

SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY



REVISED – 11/8/08 SPECIAL BOARD MEETING

AGENDA

Thursday, November 13, 2008
9:00 A.M.

San Diego International Airport
Commuter Terminal – Third Floor
Board Room
3225 N. Harbor Drive
San Diego, California 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:

PRESENTATION (S):

PUBLIC COMMENT (18 MINUTES):

Public Comment is reserved for members of the public wishing to address the Board on matters for which another opportunity to speak **is not provided on the Agenda**, and which is within the jurisdiction of the Board. 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 CITIZEN COMMITTEES:

- **AIRPORT ADVISORY COMMITTEE:**
Gail Naughton, Chair, Advisory Committee

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 September 17, 2008 Special meeting and the October 2, 2008 meeting.

2. APPOINTMENT TO THE AIRPORT ADVISORY COMMITTEE:

The Board is requested to approve the appointment.

RECOMMENDATION: Adopt Resolution No. 2008-0139, approving the appointment of Victor Bianchini as a member of the Airport Advisory Committee.
(Airport Noise: Dan Frazee, Director)

3. NOVEMBER 2008 LEGISLATIVE REPORT:

The Board is requested to approve the report.

RECOMMENDATION: Adopt Resolution No. 2008-0140, approving the November 2008 Legislative report.

- (Inter-Governmental Relations: Michael Kulis, Director)**
4. **ACCEPTANCE OF BOARD MEMBERS WRITTEN REPORTS ON THEIR ATTENDANCE AT APPROVED MEETINGS:**
The Board is requested to accept the report.
RECOMMENDATION: Accept the reports.
(Corporate Services: Tony Russell, Director/Authority Clerk)
5. **AWARDED CONTRACTS, APPROVED CHANGE ORDERS FROM SEPTEMBER 8, 2008 THROUGH OCTOBER 5, 2008 AND REAL PROPERTY AGREEMENTS GRANTED AND ACCEPTED FROM SEPTEMBER 8, 2008 THROUGH OCTOBER 5, 2008:**
The Board is requested to receive the report.
RECOMMENDATION: Receive the report.
(Procurement: Jana Vargas, Director)
- 5-1. **AUTHORIZE THE EXECUTION OF A LICENSE BETWEEN THE WORLD TRADE CENTERS ASSOCIATION, INC. AND THE SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY, SAN DIEGO UNIFIED PORT DISTRICT AND THE CITY OF SAN DIEGO:**
The Board is requested to authorize a license agreement.
RECOMMENDATION: Adopt Resolution No. 2008-0146, authorizing the execution of the License and any further actions necessary to complete the transaction.
(Finance/Treasurer: Vernon Evans, Vice President)

CLAIMS

COMMITTEE RECOMMENDATIONS

6. **REVIEW AUDITED FINANCIAL STATEMENTS FOR THE FISCAL YEAR ENDED JUNE 30, 2008:**
The Board is requested to receive the information.
RECOMMENDATION: The Audit Committee recommends that the Board receive the information.
(Finance/Treasurer: Vernon Evans, Vice President)
7. **REVIEW OF THE COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) FOR THE FISCAL YEAR ENDED JUNE 30, 2008:**
The Board is requested to receive the report.
RECOMMENDATION: The Audit Committee recommends that the Board receive the report.
(Finance/Treasurer: Vernon Evans, Vice President)
8. **REVIEW OF COMPLIANCE (SINGLE AUDIT) REPORT AND PASSENGER FACILITY CHARGE COMPLIANCE REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2008:**
The Board is requested to receive the reports.
RECOMMENDATION: The Audit Committee recommends that the Board receive the reports.
(Finance/Treasurer: Vernon Evans, Vice President)

9. REVIEW OF THE REPORT TO THE AUDIT COMMITTEE FOR THE FISCAL YEAR ENDED JUNE 30, 2008:

The Board is requested to receive the information.

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

(Finance/Treasurer: Vernon Evans, Vice President)

10. FISCAL YEAR 2008 – ANNUAL AUDIT ACTIVITIES REPORT FROM THE OFFICE OF THE CHIEF AUDITOR, AND AUDIT RECOMMENDATIONS ISSUED BY 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.

(Audit Department: Mark Burchyett, Chief Auditor)

11. REVIEW OF UNAUDITED FINANCIAL STATEMENTS FOR THE QUARTER ENDED SEPTEMBER 30, 2008:

The Board is requested to receive the information.

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

(Finance/Treasurer: Vernon Evans, Vice President)

CONTRACTS AND AGREEMENTS AND AMENDMENTS TO CONTRACTS AND AGREEMENTS

12. AWARD A CONTRACT TO ANTON'S SERVICE, INC. TO DEMOLISH AIRMAIL FACILITY AT SAN DIEGO INTERNATIONAL AIRPORT:

The Board is requested to award the contract.

RECOMMENDATION: Adopt Resolution No. 2008-0141, awarding a construction contract to Anton's Service, Inc. in the amount of \$359,574.75 for Project No. 104081, Demolish Airmail Facility, at San Diego International Airport.

(Facilities Development: Iraj Ghaemi, Director)

13. AWARD OF CONTRACT TO JACOBS CONSULTANCY AND AUTHORIZE THE PRESIDENT/CEO TO NEGOTIATE THE TERMS AND CONDITIONS OF THE CONTRACT FOR AVIATION PLANNING SERVICES TO PREPARE THE REGIONAL AVIATION STRATEGIC PLAN (RASP) FOR AIRPORTS IN SAN DIEGO COUNTY:

The Board is requested to award the contract.

RECOMMENDATION: Adopt Resolution No. 2008-0142, approving the award of a Contract between the Airport Authority and Jacobs Consultancy and authorize the President/CEO to negotiate the terms and conditions of the contract in an amount not to exceed \$2,200,000 million for aviation planning services to prepare the Regional Aviation Strategic Plan (RASP) for airports in San Diego County.

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

14. AWARD A CONSTRUCTION CONTRACT TO NEAL ELECTRIC CORPORATION TO REPLACE & PROTECT ESCALATORS AT TERMINAL 1 AND AIRPORT-WIDE ELEVATOR & ESCALATOR MONITORING SYSTEM-MONITORING SYSTEM INSTALLATION:

The Board is requested to award the contract.

RECOMMENDATION: Adopt Resolution No. 2008-0143, awarding a construction contract to Neal Electric Corporation, dba Nealectric, Inc. in the amount of \$1,247,650.00, for Project No. 104054, Replace & Protect Escalators at Terminal 1 and Airport-wide Elevator and Escalator Monitoring System – Monitoring System Installation, at San Diego International Airport.

(Facilities Development: Iraj Ghaemi, Director)

PUBLIC HEARINGS:

OLD BUSINESS:

NEW BUSINESS:

15. APPROVE MEMORANDUM OF UNDERSTANDING BY AND BETWEEN CALIFORNIA HIGH-SPEED RAIL AUTHORITY, SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS, SAN DIEGO ASSOCIATION OF GOVERNMENTS, SAN BERNARDINO ASSOCIATED GOVERNMENTS, RIVERSIDE COUNTY TRANSPORTATION COMMISSION, AND SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY FOR PREPARATION OF STUDIES FOR THE LOS ANGELES TO SAN DIEGO VIA RIVERSIDE PROPOSED HIGH-SPEED PASSENGER RAIL CORRIDOR AND THE REGIONAL AIR-RAIL NETWORK:

The Board is requested to approve the Memorandum of Understanding.

RECOMMENDATION: Adopt Resolution No. 2008-0145, approving a Memorandum of Understanding by and between California High-Speed Rail Authority, Southern California Association of Governments, San Diego Association of Governments, San Bernardino Associated Governments, Riverside County Transportation Commission and San Diego County Regional Airport Authority for preparation of studies for the Los Angeles to San Diego via Riverside proposed high-speed passenger rail corridor and the regional air-rail network.

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

16. DISCUSSION REGARDING THE 2009 PROPOSED MASTER CALENDAR OF BOARD AND COMMITTEE MEETINGS:

The Board is requested to discuss the proposed Master Calendar.

RECOMMENDATION: Provide direction to staff.

(Corporate Services: Tony Russell, Director/Authority Clerk)

17. DISCUSSION AND ACTION REGARDING SDCERS DROP ACCOUNT INTEREST RATE:

The board is requested to discuss and provide direction regarding the Drop Account Interest Rate.

RECOMMENDATION: The Executive Personnel and Compensation Committee recommends that the Board adopt Resolution No. 2008-0144, recommending to the SDCERS Board an interest rate using the current earned annual rate on the retirement fund, that the authority participate in the discussions regarding the DROP Account Interest Rate and express the Authority's desire to move away from a fixed interest rate.

(Human Resources: Jeffrey Lindeman, Director)

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

STANDING BOARD COMMITTEES

- **AUDIT COMMITTEE:**
Committee Members: Boland, Buck, Finnila (Chair), Panknin, Tartre, Van Sambeek, Zettel
- **EXECUTIVE PERSONNEL AND COMPENSATION COMMITTEE:**
Committee Members: Finnila, Miller, Watkins (Chair)
- **FINANCE COMMITTEE:**
Committee Members: Bersin (Chair), Watkins, Young

LIAISONS

- **AIRPORT MULTI-MODAL ACCESSIBILITY PLAN:**
Liaison: Orso-Delgado
- **MILITARY AFFAIRS LIAISONS:**
Liaisons: Boland (Primary), O'Connor, Panknin
- **RASP LIAISONS:**
Liaisons: Miller (Primary), Panknin
- **TERMINAL DEVELOPMENT PROGRAM:**
Liaisons: Boland, Miller, Panknin (Primary)
- **AVIATION TECHNOLOGICAL ADVANCES:**
Liaisons: Desmond (Primary), Watkins

BOARD REPRESENTATIVES

- **AD HOC AIRPORT REGIONAL POLICY COMMITTEE:**
Liaisons: Bersin, Boland (Alternate), Desmond, Zettel (Alternate)

- **SANDAG TRANSPORTATION COMMITTEE REPRESENTATIVE:**
Committee Representatives: Zettel (Primary), Desmond (First Alternate), Finnila (Second Alternate)
- **SCAG AVIATION TASK FORCE:**
Task Force Representatives: Boland (Primary), Zettel (First Alternate), Finnila (Second Alternate)
- **CALTRANS:**
Representative: Orso-Delgado

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
- City/SANDAG/Port Collaboration

CLOSED SESSION:

18. **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
19. **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
20. **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.
21. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**
(Government Code Section 54957):
Title: General Counsel
22. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**
(Government Code Section 54957):
Title: Chief Auditor

- 23. PUBLIC EMPLOYEE PERFORMANCE EVALUATION:**
(Government Code Section 54957):
Title: President/CEO
- 24. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:**
Initiation of litigation pursuant to Cal. Gov. Code §54956.9(c).
Number of potential cases: 1 (Nazbest-Pacific).
- 25. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:**
Initiation of litigation pursuant to Cal. Gov. Code §54956.9(c).
Number of potential cases: 1 (Galaxy).
- 26. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:**
Initiation of litigation pursuant to Cal. Gov. Code §54956.9(b) and (c).
Number of potential cases: 1 (Contract matter – Soltec Pacific).
- 27. CONFERENCE WITH REAL PROPERTY NEGOTIATORS:**
Real property negotiations pursuant to Cal. Gov. Code §§54954.5(b) and §54956.8.
Property: 1470 Bay Boulevard, Chula Vista, CA 91911
Agency Negotiators: Vernon D. Evans, Vice President, Finance/Treasurer
Negotiating Parties: GGTW, LLC
Under Negotiation: Lease – terms of payment and conditions.

REPORT ON CLOSED SESSION:

PUBLIC COMMENT:

Public Comment is reserved for members of the public wishing to address the Board on matters for which another opportunity to speak is **not provided on the Agenda**, and which is within the jurisdiction of the Board. 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.***

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>
December 4	Thursday	9:00 a.m.	Regular	Board Room