



# San Diego Unified Port District

3165 Pacific Hwy.  
San Diego, CA 92101

## Meeting Agenda Board of Port Commissioners

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Tuesday, November 8, 2016

1:00 PM

Don L. Nay Port Administration Boardroom

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### **PLEASE NOTE: ADDITIONAL AGENDA RELATED INFORMATION MAY BE ADDED TO THIS AGENDA PRIOR TO 72 HOURS BEFORE THE MEETING.**

Please complete a Request to Speak form prior to the commencement of the meeting and submit it to the District Clerk.

Items under the Consent Agenda section are considered to be routine, and will be acted upon with one vote. If you wish for an item to be removed from the Consent Agenda, submit your request to the District Clerk prior to the commencement of the meeting.

Agendas are available in alternative formats upon request. If you require assistance or auxiliary aids in order to participate at public meetings, please contact Office of the District Clerk at [publicrecords@portofsandiego.org](mailto:publicrecords@portofsandiego.org) or (619) 686-6206 within 24 hours of the meeting.

Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the San Diego Unified Port District to all or a majority of the Board of Port Commissioners, including those records distributed less than 72 hours prior to that meeting, are available for public inspection at the Office of the District Clerk, 3165 Pacific Highway, San Diego, California during normal business hours.

For those planning to attend the Board meeting, parking is available in the Port Administration Building parking lot. Overflow parking can be accommodated to the west of the Port Administration Building in the Port District Employee/Visitor parking.

For the agenda online and more information about the Commissioners' names and city representation, and future Board meeting dates, please visit our website at [www.portofsandiego.org](http://www.portofsandiego.org). As a courtesy to all who attend these public meetings, please turn all cell phones to off or vibrate before entering the Board Room.

**B. Closed Session Report Out.**

**C. Pledge of Allegiance.**

**D. Public Communications.**

*Please limit comments to 3 minutes per speaker. No actions may be taken on these items.*

**E. Commissioners' Reports.**

*No actions may be taken on these items.*

**F. President's Report.**

**G. District Clerk's Announcements.**

**APPROVAL OF MINUTES**

[2016-0617](#)

OCTOBER 13, 2016 SPECIAL MEETING - CLOSED SESSION

OCTOBER 13, 2016 SPECIAL MEETING - REGULAR SESSION

**CONSENT AGENDA**

1. [2016-0615](#) RESOLUTIONS FOR AS-NEEDED SERVICE AGREEMENTS FOR TWO-YEAR DURATIONS, WITH NO INCREASE TO THE MAJOR MAINTENANCE AND CAPITAL IMPROVEMENT PROGRAM BUDGETS, AS FOLLOWS:
  - A) RESOLUTION SELECTING AND AUTHORIZING AGREEMENTS WITH BSE ENGINEERING, INC. AND TTG ENGINEERS FOR AS-NEEDED ELECTRICAL ENGINEERING SERVICES FOR AN AMOUNT NOT TO EXCEED \$400,000, WITH THREE ONE-YEAR OPTIONAL EXTENSIONS OF \$200,000 EACH FOR A TOTAL AMOUNT NOT TO EXCEED \$1,000,000
  - B) RESOLUTION SELECTING AND AUTHORIZING AGREEMENTS WITH KTU+A AND SCHMIDT DESIGN GROUP, INC. FOR AS-NEEDED LANDSCAPE ARCHITECTURE SERVICES FOR AN AMOUNT NOT TO EXCEED \$200,000, WITH THREE ONE-YEAR OPTIONAL EXTENSIONS OF \$100,000 EACH FOR A TOTAL AMOUNT NOT TO EXCEED \$500,000
  - C) RESOLUTION SELECTING AND AUTHORIZING AGREEMENTS WITH BERGERABAM, INC.; MOFFATT & NICHOL; AND TRITON ENGINEERS, INC. FOR AS-NEEDED MARINE STRUCTURAL ENGINEERING SERVICES FOR AN AMOUNT NOT TO EXCEED \$1,000,000, WITH THREE ONE-YEAR OPTIONAL EXTENSIONS OF \$500,000 EACH FOR A TOTAL AMOUNT NOT TO EXCEED \$2,500,000
  - D) RESOLUTION SELECTING AND AUTHORIZING AGREEMENTS WITH KLEINFELDER, INC. AND NINYO & MOORE GEOTECHNICAL & ENVIRONMENTAL SCIENCES CONSULTANTS FOR AS-NEEDED ENVIRONMENTAL ENGINEERING SERVICES FOR AN AMOUNT NOT TO EXCEED \$200,000, WITH THREE ONE-YEAR OPTIONAL EXTENSIONS OF \$100,000 EACH FOR A TOTAL AMOUNT NOT TO EXCEED \$500,000
  - E) RESOLUTION SELECTING AND AUTHORIZING AGREEMENTS WITH HALE ENGINEERING & SURVEYING, INC. AND PROJECT DESIGN CONSULTANTS FOR AS-NEEDED SURVEYING SERVICES FOR AN AGGREGATE AMOUNT NOT TO EXCEED \$800,000, WITH THREE ONE-YEAR OPTIONAL EXTENSIONS OF \$400,000 EACH FOR A TOTAL AMOUNT NOT TO EXCEED \$2,000,000
  - F) RESOLUTION SELECTING AND AUTHORIZING AGREEMENTS WITH AMEC FOSTER WHEELER ENVIRONMENT & INFRASTRUCTURE, INC.; GEOCON, INC.; AND NINYO & MOORE GEOTECHNICAL & ENVIRONMENTAL SCIENCES CONSULTANTS FOR AS-NEEDED GEOTECHNICAL ENGINEERING AND MATERIAL

TESTING SERVICES FOR AN AGGREGATE AMOUNT NOT TO EXCEED \$400,000, WITH THREE ONE-YEAR OPTIONAL EXTENSIONS OF \$200,000 EACH FOR A TOTAL AMOUNT NOT TO EXCEED \$1,000,000

G) RESOLUTION SELECTING AND AUTHORIZING AGREEMENTS WITH KIMLEY-HORN AND ASSOCIATES, INC.; PARSONS TRANSPORTATION GROUP; PSOMAS; AND RICK ENGINEERING COMPANY FOR AS-NEEDED CIVIL ENGINEERING SERVICES FOR AN AGGREGATE AMOUNT NOT TO EXCEED \$1,200,000, WITH THREE ONE-YEAR OPTIONAL EXTENSIONS OF \$600,000 EACH FOR A TOTAL AMOUNT NOT TO EXCEED \$3,000,000

H) RESOLUTION SELECTING AND AUTHORIZING AGREEMENTS WITH AECOM TECHNICAL SERVICES, INC.; ARCADIS U.S., INC.; HARRIS & ASSOCIATES; INFRASTRUCTURE ENGINEERING CORPORATION; AND PSOMAS FOR AS-NEEDED PROJECT MANAGEMENT/CONSTRUCTION MANAGEMENT SERVICES FOR AN AGGREGATE AMOUNT NOT TO EXCEED \$800,000, WITH THREE ONE-YEAR OPTIONAL EXTENSIONS OF \$400,000 EACH FOR A TOTAL AMOUNT NOT TO EXCEED \$2,000,000

I) RESOLUTION SELECTING AND AUTHORIZING AGREEMENTS WITH ARCADIS U.S., INC.; ESGIL CORPORATION; HARRIS & ASSOCIATES, INC.; AND NV5, INC. FOR AS-NEEDED QUALITY CONTROL/DESIGN REVIEW SERVICES FOR AN AGGREGATE AMOUNT NOT TO EXCEED \$200,000, WITH THREE ONE-YEAR OPTIONAL EXTENSIONS OF \$100,000 EACH FOR A TOTAL AMOUNT NOT TO EXCEED \$500,000

The Board will consider staff's request to continue this item to a future Board Meeting.

2.     [2016-0480](#)     RESOLUTION SELECTING AND AUTHORIZING AN AGREEMENT WITH MERKEL & ASSOCIATES, INC. TO CONDUCT FISH SURVEYS IN ASSOCIATION WITH THE LIVING SHORELINES RESTORATION PROJECT FOR A PERIOD OF SIX YEARS FOR A TOTAL AMOUNT NOT TO EXCEED \$200,000

3.     [2016-0481](#)     SAN DIEGO GAS & ELECTRIC COMPANY  
A) RESOLUTION ESTABLISHING RENT FOR AN UNDERGROUND UTILITY EASEMENT LOCATED AT GLORIETTA BOULEVARD BETWEEN SECOND AND THIRD STREETS IN THE CITY OF CORONADO FOR THE PERIOD OF OCTOBER 1, 2016 THROUGH SEPTEMBER 30, 2021  
B) RESOLUTION ESTABLISHING RENT FOR AN UNDERGROUND UTILITY EASEMENT LOCATED AT FIRST STREET AND E AVENUE IN THE CITY OF CORONADO FOR THE PERIOD OF OCTOBER 1, 2016 THROUGH JUNE 30, 2020  
C) RESOLUTION ESTABLISHING RENT FOR AN UNDERGROUND UTILITY EASEMENT LOCATED AT FIRST STREET AND B AVENUE IN THE CITY OF CORONADO FOR THE PERIOD OF OCTOBER 1, 2016 THROUGH JUNE 30, 2020
4.     [2016-0540](#)     ACTIONS FOR SITE PREPARATION AT THE CHULA VISTA BAYFRONT:  
A) RESOLUTION APPROVING AN AMENDMENT TO THE FY 2014 - 2018 CAPITAL IMPROVEMENT PROGRAM TO CHANGE THE PROJECT TITLE OF "INFRASTRUCTURE PRE-DESIGN/DESIGN AT CHULA VISTA BAYFRONT" TO "SITE PREPARATION AT CHULA VISTA BAYFRONT" AND TO AMEND THE PROJECT SCOPE TO ADD THE PREPARATION OF THE EXISTING SITE AND TO ACCEPT EXCESS FILL MATERIAL  
  
B) RESOLUTION APPROVING TRANSFER OF FUNDS WITHIN THE FY 2014 - 2018 CAPITAL IMPROVEMENT PROGRAM BUDGET APPROPRIATION FROM PROGRAM CONTINGENCY TO THE SITE PREPARATION AT CHULA VISTA BAYFRONT PROJECT IN THE AMOUNT OF \$200,000 PURSUANT TO BPC POLICY NO. 90 AND NO. 120
5.     [2016-0544](#)     RESOLUTION APPROVING DISADVANTAGED BUSINESS ENTERPRISE POLICY STATEMENT IN ACCORDANCE WITH REGULATIONS OF THE U.S. DEPARTMENT OF TRANSPORTATION, 49 CODE OF FEDERAL REGULATIONS PART 26, FOR CONTRACT OPPORTUNITIES PAID FOR IN PART OR IN WHOLE WITH FEDERAL FINANCIAL ASSISTANCE, AS APPLICABLE

6.     [2016-0614](#)     INTERIOR REMODEL AT PORT ADMINISTRATION BUILDING (ANNEX) PROJECT:  
A) RESOLUTION APPROVING TRANSFER OF FUNDS FROM THE FY 15/16 CAPITAL MAJOR MAINTENANCE BUDGET APPROPRIATION FROM THE STRUCTURAL REPAIRS AT NAVY PIER PROJECT TO CAPITAL MAJOR MAINTENANCE CONTINGENCY IN THE AMOUNT OF \$1,650,000 PURSUANT TO BPC POLICY NO. 90  
B) RESOLUTION ADDING THE INTERIOR REMODEL AT PORT ADMINISTRATION BUILDING (ANNEX) PROJECT TO THE MAJOR MAINTENANCE CAPITAL PROGRAM PURSUANT TO BPC POLICY NO. 130  
C) RESOLUTION APPROVING TRANSFER OF FUNDS WITHIN THE FY 16/17 CAPITAL MAJOR MAINTENANCE BUDGET APPROPRIATION FROM CAPITAL MAJOR MAINTENANCE CONTINGENCY TO THE INTERIOR REMODEL AT PORT ADMINISTRATION BUILDING (ANNEX) PROJECT IN THE AMOUNT OF \$750,000 PURSUANT TO BPC POLICY NO.90

The Board will consider staff's request to continue this item to a future Board Meeting.

7.     [2016-0556](#)     RESOLUTION SELECTING AND AUTHORIZING AN AGREEMENT WITH ABM BUILDING SERVICES, LLC FOR HVAC SYSTEMS FULL SERVICE AND REPAIR AT VARIOUS DISTRICT FACILITIES FROM FEBRUARY 1, 2017 THROUGH DECEMBER 31, 2019, FOR AN AMOUNT NOT TO EXCEED \$451,607.56
8.     [2016-0557](#)     RESOLUTION GRANTING INDEMNITY AND AUTHORIZING AN AGREEMENT WITH THE COUNTY OF SAN DIEGO, FLEET MANAGEMENT DIVISION, FOR AS-NEEDED COOPERATIVE AUTOMOTIVE FUEL SALES FROM JANUARY 1, 2017 THROUGH DECEMBER 31, 2022, FOR AN AMOUNT NOT TO EXCEED \$950,000
9.     [2016-0563](#)     RESOLUTION WAIVING BPC POLICY NO. 110 AND AUTHORIZING AMENDMENT NO. 1 TO AGREEMENT NUMBER 235-2016SN FOR EMERGENCY MANAGEMENT CONSULTING SERVICES BETWEEN THE SAN DIEGO UNIFIED PORT DISTRICT AND MOZAIK SOLUTIONS, TO INCREASE THE MAXIMUM EXPENDITURE OF THE AGREEMENT BY \$291,159 FROM A TOTAL OF \$17,517.50 TO A NEW NOT-TO-EXCEED MAXIMUM EXPENDITURE OF \$308,676.50
10.    [2016-0566](#)     RESOLUTION CONSENTING TO ASSIGNMENT AND ASSUMPTION OF AN AGREEMENT FOR AS NEEDED PROJECT MANAGEMENT SERVICES FROM ACME BUSINESS CONSULTING, LLC TO EXCELERATE LLC

11. [2016-0591](#) RESOLUTION AUTHORIZING AMENDMENT NO. 3 TO THE AS-NEEDED TEMPORARY STAFFING SERVICES AGREEMENT WITH CATHYJON ENTERPRISES, INC., DBA HB STAFFING, INCREASING THE AGREEMENT AMOUNT BY \$115,000, INCREASING THE AGGREGATE TOTAL OF THE AGREEMENT FROM \$335,000 TO \$450,000 FOR SERVICES THROUGH JUNE 30, 2017
12. [2016-0594](#) RESOLUTION ESTABLISHING THE BOARD OF PORT COMMISSIONERS' REGULAR MEETING DATES FOR CALENDAR YEAR 2017
13. [2016-0619](#) RESOLUTION AUTHORIZING THE GENERAL COUNSEL TO EXECUTE AMENDMENT NO. 2 TO AN AGREEMENT WITH JACKSON GILMOUR & DOBBS, PC FOR LEGAL SERVICES RELATED TO CERTAIN ENVIRONMENTAL MATTERS INCREASING THE NOT-TO-EXCEED AMOUNT FROM \$175,000 TO \$375,000
27. [2016-0642](#) RESOLUTION AUTHORIZING AMENDMENT NO. 3 TO THE AGREEMENT WITH ICF JONES & STOKES, INC. FOR ENVIRONMENTAL REVIEW CONSULTING SERVICES FOR THE TENTH AVENUE MARINE TERMINAL MARITIME BUSINESS PLAN UPDATE PROJECT TO INCREASE THE AGREEMENT AMOUNT BY \$30,000 FOR AN AGGREGATE TOTAL OF \$614,980

### **ACTION AGENDA**

14. [2016-0607](#) PRESENTATION AND UPDATE ON THE WORLD CLASS WATERFRONT DEVELOPMENT OPPORTUNITY (CENTRAL EMBARCADERO) REQUEST FOR PROPOSALS AND BOARD ACTION AND DIRECTION TO STAFF INCLUDING THE FOLLOWING OPTIONS:
- A) ADOPTION OF A RESOLUTION SELECTING A SUCCESSFUL PROPOSER AND CONCLUDING THE REQUEST FOR PROPOSALS RESERVING CERTAIN RIGHTS THEREUNDER;
- B) DIRECTION TO STAFF ON NEXT STEPS INCLUDING WITHOUT LIMITATION, FURTHER DUE DILIGENCE AND ADOPTION OF A RESOLUTION MEMORIALIZING DUE DILIGENCE AND INFORMATION GATHERING EFFORTS;
- C) DIRECTION TO RETURN TO THE BOARD WITH AN UPDATE AT A FUTURE BOARD MEETING, AND IF NECESSARY, OBTAIN FURTHER DIRECTION
15. [2016-0564](#) INFORMATIONAL UPDATE ON REGIONAL WATER SUPPLIES AND ENERGY INITIATIVES BY THE SAN DIEGO COUNTY WATER AUTHORITY

16. [2016-0457](#) A) INFORMATIONAL PRESENTATION FROM THE SAN DIEGO TOURISM AUTHORITY ON TOURISM, HOTELS, AND ATTRACTIONS IN THE SAN DIEGO REGION  
  
B) PRESENTATION ON THE BENEFITS OF ATTRACTIONS LOCATED ON TIDELANDS AND RELATED BOARD DISCUSSION
17. [2016-0354](#) INITIATE ENTITLEMENT PROCESS FOR POND 20, LOCATED IN THE SOUTHERNMOST PORTION OF SAN DIEGO BAY  
A) RESOLUTION AUTHORIZING AN AGREEMENT WITH GREAT ECOLOGY IN THE AMOUNT OF \$640,220 TO PREPARE 60% DESIGN DOCUMENTS AND SUBMIT MITIGATION BANKING PROSPECTUS DOCUMENTS TO THE ARMY CORPS OF ENGINEERS FOR A WETLANDS MITIGATION BANK  
B) RESOLUTION COMMENCING ENVIRONMENTAL REVIEW FOR THE POND 20 SITE, INCLUDING THE ESTABLISHMENT OF THE MITIGATION BANK AND ASSIGNMENT OF LAND USE DESIGNATIONS FOR THE ADJACENT DEVELOPMENT PARCELS
18. [2016-0517](#) FISCAL YEAR END 2016 RESULTS AND BUDGET AMENDMENTS  
A) PRESENTATION ON FISCAL YEAR (FY) END 2016 RESULTS ALONG WITH STAFF RECOMMENDATIONS FOR FUNDING THE REMAINING MULTI-YEAR INVESTMENTS PRESENTED TO THE BOARD  
B) ORDINANCE AMENDING THE FY 16/17 BUDGET INCREASING THE FY 16/17 NON-PERSONNEL EXPENSE (NPE) APPROPRIATIONS BY \$900,000 TO BE FUNDED FROM THE FY 15/16 UNRESTRICTED RESOURCES FOR THE FOLLOWING ITEMS: 1) \$600,000 TO EXPAND MARKETING EFFORTS TO INCREASE PUBLIC AWARENESS OF THE DISTRICT; 2) \$154,000 FOR BOARD APPROVED RCS COMPANY WIRELESS RADIO UPGRADE FOR HARBOR POLICE; AND 3) \$146,000 FOR GRANT MATCHING FUNDS FOR HARBOR POLICE OPERATIONS  
C) ORDINANCE AMENDING THE FY 16/17 BUDGET INCREASING THE FY 16/17 EQUIPMENT OUTLAY APPROPRIATION BY \$200,000 TO FUND MOBILE VIDEO STORAGE UPGRADES TO BE FUNDED FROM THE FY 15/16 UNRESTRICTED RESOURCES AS PRESENTED IN THE FIVE YEAR PLAN FOR STRATEGIC SECURITY AND PUBLIC SAFETY
19. [2016-0519](#) PRESENTATION OF THE 2016 COMPENSATION AND BENEFITS STUDY FOR UNREPRESENTED CLASSIFICATIONS AND DIRECTION TO STAFF



20. [2016-0589](#) PRESENTATION ON ADVANCING THE DISTRICT'S BLUE TECH PROGRAM BY BUILDING SYNERGY WITH EXISTING PLANNING & GREEN PORT PROGRAMS AND FOCUSING ON NEW AND EMERGING BLUE TECH SOLUTIONS FOR COPPER REDUCTION IN SAN DIEGO BAY
21. [2016-0491](#) RESOLUTION ELECTING CHAIRPERSON, VICE CHAIRPERSON AND SECRETARY OF THE BOARD OF PORT COMMISSIONERS OF THE SAN DIEGO UNIFIED PORT DISTRICT FOR CALENDAR YEAR 2017
22. [2016-0570](#) REVIEW AND CONSIDERATION OF DRAFT PROPOSED BOARD AGENDA FOR THE DECEMBER 13, 2016 MEETING
23. [2016-0612](#) INFORMATIONAL PRESENTATION ON DEVELOPMENT SERVICES TEAM ROLES, FUNCTIONS AND SERVICES AND DIRECTION TO STAFF
- Board Action No Longer Required.
24. [2016-0613](#) PRESENTATION ON NEW INFORMATION TECHNOLOGY TRANSFORMATION STRATEGY TO SUPPORT CURRENT AND FUTURE OPERATIONAL NEEDS OF THE DISTRICT
- Board Action No Longer Required.
25. [2016-0600](#) RECEIVE PRESENTATION ON AN UPDATE TO THE SUSTAINABLE LEASING PROGRAM, RECEIVE A STATUS REPORT ON THE IMPLEMENTATION OF THE UTILITY USAGE REPORTING ORDINANCE, AND PROVIDE DIRECTION TO STAFF ON THE SUSTAINABLE LEASING PROGRAM
- The Board will consider staff's request to continue this item to a future Board Meeting.

**OFFICER'S REPORT**

**26.**    [2016-0624](#)    MONTHLY NOTIFICATION REPORTS

Monthly Notification of Change Orders Pursuant to BPC Policy No. 110:

A) Change Order No. 1 to Contract No. 2015-32 with Ensley Electric, Inc. / Decreases Contract by \$63,070.80

Monthly Notification of Cost Recovery User Fee Waivers Granted by the Executive Director Pursuant to BPC Policy No. 106:

A) Request for User Fee Waiver Form from USA - Navy, for total amount \$1,208.00