



San Diego Unified Port District

3165 Pacific Hwy.
San Diego, CA 92101

Meeting Minutes

Board of Port Commissioners

Tuesday, November 6, 2018

10:00 AM

Don L. Nay Port Administration Boardroom

Closed Session

A. Roll Call.

Present: 7 - Commissioner Bonelli, Chairperson Castellanos, Commissioner Malcolm, Commissioner Merrifield, Commissioner Moore, Commissioner Valderrama, and Commissioner Zucchet

Excused: 0

Absent: 0

Commissioner Merrifield was excused until he arrived at 10:03 am.

Commissioner Moore was excused until she arrived at 10:06 am.

Officers Present: Coniglio, DeAngelis, Monson, 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:

1. [2018-0500](#) 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 v. Landmark Insurance Company, et al.
United States District Court Case No. 15-CV-1401 BEN-MDD

No reportable action was taken on this item.

2. [2018-0501](#) Closed Session Item No. 2
- 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 - Lucy Contreras, Adam Meyer, Tony Gordon, Shaun Sumner
- Under Negotiations: Price and Terms
No reportable action was taken on this item.
3. [2018-0502](#) Closed Session Item No. 3
- CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant exposure to litigation Government Code Section 54956.9(d)(2)
- One (1) Case
No reportable action was taken on this item.
4. [2018-0515](#) Closed Session Item No. 4
- CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Pursuant to Subdivision (d)(1) of Government Code Section 54956.9
- San Diego Waterfront Coalition v. City of San Diego; San Diego Unified Port District, et al.
San Diego Superior Court Case No. 37-2018-00031832-CU-MC-CTL
No reportable action was taken on this item.
5. [2018-0503](#) Closed Session Item No. 5
- CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Pursuant to Subdivision (d)(1) of Government Code Section 54956.9
- CPUC Proceeding A.17-09-005: Application of San Diego Gas & Electric Company for Authority to Implement Rate Relief and Increase Spend in Support of the San Diego Unified Port District's Energy Management Plan
No reportable action was taken on this item.

6. [2018-0504](#) Closed Session Item No. 6
- 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.*
7. [2018-0505](#) Closed Session Item No. 7
- CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Government Code Section 54956.8
- Property: Approximately 146,070 square feet of tideland area located at 1220 Pacific Highway in the City of San Diego, California
- Negotiating Parties:
United States Navy - Joe Stuyvesant
LPP Lane Field, LLC - Rob Langford and Roger Zampell
SDUPD - Shaun Sumner, Anthony Gordon, Adam Meyer, Lucy Contreras, Christian deManielle
- Under Negotiations: Price and Terms
- No reportable action was taken on this item.*
8. [2018-0506](#) Closed Session Item No. 8
- CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Government Code Section 54956.8
- Property: Approximately 92,000 square feet of property located at the National Distribution Center located at 1022 Bay Marina Drive, National City, California
- Negotiating Parties:
U.S. Coast Guard - Daniel McGrath
SDUPD - Shaun Sumner, Anthony Gordon, Joel Valenzuela, Ryan Donald, Lucy Contreras
- 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