

**SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY BOARD  
MINUTES**

**THURSDAY, JANUARY 3, 2008  
SHERATON SAN DIEGO HOTEL AND MARINA  
WEST TOWER – FAIRBANKS BALLROOM**

**CALL TO ORDER:**

Chairperson Bersin called the regular meeting of the San Diego County Regional Airport Authority Board to order at 11:34 a.m. Thursday, January 3, 2008, in the Fairbanks Ballroom at the Sheraton San Diego Hotel and Marina, West Tower, 1590 Harbor Island Drive, San Diego, CA 92101.

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

**ROLL CALL:**

PRESENT: Board Members: Bersin, Boland, Desmond, Finnila,  
Panknin, Watkins, Young, Zettel

ABSENT: Board Member: Miller

Ex-Officio Members: Orso-Delgado, Sheehan

ALSO PRESENT: Thella F. Bowens, President/CEO; Breton K. Lobner, General Counsel; Tony R. Russell, Director, Corporate Service/Authority Clerk; Maritza C. Steele, Deputy Authority Clerk.

Chairperson Bersin reported that Board member Miller was ill and could not attend the meeting.

**PUBLIC COMMENT:** None

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

• **AUDIT COMMITTEE REPORT:**

Board Member Finnila reported that the Committee met on November 26, 2007, and the following issues were discussed: 1) making a determination on whether or not the Audit Committee membership should consist of seven or more members; 2) staggered terms of 1, 2 or 3 years; 3) payment to ex-officio members for services rendered; 4) use of best practice for hearing procedures; 4) developing an open process for the

selection of ex-officio members; 5) standard procedures for asking questions to ensure fairness; 6) the ex-officio member being a financial expert; 7) having the Committee participate in the selection process for the ex-officio members; and 8) training for current Committee members and ex-officio members.

- **EXECUTIVE PERSONNEL COMMITTEE REPORT:**

Board Member Watkins reported that the Committee will be meeting on January 9, 2008, to discuss recommendations for compensation in accordance with Senate Bill 10 and to discuss employee performance.

- **AIRPORT MASTER PLAN (AMP) PARKING AD HOC COMMITTEE REPORT:**

Board Member Boland reported that the Committee met on December 18, 2007, and discussed all aspects of the parking situation, including the potentials for a parking structure on the north side of the airport. He stated that minutes of the meeting will be submitted by staff. He further requested that the matter be discussed at the February Board meeting.

- **MILITARY AFFAIRS LIAISON REPORT:**

Board Member Boland reported that the Committee met with officials at the Marine Corps Recruit Depot, and there was a suggestion for the attorneys to meet and discuss issues related to Gate 5. He stated that a meeting is scheduled for January 9, 2008.

- **SANDAG TRANSPORTATION COMMITTEE REPRESENTATIVE REPORT:**

Board Member Zettel reported that the Committee will be meeting on January 18, 2008, and that she will be making a presentation along with Board Member Desmond.

Board Member Desmond reported that at the December 14, 2007 meeting, extension of the Environmental Impact Report comment period was well received. He stated that he met with Gary Gallegos after the meeting to discuss issues regarding the impacts of Phase I of the Airport Master Plan. He stated that he will be attending the SANDAG retreat scheduled for the end of January.

- **SOUTHERN CALIFORNIA REGIONAL AIRPORT AUTHORITY (SCRAA) REPRESENTATIVE REPORT:**

Board Member Boland reported that the Committee did not meet.

- **SCAG AVIATION TASK FORCE:**

Board Member Zettel reported that the Committee did not meet.

**PRESIDENT/CEO REPORT:**

Thella F. Bowens, President/CEO, reported on the following items:

- Airport Facilities Plan Guiding Principles
- Phase 1 – Airport Master Plan
- Airport Long Range Facilities Visionary Plan
- Airport Ground Transportation (Multi-Modal Accessibility) Planning
- Regional Aviation Strategic Plan
- Public Outreach and Communication
- International Air Service
- San Diego Unified Port District Collaboration

In regards to Senate Bill 10, Ms. Bowens reported that a letter was received on December 26, 2007, from the Mayor of San Diego appointing Chairperson Bersin as Chair of the San Diego County Regional Airport Authority Board. She stated that the Mayor also indicated that the weighted votes would be split with 14 points for the Chair and 13 points for each additional City representative.

She reported that a letter was received on January 2, 2008, from Ron Roberts, Chairman, Board of Supervisors, appointing Board Member Watkins as the representative for the County Board of Supervisors on the Executive Committee.

She reported that the response date on the Airport Master Plan has been extended to February 4, 2008. She stated that the next community outreach meeting is scheduled for January 24, 2008.

She reported that on December 14, 2007, a Request for Qualifications was released for the Airport Long Range Facilities Visionary Plan.

She reported that the dialogues that were cancelled due to the fires have been rescheduled for the month of February. She stated that information from the dialogues will be used to create a charrette for the Board's participation in March, 2008.

She reported that staff is continuing to meet with SANDAG and other agencies to develop a scope of work for the Regional Aviation Strategic Plan. She stated that staff will be presenting a more defined plan to the Board in the first quarter of this year.

She reported that Zoom, a low cost air carrier, will be servicing San Diego International Airport twice a day with non-stop flights to London, starting June, 2008.

**PRESENTATION (S): None**

**CONSENT AGENDA:**

Board Member Boland requested that his comments in the December 10, 2007 Board minutes under the Military Affairs Ad Hoc Committee Report on Page 2 of 7 be clarified to read as follows: *"Board Member Boland reported that the Committee met with Military officials. He also reported on the 1998 MOU which would lead to a Memorandum of Agreement for the exchange of land between the Marine Corps Recruit Depot and the Authority. He provided a brief presentation on the specifics of the exchange of land which never occurred"*.

**ACTION: Moved by Board Member Watkins and seconded by Board Member Zettel to approve the Consent Agenda as amended. Motion carried unanimously noting Board Member Miller as ABSENT. (Weighted Vote Points: YES=89; NO=0; ABSENT=11)**

1. **APPROVAL OF MINUTES:**  
RECOMMENDATION: Approve the minutes of the December 10, 2007 meeting.
2. **JANUARY 2008 LEGISLATIVE REPORT:**  
RECOMMENDATION: Adopt Resolution No. 2008-0001, approving the January 2008 Legislative Report.

**CLAIMS**

3. **RESOLUTION AUTHORIZING THE REJECTION OF THE CLAIM OF KATHLEEN BELL:**  
RECOMMENDATION: Adopt Resolution No. 2008-0002, authorizing the rejection of the claim of Kathleen Bell.
4. **RESOLUTION AUTHORIZING THE REJECTION OF THE CLAIM OF MARY LOU CULVER:**  
RECOMMENDATION: Adopt Resolution No. 2008-0003, authorizing the rejection of the claim of Mary Lou Culver.
5. **RESOLUTION AUTHORIZING THE REJECTION OF THE CLAIM OF JOSEPH GARRETT:**  
RECOMMENDATION: Adopt Resolution No. 2008-0004, authorizing the rejection of the claim of Joseph Garrett.
6. **RESOLUTION AUTHORIZING THE REJECTION OF THE CLAIM OF JANET PARKEY:**  
RECOMMENDATION: Adopt Resolution No. 2008-0005, authorizing the rejection of the claim of Janet Parkey.

### ***COMMITTEE RECOMMENDATIONS***

7. **REPORT ON INVESTMENT STRATEGY FOR THE COMMERCIAL PAPER PROGRAM:**  
RECOMMENDATION: The Executive Committee recommends that the Board receive the report.
8. **2008 MASTER CALENDAR OF BOARD AND COMMITTEE MEETINGS:**  
RECOMMENDATION: The Executive Committee recommends that the Board accept the calendar.

### ***CONTRACTS AND AGREEMENTS***

9. **AWARDED CONTRACTS, APPROVED CHANGE ORDERS FROM OCTOBER 29, 2007 THROUGH DECEMBER 02, 2007 AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM OCTOBER 29, 2007 THROUGH DECEMBER 02, 2007:**  
RECOMMENDATION: Receive the report.
10. **AUTHORIZE THE PRESIDENT/CEO TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE SAN DIEGO COUNTY MUNICIPAL STORMWATER COPERMITTEES:**  
RECOMMENDATION: Adopt Resolution No. 2008-0006, authorizing the President/CEO to execute a Memorandum of Understanding with the San Diego County Municipal Stormwater Copermittees to establish the shared program responsibilities with respect to compliance with the National Pollutant Discharge Elimination System (NPDES) stormwater permit regulations.
11. **AWARD A CONSTRUCTION CONTRACT TO SAN DIEGO DOOR AND WINDOW FOR PROGRAM PHASE 3, GROUP 3, PROJECT NO. 300303, QUIETER HOME PROGRAM:**  
RECOMMENDATION: Adopt Resolution No. 2008-0007, awarding a construction contract to San Diego Door and Window in the amount of \$999,990.08, for Phase 3, Group 3, Project No. 300303, of the San Diego County Regional Airport Authority's Quieter Home Program.

**PUBLIC HEARINGS: None**

**OLD BUSINESS:**

**12. DISCUSSION AND POSSIBLE ACTIONS REGARDING THE IMPLEMENTATION OF SENATE BILL 10 (Continued from the December 10, 2007 Meeting):**

Chairperson Bersin stated that the matter of whether or not the officers in the Executive Committee should be the same in terms of the Chair and Vice-Chair remains to be discussed. He requested that appointment to these positions be held off until February, along with the final adoption of the regulations. He stated that today the Board will be required to vote on whether those officers will be on the Executive Committee or be outside of the Committee.

In response to Board Member Young on whether Senate Bill (SB)10 includes a requirement for the Board to vote for the Vice-Chair and Secretary, Mike Kulis, Director, Inter-Governmental Relations, stated that the Bill states that the Board has to select its officers by the first Monday in February of the even numbered years. He stated that staff's recommendation is that those officers be a Chair, Vice Chair, and Secretary.

Board Member Young stated that several options could be considered such as the Chair making a recommendation for the Board to take action, or by nominations taken from the floor. He stated that his preference would be for the Chair to make a recommendation.

Board Member Finnila stated that she is not opposed to the Chair making a recommendation, however, feels that nominations from the floor should be accepted for the three positions in order for the process to be transparent. She stated that she does not see a need to have officers other than those identified in the Bill. She requested that the Board discuss the number of officers in the Bill.

Michael Kulis, Director, Inter-Governmental Relations, provided a brief presentation regarding the implementation of SB 10.

Board Member Panknin questioned the role and purpose of a Secretary on the Board since the Board has been operating well with a Chair and Vice Chair. He questioned if there is a need for a Secretary.

Board Member Zettel stated that the process should encourage the involvement of Board Members to have a more engaged Board.

Board Member Watkins suggested that, considering the appointments of the Chair and Vice Chair would come from the City of San Diego and County of San Diego, that the third member of the Executive Committee come from the non-city and County appointments.

Board Member Panknin suggested that the position of the Vice Chair be rotated with a member from the County or with a member from one of the other regions.

Breton Lobner, General Counsel, clarified the requirements of the Bill to fill the positions on the Executive Committee.

Board Member Watkins stated that from a corporate governance point of view, officers would include a Chair, Vice Chair, Secretary, and Treasurer. He stated that the Secretary would be an officer of the organization with different responsibilities.

**RECOMMENDATION:** Provide direction to staff regarding the implementation of Senate Bill 10 and approve related revisions to Authority Codes and Policies.

**MOTION #1**

**ACTION:** Moved by Board Member Young and seconded by Board Member Panknin to eliminate the Secretary position as a Board officer and that the Chair of the Board be allowed to recommend an appointment for Vice Chair and that the Board vote on the recommendation. Motion carried with Board Members Finnila and Watkins voting NO and noting Board Member Miller as ABSENT. *(Weighted Vote Points: YES= 68; NO=21; ABSENT=11)*

**MOTION #2**

**ACTION:** Moved by Board Member Watkins and seconded by Board Member Boland that the Board officers (Chair and Vice Chair) comprise the Executive Committee. Motion carried with Board Member Zettel voting NO and noting Board Member Miller as ABSENT. *(Weighted Vote Points: YES= 81; NO=8; ABSENT=11)*

**CLOSED SESSION:** The Board recessed into Closed Session at 12:26 to hear Items 14, 15, 21 and 22.

14. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Government Code Section 54956.9(a)):**  
Robles v. San Diego County Regional Airport Authority, San Diego Superior Court Case No. GIC 881564
15. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION  
(Government Code Section 54956.9(b)(d)):**  
Number of potential cases: 1 (regarding environmental matter)
16. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
(Government Code Section 54956.9(c)):**  
Alliance Airport Advertising v. San Diego County Regional Airport Authority, Authority Claim
17. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Government Code Section 54956.9(a)):**  
Britt v. San Diego County Regional Airport Authority, et al., San Diego Superior Court Case No. 37-2007-00072794-CU-MC-CTL
18. **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).
19. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Government Code Section 54956.9(a)):**  
Regarding the Application of San Diego County Regional Airport Authority, San Diego International Airport (SDIA), Before the Office of Administrative Hearings, State of California, OAH Case No. 2004120097
20. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Government Code Section 54956.9(a)):**  
Hernandez v. San Diego County Regional Airport Authority, San Diego Superior Court Case No. GIC 871979
21. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Government Code Section 54956.9(a)):**  
Name of Case: Jimsair Aviation Services, Inc. v. San Diego County Regional Airport Authority, before the Federal Aviation Administration, Washington, D.C., FAA Part 16 Airport Proceedings Docket No. 16-06-08.  
Number of cases: 1



- 22. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Government Code Section 54956.9(a)):**  
Jimsair Aviation Services, Inc. v. San Diego County Regional Airport  
Authority, San Diego Superior Court Case No. GIC 865099

**REPORT ON CLOSED SESSION:** The Board reconvened into Open Session at 1:25 P.M. In regards to Item 14, Lee Kaminetz, Attorney reported that the Board voted to settle this issue in the amount of \$1,250.

- 13. REVISION OF GUIDING PRINCIPLES FOR LONG-TERM VISION PLAN FOR SAN DIEGO INTERNATIONAL AIRPORT (Continued from the December 10, 2007 Meeting):**  
Brent Buma, Vice President, Marketing and Communications provided a presentation for this item.

Board Member Finnila suggested amending Guiding Principle 1 to read: "Develop an Airport Facilities Strategic Plan that balances service operations *as far as practicable between the...*" to avoid misinterpretation of what needs to be done on the north and south sides of SDIA.

Board Member Boland stated that revision to Guiding Principle 1 is a sign to the community that the Board wants to move forward in developing the airport. He stated that it also sends a message to regional partners such as the San Diego Association of Governments (SANDAG) and the Port District.

Board Member Watkins stated that maximizing development beyond the boundaries of this area should be included in the Guiding Principles.

Board Member Panknin suggested development of a partnership with Caltrans and the Port District for non-aviation uses such as parking and rental car services outside the boundaries.

Board Member Finnila suggested amendments to Principle 7 to maximize air side and land side airfield capacity.

Thella F. Bowens, President/CEO, suggested that the Board focus on the relationship between the owners of the property surrounding the existing site to create an environment that would allow development of all existing lands to support aviation in a way that is efficient, sustainable, and meet federal regulations.

Board Member Boland suggested adding Ms. Bowens' suggestions at the end of Principle 2, to include landowners and other stakeholders as appropriate.

Thella F. Bowens, President/CEO, suggested that the issue of sustainability be incorporated into the principles.

CARL NETTLETON, SAN DIEGO, suggested that the Guiding Principles include the following: 1) To develop and maximize the airport by moving all passenger air operations and facilities for baggage, parking and land base passenger operations to the north side of the runway, utilizing public and private land adjacent to the airport as needed; 2) Create a policy that no short term plan should be embarked upon in the absence of a long term plan, and no investment and short term development should be made unless it compliments a long term plan; 3) Plan and develop future airport and partnership with SANDAG, Metropolitan Transit System, North County Transit District, Caltrans, Port of San Diego, County of San Diego, City of San Diego, MCRD, and other agencies that have a stake in the region's transportation future, including high speed rail and water front transportation modes; and 4) In conjunction with local agencies and regional elective bodies, develop the Airport Master Plan as a federally approved and funded demonstration project designed to make San Diego International Airport an international model for inter-modal transportation and regional sustainability.

RECOMMENDATION: Adopt Resolution No. 2008-0008, approving revised Guiding Principles 1, 2 and 7.

**ACTION: No action was taken.**

**NEW BUSINESS:**

**PUBLIC COMMENT:** None

**GENERAL COUNSEL REPORT:**

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

**BOARD COMMENT:**

**ADJOURNMENT:**

The meeting was adjourned at 2:00 p.m. The next regular meeting will be held on Thursday, February 7, 2008, at 9:00 a.m., in the Fairbanks Ballroom at the Sheraton San Diego Hotel and Marina, West Tower, 1590 Harbor Island Drive, San Diego, CA 92101.

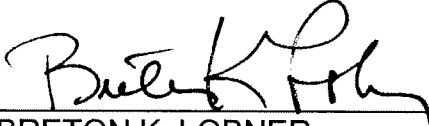
APPROVED BY A MOTION OF THE SAN DIEGO COUNTY REGIONAL  
AIRPORT AUTHORITY BOARD THIS 7TH DAY OF FEBRUARY, 2008.



---

TONY R. RUSSELL  
DIRECTOR, CORPORATE SERVICES/  
AUTHORITY CLERK

APPROVED AS TO FORM:



---

BRETON K. LOBNER  
GENERAL COUNSEL