

**SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY BOARD  
MINUTES  
THURSDAY, JUNE 6, 2013  
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 9:01 a.m. on Thursday, June 6, 2013, 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: Alvarez, Boland, Cox, Desmond, Farnam (*Ex-Officio*), Gleason, Hubbs, Robinson, Sessom, Smisek

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

**ALSO PRESENT:** Angela Shafer Payne, Vice President, Planning and Operations; Breton K. Lobner, General Counsel; Tony R. Russell, Director, Corporate Services/Authority Clerk; Lorraine Bennett, Assistant Authority Clerk II

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

**PRESENTATIONS:**

**A. 2013 ENERGY SHOWCASE AWARD:**

Chris Brown and Dawn Welch, representing SDG&E, presented the 2013 Energy Showcase Award to the Authority, recognizing its outstanding results in energy efficiency and conservation.

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

***STANDING BOARD COMMITTEES***

- **AUDIT COMMITTEE:**

Board Member Smisek noted that Agenda Items 8, 9, and 10 were forwarded to the Board for approval, and that Item 5 appoints Andrew Hollingworth to a new term on the Audit Committee.

- **CAPITAL IMPROVEMENT PROGRAM OVERSIGHT COMMITTEE:**  
Board Member Boland reported on the progress of the Terminal 2 West gate hold rooms and ticket lobby. He reported that the Rental Car Center design is near completion. He provided an update on the Quieter Home Program. He announced that he would be representing the Authority Board at the Airport Minority Advisory Council Awards on June 11<sup>th</sup>.
- **EXECUTIVE PERSONNEL AND COMPENSATION COMMITTEE:** None.
- **FINANCE COMMITTEE:** None

#### **ADVISORY COMMITTEES**

- **AUTHORITY ADVISORY COMMITTEE:** None
- **ART ADVISORY COMMITTEE:**  
Chair Gleason provided an update on the new commuter terminal public art project. He reported that the Journey artwork and restroom multimedia work for the Green Build project is near completion. He reported that the artist selection process is underway for the FBO facility by Landmark Aviation. He reported that the Rental Car Center public art opportunities are moving towards conceptual design.

#### **LIAISONS**

- **AIRPORT LAND USE COMPATIBILITY PLAN FOR SAN DIEGO INTERNATIONAL AIRPORT:**  
Board Member Robinson reported that work is ongoing on the Environmental Impact Report.
- **CALTRANS:** None
- **INTER-GOVERNMENTAL AFFAIRS:**  
Board Member Cox reported that on May 10<sup>th</sup>, Authority staff provided a tour to LEAD San Diego's Impact class of 2013; Authority staff attended the San Diego North Economic Development Council's Meet the Elected Officials Luncheon on May 10<sup>th</sup>; Authority staff provided a briefing to Congressman Isaa's staff on May 30<sup>th</sup>, and; the Authority's "clean up" legislation, AB 1058, passed the Assembly last month and is scheduled for consideration by the Senate Governance and Finance Committee on June 12<sup>th</sup>.

- **MILITARY AFFAIRS:**  
Board Member Boland reported that the Washington Street Project is near completion. He provided a progress report on the Green Build. He reported that the Rental Car Center design is 30% complete and that to-date, the Quieter Home Program (QHP) has sound attenuated 2,597 homes. He also reported that in a survey of the QHP homeowners, 94% stated they were satisfied with the Program.
- **PORT:**  
Chair Gleason reported that Agenda Item 21 related to the Port, would not be heard.

***BOARD REPRESENTATIVES (EXTERNAL)***

- **SANDAG TRANSPORTATION COMMITTEE:**  
Board Member Smisek reported that at its meeting on May 17<sup>th</sup>, the Committee discussed in depth, the inventory of local parking policies in the San Diego region, with the impetus on ways to encourage public transportation.
- **WORLD TRADE CENTER:**  
Chair Gleason reported that he recently participated on a panel for discussions about the Metropolitan Export Initiative. He stated that Thella F. Bowens, President/CEO, is participating in the Japan mission.

**CHAIR'S REPORT:**

Chair Gleason reported that he recently attended the LEAD Visionary Awards, and accepted the Economic Opportunity Award, together with Thella F. Bowens, President/CEO, and Board Member Boland, on behalf of the Authority. He announced that the grand opening of the USO is scheduled for June 26, 2013.

**PRESIDENT/CEO'S REPORT:**

Angela Shafer Payne, Vice President, Planning and Operations reported that the Japan Airlines Dreamliner 787 is back in operation at San Diego International Airport. She reported that Alaska Airlines has commenced service to Hawaii, and American Airlines to Miami. She announced that the Airport Minority Advisory Council Conference is on June 8<sup>th</sup> – 11<sup>th</sup> in San Diego. She reported that the Authority was the recent recipient of the Certificate and Award of Financial Reporting Achievement from the Government Finance Officers Association for the consolidated annual financial report, and the Project of the Year achievement award for the Green Build Landside project, from the Construction Management Association of America, San Diego Chapter. She provided an update on the recent power outage on May 25<sup>th</sup> in Terminal 1. She noted that the Authority is continuing its work with Federal partners regarding sequestration.

**NON-AGENDA PUBLIC COMMENT:**

ALBERTO GUARDADO, CHULA VISTA, representing Republic Services/Allied Waste, spoke regarding their recycling efforts related to the Green Build and reported that 81% of waste was diverted from landfills.

MARCO GONZALEZ, ENCINITAS, provided the Board a handout regarding issues related to Ground Transportation service permit transferability. He requested further discussions between the Authority and taxi driver associations regarding the issues.

**CONSENT AGENDA (Items 1-17):**

Chair Gleason requested that Item 17 be pulled from the Consent Agenda for discussion.

**ACTION: Moved by Board Member Robinson and seconded by Board Member Smisek to approve the Consent Agenda as amended. Motion carried by the following vote: YES – Alvarez, Boland, Cox, Desmond, Gleason, Hubbs, Robinson, Sessom, Smisek; NO – None; ABSENT – None. (Weighted Vote Points: YES – 100; NO – 0; ABSENT 0).**

1. **APPROVAL OF MINUTES:**  
RECOMMENDATION: Approve the minutes of the May 2, 2013, 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 APRIL 8, 2013 THROUGH MAY 12, 2013 AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM APRIL 8, 2013 THROUGH MAY 12, 2013:**  
RECOMMENDATION: Receive the report.
4. **JUNE 2013 LEGISLATIVE REPORT:**  
RECOMMENDATION: Adopt Resolution No. 2013-0044, approving the June 2013 Legislative Report.



5. **APPOINTMENT OF PUBLIC MEMBER TO THE AUDIT COMMITTEE:**  
RECOMMENDATION: Adopt Resolution No. 2013-0045, appointing Andrew Hollingworth as a public member to the Audit Committee.
6. **ADOPTION OF THE FIVE ORGANIZATIONAL STRATEGIES:**  
RECOMMENDATION: Adopt Resolution No. 2013-0046, memorializing the five strategies developed by the Board and staff to guide organizational decision making.

#### ***CLAIMS***

7. **AUTHORIZE THE REJECTION OF THE CLAIM OF CAROLINE MCCREATH:**  
RECOMMENDATION: Adopt Resolution No. 2013-0047, authorizing the rejection of the claim of Caroline McCreath.

#### ***COMMITTEE RECOMMENDATIONS***

8. **REQUIRED COMMUNICATIONS FROM THE EXTERNAL AUDITOR TO THE AUDIT COMMITTEE ON THE FISCAL YEAR ENDED JUNE 30, 2013, FINANCIAL AND COMPLIANCE AUDIT:**  
RECOMMENDATION: The Audit Committee recommends that the Board accept the information.
9. **FISCAL YEAR 2013 THIRD QUARTER AUDIT ACTIVITIES REPORT AND AUDIT RECOMMENDATIONS ISSUED BY THE OFFICE OF THE CHIEF AUDITOR:**  
RECOMMENDATION: The Audit Committee recommends that the Board accept the report.
10. **FISCAL YEAR 2014 PROPOSED AUDIT PLAN OF THE OFFICE OF THE CHIEF AUDITOR:**  
RECOMMENDATION: The Audit Committee recommends that the Board approve the proposed audit plan.
11. **ANNUAL REVIEW AND APPROVAL OF AMENDMENTS TO AUTHORITY POLICY 4.40 – DEBT ISSUANCE AND MANAGEMENT POLICY:**  
RECOMMENDATION: The Finance Committee recommends that the Board adopt Resolution No. 2013-0048, approving amendments to Authority Policy 4.40 – Debt Issuance and Management Policy.

**12. ANNUAL REVIEW AND APPROVAL OF AMENDMENTS TO AUTHORITY POLICY 4.20 – GUIDELINES FOR PRUDENT INVESTMENTS, AND DELEGATION OF AUTHORITY TO INVEST AND MANAGE AUTHORITY FUNDS TO THE VICE PRESIDENT, FINANCE/TREASURER:**

RECOMMENDATION: The Finance Committee recommends that the Board adopt Resolution No. 2013-0049, approving amendments to Authority Policy 4.20 - Guidelines for Prudent Investments, and delegation of authority to invest and manage Authority funds to the Vice President, Finance/Treasurer.

**CONTRACTS AND AGREEMENTS**

**13. AWARD A CONTRACT TO NUERA CONTRACTING & CONSULTING LP, FOR QUIETER HOME PROGRAM PHASE 6, GROUP 12A (27 EAST SIDE, NON-HISTORIC UNITS ON ONE MULTI-FAMILY PROPERTY):**

RECOMMENDATION: Adopt Resolution No. 2013-0050, awarding a contract to Nuera Contracting & Consulting LP, in the amount of \$380,732, for Phase 6, Group 12A, Project No. 380612A, of the San Diego County Regional Airport Authority's Quieter Home Program.

**14. AWARD A CONTRACT TO NUERA CONTRACTING & CONSULTING LP, FOR QUIETER HOME PROGRAM PHASE 6, GROUP 12B (22 EAST SIDE AND FOUR WEST SIDE, NON-HISTORIC, MULTI AND SINGLE FAMILY PROPERTIES):**

RECOMMENDATION: Adopt Resolution No. 2013-0051, awarding a contract to Nuera Contracting & Consulting LP, in the amount of \$507,470.30 for Phase 6, Group 12B, Project No. 380612B, of the San Diego County Regional Airport Authority's Quieter Home Program.

**15. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A FIRST AMENDMENT TO THE ON-CALL MECHANICAL AND ELECTRICAL CONSULTANT SERVICES AGREEMENT WITH PBS ENGINEERS, INC.:**

RECOMMENDATION: Adopt Resolution No. 2013-0052, approving and authorizing the President/CEO to execute a First Amendment to the agreement with PBS Engineers, Inc., extending the term of the agreement by one year, to expire on July 31, 2014, to provide on-call professional mechanical and electrical consultant services for Capital Improvement and Major Maintenance projects.

**16. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A SECOND AMENDMENT TO THE ON-CALL SURVEY AND CIVIL ENGINEERING CONSULTANT SERVICES AGREEMENT WITH NOLTE ASSOCIATES, INC.:**

RECOMMENDATION: Adopt Resolution No. 2013-0053, approving and authorizing the President/CEO to execute a Second Amendment to the agreement with Nolte Associates, Inc., extending the term of the agreement by one (1) year, to expire on October 1, 2014, to provide on-call professional survey and civil engineering consultant services for Capital Improvement and Major Maintenance projects.

**ITEM PULLED FROM THE CONSENT AGENDA:**

**17. AWARD A CONTRACT TO HAZARD CONSTRUCTION COMPANY, TO CONSTRUCT SAN PARK 2 PACIFIC HIGHWAY NORTH AT SAN DIEGO INTERNATIONAL AIRPORT:**

Iraj Ghaemi, Director, Facilities Development, provided an overview of the staff report.

Board Member Alvarez requested a report on the policy and procedures relating to the award of bids in the bid solicitation process.

RECOMMENDATION: Adopt Resolution No. 2013-0054, awarding a contract to Hazard Construction Company, in the amount of \$8,639,836.50, for Project No. 104146, to Construct San Park 2 Pacific Highway North at San Diego International Airport.

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

**PUBLIC HEARINGS:** None.

**OLD BUSINESS:** None.

**NEW BUSINESS:**

**18. APPROVAL AND ADOPTION OF THE OPERATING BUDGET FOR FISCAL YEAR 2014 AND THE CAPITAL PROGRAM FOR FISCAL YEARS 2014-2018 AND CONCEPTUAL APPROVAL OF THE ANNUAL OPERATING BUDGET FOR FISCAL YEAR 2015 (Continued from the May 23, 2013 Special Meeting):**

Vernon Evans, Vice President/Treasurer, provided a presentation on the Proposed Capital Program, Fiscal Year 2014-Fiscal Year 2018, and Plan of Finance for Fiscal Year 2014 – Fiscal Year 2018.

ADRIAN KWIATKOWSKI, SAN DIEGO, representing the Transportation Alliance Group, spoke regarding the lack of availability of grant opportunities for vehicle conversion incentives.

Chair Gleason requested that staff provide a memorandum to the Board regarding parameters for the Authority to create its own grant or incentive program.

LISA MCGHEE, SAN DIEGO, representing San Diego "Off-Airport" Parking Company, commented on an anticipated 10% permit fee increase in 2015, and expressed concerns with attrition associated with non-compliance for vehicle conversion. She requested support from the Authority, to seek grant funding opportunities for vehicle conversions.

Board Member Hubbs expressed concern with the 26 requested positions in the Program Budget. He stated that although the Capital Program Projects will be greatly reduced between years 2014 and 2018, there are 11 positions being requested for the Capital Program, as well as five related Administrative positions. He also expressed concern with the additional positions requested for the Concessions Program, stating that it is not reflective of changes in the workload in those departments who previously experienced high work load related to concessions. He stated that there are a high number of single purpose positions in the Organization which impedes staffing flexibility. He suggested looking at resources and ways to combine positions. He stated that he could only support the four (4) limited duration Ground Transportation Airport Traffic Officer positions and one (1) Airport Operations Assistant position.

*Board Member Hubbs moved to approve staff's recommendation eliminating all position requests, except for the four (4) limited duration Ground Transportation Airport Traffic Officer positions and one (1) Airport Operations Assistant position. Board Member Alvarez seconded the motion for discussion. He later withdrew his second and the motion died.*



In response to Board Member Cox regarding clarification about the current full time equivalent positions and the proposed changes, staff provided an outline of the requested positions as provided in the Budget document to the Board.

Board Member Hubbs stated that he would like to see more flexibility in the organization, and incentives for current employees to do different jobs, and confirmed that he would support a zero-based budgeting approach.

RECOMMENDATION: Adopt Resolution No. 2013-0055, approving and adopting the Authority's Annual Operating Budget for Fiscal Year 2014 and the Capital Program for Fiscal Years 2014-2018 and conceptually approving the Annual Operating Budget for Fiscal Year 2015.

**ACTION: Moved by Board Member Desmond and seconded by Board Member Robinson to approve staff's recommendation. Motion carried by the following vote: YES – Alvarez, Boland, Cox, Desmond, Gleason, Robinson, Sessom, Smisek; NO – Hubbs; ABSENT – None. (Weighted Vote Points: YES – 88; NO – 12; ABSENT 0).**

Board Member Cox requested a list of the limited duration positions, an overview of their experience, and if they are retained for a permanent position.

Board Member Robinson requested feedback on the experience with limited duration employees who transition to full time employees.

Chair Gleason requested staff to provide a single list of the number of positions that are authorized and filled, including the limited duration positions.

*The Board recessed at 10:31 a.m. and reconvened at 10:42 a.m.*

**19. APPROVE AND AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A COMMON USE SYSTEMS MAINTENANCE AGREEMENT:**

Howard Kourik, Director, Information Technology, provided a presentation on a Common Use Systems Maintenance Agreement, which included, The Common Use Passenger Processing System, Common Use Self-Service Kiosks, Flight Information Display System, Airport Operational Database, Resource Management System, Baggage Messaging System, Local Departure Control System, and Technical Site Service Manager.

Board Member Robinson expressed concern with the sole source of the system.

**RECOMMENDATION:** Adopt Resolution No. 2013-0056, approving and authorizing the President/CEO to execute an agreement with SITA, Inc. for a term of three years, with the option of two one-year extensions to be exercised at the discretion of the President/CEO, in an amount not-to-exceed \$5,639,085.33 to provide maintenance support services for the Airport Authority's Common Use Systems.

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

Board Member Hubbs requested information about costs associated with the on-site Technical Site Service Manager for the System.

**20. DISCUSSION AND POSSIBLE ACTION REGARDING AN EMPLOYEE PERFORMANCE COMPENSATION PROGRAM:**

Jeremy Anderson, representing Barney & Barney, LLC, provided a presentation on the Proposal for an Employee Performance Compensation (Gainsharing) Program, which included Proposed Gain Sharing Approach, and Financial Impact.

Board Member Boland clarified the Employee Performance Compensation Program process, with confirmation by Jeffrey Lindeman, Senior Director, Organizational Performance & Development, that a test case would be conducted in fiscal year 2014 with no monies assigned and that staff would return to the Board with the results for final approval from the Board to move forward with the Program, to commence in fiscal year 2015.

Board Member Hubbs expressed concern that the compensation is pensionable. He requested staff to provide long-term cost projections on the impact of the Program.

Board Member Robinson also expressed concern that the compensation is pensionable.

Board Member Alvarez stated that he would like to know how this will change the Authority's retirement contribution for the employee. Breton Lobner, General Counsel, clarified that the bonus is a one-time payment in a year where there is a payout, which is added by SDCERS in the calculation of the employee's final retirement amount, and is not compounded. Furthermore, the bonus is not treated as salary and is not applied to base salary. He also stated that the pensionable earnings issue could be addressed by the Board when the Authority's retirement plan and trust is presented to the Board for amendments in July.

Board Member Cox suggested that the Board adopt the Program in concept until the retirement plan is amended to not include the compensation as pensionable earnings.

**RECOMMENDATION:** Adopt Resolution No. 2013-0057, approving an employee performance compensation program.

**ACTION: Moved by Board Member Cox and seconded by Board Member Smisek to approve the program in concept and to defer final action until after Board discussion and/or action regarding amending the San Diego City Employees' Retirement System contract. Motion carried by the following vote: YES – Alvarez, Boland, Cox, Desmond, Gleason, Hubbs, Robinson, Sessom, Smisek; NO – None; ABSENT – None. (Weighted Vote Points: YES – 100; NO – 0; ABSENT 0).**

**21. APPROVAL OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY AND THE SAN DIEGO UNIFIED PORT DISTRICT REGARDING POLICE SERVICES COSTS:**

**RECOMMENDATION:** Adopt Resolution No. 2013-0031, approving the Memorandum of Understanding between the San Diego County Regional Airport Authority and the San Diego Unified Port District regarding police services costs.

**ACTION: This item was not heard.**

**CLOSED SESSION:** The Board did not recess into Closed Session.

**22. 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

**23. 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

24. **CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION:**  
(Cal. Gov. Code §54956.9(a))  
Ann Marie Tejcek v. San Diego County Regional Airport Authority, et al.  
LASC No. 37-2011-00102856-CU-PO-CTL
  
25. **CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION:**  
(Cal. Gov. Code Section 54956.9(A))  
Diego Concession Group, Inc. v. San Diego County Regional Airport  
Authority S.D.S.C Case No. 37-2012-00088083-CU-BT-CTL
  
26. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**  
Initiation of litigation pursuant to subdivision (c) of §54956.9: (3 cases)
  
27. **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
  
28. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**  
Significant exposure to litigation (Cal. Gov. Code §§ 54956.9 (b) and  
54954.5)  
Number of potential cases: 1  
Re: Investigative Order No. R9-2012-0009 by the California Regional  
Water Quality Control Board regarding submission of technical reports  
pertaining to an investigation of bay sediments at the Downtown  
Anchorage Area in San Diego

**REPORT ON CLOSED SESSION:** None.

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

**GENERAL COUNSEL REPORT:** None.

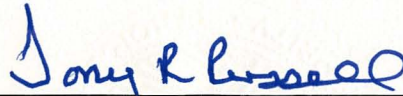
**BUSINESS AND TRAVEL EXPENSE REIMBURSEMENT REPORTS FOR  
BOARD MEMBERS, PRESIDENT/CEO, CHIEF AUDITOR AND GENERAL  
COUNSEL WHEN ATTENDING CONFERENCES, MEETINGS, AND TRAINING  
AT THE EXPENSE OF THE AUTHORITY:**

**BOARD COMMENT:**



**ADJOURNMENT:** The meeting was adjourned at 11:32 a.m.

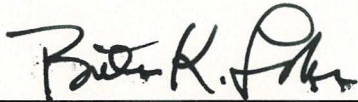
APPROVED BY A MOTION OF THE SAN DIEGO COUNTY REGIONAL  
AIRPORT AUTHORITY BOARD THIS 11<sup>th</sup> DAY OF JULY, 2013.



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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