cal. Gov. Code §54956.9)  
Number of cases: 2
- 20. 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
- 21. 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
- 22. 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: 1
- 23. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**  
(Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Cal. Gov. Code §54956.9)  
Order No. WQ 2019-0005-DWQ by the State Water Resources Control Board pertaining to PFAS  
Number of potential cases: 1
- 24. CONFERENCE WITH REAL PROPERTY NEGOTIATORS:**  
Property: Airline Operating and Lease Agreement - San Diego International Airport Agency  
Negotiator: Kim Becker, Scott Brickner, John Dillon, Kathy Kiefer, Amy Gonzalez  
Negotiating Parties: Alaska Airlines, Allegiant Airlines, American Airlines, British Airways, Delta Airlines, FedEx, JetBlue Airlines, Southwest Airlines, United Airlines  
Under Negotiation: price and terms of payment

**REPORT ON CLOSED SESSION:**

**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 adjourned at 12:25 p.m.

APPROVED BY A MOTION OF THE SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY BOARD THIS 2<sup>nd</sup> DAY OF MAY, 2019.

ATTEST:



TONY R. RUSSELL  
DIRECTOR, BOARD SERVICES /  
AUTHORITY CLERK

APPROVED AS TO FORM:



AMY GONZALEZ  
GENERAL COUNSEL