

SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY



Revised 2/29/08

BOARD

AGENDA

Thursday, March 6, 2008
9:00 A.M. immediately following the
Airport Land Use Commission Meeting

San Diego International Airport
Commuter Terminal -- Third Floor
Wright Brothers Conference Room
3225 N. Harbor Drive
San Diego, CA 92101

BOARD MEMBERS

ALAN D. BERSIN*
BRUCE R. BOLAND
JIM DESMOND
RAMONA FINNILA*
JACK MILLER
JIM PANKNIN

ROBERT J. WATKINS*
ANTHONY K. YOUNG
CHARLENE ZETTEL

* EXECUTIVE COMMITTEE

PRESIDENT/CEO

THELLA F. BOWENS

***Live web casts of Authority Board meetings can be accessed at
http://www.san.org/airport_authority/boardmeetings.asp.***

This Agenda contains a brief general description of each item to be considered. The indication of a recommended action does not indicate what action (if any) may be taken. If comments are made to the Board without prior notice or are not listed on the Agenda, no specific answers or responses should be expected at this meeting pursuant to State law.

Staff Reports and documentation relating to each item of business on the Agenda are on file in Corporate Services and are available for public inspection.

NOTE: Pursuant to Authority Code Section 2.15, all Lobbyists shall register as an Authority Lobbyist with the Authority Clerk within ten (10) days of qualifying as a lobbyist. A qualifying lobbyist is any individual who receives \$100 or more in any calendar month to lobby any Board Member or employee of the Authority for the purpose of influencing any action of the Authority. To obtain Lobbyist Registration Statement Forms, contact the Corporate Services/Authority Clerk Department.

PLEASE COMPLETE A "REQUEST TO SPEAK" FORM PRIOR TO THE COMMENCEMENT OF THE MEETING AND SUBMIT IT TO THE AUTHORITY CLERK. ***PLEASE REVIEW THE POLICY FOR PUBLIC PARTICIPATION IN BOARD AND BOARD COMMITTEE MEETINGS (PUBLIC COMMENT) LOCATED AT THE END OF THE AGENDA.***

The Authority has identified a local company to provide oral interpreter and translation services for public meetings. If you require oral interpreter or translation services, please telephone the Corporate Services/Authority Clerk Department with your request at (619) 400-2400 at least three (3) working days prior to the meeting.

CALL TO ORDER:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

PUBLIC COMMENT (LIMITED TO 18 MINUTES):

Public Comment is reserved for members of the public wishing to address the Committee on matters for which another opportunity to speak **is not provided on the Agenda**, and which is within the jurisdiction of the Committee. Please submit a completed speaker slip to the Authority Clerk. ***Each individual speaker is limited to three (3) minutes. Applicants, groups and jurisdictions referring items to the Board for action are limited to five (5) minutes.***

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

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

- **AUDIT COMMITTEE REPORT:**
Committee Members: Boland, Finnila (Chair), Panknin, Zettel
- **EXECUTIVE PERSONNEL COMMITTEE REPORT:**
Committee Members: Finnila, Miller, Watkins (Chair)
- **AIRPORT MASTER PLAN (AMP) PARKING AD HOC COMMITTEE REPORT:**
Committee Members: Boland, Miller (Chair), Watkins, Zettel
- **MILITARY AFFAIRS LIAISON REPORT:**
Liaisons: Boland (Chair), Panknin
- **SANDAG TRANSPORTATION COMMITTEE REPRESENTATIVE REPORT:**
Committee Representatives: Zettel (Primary), Desmond, Finnila
- **SOUTHERN CALIFORNIA REGIONAL AIRPORT AUTHORITY (SCRAA) REPRESENTATIVE REPORT:**
Authority Representatives: Boland (Primary), Zettel, Finnila
- **SCAG AVIATION TASK FORCE:**
Task Force Representatives: Boland (Chair), Zettel, Finnila
- **CALTRANS:**
Board Member Orso-Delgado

PRESIDENT/CEO REPORT:

- About the Airport
- North Side Development Plan
- Terminal Development Program
- Regional Aviation Strategic Plan
- Public Outreach and Communication
- International Air Service
- San Diego Unified Port District Collaboration

PRESENTATION (S):

A. EMPLOYEE OF THE QUARTER:

Presented by Brent Buma, Vice President, Marketing and Communications

CONSENT AGENDA:

The consent agenda contains items that are routine in nature and non-controversial. Some items may be referred by a standing Board Committee or approved as part of the budget process. The matters listed under 'Consent Agenda' may be approved by one motion. Any Board Member may remove an item for separate consideration. Items so removed will be heard before the scheduled New Business Items, unless otherwise directed by the Chair.

1. APPROVAL OF MINUTES:

The Board is requested to approve minutes of prior Board meetings.

RECOMMENDATION: Approve the minutes of the February 7, 2008 meeting, and February 8, 2008 Joint Meeting with the San Diego Association of Governments.

2. APPOINTMENTS OF LIAISONS, APPOINTMENTS TO STANDING BOARD COMMITTEES, AND REPRESENTATIVES AND ALTERNATES TO THE SAN DIEGO ASSOCIATION OF GOVERNMENTS (SANDAG) TRANSPORTATION COMMITTEE, AND THE SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS (SCAG) AVIATION TASK FORCE:

The Board is requested to make appointments.

RECOMMENDATION: Adopt Resolution No. 2008-0023, appointing liaisons, and making appointments to Standing Board Committees, and representatives and alternates to the SANDAG Transportation Committee and the SCAG Aviation Task Force.

(Corporate Services: Tony Russell, Authority Clerk)

CLAIMS

3. RESOLUTION AUTHORIZING THE REJECTION OF THE CLAIM OF HELEN S. WEXLER:

The Board is requested to reject the claim of Helen S. Wexler.

RECOMMENDATION: Adopt Resolution No. 2008-0021, authorizing the rejection of the claim of Helen S. Wexler.

(Legal: Breton Lobner, General Counsel)

COMMITTEE RECOMMENDATIONS

4. REVISION TO THE FISCAL YEAR 2008 AUDIT PLAN OF THE OFFICE OF THE CHIEF AUDITOR:

The Board is requested to receive the information.

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

(Chief Auditor: Mark Burchyett, Chief Auditor)

5. QUARTERLY AUDIT ACTIVITIES REPORT – FISCAL YEAR 2008 SECOND QUARTER, AND AUDIT RECOMMENDATIONS FROM THE OFFICE OF THE CHIEF AUDITOR FOR REVIEW AND APPROVAL:

The Board is requested to receive the information.

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

(Chief Auditor: Mark Burchyett, Chief Auditor)

CONTRACTS AND AGREEMENTS

6. APPROVE ASSIGNMENT OF CURRENT AGREEMENT FOR IN-TERMINAL ADVERTISING BETWEEN THE AUTHORITY AND ACTION SPORTS MEDIA, INC. TO GAMEDAY MEDIA PROPERTIES, INC.

The Board is requested to approve the assignment.

RECOMMENDATION: Adopt Resolution No. 2008-0022, approving the assignment of the current In-Terminal Advertising Agreement from Action Sports Media, Inc. to GameDay Media Properties, Inc.

(Finance/Treasurer: Vernon Evans, Vice President)

7. AWARDED CONTRACTS, APPROVED CHANGE ORDERS FROM DECEMBER 31, 2007 THROUGH JANUARY 27, 2008, AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM DECEMBER 31, 2007 THROUGH JANUARY 27, 2008:

The Board is requested to receive the report.

RECOMMENDATION: Receive the report.

(Procurement: Jana Vargas, Director)

8. AUTHORIZE THE PRESIDENT/CEO TO AWARD A CONSTRUCTION CONTRACT TO WEST-TECH CONTRACTING, INC., FOR NAVAL TRAINING CENTER LANDFILL REMEDIATION PHASE 2:

The Board is requested to authorize the President/CEO to award the contract.

RECOMMENDATION: Adopt Resolution No. 2008-0024, authorizing the President/CEO to award a construction contract to West-Tech Contracting, Inc., in the amount of \$18,834,843.78, for Project No. 103044, Naval Training Center Landfill Remediation Phase 2, at San Diego International Airport.

(Development: Bryan Enarson, Vice President)

9. AWARD OF CONTRACT TO JACOBS CONSULTING FOR CONCEPT DEVELOPMENT ASSOCIATED WITH A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF SAN DIEGO, SAN DIEGO ASSOCIATION OF GOVERNMENTS, AND THE AIRPORT AUTHORITY:

The Board is requested to award a contract.

RECOMMENDATION: Adopt Resolution No. 2008-0025, approving the award of a \$4,600,000.00 contract to Jacobs Consulting to lead a team to develop a concept for San Diego International Airport (SDIA) associated with a Memorandum of Agreement (MOA) between the City of San Diego, San Diego Association of Governments (SANDAG), and the Airport Authority.

(Planning and Operations: Angela Shafer-Payne, Vice President)

10. AWARD A CONSTRUCTION CONTRACT TO S&L SPECIALTY CONTRACTING, INC., FOR THE QUIETER HOME PROGRAM PHASE 3, GROUP 5, PROJECT NO. 300305:

The Board is requested to award a contract.

RECOMMENDATION: Adopt Resolution No. 2008-0026, awarding a construction contract to S&L Specialty Contracting, Inc., in the amount of \$1,266,550.00, for Phase 3, Group 5, Project No. 300305, of the San Diego County Regional Airport Authority's ("Authority's") Quieter Home Program ("Program").

(Development: Bryan Enarson, Vice President)

11. SECOND AMENDMENT TO AGREEMENT BETWEEN THE AUTHORITY AND KUTAK ROCK LLP FOR PROFESSIONAL LEGAL SERVICES:

The Board is requested to amend the contract.

RECOMMENDATION: Adopt Resolution No. 2008-0028, approving the second amendment to the Agreement for professional services with Kutak Rock LLP, Contract No. 2005-0055-SA, to extend the term of the Agreement to April 14, 2009, and to increase the amount of the agreement by \$100,000 for a not to exceed amount of \$175,000.

(Legal: Bret Lobner, General Counsel)

12. SECOND ONE-YEAR OPTION UNDER THE AGREEMENT BETWEEN THE AUTHORITY AND ANDERSON & KREIGER LLP:

The Board is requested to extend the agreement.

RECOMMENDATION: Adopt Resolution No. 2008-0027, approving the second one-year option to extend the term of the Agreement with Anderson & Kreiger LLP to April 11, 2009, to provide professional legal services in connection with FAA administrative matters, FBO-related issues and other federal law and litigation related to airport users.

(Legal: Bret Lobner, General Counsel)

PUBLIC HEARINGS: None

OLD BUSINESS:

13. FEBRUARY 2008 LEGISLATIVE REPORT (Continued from the February 7, 2008 meeting) AND MARCH 2008 LEGISLATIVE REPORT:

The Board is requested to approve the legislative reports.

RECOMMENDATION: Adopt Resolution No. 2008-0009, approving the February 2008 and March 2008 Legislative Reports.

(Inter-Governmental Relations: Michael Kulis, Director)

14. DISCUSSION AND POSSIBLE ACTIONS REGARDING THE IMPLEMENTATION OF SENATE BILL 10:

The Board is requested to approve revisions to the Authority's Codes and Policies.

RECOMMENDATION: Adopt Resolution No. 2008-0029, approving revisions to the following Authority Policies: 1.01, 1.02, 1.10, 1.20, 1.30, 1.40, 1.50, 2.01, 5.20, and 8.30, and revisions to the following Authority Codes: 1.03 and 1.16.

Adopt Resolution No. 2008-0030, approving Board member representation for attending events and meetings.

(Inter-Governmental Relations: Michael Kulis, Director)

NEW BUSINESS:

15. AMENDMENT TO THE CLASSIFICATION AND COMPENSATION PLAN REGARDING EXECUTIVE PERSONNEL COMPENSATION:

The Board is requested to amend the classification and compensation plan.

RECOMMENDATION: Adopt Resolution No. 2008-0031, amending the Authority's Classification and Compensation Plan to remove the positions of the Chief Auditor and General Counsel.

(Administration: Jeffrey Woodson, Vice President)

16. DISCUSSION AND POSSIBLE ACTION ON A MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF SAN DIEGO, SANDAG, AND THE AIRPORT AUTHORITY REGARDING THE AIRPORT MASTER PLAN AND ENVIRONMENTAL IMPACT REPORT:

The Board is requested to provide direction to staff.

RECOMMENDATION: Provide direction to staff.

(Legal: Bret Lobner, General Counsel)

17. DISCUSSION AND POSSIBLE ACTION ON A MEMORANDUM OF UNDERSTANDING WITH THE CALIFORNIA ATTORNEY GENERAL REGARDING THE AIRPORT MASTER PLAN AND ENVIRONMENTAL IMPACT REPORT:

The Board is requested to provide direction to staff.

RECOMMENDATION: Provide direction to staff.

(Legal: Bret Lobner, General Counsel)

CLOSED SESSION:

**18. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
(Government Code Section 54956.9(b)(d)):**

Number of potential cases: 1 (regarding environmental matter)

**19. 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

**20. 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

**21. 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

**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:

WORKSHOP

23. PRESENTATION ON PROPOSED AIRPORT PARKING STRUCTURE:

The Board is requested to hold a workshop regarding the parking garage associated with the Airport Master Plan.

RECOMMENDATION: Provide direction to staff.

(Planning and Operations: Angela Shafer-Payne, Vice President)

PUBLIC COMMENT:

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GENERAL COUNSEL REPORT:

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

BOARD COMMENT:

ADJOURNMENT:

Policy for Public Participation in Board and Board Committee Meetings (Public Comment)

- 1) Persons wishing to address the Board shall complete a "Request to Speak" form prior to the initiation of the portion of the agenda containing the item to be addressed (e.g., Public Comment and General Items). Failure to complete a form shall not preclude testimony, if permission to address the Board is granted by the Chair.
- 2) The Public Comment Section at the beginning of the agenda is limited to eighteen (18) minutes and is reserved for persons wishing to address the Board on any matter for which another opportunity to speak is not provided on the Agenda, and on matters that are within the jurisdiction of the Board. A second Public Comment period is reserved for general public comment later in the meeting for those who could not be heard during the first Public Comment period.
- 3) Persons wishing to speak on specific items listed on the agenda will be afforded an opportunity to speak during the presentation of individual items. Persons wishing to speak on specific items should reserve their comments until the specific item is taken up by the Board. Public comment on specific items is limited to twenty (20) minutes – ten (10) minutes for those in favor and ten (10) minutes for those in opposition of an item. Each individual speaker will be allowed three (3) minutes, and applicants and groups will be allowed five (5) minutes.
- 4) If many persons have indicated a desire to address the Board on the same issue, then the Chair may suggest that these persons consolidate their respective testimonies. Testimony by members of the public on any item shall be limited to **three (3) minutes per individual speaker and five (5) minutes for applicants, groups and referring jurisdictions.**
- 5) Pursuant to Authority Policy 1.33 (8), recognized groups must register with the Authority Clerk prior to the meeting.
- 6) After a public hearing or the public comment portion of the meeting has been closed, no person shall address the Board without first obtaining permission to do so.

Additional Meeting Information

NOTE: This information is available in alternative formats upon request. To request an Agenda in an alternative format, or to request a sign language or oral interpreter, or an Assistive Listening Device (ALD) for the meeting, please telephone the Authority Clerk's Office at (619) 400-2400 at least two working days prior to the meeting to ensure availability.

For your convenience, the agenda is also available to you on our website at www.san.org.

For those planning to attend the Board meeting, parking is available in the public parking lot located directly in front of the Commuter Terminal. Bring your ticket to the third floor receptionist for validation.

You may also reach the Commuter Terminal by using public transit via the San Diego MTS system, Route 992. For route and fare information please call the San Diego MTS at (619) 427-6438.

UPCOMING MEETING SCHEDULE				
<i>Date</i>	<i>Day</i>	<i>Time</i>	<i>Meeting Type</i>	<i>Location</i>
April 3	Thursday	9:00 a.m.	Regular	Wright Conf.
May 1	Thursday	9:00 a.m.	Regular	Wright Conf.
June 5	Thursday	9:00 a.m.	Regular	Wright Conf.