



# San Diego Unified Port District

3165 Pacific Hwy.  
San Diego, CA 92101

## Special Meeting Minutes

### Board of Port Commissioners

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Tuesday, October 10, 2023

3:00 PM

Don L. Nay Port Administration Boardroom

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#### Special Meeting

#### A. Roll Call.

**Present:** 6 - Chair Rafael Castellanos, Commissioner Dan Malcolm, Commissioner Ann Moore, Commissioner Danielle Moore, Commissioner Frank Urtasun, and Commissioner Michael Zucchet

**Excused:** 1 - Commissioner Sandy Naranjo

**Absent:** 0

**Recused:** 0

#### B. Statement (just cause) and/or Consideration of a Request to Participate Remotely (emergency circumstances) by a Commissioner, if applicable

*No requests received.*

#### C. Public Communications.

*The following member(s) of the public addressed the Board with non-agenda-related comments: None.*

#### D. District Clerk's Announcements.

*Donna Morales, District Clerk, announced that additional agenda-related public comments were received by the Board after publication of the agenda for the following items: Item 1 - File 2023-0264.*

### ACTION AGENDA

1. [2023-0264](#) CENSURE OF COMMISSIONER SANDY NARANJO AND RELATED ACTIONS RESOLUTION OF THE BOARD OF PORT COMMISSIONERS (BOARD):
  - A) CENSURING COMMISSIONER SANDY NARANJO FOR PERSONAL VIOLATIONS OF THE BROWN ACT AND FIDUCIARY DUTIES AND RELATED MISCONDUCT; REMOVING COMMISSIONER NARANJO FROM CURRENTLY HELD BOARD OFFICE AND DISTRICT INTERNAL AND EXTERNAL COMMITTEE ASSIGNMENTS; PROHIBITING COMMISSIONER NARANJO FROM HOLDING ANY FUTURE BOARD OFFICE OR DISTRICT INTERNAL OR EXTERNAL

COMMITTEE ASSIGNMENTS; AND, FROM SPEAKING ALONE TO ANY DISTRICT EMPLOYEE IN HER SCOPE AND AUTHORITY AS A COMMISSIONER

B) CONTINGENT UPON ADOPTION OF ITEM A), CONSIDERATION AND ELECTION OF OFFICERS TO VACANT OFFICER POSITIONS ON THE BOARD OF PORT COMMISSIONERS

*Chairman Castellanos asked Tom Russell, General Counsel, and Randa Coniglio, President/CEO, to leave the dais because of the nature of the action and that they are direct reports.*

*Chairman Castellanos introduced the item and provided comments. Chairman Castellanos invited Jose Rodriguez, Council Member, National City, to read the official response from National City regarding the alleged actions of Port Commissioner, Sandy Naranjo. Marcus Bush, Council Member, National City, provided a comment.*

*Sonia Carvahlo, Outside Counsel, Best Best & Krieger, addressed the Board with staff's report and presentation regarding Agenda Item 1 - File No. 2023-0264 (A copy of the staff report, presentations and any agenda-related materials are on file with the Office of the District Clerk).*

*The following member(s) of the public addressed the Board with agenda-related comments: Allison Brown, Climate Campaign Director for the Ports for People Campaign, Civic Environment; Professor Alberto Pulido; Angelica Estrada; Anonymous; Dori Chandler, Coalition for Clean Air; Jack Shu, City Councilmember, La Mesa; Jessie Marquez; Jose Franco Garcia, Executive Director, Environmental Health Coalition; Nicholas Paul, Air Quality Advocate, Environmental Health Coalition and Portside AB 617 Steering Committee member; Regina Hsu, Attorney, Earthjustice; Sara Ochoa; Dawny'all Heydari, Climate Campaign Manager of Advocacy, Pacific Environment; Enrique De La Cruz, did not speak but states opposition; Aida Castaneda; Bee Mittermiller, San Diego 350; Laura Wilkinson Sinton; Nancy Cruz; Zachary Gomez; Kelsey Genesi, National City Policy Advocate, Environmental Health Coalition; Josephine Talamantez, Board Chair Chicano Park Museum & Cultural Center; Diane Takvorian, Environmental Health Coalition with time ceded by Stephanie Rodriguez-Vertrees, Environmental Health Coalition; Maritza Garcia, Junior Policy Advocate, Environmental Health Coalition; Julie Corrales, Policy Advocate, Environmental Health Coalition and Chair of Barrio Logan Committee Planning Group; J. L. Jackson, Monserrat Hernandez, Community Organizer, Environmental Health Coalition and AB 617 Committee member; Paloma Aguirre, Mayor, City of Imperial Beach; Cory Briggs, Attorney.*

*Commissioner A. Moore, Commissioner Urtasun, Commissioner Malcolm, and Chairman Castellanos, and provided comments and asked clarifying questions. Sonia Carvahlo responded.*

*Chairman Castellanos continued the meeting at 4:30 pm.*

*The Board reconvened into the Special Board of Port Commissioners meeting at 5:38 pm.*

**Present:** 6 - Chair Rafael Castellanos, Commissioner Dan Malcolm, Commissioner Ann Moore, Commissioner Danielle Moore, Commissioner Frank Urtasun, and Commissioner Michael Zucchet

**Excused:** 1 - Commissioner Sandy Naranjo

**Absent:** 0

**Recused:** 0

*The following employee(s) addressed the Board with agenda related comments: Tom Russell, General Counsel, Office of the General Counsel and Rebecca Harrington, Assistant General Counsel, Office of the General Counsel.*

*Commissioner Malcolm, Commissioner A. Moore, Chairman Castellanos, and Commissioner D. Moore provided comments and asked clarifying questions. Sonia Carvahlo responded.*

**After review and consideration of the independent investigator's conclusions, a motion was made by Chairman Castellanos, seconded by Commissioner D. Moore, the Board adopted Section A of the Resolution 2023-093; approving the censure of Commissioner Naranjo for personal violations of the Brown Act and fiduciary duties and related misconduct; removing Commissioner Naranjo from currently held Board of Port Commissioners (Board) office and District internal and external committee assignments; prohibiting Commissioner Naranjo from holding any future Board office or District internal or external committee assignments and removing the language "from speaking alone to any district employee in her scope and authority as a Commissioner".**

**Yeas:** 6 - Rafael Castellanos, Dan Malcolm, Ann Moore, Danielle Moore, Frank Urtasun, and Michael Zucchet

**Nays:** 0

**Excused:** 1 - Sandy Naranjo

**Absent:** 0

**Abstain:** 0

**Recused:** 0

**Contingent upon Board approval of Section A) of the Resolution, the Board to considered and elected officers to vacant officer positions on the Board. A motion was made by Commissioner A. Moore that Commissioner D. Moore take the Vice Chair position and Commissioner Urtasun take the Secretary position. The motion was seconded by Commissioner Urtasun. Commissioner D. Moore declined the nomination and made a motion for Commissioner Urtasun to serve as Vice Chair while she remains as Secretary. Commissioner Malcolm, seconded the motion. The Board adopted Section B of Resolution 2023-093.**

**Yeas:** 6 - Rafael Castellanos, Dan Malcolm, Ann Moore, Danielle Moore, Frank Urtasun, and Michael Zucchet

**Nays:** 0

**Excused:** 0

**Absent:** 1 - Sandy Naranjo

**Abstain:** 0

**Recused:** 0

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*Secretary, Board of Port Commissioners  
San Diego Unified Port District*

ATTEST:

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*Clerk of the San Diego Unified Port District*