



San Diego Unified Port District

3165 Pacific Hwy.
San Diego, CA 92101

Special Meeting Agenda

Board of Port Commissioners

Tuesday, September 13, 2022

9:00 AM

Don L. Nay Port Administration Boardroom

Closed Session

****Pursuant to Assembly Bill 361 and state or local officials' continued recommend measures to promote social distancing in response to the COVID-19 pandemic, the BOARD OF PORT COMMISSIONERS (BOARD) hereby provides notice that it will hold a special meeting of the BOARD. Some of the COMMISSIONERS may attend the meeting and participate remotely to the same extent as if they were present.

The public is welcome to attend in person, or alternatively:

MEMBERS OF THE PUBLIC MAY VIEW THIS MEETING VIA LIVESTREAM at:

<https://www.portofsandiego.org/about-port-san-diego/board-meetings>

PROVIDING PUBLIC COMMENT

Public comment is limited to 3 minutes per speaker on both agenda, and non-agenda items. The time allotted for speakers may be adjusted by the Board Chair at his or her discretion.

PUBLIC COMMENT IS AVAILABLE FOR THIS MEETING BY DOING ONE OF THE FOLLOWING NO LATER THAN THE TIME THE PUBLIC COMMENT PORTION FOR THE AGENDA ITEM IS CONCLUDED, HOWEVER THE PUBLIC IS STRONGLY ENCOURAGED TO DO SO PRIOR TO THE ITEM BEING CALLED

In-Person Participation: Complete and submit a Speaker Slip and give to the District Clerk

Remote Participation:

1. Call 619-736-2155 and leave a brief voicemail message that will be played during the meeting. A voicemail longer than the time allotted for public comment on that item will be stopped after that time has elapsed.
2. Email a request to provide live comment to PublicRecords@portofsandiego.org to receive a link to participate in the meeting to provide live comments. *
3. Submit written comments to PublicRecords@portofsandiego.org which will be forwarded to the Board and included in the agenda-related materials record for the meeting.

* The Port of San Diego is not responsible for the member of the public's internet connections or technical ability to participate in the meeting. It is highly recommended that you use voicemail rather than provide live comment.

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. [2022-0291](#) Closed Session Item No. 1

 PERSONNEL EVALUATION
 EXECUTIVE DIRECTOR/PRESIDENT/CHIEF EXECUTIVE OFFICER
 Government Code Section 54957
2. [2022-0292](#) Closed Session Item No. 2

 PERSONNEL EVALUATION
 GENERAL COUNSEL
 Government Code Section 54957
3. [2022-0293](#) Closed Session Item No. 3

 PERSONNEL EVALUATION
 PORT AUDITOR
 Government Code Section 54957
4. [2022-0294](#) Closed Session Item No. 4

 CONFERENCE WITH REAL PROPERTY NEGOTIATOR
 Government Code Section 54956.8

 Property: SDUPD - Approximately 105 acres of land and water located in
 the City of San Diego situated between downtown and the Bay in the
 District's Central Embarcadero area and bordered by the USS Midway
 Museum and Harbor Drive to the north, Manchester Grand Hyatt and
 Kettner Boulevard to the east, and San Diego Bay to the south and west
 Negotiating Parties:
 1HWY1, LLC - Yehudi Gaffen
 SDUPD - Joe Stuyvesant, Adam Meyer, Anthony Gordon, James Hammel,
 Alexa Paulus

 Under Negotiations: Price and Terms
5. [2022-0296](#) Closed Session Item No. 5

 CONFERENCE WITH REAL PROPERTY NEGOTIATOR
 Government Code Section 54956.8

Property: Approximately 428,927 square feet of land area and approximately 1,235,218 square feet of water area located at 1551 Shelter Island Drive in the City of San Diego, California

Negotiating Parties:

CAHUENGA III, LLC dba Kona Kai Resort and Marina - Jake Donohue, CEO
San Diego Unified Port District - Anthony Gordon, Chris Hargett, Steven Wells, Christian de Manielle, David Jones

Under Negotiations: Price and Terms

6. [2022-0295](#)

Closed Session Item No. 6

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant exposure to litigation Government Code Section 54956.9(d)(2)

Four (4) cases

7. [2022-0289](#)

Closed Session Item No. 7

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

SLPR LLC, et al. v. San Diego Unified Port District and State of California, et al.

San Diego Superior Court Case No. GIC 860766-1 [Consolidated with 37-2008-000791750-CU-OR-CTL and 37-2016-00025353-CU-EI-CTL]

8. [2022-0290](#)

Closed Session Item No. 8

CONFERENCE WITH LABOR NEGOTIATOR
Government Code Section 54957.6

District Negotiators: Joe Stuyvesant, Elba Gomez, Michelle Corbin

Employee Organizations:

California Teamsters, Public Professional & Medical Employees Union Local 911, Service, Maintenance, Operations and Crafts Unit; California Teamsters, Public Professional & Medical Employees Union Local 911, Non-Sworn Safety Personnel Unit; California Teamsters, Public Professional & Medical Employees Union Local 911, Supervisory Unit; San Diego Harbor Police Officers Association