



San Diego Unified Port District

3165 Pacific Hwy.
San Diego, CA 92101

Meeting Agenda Board of Port Commissioners

Tuesday, August 8, 2017

10:00 AM

Don L. Nay Port Administration Boardroom

Closed Session

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 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, 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. 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. Public Communications.**

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

CLOSED SESSION

1. [2017-0402](#) Closed Session Item No. 1

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 and
approximately 20,743 square feet of tideland area located at the corner
of Pacific Highway and Harbor Drive in the City of San Diego, California

Negotiating Parties:

United States Navy - Joe Stuyvesant

SDUPD - Randa Coniglio, Shaun Sumner, Tony Gordon

Under Negotiations: Price and Terms

2. [2017-0404](#) Closed Session Item No. 2

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

United States of America v. 1.647 Acres; San Diego Unified Port District,
et al.

United States District Court Case No. 15-CV-01859-L-DHB

3. [2017-0394](#) Closed Session Item No. 3

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)

4. [2017-0393](#) Closed Session Item No. 4

CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Government Code Section 54956.8

Property: SDUPD - Approximately 147,642 square feet of land
located on Parcel No. 1 and 45,590 square feet of land located on
Parcel No. 2, with both parcels located at Fifth Avenue and Marina Park
Way in the City of San Diego, California

Negotiating Parties:

Fifth Avenue Landing, LLC - Arthur E. Engel and Raymond A. Carpenter
SDUPD - Adam Meyer, Tony Gordon, Shaun Sumner

Under Negotiations: Price and Terms

5. [2017-0406](#) Closed Session Item No. 5

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

San Diego Navy Broadway Complex Coalition, et al. v. California
Coastal Commission, et al.

San Diego Superior Case No. 37-2013-00077213-CU-TT-CTL
(Consolidated with Case No. 37-2014-00006987-CU-TT-CTL)

6. [2017-0407](#) Closed Session Item No. 6

CONFERENCE WITH LEGAL COUNSEL - INITIATION OF
LITIGATION

Pursuant to Subdivision (d)(4) Government Code Section 54956.9

One (1) Case