

**SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY BOARD  
MINUTES  
THURSDAY, MARCH 5, 2009  
BOARD ROOM**

**CALL TO ORDER:**

Chairperson Bersin called the regular meeting of the San Diego County Regional Airport Authority Board to order at 9:02 a.m. Thursday, March 5, 2009, at the San Diego International Airport, Board Room, Commuter Terminal, 3225 North Harbor Drive, San Diego, CA 92101.

**PLEDGE OF ALLEGIANCE:** Board Member Young led the pledge of allegiance.

**ROLL CALL:**

PRESENT: Board Members: Bersin, Boland, Desmond, Finnila, O'Connor (Ex-Officio), Orso-Delgado (Ex-Officio), Panknin, Smisek, Watkins, Young, Zettel

ABSENT: Board Members: Sheehy (Ex- Officio)

ALSO PRESENT: Thella F. Bowens, President/CEO, Breton Lobner, General Counsel; Tony R. Russell, Director, Corporate Services/Authority Clerk; Sara Real, Assistant Authority Clerk I

**PUBLIC COMMENT:**

TOM LEMMON, SAN DIEGO, spoke regarding the development of project labor agreements.

**PRESENTATIONS:**

**A. INTRODUCTION OF THE NEW USO DIRECTOR AND LOCAL MANAGER:**

Murray Bauer, Director, Landside Operations, introduced Casey McCarthy, USO President, and Bobby Woods, USO Director.

**C. 2008 PASSENGER SATISFACTION SURVEY RESULTS:**

Scott Ludwigsen, Executive Vice President, Phoenix Marketing International, provided a presentation on the 2008 Passenger Satisfaction Survey Results, which included Methodology; Executive Summary; Overall Scores; Customer Satisfaction; Perceived Security Wait Times; and SAN Baggage Survey.

Board Member Finnilla questioned if staff is measuring the impact of the video shown while the public is in the security line, and whether it helps in regards to wait times.

Thella F. Bowens, President/CEO, stated that the survey is used to help staff understand where they are doing well and to identify areas that need improvement. She also stated that the data is used to understand why services are getting better.

Chairperson Bersin stated that it would be of interest to know in what areas other airports have higher ratings to be able to make a direct comparison.

**D. REPORT ON THE AUTHORITY'S FINANCIAL CONDITION:**

Vernon Evans, Vice President, Finance/Treasurer, provided a presentation on the Authority's Financial Condition, which included Financial Update Overview; Current Financial Events; Gross Landing Weight Units; Airport Parking Transactions; Car Rental License Fees; Market Conditions; Investment Strategy; The Reserve Primary Fund; Commercial Paper; Financing Strategy; Recent AIP Grant Awards; Monthly Operating Revenue; Monthly Operating Expenses; and Financial Summary.

In response to Chairperson Bersin regarding the possibility of doing another reforecast, Mr. Evans stated that he is closely monitoring the expenditures to ensure they stay in line with the revenues. He stated that he does not see a need at this time.

Thella F. Bowens, President/CEO, stated that staff will review the January through March data before considering another reforecast.

In response to Board Member Young regarding forgoing certain capital projects in light of the economic situation, Ms. Bowens stated that some projects will be rescheduled if revenues do not come in as anticipated. She stated that she will share at the April Board Meeting which projects have been repositioned.

Chairperson Bersin stated that it is important for the public to understand that the Authority is moving forward with the plans for the Terminal Development Program.

**ACTION: No action taken.**

**PRESENTATION(S):**

Chairperson Bersin reported that Item 9 would be heard in conjunction with Item B.

**9. SUPPORT FOR AN INVESTMENT TO ATTRACT DISNEY CRUISE LINES SHIP TO SAN DIEGO (Consent Agenda Item):**

**RECOMMENDATION:** The Executive Committee recommends that the Board adopt Resolution No. 2009-0035, supporting in concept an investment in bonded indebtedness or similar investment vehicle of 25% of project costs (not to exceed \$5 million) related to construction of cruise ship terminal facilities to attract the homeporting of a Disney Cruise Lines ship; provided, that the matter is brought before the Board for consideration and final approval prior to execution of the subject investment.

**B. DISNEY 'RED TEAM' VIDEO:**

Matt Harris, Senior Director, Executive Office, provided a report on the Disney Red Team project, and showed the marketing video.

In response to Board Member Watkins regarding how the ships will be serviced after the traffic lanes on Harbor Drive are reduced, Keith Wilschetz, Director, Airport Planning, stated that he will need to review the Embarcadero Plan and will provide that information.

In response to Board Member Finnila regarding an expected rate of return on this project, Thella F. Bowens, President/CEO, stated that staff will be coming back to the Board with a recommendation that will be consistent with the Authority's Investment Policy.

Board Member Finnila noted that a traffic analysis on the impact this project will have on our roadways will need to be done.

In response to Chairperson Bersin regarding the costs, Mr. Harris stated that a report will be provided that will clarify the costs to agencies.

In response to Board Member Desmond regarding the bond and the involvement of the San Diego Port District, Ms. Bowens stated that the San Diego Port District will design the bond instrument, which we will be investing in so that facilities can be built to attract Disney.

In response to Board Member Young regarding what other agencies are involved in this project, Ms. Bowens stated that the Economic Development Corporation and the San Diego Port District are currently working to get investors, both private and public.

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

*The Board recessed at 10:32 a.m. and reconvened at 10:44 a.m.*

**E. DESTINATION LINDBERGH STATUS REPORT:**

Keith Wilschetz, Director, Airport Planning, provided a presentation on Destination Lindbergh, which included the Background; Decision-Making Process; Recommended Development Plan; Opening Day Facilities; Phasing – Planning Activity Level 1 (PAL 1); Full Program Costs; Funding Sources – Opening Day; and Next Steps.

Breton Lobner, General Counsel, provided an overview of the legal obligations surrounding this item. He stated that the Board has approved Addendum One to the Memorandum of Understanding between the Authority, the City of San Diego and SANDAG, which included a number of deadline dates. He stated that by February 13, 2009, the Authority was to provide and did provide to the City and SANDAG the Draft Concept Plan that came out of the Destination Lindbergh Ad Hoc Committee process. He stated that by March 16, 2009, both the City and SANDAG must provide the Authority their opinion on if the Draft Concept Plan addresses the mitigation necessary under CEQA for Airport Master Plan 1 (AMP). He further stated that by March 31, 2009, the Authority Board must accept the Draft Concept Plan for public distribution. He stated that a Special Board Meeting will be held on March 23 to take action in accordance with Addendum One.

In response to Board Member Desmond regarding a distribution plan, Thella F. Bowens, President/CEO, stated that an outreach plan has been drafted and the details of that plan will be provided at the March 23 Special Board Meeting.

Chairperson Bersin noted it would also be helpful for the Board to know what they can do to provide information regarding this project within their own jurisdictions.

In response to Board Member Watkins regarding acquiring property outside of the airport, Mr. Wilschetz said that it would have to be done through the San Diego Port District, SANDAG and the City of San Diego.

Chairperson Bersin noted that before the Customer Facility Charge (CFC) is started, there would be numerous reports to this Board, decisions and recommendations. He stated that SANDAG, the San Diego Port District, and the North County Transit District will have a preferred location of the Intermodal Transit Center. He further stated that adopting the Draft Concept Plan will not settle those issues, but will create a framework in which we can make specific decisions.

Board Member Desmond commended the Ad Hoc Committee on their continued efforts of regional planning. He suggested future meetings to discuss continued collaboration.

Board Member Panknin expressed concern that no plan has been clearly defined for General Aviation. He stated that our airport partners need to be included in the planning.

Chairperson Bersin requested that a presentation be provided at the April Executive Committee meeting regarding the planning mechanism for general aviation and cargo, and a decision plan for staff regarding this project.

In response to Board Member Smisek regarding an Environmental Impact Report for the north side, Chairperson Bersin stated that it should be included in the presentation at the April Executive Committee meeting.

In response to Board Member Zettel regarding the impacts the Destination Lindbergh plan will have on passenger volume and operations at this airport, Mr. Wilschetz stated that while the plan adds no additional capacity, it does clean up the landside operations, including the surface streets, and it also has an Intermodal Transit Center (ITC) and Consolidated Rental Car facility.

Board Member Finnila expressed concern regarding the capacity for passengers and how baggage will be managed.

In response to Board Member Finnila's concerns regarding if the airlines have been involved in this process, Ms. Bowens stated that the airlines have not voiced any written concerns. She stated that the airlines have requested that she present the plan to the Airport/Airlines Affairs Committee on March 16.

Board Member Finnila requested to see the traffic analysis for Harbor Drive before she votes on this issue.

Board Member Finnila expressed concern regarding transit capacity, stating that because transit rider ship is so low, the number of riders must increase to justify the expense of the ITC.

Board Member Young questioned if an ITC would work well for our airport. He further stated that Metropolitan Transit Systems (MTS) have projected some increases in rider ship. He stated that MTS should be part of the discussions.

Board Member Watkins noted that he made a recent trip to the State Capitol and the question he received most frequently regarding Destination Lindbergh was if we are doing the maximum for flight operations.

Board Member Smisek questioned if putting in an ITC would make the airport harder to get to.

Board Member Panknin noted that while we are not increasing capacity, we are gaining some efficiencies. He further stated it is very important that we will be reducing our environmental impact.

Chairperson Bersin stated that no decision can be made without the support of the region and the community.

Chairperson Bersin requested that Board Members send any questions to Ms. Bowens prior to the March 23, 2009 Special Board Meeting.

### **CONSENT AGENDA:**

Chairperson Bersin requested that Item 3 be removed from the Consent Agenda for further discussion.

**ACTION: Moved by Board Member Finnila and seconded by Board Member Desmond to approve the Consent Agenda as AMENDED. Motion carried by the following vote: YES – Bersin, Boland, Desmond, Finnila, Panknin, Smisek, Watkins, Young, Zettel; NO – None; ABSENT – None. (Weighted Vote Points: YES – 100; NO – 0; ABSENT - 0)**

#### **1. APPROVAL OF MINUTES:**

**RECOMMENDATION:** Approve the minutes of the February 5, 2009 meeting.

**2. ACCEPTANCE OF BOARD 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 attendance at other meetings not covered by the current resolution.

**3. APPOINTMENTS TO THE FINANCE COMMITTEE AND A REPRESENTATIVE AND ALTERNATE TO THE SANDAG TRANSPORTATION COMMITTEE:**

**ACTION:** This item was pulled from the Consent Agenda for discussion.

**4. POLICY AMENDMENT REGARDING AREAS OF EXPERTISE OF MEMBERS TO SERVE ON THE AIRPORT ADVISORY COMMITTEE:**

RECOMMENDATION: Adopt Resolution No. 2009-0024, approving the amendment of Authority Policy 1.21 – Airport Advisory Committee.

***CLAIMS***

**5. RESOLUTION AUTHORIZING THE REJECTION OF THE CLAIM OF DOLORES LAZARO:**

RECOMMENDATION: Adopt Resolution No. 2009-0026, authorizing the rejection of the claim of Dolores Lazaro.

***COMMITTEE RECOMMENDATIONS***

**6. QUARTERLY AUDIT ACTIVITIES REPORT – FISCAL YEAR 2009 SECOND QUARTER, AND REVIEW OF AUDIT RECOMMENDATIONS ISSUED BY THE OFFICE OF THE CHIEF AUDITOR:**

RECOMMENDATION: The Audit Committee recommends that the Board receive the report.

**7. REPORT ON THE QUALITY ASSESSMENT REVIEW (QAR) OF THE OFFICE OF THE CHIEF AUDITOR:**

RECOMMENDATION: The Audit Committee recommends that the Board receive the report.

**8. REVISION TO THE FISCAL YEAR 2009 AUDIT PLAN OF THE OFFICE OF THE CHIEF AUDITOR:**

RECOMMENDATION: The Audit Committee recommends that the Board receive the report.

**9. SUPPORT FOR AN INVESTMENT TO ATTRACT DISNEY CRUISE LINES SHIP TO SAN DIEGO:**

**ACTION:** This item was pulled from the Consent Agenda and acted upon with Item B under Presentations.

**CONTRACTS AND AGREEMENTS AND AMENDMENTS TO CONTRACTS AND AGREEMENTS**

- 10. AWARDED CONTRACTS, APPROVED CHANGE ORDERS FROM JANUARY 5, 2009 THROUGH FEBRUARY 1, 2009 AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM JANUARY 5, 2009 THROUGH FEBRUARY 1, 2009:**  
RECOMMENDATION: Receive the report.
- 11. AWARD A CONTRACT TO ABC CONSTRUCTION COMPANY, INC., TO CONSTRUCT IMPROVEMENTS TO PARKING LOT 10:**  
RECOMMENDATION: Adopt Resolution No. 2009-0027, awarding a contract to ABC Construction Company, Inc., in the amount of \$278,470.00, for Project No. 104081B, Improvements to Parking Lot 10, at San Diego International Airport.
- 12. APPROVE THE SECOND AMENDMENT TO THE LEGAL SERVICES AGREEMENT BETWEEN THE AUTHORITY AND ANDERSON & KREIGER LLP:**  
RECOMMENDATION: Adopt Resolution No. 2009-0028, approving the Second Amendment to the Legal Services Agreement (201386-OS) between the Authority and Anderson & Kreiger LLP. The Agreement consisted of a one (1) year term expiring no later than April 11, 2007, with (2) one-year options to renew at the discretion of the Board. This action would increase the number of one-year options to extend the term of the Agreement from two (2) to four (4) and provide for a new expiration date no later than April 10, 2011. No funds are being added to the Agreement.
- 13. APPROVE THE THIRD AMENDMENT TO THE AGREEMENT BETWEEN THE AUTHORITY AND KUTAK ROCK LLP:**  
RECOMMENDATION: Adopt Resolution No. 2009-0029, approving the third amendment to Contract No. 200005-OS between the Authority and Kutak Rock LLP. This amendment increases the number of one-year options to extend the term of the Agreement from two to four.



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

- 14. AWARD A CONSTRUCTION CONTRACT TO S&L SPECIALTY CONTRACTING, INC., FOR QUIETER HOME PROGRAM PHASE 4, GROUP 11 (43 EAST SIDE UNITS; 3 WEST SIDE UNITS; NON-HISTORIC):**

RECOMMENDATION: Adopt Resolution No. 2009-0030, awarding a construction contract to S&L Specialty Contracting, Inc., in the amount of \$1,148,550.00, for Phase 4, Group 11, Project No. 380411, of the San Diego County Regional Airport Authority's ("Authority's") Quieter Home Program.

- 15. AWARD A CONSTRUCTION CONTRACT TO G&T CONVEYOR COMPANY FOR BAGGAGE HANDLING SYSTEM MODIFICATIONS – IMPROVE BAGGAGE SCREENING CAPACITY:**

RECOMMENDATION: Adopt Resolution No. 2009-0031, awarding a contract to G&T Conveyor Company in the amount of \$1,290,419.00, for Project No. 103096O, Baggage Handling System Modifications – Improve Baggage Screening Capacity, at San Diego International Airport.

- 16. AWARD A CONTRACT TO SADLER ELECTRIC, INC. FOR TERMINAL 1 ELECTRICAL EQUIPMENT UPGRADES:**

RECOMMENDATION: Adopt Resolution No. 2009-0032, awarding a construction Contract to Sadler Electric, Inc., in the amount of \$2,450,000.00, for Project No. 103097, Terminal 1 Electrical Equipment Upgrades at San Diego International Airport.

- 17. AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A 16<sup>TH</sup> AMENDMENT TO CONTRACT NO. 2004-0132-SA ORACLE MASTER HOSTING AGREEMENT:**

RECOMMENDATION: Adopt Resolution 2009-0033, authorizing the President/CEO to execute a 16<sup>th</sup> amendment to Contract No. 2004-0132-SA with Oracle USA INC. to provide technical assistance in the upgrade of the Authority E1 toolkit from version 8.95 to version 8.97.

**ITEM PULLED FROM THE CONSENT AGENDA FOR DISCUSSION**

*Board Member Smisek left the dais at 12:00 p.m.*

**3. APPOINTMENTS TO THE FINANCE COMMITTEE AND A REPRESENTATIVE AND ALTERNATE TO THE SANDAG TRANSPORTATION COMMITTEE:**

Tony R. Russell, Director, Corporate Services/Authority Clerk, clarified that Board Member Smisek was being appointed as Vice Chair to the Audit Committee and not the Finance Committee, and that an amendment to Authority Policy 1.50 would be submitted to the Board at its April 2009 meeting to allow Board Members to serve on the Finance and Audit Committees simultaneously.

RECOMMENDATION: Adopt Resolution No. 2009-0023, appointing Chairperson Bersin (Chair) and Board Member Watkins to the Finance Committee and appointing Board Member Smisek as Vice Chair of the Finance Committee and pursuant to Authority Policy 1.20 (2)(c), appointing Board Member Finnila as an alternate to the Committee to serve in the absence of other Committee members, and appointing Board Members Smisek (First Alternate) and Zettel (Primary) to the SANDAG Transportation Committee.

**ACTION: Moved by Board Member Desmond and seconded by Board Member Finnila to approve staff's recommendation, with the clarification that Board Member Smisek is being appointed as Vice Chair of the Audit Committee, and that Section 8 (iv) of Authority Policy 1.50 be suspended to allow Board Members to serve on the Audit and Finance Committees simultaneously. Motion carried by the following vote: YES – Bersin, Boland, Desmond, Finnila, Panknin, Watkins, Young, Zettel; NO – None; ABSENT – Smisek. (Weighted Vote Points: YES – 89; NO – 0; ABSENT - 11)**

**PUBLIC HEARINGS: None**

**NEW BUSINESS:**

**18. MARCH 2009 LEGISLATIVE REPORT:**

Michael Kulis, Director, Inter-Governmental Relations, provided an overview of the March 2009 Legislative Report.

RECOMMENDATION: Adopt Resolution No. 2009-0034, approving the March 2009 Legislative report.

**ACTION: Moved by Board Member Watkins and seconded by Board Member Finnila to approve staff's recommendation. Motion carried by the following vote: YES – Bersin, Boland, Desmond, Finnila, Panknin, Watkins, Young, Zettel; NO – None; ABSENT – Smisek. (Weighted Vote Points: YES – 89; NO – 0; ABSENT - 11)**

**19. AUTHORIZE THE IMPLEMENTATION AND COLLECTION OF A TEN DOLLAR PER TRANSACTION CUSTOMER FACILITY CHARGE FROM AIRPORT RENTAL CAR COMPANIES FOR PURPOSES OF DESIGNING, FINANCING, AND CONSTRUCTING A POTENTIAL CONSOLIDATED RENTAL CAR FACILITY AND COMMON USE TRANSPORTATION SYSTEM AT SAN DIEGO INTERNATIONAL AIRPORT:**

Vernon Evans, Vice President, Finance/Treasurer, provided a presentation on Customer Facility Charges.

Chairperson Bersin questioned who determines and OKs expenditures of funds collected. He stated that there should be a record of the decisions made to spend the funds collected for this project.

Thella F. Bowens, President/CEO, stated that as the Authority moves ahead with the Feasibility Study, staff will be reporting back to the Board, and that there will be Board actions requested throughout the process.

Board Member Panknin suggested that only the amount needed for the Feasibility Study be collected.

Chairperson Bersin expressed concern with the distribution of funds if the Consolidated Rental Car Facility (CONRAC) is determined not to be feasible.

Ms. Bowens stated that the funds could only be used to construct the CONRAC. She stated that the Authority has an agreement with the Attorney General to reduce carbon emissions, and one way to do that is to consolidate the rental cars.

Board Member Desmond stated that the Authority should only collect the funds necessary to conduct the Feasibility Study.

Breton Lobner, General Counsel, clarified that the funds can also be used for a common busing system or for building a facility. He suggested that the Board shorten the recommended two year timeframe for collecting the Customer Facility Charges, and that this issue be brought back to the Board once the study is completed.

Board Member Finnila suggested that carbon emission reduction be included in the resolution.

In response to Chairperson Bersin regarding what to expect from the Feasibility Study, Mr. Evans stated that the study will review the business and financial planning aspects, and review the concerns and issues of the rental car companies.

Chairperson Bersin stated that the Authority must have an understanding that the car rental companies will work with the Authority. He stated that he would be willing to support this item if there are quarterly reports and a decision is made within one year.

**RECOMMENDATION:** Adopt Resolution No. 2009-0025, authorizing the implementation and collection of a Ten Dollar (\$10.00) per transaction Customer Facility Charge from airport rental car companies for purposes of designing, financing, and constructing a potential consolidated rental car facility and common use transportation system at San Diego International Airport.

**ACTION:** Moved by Board Member Young and seconded by Board Member Boland to adopt Resolution No. 2009-0025 R accepting staff's recommendation in regards to the per transaction Customer Facility Charge of \$10 and that the authorization be for an 18 month period at which time it be brought back to the Board for re-authorization; that the funds be collected, segregated and maintained in a trust like account subject to the Authority's Investment policies; that no expenditures be made from the fund without the consent of the Board and that the fund be administered in accordance with the Civil Code that authorized collection. Motion carried by the following vote: YES – Bersin, Boland, Finnila, Watkins, Young, Zettel; NO – Desmond; ABSTAIN – Panknin; ABSENT – Smisek. (Weighted Vote Points: YES – 69; NO – 12; ABSTAIN - 8; ABSENT - 11)

**20. REPORT OUT ON THE ACTION TAKEN BY THE BOARD IN CLOSED SESSION AT THE FEBRUARY 5, 2009 MEETING REGARDING THE TEAMSTERS 911 AGREEMENT:**

Jeffrey Woodson, Vice President, Administration, reported that the Board approved a contract with Local 911 at its February 5, 2009 Closed Session meeting. He provided an overview of the major stipulations.

**RECOMMENDATION:** Receive the report.

**ACTION:** No action taken.

**CLOSED SESSION:** The Board recessed into Closed Session at 12:59 p.m. to discuss Items 23 and 24.

- 21. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION:**  
Pursuant to Government Code Section 54956.9(b)  
Number of cases: 1  
Facts and circumstances exist causing significant exposure to litigation in accordance with Section 54956.9(b)(3(B)). These facts are known by potential plaintiff Gameday Media Properties, Inc. ("Gameday") and are as follows: a disagreement exists between the Authority and Gameday regarding the close out audit of the concession agreement.
- 22. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION:**  
Pursuant to Government Code Section 54956.9(a):  
*Kenneth Quilantang v. San Diego County Regional Airport Authority, et al.*,  
San Diego Superior Court Case No. 37-2008-00092986-CU-PO-CTL
- 23. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:**  
Significant exposure to litigation pursuant to 54956.9(b)(A),(B) and (E):  
Memorandum of Agreement with SANDAG and the City of San Diego  
Number of potential cases: 1
- 24. 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.
- 25. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:**  
Initiation of litigation pursuant to Cal. Gov. Code §54956.9(c).  
Number of potential cases: 1 (Nazbest-Pacific).
- 26. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:**  
Initiation of litigation pursuant to Cal. Gov. Code §54956.9(c).  
Number of potential cases: 1 (Galaxy).
- 27. 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)

*Board Member Young left the meeting at 1:56 p.m.*

**REPORT ON CLOSED SESSION:** The Board reconvened into open session at 1:56 P.M. Breton Lobner, General Counsel, announced that in regards to Item 23, the Board, together with the City of San Diego and SANDAG, approved Addendum 1 to the Memorandum of Agreement between the three parties concerning the Airport Master Plan and Environmental Impact Report. He reported that the Board approved a Memorandum of Understanding between the Airport Authority and the City of San Diego regarding off-airport traffic. He reported that no formal action was taken in regards to Item 24.

**ACTION: Moved by Board Member Boland and seconded by Board Member Finnila to authorize the President/CEO to allow SANDAG to join as a signatory to the Memorandum of Understanding between the City and SANDAG if they request. Motion carried by the following vote: YES – Bersin, Boland, Desmond, Finnila, Panknin, Watkins, Zettel; NO – None; ABSENT – Smisek, Young. (Weighted Vote Points: YES – 76; NO – 0; ABSENT - 24)**

**PRESIDENT/CEO REPORT:**

- About the Airport
- Destination Lindbergh: The Ultimate Build Out
- Terminal Development Program
- Regional Aviation Strategic Plan
- Public Outreach and Communication
- International Air Service
- Comprehensive Ground Transportation Plan

Thella F. Bowens, President/CEO, reported that the Ground Transportation Plan is still being worked on. She stated that a Representative has been selected by the Ground Transportation stakeholders.

Ms. Bowens reported that the RASP Committee is moving forward with policy direction. She also reported that Marketing went on a trade mission to Canada regarding West Jet Airlines; and that Allegiant Air added new service to Monterey.

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

***STANDING BOARD COMMITTEES***

- **AUDIT COMMITTEE:** None
- **EXECUTIVE PERSONNEL AND COMPENSATION COMMITTEE:** None
- **FINANCE COMMITTEE:** None

- **TERMINAL DEVELOPMENT PROGRAM COMMITTEE:**  
Board Member Boland reported that March 27, 2009 at 9:00 a.m. will be the first meeting of the Terminal Development Program Committee. He stated that the agenda will focus on the purpose and background, financing, as well as timelines.

#### ***AD HOC COMMITTEE***

- **RASP/AMAP AD HOC COMMITTEE:** None

#### ***LIAISONS***

- **MILITARY AFFAIRS LIAISONS:**  
Board Member Boland commended the forthrightness of the Marines regarding addressing the recent accident.
- **AVIATION TECHNOLOGICAL ADVANCES:** None
- **CALTRANS:** None

#### ***BOARD REPRESENTATIVES***

- **SANDAG TRANSPORTATION COMMITTEE REPRESENTATIVE:** None
- **SCAG AVIATION TASK FORCE:** None
- **WORLD TRADE CENTER:** None

#### **PUBLIC COMMENT:**

#### **GENERAL COUNSEL REPORT:**

#### **BOARD MEMBER REPORTS ON MEETINGS ATTENDED AT THE EXPENSE OF THE AUTHORITY:**

#### **BOARD COMMENT:**

#### **ADJOURNMENT:**

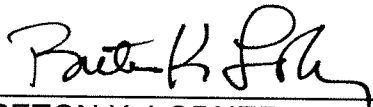
The Meeting was adjourned at 2:25 p.m.

APPROVED BY A MOTION OF THE SAN DIEGO COUNTY REGIONAL  
AIRPORT AUTHORITY BOARD THIS 2<sup>nd</sup> DAY OF APRIL, 2009.



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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