



# San Diego Unified Port District

3165 Pacific Hwy.  
San Diego, CA 92101

## Meeting Agenda Board of Port Commissioners

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**Tuesday, August 8, 2017**

**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.

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For those planning to attend the Board meeting, accessible 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.

**A. Roll Call.****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.****CONSENT AGENDA**

1. [2017-0376](#) Approval of minutes for:  
July 11, 2017 - CLOSED SESSION  
July 11, 2017 - REGULAR SESSION
2. [2017-0278](#) RESOLUTION AUTHORIZING THE DISTRICT'S EMERGENCY OPERATIONS PLAN IN ACCORDANCE WITH BOARD OF PORT COMMISSIONERS POLICY NO. 777, EMERGENCY MANAGEMENT
3. [2017-0340](#) RESOLUTION ESTABLISHING THE 2019-2023 CAPITAL IMPROVEMENT PROGRAM (CIP) TO INCLUDE REMAINING PROJECTS AND FUNDS FROM THE 2014-2018 CIP AND WAIVING BPC POLICY NO. 120, SECTION 3-7, TO ELIMINATE THE SOLICITATION OF NEW PROJECTS AND THE CIP WORKSHOP FOR 2017
4. [2017-0344](#) BID SPECIFICATION NO. 2017-03 DEMOLITION AND SITE IMPROVEMENTS OF TRANSIT SHED 1 AT TENTH AVENUE MARINE TERMINAL SAN DIEGO, CALIFORNIA  
A) RESOLUTION REJECTING ALL BIDS  
B) RESOLUTION AUTHORIZING REVISIONS TO CLARIFY THE SCOPE OF THE IMPROVEMENTS AND RE-ADVERTISE THE PROJECT
5. [2017-0348](#) RESOLUTION AUTHORIZING ISSUANCE OF A NON-APPEALABLE COASTAL DEVELOPMENT PERMIT FOR THE U.S. SAND SCULPTING CHALLENGE AND DIMENSIONAL ART EXPOSITION

6. [2017-0359](#) RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR TO ENTER INTO AN ENERGY MANAGEMENT PLAN (EMP) CONTRACT WITH SAN DIEGO GAS AND ELECTRIC (SDG&E) FOR A PRELIMINARY FIVE YEAR EMP PURSUANT TO ASSEMBLY BILL 628 TO BE SUBMITTED BY SDG&E WITH THE DISTRICT'S SUPPORT TO THE CALIFORNIA PUBLIC UTILITIES COMMISSION (CPUC) FOR APPROVAL, CONTINGENT UPON THE CPUC'S APPROVAL OF AN INTERIM SHORE POWER RATE FOR THE DISTRICT'S CRUISE SHIP TERMINAL
  
7. [2017-0361](#) ORDINANCE GRANTING AMENDMENT NO. 2 TO LEASE WITH SILVER GATE YACHT CLUB, LOCATED AT 2091 SHELTER ISLAND DRIVE, IN THE CITY OF SAN DIEGO TO SET FIXED SCHEDULED RENT INCREASES FOR THE REMAINDER OF THE TERM IN PLACE OF FUTURE RENT REVIEWS, AND UPDATE CERTAIN LEASE PROVISIONS
  
8. [2017-0370](#) RESOLUTION ADOPTING THE CHARTER OF THE MARITIME STAKEHOLDER FORUM AND APPROVING THE CALENDAR YEAR 2017 ANNUAL WORK-PLAN OF THE FORUM PURSUANT TO BPC POLICY NO. 018A
  
9. [2017-0371](#) ORDINANCE GRANTING AMENDMENT NO. 1 TO LEASE WITH SOUTHWESTERN YACHT CLUB, LOCATED AT 2702 QUALTROUGH STREET, IN THE CITY OF SAN DIEGO TO SET FIXED SCHEDULED RENT INCREASES FOR THE REMAINDER OF THE TERM IN PLACE OF FUTURE RENT REVIEWS, AND UPDATE CERTAIN LEASE PROVISIONS
  
10. [2017-0374](#) RESOLUTION AUTHORIZING GENERAL COUNSEL TO EXECUTE AMENDMENT NO. 4 TO AGREEMENT WITH MURPHY & EVERTZ FOR LEGAL SERVICES INCREASING THE NOT-TO-EXCEED AMOUNT FROM \$490,000 TO \$940,000 AND AMENDMENT NO. 1 TO AGREEMENT WITH WALDRON & ASSOCIATES FOR EXPERT LEGAL SERVICES INCREASING THE NOT-TO-EXCEED AMOUNT FROM \$150,000 TO \$360,000
  
11. [2017-0377](#) RESOLUTION AUTHORIZING GENERAL COUNSEL TO EXECUTE AMENDMENT AND ASSIGNMENT OF CONTINGENT LEGAL SERVICES AGREEMENT RELATED TO MONSANTO LITIGATION WITH JACKSON GILMOUR & DOBBS AND KELLEY DRYE & WARREN, AND AUTHORIZING GENERAL COUNSEL TO ENTER INTO A LEGAL SERVICES AGREEMENT WITH KELLEY DRYE & WARREN IN THE AMOUNT OF \$250,000

12. [2017-0347](#) AUTHORIZING A SERVICE AGREEMENT AND A COOPERATIVE AGREEMENT, TO FACILITATE THE COMMENCEMENT OF THE PROJECT APPROVAL & ENVIRONMENTAL DOCUMENT (PA&ED) PHASE OF THE SAN DIEGO-CORONADO BAY BRIDGE ARTISTIC LIGHTING PROJECT:
- A) RESOLUTION AUTHORIZING AN AGREEMENT WITH STUDIO FINK LTD FOR ARTISTIC DESIGN AND CONSULTING SERVICES REQUIRED FOR COMPLETING THE PA&ED PHASE OF THE SAN DIEGO-CORONADO BAY BRIDGE ARTISTIC LIGHTING PROJECT FOR AN AMOUNT NOT TO EXCEED \$230,000
- B) RESOLUTION AUTHORIZING A COOPERATIVE AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) FOR THE PURPOSE OF DEFINING THE RESPECTIVE OBLIGATIONS AND RESPONSIBILITIES OF THE DISTRICT AND CALTRANS DURING THE PA&ED PHASE OF THE SAN DIEGO-CORONADO BAY BRIDGE LIGHTING PROJECT AND FOR REIMBURSEMENT TO CALTRANS IN AN AMOUNT NOT TO EXCEED \$251,717
13. [2017-0387](#) RESOLUTION AUTHORIZING AMENDMENT NO. 1 TO INCREASE THE COMBINED AMOUNT OF THE AS-NEEDED AGREEMENTS BY \$1,000,000 WITH KIMLEY-HORN & ASSOCIATES INC., PARSONS TRANSPORTATION GROUP, PSOMAS, AND RICK ENGINEERING CO. FOR CIVIL ENGINEERING SERVICES, INCREASING THE AGGREGATE TOTAL FROM \$1,200,000 TO \$2,200,000 TO INCREASE THE CAPACITY OF THESE AGREEMENTS TO A LEVEL THAT ALLOWS EXECUTION ON BUDGETED PROJECTS WITH NO CORRESPONDING INCREASE REQUIRED TO APPROVED CAPITAL IMPROVEMENT AND MAJOR MAINTENANCE PROGRAM BUDGETS

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

**PUBLIC HEARING AGENDA**

14. [2017-0410](#) CORONADO YACHT CLUB CLUBHOUSE REPLACEMENT PROJECT  
A) RESOLUTION ADOPTING AN ADDENDUM TO THE FINAL ENVIRONMENTAL IMPACT REPORT FOR THE "CORONADO YACHT CLUB REDEVELOPMENT AND PORT MASTER PLAN AMENDMENT" AND AUTHORIZING STAFF TO FILE A NOTICE OF DETERMINATION  
B) RESOLUTION GRANTING CONCEPT APPROVAL TO THE CORONADO YACHT CLUB FOR THE CLUBHOUSE REPLACEMENT PROJECT  
C) CONDUCT PUBLIC HEARING AND ADOPT RESOLUTION AUTHORIZING ISSUANCE OF AN APPEALABLE COASTAL DEVELOPMENT PERMIT

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

**ACTION AGENDA**

15. [2017-0356](#) PRESENTATION ON SAN DIEGO INTERNATIONAL AIRPORT'S AIRPORT DEVELOPMENT PLAN: REPLACEMENT OF TERMINAL 1 AND RELATED IMPROVEMENTS TO ACCOMMODATE AIR TRAVEL DEMAND THROUGH 2035 AND BEYOND
16. [2017-0358](#) PRESENTATION AND DIRECTION TO STAFF ON THE PORT MASTER PLAN UPDATE - DRAFT POLICY CONCEPTS REGARDING THE FOLLOWING TOPICS:  
A) MOBILITY ELEMENT  
B) ECONOMIC DEVELOPMENT ELEMENT  
C) RESILIENCY AND SAFETY ELEMENT  
D) NATURAL RESOURCES ELEMENT
17. [2017-0328](#) REVIEW AND CONSIDERATION OF DRAFT PROPOSED BOARD AGENDA FOR THE SEPTEMBER 12, 2017 MEETING

**OFFICER'S REPORT****18. [2017-0391](#) MONTHLY NOTIFICATION REPORTS**

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

- A) Change Order No. 2 to Contract No. 2017-30 with DLG Contractors, Inc. / Increases Contract by \$7,000.00
- B) Change Order No. 1 to Contract No. 2017-21 with Premier Roofing CA, Inc. / \$2,070.00 Decrease & 18 Calendar Day Time Extension thru 06/20/17
- C) Change Order No. 1 to Contract No. 2017-19 with Accent Electronics, Inc. dba Standard Electronics / 26 Calendar Day Time Extension thru 06/30/17
- D) Change Order No. 1 to Contract No. 2016-23 with Zasueta Contracting, Inc. / Increases Contract by \$31,700.00
- E) Change Order No. 1 to Contract No. 2016-31 with K.C. Equipment, Inc. / \$23,277.00 Increase & 23 Calendar Day Time Reduction thru 06/30/17
- F) Change Order No. 4 to Contract No. 2014-29 with Reyes Construction, Inc. / Increases Contract by \$46,900.55

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 San Diego Association of Governments (SANDAG) for Palm Street Pedestrian Improvements, for total amount \$1,208.00

Monthly Notification of Rent Reviews Completed Administratively Pursuant to BPC Policy No. 355 as Amended on January 10, 2017:

None to Report

Monthly Notification of Encumbrances Consented to Administratively Pursuant to BPC Policy No. 355 as Amended on January 10, 2017:

None to Report