



San Diego Unified Port District

3165 Pacific Hwy.
San Diego, CA 92101

Meeting Minutes

Board of Port Commissioners

Tuesday, July 14, 2020

10:00 AM

Don L. Nay Port Administration Boardroom

A. Roll Call.

Present: 6 - Commissioner Bonelli, Commissioner Castellanos, Commissioner Malcolm, Commissioner Merrifield, Chairperson Moore, and Commissioner Valderrama
Excused: 1 - Commissioner Zucchet
Absent: 0

Officers Present: DeAngelis, Morales, and Russell

B. Public Communications.

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

CLOSED SESSION

Thomas A. Russell, General Counsel, announced the Closed Session items as follows:

- [2020-0262](#) Closed Session Item No. 1

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Pursuant to Subdivision (d)(1) of Government Code Section 54956.9

San Diego Unified Port District, et al. v. Monsanto Company, et al.
United States District Court Case No. 15-CV-0578 WQH (JLB)

No reportable action was taken on this item.
- [2020-0261](#) Closed Session Item No. 2

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Pursuant to Subdivision (d)(1) of Government Code Section 54956.9

In re Bankruptcy Embarcadero Restaurant Holdings
United States Bankruptcy Court, S.D. California
Case No. 18-06718-CL7

No reportable action was taken on this item.

3. [2020-0268](#) Closed Session Item No. 3
- CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Government Code Section 54956.8
- Property: Approximately 194,000 square feet of land area located in Warehouse C at the Tenth Avenue Marine Terminal
- Negotiating Parties:
Mitsubishi Cement Corporation - Mike Jasberg
SDUPD - Shaun Sumner, Tony Gordon, Ryan Donald, Chris Hargett, Joel Valenzuela, and Michael LaFleur
Under Negotiations: Price and Terms
- No reportable action was taken on this item.*
4. [2020-0260](#) Closed Session Item No. 4
- CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant exposure to litigation Government Code Section 54956.9(d)(2)
- Two (2) cases
- No reportable action was taken on this item.*
5. [2020-0259](#) Closed Session Item No. 5
- CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION
Pursuant to Subdivision (d)(4) of Government Code Section 54956.9
- One (1) Case
- No reportable action was taken on this item.*
6. [2020-0263](#) Closed Session Item No. 6
- CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Government Code Section 54956.8
- Property: SDUPD - Parcels of land totaling approximately 147,642 square feet, 45,590 square feet, and 25,643 square feet located adjacent to Convention Way between Marina Park Way and Park Blvd in the City of San Diego, California
- Negotiating Parties:
Fifth Avenue Landing, LLC - Arthur E. Engel and Raymond A. Carpenter
SDUPD - James Hammel, Lucy Contreras, Adam Meyer, Tony Gordon, Shaun Sumner

Under Negotiations: Price and Terms

No reportable action was taken on this item.

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

ATTEST:

Clerk of the San Diego Unified Port District