



San Diego Unified Port District

3165 Pacific Hwy.
San Diego, CA 92101

Meeting Minutes

Board of Port Commissioners

Monday, September 16, 2019

10:00 AM

Manchester Grand Hyatt
Solana Beach Room AB
Third Level
1 Market Place
San Diego, CA

manchestergand.hyatt.com

Closed Session

A. Roll Call.

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

Excused: 0

Absent: 0

Commissioner Moore was excused until she arrived at 10:07 am.

Commissioner Malcolm was excused until he arrived at 10:12 am.

Officers Present: Coniglio, DeAngelis, Medina, 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

Ellen Gross, Assistant General Counsel, announced the Closed Session items as follows:

1. [2019-0350](#) 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. [2019-0351](#) Closed Session Item No. 2

CONFERENCE WITH LABOR NEGOTIATORS
Government Code Section 54957.6

Agency Negotiator: Garry Bonelli
Unrepresented Employee: President/Chief Executive Officer/Executive
Director

No reportable action was taken on this item.

3. [2019-0361](#) Closed Session Item No. 3

PUBLIC EMPLOYEE APPOINTMENT:
PORT AUDITOR
Government Code Section 54957

To be effective upon future retirement of Port Auditor.

No reportable action was taken on this item.

4. [2019-0359](#) Closed Session Item No. 4

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

Two (2) Cases

No reportable action was taken on this item.

5. [2019-0356](#) Closed Session Item No. 5

CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Government Code Section 54956.8

Property: Approximately 7-acre elbow parcel adjacent to the East Basin
Industrial Subarea on Harbor Island located in the City of San Diego,
California

Negotiating Parties:

Sunroad HIE Hotel Partners, L.P. - Uri Feldman, Richard Ledford, Lisa
Gordon

SDUPD - Shaun Sumner, Tony Gordon, Adam Meyer, Wendy Siao, James
Hammel

Under Negotiations: Price and Terms

Commissioner Castellanos recused himself and did not participate in this item. No reportable action was taken on this item.

6. [2019-0360](#) Closed Session Item No. 6

CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Government Code Section 54956.8

Property: Approximately 5.95 acres of land area and 24.25 acres of water area located at 955 Harbor Island Drive

Negotiating Parties:

Sunroad Marina Partners, L.P. - Uri Feldman, Lisa Gordon
SDUPD - Shaun Sumner, Tony Gordon, Adam Meyer, Wendy Siao, James Hammel

Under Negotiations: Price and Terms

No reportable action was taken on this item.

7. [2019-0352](#) Closed Session Item No. 7

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

Enterprise Rent-A-Car Co. of Los Angeles, LLC, et al. v San Diego Unified Port District, et al.

San Diego Superior Court Case No. 37-2018-00028276-CU-MC-CTL

No reportable action was taken on this item.

8. [2019-0363](#) Closed Session Item No. 8

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

Enterprise Rent-A-Car Co. of Los Angeles, LLC, et al. v San Diego Unified Port District, et al.

San Diego Superior Court Case No. 37-2019-00029137-CU-MC-CTL

No reportable action was taken on this item.

9. [2019-0366](#) Closed Session Item No. 9

CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION
Pursuant to Subdivision (d)(4) of Government Code Section 54956.9

One (1) Case

No reportable action was taken on this item.

10. [2019-0355](#) Closed Session Item No. 10

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

Regional Water Quality Control Board Investigative Order R9-2017-0081
Directing the San Diego Unified Port District and the City of San Diego to
Submit Technical Reports Pertaining to an Investigation of Sediment
Chemistry in San Diego Bay Adjacent to the Tenth Avenue Marine
Terminal, Cesar Chavez Park and Pacific Maritime Freight

This items was not considered and will be continued to a future meeting.

11. [2019-0367](#) Closed Session Item No. 11

CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Government Code Section 54956.8

Property: SDUPD - Chula Vista Bayfront parcel consisting of
approximately 74.7 acres of land at H Street and Marina Parkway, Chula
Vista

Negotiating Parties:

RIDA Chula Vista, LLC - Ira Mitzner and Luke Charlton;

City of Chula Vista - Gary Halbert;

County of San Diego: Helen N. Robbins-Meyer;

SDUPD - Shaun Sumner, Tony Gordon, Adam Meyer, Stephanie Shook
and Sean Jones.

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