



San Diego Unified Port District

3165 Pacific Hwy.
San Diego, CA 92101

Special Meeting Minutes

Board of Port Commissioners

Tuesday, September 13, 2022

9:00 AM

Don L. Nay Port Administration Boardroom

Closed Session

A. Rollcall

Present: 6 - Commissioner Rafael Castellanos, Chairman Dan Malcolm, Commissioner Danielle Moore, Commissioner Sandy Naranjo, Commissioner Frank Urtasun, and Commissioner Michael Zucchet

Excused: 1 - Commissioner Ann Moore

Absent: 0

Recused: 0

Chairman Malcolm and Commissioner Zucchet were excused until they arrived.

Officers Present: Morales, Russell, Stuyvesant and Yeilding.

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

PERSONNEL EVALUATION
EXECUTIVE DIRECTOR/PRESIDENT/CHIEF EXECUTIVE OFFICER
Government Code Section 54957

No reportable action was taken on this item.

2. [2022-0292](#) Closed Session Item No. 2

PERSONNEL EVALUATION
GENERAL COUNSEL
Government Code Section 54957

No reportable action was taken on this item.

3. [2022-0293](#) Closed Session Item No. 3

PERSONNEL EVALUATION

PORT AUDITOR

Government Code Section 54957

No reportable action was taken on this item.

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

No reportable action was taken on this item.

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

No reportable action was taken on this item.

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

No reportable action was taken on this item.

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]

No reportable action was taken on this item.

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

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