



San Diego Unified Port District

3165 Pacific Hwy.
San Diego, CA 92101

Meeting Minutes

Board of Port Commissioners

Tuesday, December 10, 2019

1:00 PM

Don L. Nay Port Administration Boardroom

A. Roll Call.

Present: 5 - Chairperson Bonelli, Commissioner Castellanos, Commissioner Merrifield, Commissioner Valderrama, and Commissioner Zucchet

Excused: 2 - Commissioner Malcolm, and Commissioner Moore

Absent: 0

Officers Present: Coniglio, DeAngelis, Medina, Monson, Morales, and Russell

B. Pledge of Allegiance.

Commissioner Merrifield led the Pledge of Allegiance.

C. Closed Session Report Out.

Thomas A. Russell, General Counsel, announced that the Board considered the items on the Closed Session Agenda and stated that no reportable action was taken.

E. Board Committee Reports.

Lucy Contreras, Program Manager, Real Estate, provided report per the request of Commissioner Malcolm regarding the Seaport San Diego Development Ad Hoc Committee. Ms. Contreras provided an update on the site maintenance enhancements, placemaking and activation efforts, and leasing status. Commissioners Castellanos and Merrifield, who also serve on the committee, commented on the helpfulness of the ad hoc committee.

Commissioner Valderrama reported on the Maritime Stakeholder Forum. Commissioner Valderrama explained that the group discussed topics such as the Harbor Drive Multimodal Corridor Study, the Barrio Logan Nighttime Noise Study, a Maritime Major Maintenance Briefing, as well as updates on the National City Balance Plan, and cargo and cruise business developments.

F. Commissioners' Reports.

Chairman Bonelli announced the retirement of Port Auditor Robert Monson. Chairman Bonelli, along with the other Commissioners, Randa Coniglio, President/CEO, and Thomas A. Russell, General Counsel, praised his many accomplishments over the past 27 years and thanked Mr. Monson for his exemplary service to the Port. Mr. Monson thanked the Board for allowing him the privilege to serve as the Port Auditor, and thanked Ms. Coniglio, Mr. Russell, and the Executive Leadership Group for their support.

Chairman Bonelli then shared that Commissioner Valderrama was honored with the Southwestern College Foundation's 2019 Jaguar Award. This award is given to outstanding individuals who embody excellence, generosity, passion, integrity, and have demonstrated a stalwart support for Southwestern College and their students. Chairman Bonelli added that Commissioner Valderrama is a Southwestern College alumnus and former foundation board member. Commissioner Valderrama thanked the Board for the recognition, and shared that, given he was the first college graduate in his family, this award is a particularly special honor.

Commissioner Valderrama next provided a report regarding his tour of the U.S. Coast Guard's Maritime Security Response Team West operations, which is headquartered at the National City Marine Terminal. Commissioner Valderrama shared that he was impressed by the skill and capability of this outfit. The team is made up of highly skilled maritime law enforcement professionals, and its mission is focused on maritime threat response. The Response Team West's tactical operations center operates in five specialties: The Direct Action Section; the Chemical, Biological, Radiological, Nuclear and Explosives Team; the Precision Marksman/Observer Team; the Tactical Delivery Team; and the Regional Dive Locker.

G. President's Report.

Randa Coniglio, President/CEO, announced the Penny Maus, Real Estate Department Manager, was named one of San Diego Business Journal's Women of the Year. Penny was one of 15 honorees selected among nearly 100 finalists. Penny was nominated by CREW (Commercial Real Estate Women) San Diego for her efforts to ensure San Diegans and visitors have equitable access to San Diego Bay.

Ms. Coniglio then invited Melissa Daly, Senior Environmental Specialist, Environmental Protection Department to the podium. Ms. Daly provided a report on the 2nd annual #That's My Bay Service Day. Ms. Daly reported that over 200 Port employees and members of the public helped remove over 4,000 pounds of trash. Ms. Daly thanked EDCO for providing dumpsters, and Living Coast Discovery Center for helping to make the after party a zero waste event. Ms. Daly also thanked Waterfront Arts and Activation, Marketing and Communications, General Services, Human Resources, and Harbor Police for helping to make this event happen.

Ms. Coniglio then invited Karen Holman, Director of Environmental Protection, to provide an update on the in-water hull cleaning ordinance. Ms. Holman informed the Board that staff drafted the ordinance amendment and released it to the public for comment. During the public outreach, stakeholders expressed concern with the proposed cleaning frequency and cleaning tools, as these concepts could negatively impact their businesses, boating, and make water quality worse. Ms. Holman stated that staff takes public comment seriously, and based on the comments, staff will postpone the submission of the ordinance amendment for adoption, and use the additional time to evaluate options, summarize comments, and engage in further discussion with the stakeholders and Board before proposing final decisions.

Ms. Coniglio then invited Madelyn Roycroft, California Seagrant Fellow, Aquaculture and Blue Tech, to speak about Bluetech Week. BlueTech week is an annual event where companies, entrepreneurs, and other participants, driving the sustainable Blue Economy come together to highlight collaboration and innovation in sustainable ocean and water technologies. Ms. Roycroft shared that staff worked a booth at the trade show, gave a presentation on cyber security in the "Defense, Security and Ocean Protection" session, attended the gala reception, and attended the bluetech pitch day.

For the second event, Aquaculture and Blue Tech staff, along with two Blue Economy Incubator participants Sunken Seaweed and Zephyr presented to individual classrooms as well as the entire 9th grade assembly of Mission Bay High School as part of their Blue STEAM program. Students were excited to learn about the Port's Blue Economy initiatives and the Incubator and benefitted from in-person dialogue on career path education, entrepreneurship, and other opportunities in the blue economy space.

Ms. Coniglio then invited Adam Deaton, Senior Trade Account Representative, Maritime, to report on the increase of cruise business in San Diego. Mr. Deaton announced that Carnival has returned to San Diego for the first time since 2012. The return of Carnival marks the beginning of large scale cruise growth, which will be even more apparent next year as there will be a 26% increase in ship calls due to the activity of the three main cruise customers--Holland America, Disney, and Carnival. These increased calls for service will bring an estimated 100,000 additional cruise passengers next year.

Ms. Coniglio then announced the passing of retired Port of San Diego Harbor Police Chief Dave Hall. Chief Hall served the Harbor Police Department from 1999-2003. Prior to his time as the Harbor Police Chief, Dave Hall served with the San Diego Police Department for 30 years rising to the rank of Captain. Chief Hall's service was characterized by a caring and compassionate leadership style which sought to bring out and develop the best of current and future police leaders. Chief Hall's life of public service spanned more than 50 years.

D. Public Communications.

The following member(s) of the public addressed the Board with non agenda-related comments: David Alvarez, Austal USA; Van Johnson, Owner, Dirty Bottoms Diving Service; Becki Wolters, Owner, Sub H2o Underwater Marine Maintenance; Tom Hirsh, President, Harbor Sailboats; Andrew Meyer, Director of Conservation, San Diego Audubon Society; and Ernie Hahn, Wonderfront Festival.

H. District Clerk's Announcements.

Donna Morales, District Clerk, reported, as required by the Brown Act and as directed by the Board of Port Commissioners, that on today's agenda is an item taking final action to amend the employment agreement of the General Counsel of the San Diego Unified Port District that will modify his salary. Additional information can be found in the agenda prepared for that item, Item 7 - File No. 2019-0490.

Ms. Morales then announced that additional agenda related information was received by the Commissioners after the publication of the agenda for the following items: Item D - Non-Agenda Public Comment; Item 1 - File Number 2019-0155; Item 12 - File No. 2019-0442; and Item 16 - File No. 2019-0471.

Ms. Morales then reported that staff requested to continue the following item: Consent Agenda Item 9 - File No. 2019-0477; and Action Agenda Item 16 - File No. 2019-0471.

Ms. Morales also announced that there are members of the public that wish to speak on Consent Agenda Item 9 (File No. - 2019-0477) which has been requested by staff to be continued to a future Board meeting.

Chairman Bonelli granted time to members of the public to speak on Consent Agenda Item 9. The following members of the public addressed the Board: Mike Pease, Marine Maintenance; Cleve Hardaker, Director, Recreational Boaters of California; and Edward Denaci, Southwestern Yacht Club.

On a motion by Commissioner Castellanos, seconded by Commissioner Merrifield, the Board accepted the requested docket changes. The motion carried by the following vote:

Yeas: 5 - Bonelli, Castellanos, Merrifield, Valderrama, and Zucchet

Nays: 0

Excused: 2 - Malcolm, and Moore

Absent: 0

Abstain: 0

Recused: 0

APPROVAL OF MINUTES

[2019-0495](#) Approval of minutes for:

November 5, 2019 - CLOSED SESSION

November 5, 2019 - BPC MEETING

November 25, 2019 - SPECIAL CLOSED SESSION

On a motion by Commissioner Merrifield, seconded by Commissioner Valderrama, the Board approved the minutes. The motion carried by the following vote:

Yeas: 5 - Bonelli, Castellanos, Merrifield, Valderrama, and Zucchet

Nays: 0

Excused: 2 - Malcolm, and Moore

Absent: 0

Abstain: 0

Recused: 0

CONSENT AGENDA

On a motion by Commissioner Valderrama, seconded by Commissioner Merrifield, the Board adopted the Consent Agenda as follows: Ordinance 2961; Ordinance 2962; Resolution 2019-145; Resolution 2019-146; Resolution 2019-147; Resolution 2019-148; Resolution 2019-149; Resolution 2019-150; Resolution 2019-151; Ordinance 2963; Ordinance 2964; Resolution 2019-152; Resolution 2019-153; and Resolution 2019-154. The motion carried by the following vote:

Yeas: 5 - Bonelli, Castellanos, Merrifield, Valderrama, and Zucchet

Nays: 0

Excused: 2 - Malcolm, and Moore

Absent: 0

Abstain: 0

Recused: 0

1. [2019-0155](#) ORDINANCES APPROVING:
A) AGREEMENT FOR AMENDMENT OF LEASE AMENDMENT NO. 1 TO THE LEASE WITH THE BRIGANTINE, INC. DBA PORTSIDE PIER AT 1360 NORTH HARBOR DRIVE IN THE CITY OF SAN DIEGO TO: RETROACTIVELY MODIFY MINIMUM ANNUAL RENT FROM \$733,333 TO \$550,000 FOR LEASE YEAR 2 FROM MAY 1, 2019 THROUGH APRIL 30, 2020, MODIFY MINIMUM ANNUAL RENT FROM \$1,100,000 TO \$1,130,000 FOR LEASE YEARS 3 TO 10 FROM MAY 1, 2020 TO APRIL 30, 2029, EXTEND THE CONSTRUCTION COMPLETION DEADLINE FROM DECEMBER 31, 2019 TO AUGUST 31, 2020; AND TENANT TO PAY FOR THE REMOVAL OR RELOCATION OF UTILITY IMPROVEMENTS; AND

B) AN APPROXIMATELY THIRTY-EIGHT (38) YEAR EASEMENT FOR UTILITY PURPOSES TO SAN DIEGO GAS & ELECTRIC COMPANY FOR ELECTRICAL AND NATURAL GAS FACILITIES TO BE LOCATED NEAR HARBOR DRIVE AND ASH STREET IN THE CITY OF SAN DIEGO, CALIFORNIA COMMENCING JANUARY 11, 2020 AND ENDING ON APRIL 30, 2058

On a motion by Commissioner Valderrama, seconded by Commissioner Merrifield, the Board adopted Ordinance 2961 and Ordinance 2962 as part of the Consent Agenda.
2. [2019-0410](#) RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AWARDED CONTRACT NO. 2017-07 TO SDSTATURE IN THE AMOUNT OF \$279,000.00 FOR THE STORAGE MODIFICATIONS AT HARBOR POLICE HEADQUARTERS ANNEX PROJECT, AS AUTHORIZED BY THE BOARD IN THE FISCAL YEAR 2020 EQUIPMENT OUTLAY AND OTHER CAPITAL PROJECTS APPROPRIATION

On a motion by Commissioner Valderrama, seconded by Commissioner Merrifield, the Board adopted Resolution 2019-145 as part of the Consent Agenda.
3. [2019-0418](#) RESOLUTION SELECTING AND AUTHORIZING THREE-YEAR AGREEMENTS WITH KATZ & ASSOCIATES, INC.; MOORE IACOFANO GOLTSMAN, INC.; NUFFER, SMITH, TUCKER, INC.; AND SOUTHWEST STRATEGIES, LLC FOR AS-NEEDED STRATEGIC COMMUNICATIONS CONSULTING SERVICES FOR AN AGGREGATE AMOUNT NOT TO EXCEED \$700,000 BEGINNING ON JANUARY 1, 2020 AND ENDING DECEMBER 31, 2022. FUNDS FOR FISCAL YEAR 2020 HAVE BEEN BUDGETED. FUNDS REQUIRED FOR FUTURE FISCAL YEARS WILL BE BUDGETED IN THE APPROPRIATE FISCAL YEAR, SUBJECT TO BOARD APPROVAL UPON ADOPTION OF EACH FISCAL YEAR

BUDGET.

The following member(s) of the public addressed the Board with agenda-related comments: Michael Kulis, Director of Public Affairs and Government Relations, Nuffer, Smith, Tucker.

On a motion by Commissioner Valderrama, seconded by Commissioner Merrifield, the Board adopted Resolution 2019-146 as part of the Consent Agenda.

4. [2019-0446](#) RESOLUTION SELECTING AND AUTHORIZING AN AGREEMENT WITH ADEPT PROCESS SERVICES, INC. FOR REPOWERING THREE SAFE BOATS AND PURCHASING ONE SPARE ENGINE IN AN AMOUNT NOT TO EXCEED \$240,000. GRANT FUNDS THROUGH THE DEPARTMENT OF HOMELAND SECURITY 2018 PORT SECURITY GRANT PROGRAM WILL PROVIDE \$149,250, WITH THE REMAINING AMOUNT OF \$90,441.57 FUNDED BY THE DISTRICT. ALL FUNDS HAVE BEEN BUDGETED IN FISCAL YEAR 2020.

On a motion by Commissioner Valderrama, seconded by Commissioner Merrifield, the Board adopted Resolution 2019-147 as part of the Consent Agenda.

5. [2019-0459](#) RESOLUTION AUTHORIZING THE GENERAL COUNSEL TO EXECUTE AMENDMENT NO. 2 TO THE AGREEMENT FOR LEGAL SERVICES WITH ORRICK, HERRINGTON & SUTCLIFFE LLP INCREASING THE MAXIMUM AMOUNT BY \$540,000 FROM \$466,400 TO \$1,006,400 AND AMENDMENT NO. 2 TO THE AGREEMENT FOR EXPERT LEGAL SERVICES WITH WINDWARD ENVIRONMENTAL LLC INCREASING THE MAXIMUM AMOUNT BY \$120,000 FROM \$210,000 TO \$330,000. FY 2020 EXPENDITURES ARE BUDGETED.

On a motion by Commissioner Valderrama, seconded by Commissioner Merrifield, the Board adopted Resolution 2019-148 as part of the Consent Agenda.

6. [2019-0480](#) RESOLUTION AUTHORIZING SINGLE SOURCE SERVICE AGREEMENT WITH SOMA GLOBAL, LLC, NOT TO EXCEED \$392,500 FOR COMPUTER-AIDED DISPATCH AND POLICE MOBILE SOFTWARE AS A SERVICE SOLUTION IMPLEMENTATION AND SUBSCRIPTION INCLUDING MUTUAL INDEMNIFICATION FOR USE THROUGH FY2022 WITH A FIVE-YEAR TOTAL COST OF OWNERSHIP OF \$575,450. FY2020 EXPENDITURES ARE BUDGETED. FUNDS REQUIRED FOR FUTURE FISCAL YEARS WILL BE BUDGETED IN THE APPROPRIATE FISCAL YEAR, SUBJECT TO BOARD APPROVAL UPON ADOPTION OF EACH FISCAL YEAR'S BUDGET.

On a motion by Commissioner Valderrama, seconded by Commissioner Merrifield, the Board adopted Resolution 2019-149 as part of the Consent Agenda.

7. [2019-0490](#) RESOLUTION APPROVING AN AMENDMENT TO THE EMPLOYMENT AGREEMENT FOR THE GENERAL COUNSEL

On a motion by Commissioner Valderrama, seconded by Commissioner Merrifield, the Board adopted Resolution 2019-150 as part of the Consent Agenda.

8. [2019-0491](#) RESOLUTION BY A 4/5 VOTE RATIFYING THE EXECUTIVE DIRECTOR'S EMERGENCY DECLARATION AND AUTHORIZING CONTINUED ACTION FOR THE EMERGENCY SINKHOLE REPAIR AT PEPPER PARK IN NATIONAL CITY INCLUDING PROCUREMENT OF A CONTRACTOR TO IDENTIFY THE CAUSE OF UNDERGROUND FAILURE, DETERMINE THE SEVERITY OF THE DAMAGE, AND MAKE REPAIRS.

On a motion by Commissioner Valderrama, seconded by Commissioner Merrifield, the Board adopted Resolution 2019-151 as part of the Consent Agenda.

PUBLIC HEARING AGENDA

9. [2019-0477](#) CONDUCT PUBLIC HEARING AND AMEND ORDINANCE ARTICLE 4, SECTION 4.14 OF THE SAN DIEGO UNIFIED PORT DISTRICT CODE REGULATING IN-WATER HULL CLEANING

The Board will consider staff's request to continue this item to a future Board meeting.

This Public Hearing Agenda Item was continued to a future Board meeting.

10. [2019-0421](#) CONDUCT PUBLIC HEARING AND ADOPT AN ORDINANCE AMENDING SAN DIEGO UNIFIED PORT DISTRICT CODE ARTICLE 8, SECTION 8.05 - VENDING AND PERFORMING, REGULATED - TO CLARIFY THE INFORMATION ABOUT THE SUITABILITY OF SPECIFIC PUBLIC LOCATIONS OF THE TIDELANDS FOR CONDUCTING VENDING AND PERFORMING, AND TO REVISE THE DESIGNATED AREAS AND ALLOTTED SPACES FOR AUTHORIZED VENDING AND PERFORMING CONSISTENT WITH NEWLY ENACTED GOVERNMENT CODE SECTION 51036, ET SEQ.

Jim Hutzelman, Manager, Business Development & Recreation Services, addressed the Board with staff's report and presentation regarding Public Hearing Agenda Item 10 - File No. 2019-0421 (A copy of the staff report, presentations and any agenda-related materials are on file with the Office of the District Clerk). Mr. Hutzelman reviewed the proposed amendments to the ordinance and added a staff request to increase the size of the designated spaces near the plank boardwalk next to the USS Midway from 8 feet by 8 feet to 10 feet by 10 feet.

Chairman Bonelli opened the Public Hearing.

The following member(s) of the public addressed the Board with agenda-related comments: Robert Butler, Area Director, Spirit of the Environment; and Marco Circosta, Policy, Downtown San Diego Partnership.

Chairman Bonelli Closed the Public Hearing.

Commissioner Castellanos, Commissioner Merrifield, and Commissioner Valderrama provided comments and asked clarifying questions. Rebecca Harrington, Senior Deputy

General Counsel, and Mr. Hutzelman responded.

On a motion by Commissioner Zucchet, seconded by Commissioner Castellanos, the Board adopted the proposed amendments including the recommendation to increase the size of the designated spaces near the USS Midway from 8 feet by 8 feet to 10 feet by 10 feet, thereby adopting Ordinance 2963. The motion carried by the following vote:

Yeas: 5 - Bonelli, Castellanos, Merrifield, Valderrama, and Zucchet

Nays: 0

Excused: 2 - Malcolm, and Moore

Absent: 0

Abstain: 0

Recused: 0

ACTION AGENDA

**11. [2019-0388](#) PRESENTATION OF THE SAN DIEGO UNIFIED PORT DISTRICT
EQUAL OPPORTUNITY PROGRAM ANNUAL REPORT FOR FISCAL
YEAR 18/19**

Shirley Hirai, Manager of Equal Opportunity, Human Resources, addressed the Board with staff's report and presentation regarding Action Agenda Item 11 - File No. 2019-0388 (A copy of the staff report, presentations and any agenda-related materials are on file with the Office of the District Clerk).

The following member(s) of the public addressed the Board with agenda-related comments: None

Commissioner Valderrama, Commissioner Castellanos, Commissioner Merrifield, and Chairman Bonelli, provided comments and asked clarifying questions. Ms. Hirai, and Randa Coniglio, President/CEO, responded.

**12. [2019-0442](#) ORDINANCE REGARDING HOTEL WORKER RETENTION ON DISTRICT
PROPERTY**

Job Nelson, Chief Policy Strategist, addressed the Board with staff's report and presentation regarding Action Agenda Item 12 - File No. 2019-0442 (A copy of the staff report, presentations and any agenda-related materials are on file with the Office of the District Clerk). Mr. Nelson then turned the presentation to Tony Gordon, Director, Real Estate, to discuss the specifics of the ordinance.

The following member(s) of the public addressed the Board with agenda-related comments: Ryan Karlsgodt, Unite Here Local 30; and Gretchen Newsom, Political Director, International Brotherhood of Electrical Workers.

Commissioner Zucchet, Commissioner Castellanos, Chairman Bonelli, and Commissioner Valderrama, provided comments and asked clarifying questions. Simon Kann, Deputy General Counsel, Thomas A. Russell, General Counsel, Richard Bartell, President, Bartell Hotels, and Rod Betts of Paul, Plevin, Sullivan & Connaughton, LLP responded.

Commissioner Valderrama made a motion to adopt the ordinance as-is with the addition to direct staff to meet with stakeholders to develop acceptable language clarifying when the first day of hire in which the 90 day countdown begins in relation to new ownership, with the caveat that staff will only need to bring this item back to the Board if stakeholders cannot agree on the language; Commissioner Zucchet seconded the motion. The Board adopted Ordinance 2964. The motion carried by the following vote:

Yeas: 5 - Bonelli, Castellanos, Merrifield, Valderrama, and Zucchet

Nays: 0

Excused: 2 - Malcolm, and Moore

Absent: 0

Abstain: 0

Recused: 0

17. [2019-0470](#) RESOLUTION APPOINTING A COMMISSIONER OF THE BOARD OF PORT COMMISSIONERS TO THE GOVERNING BOARD OF THE CONVENTION CENTER EXPANSION FINANCING AUTHORITY

Christian Anderson, Program Manager, Real Estate, addressed the Board with staff's report and presentation regarding Action Agenda Item 17 - File No. 2019-0470 (A copy of the staff report, presentations and any agenda-related materials are on file with the Office of the District Clerk).

The following member(s) of the public addressed the Board with non agenda-related comments: None

Chairperson Bonelli made a motion to appoint Commissioner Zucchet to the Governing Board of the Convention Center Expansion Financing Authority, Commissioner Valderrama seconded the motion. The Board thereby adopted Resolution 2019-154. The motion carried by the following vote:

Yeas: 5 - Bonelli, Castellanos, Merrifield, Valderrama, and Zucchet

Nays: 0

Excused: 2 - Malcolm, and Moore

Absent: 0

Abstain: 0

Recused: 0

13. [2019-0415](#) PRESENTATION OF THE HARBOR DRIVE MULTIMODAL CORRIDOR STUDY AND DIRECTION TO STAFF

Job Nelson, Chief Policy Strategist, addressed the Board with staff's report and presentation regarding Action Agenda Item 13 - File No. 2019-0415 (A copy of the staff report, presentations and any agenda-related materials are on file with the Office of the District Clerk). Mr. Nelson then turned the presentation to Stephen Schafer, Principal,

Economics and Policy to discuss the Harbor Drive Multimodal Corridor Study. Mr. Schafer then turned the presentation to Seth Torma, Senior Manager, WSP, to discuss the project focus areas, project highlights, and Harbor Drive 2.0 concepts. Mr. Torma then turned the presentation back to Mr. Schafer to discuss the potential opportunities, and close the presentation.

The following member(s) of the public addressed the Board with agenda-related comments: Lisa Schmidt, Deputy Chief of Staff, on behalf of City of San Diego Councilmember Vivian Moreno. Len Hering, RADM, U.S. Navy (retired) was called to the podium earlier during the non-agenda public comment to provide a statement for this item.

Commissioner Merrifield, Commissioner Valderrama, Chairman Bonelli provided comments and asked clarifying questions. Mr. Torma, Mr. Schafer, Mr. Nelson, Randa Coniglio, President/CEO, and David Zajac, Naval Base San Diego's community planning and liaison officer, responded.

Commissioner Valderrama read a statement he received from Brad Raulston, City Manager, National City.

Commissioner Zucchet left the dais at 4:30 pm and was excused for the remainder of the meeting.

**14. [2019-0461](#) STAFF PRESENTATION AND RESOLUTION AUTHORIZING
EXECUTIVE DIRECTOR AND/OR HER DESIGNATED
REPRESENTATIVE TO SIGN THE JOINT RESOLUTION OF STATE AND
LOCAL STAKEHOLDERS RECOMMENDING PROJECT
ALTERNATIVES AND FEDERAL ACTIONS TO ELIMINATE
DETRIMENTAL TRANSBOUNDARY FLOWS OF WASTES IN THE
TIJUANA RIVER VALLEY**

Jason Giffen, Vice President of Planning, Environment, and Government Relations, addressed the Board with staff's report and presentation regarding Action Agenda Item 14 - File No. 2019-0461 (A copy of the staff report, presentations and any agenda-related materials are on file with the Office of the District Clerk).

The following member(s) of the public addressed the Board with non agenda-related comments: None

The Board had no comments.

On a motion by Commissioner Valderrama, seconded by Commissioner Castellanos, the Board adopted Resolution 2019-152. The motion carried by the following vote:

Yeas: 4 - Bonelli, Castellanos, Merrifield, and Valderrama

Nays: 0

Excused: 3 - Malcolm, Moore, and Zucchet

Absent: 0

Abstain: 0

Recused: 0

- 15.** [2019-0427](#) PRESENTATION AND RESOLUTION AUTHORIZING AGREEMENT WITH BLUE SOURCE, LLC FOR LOW CARBON FUEL STANDARD (LCFS) CONSULTANT SERVICES FOR A TERM OF UP TO FIVE YEARS

Job Nelson, Chief Policy Strategist, addressed the Board with staff's report and presentation regarding Action Agenda Item 15 - File No. 2019-0427 (A copy of the staff report, presentations and any agenda-related materials are on file with the Office of the District Clerk).

The following member(s) of the public addressed the Board with agenda-related comments: None

The Board had no comments.

On a motion by Commissioner Valderrama, seconded by Chairperson Bonelli, the Board adopted Resolution 2019-153. The motion carried by the following vote:

Yeas: 4 - Bonelli, Castellanos, Merrifield, and Valderrama

Nays: 0

Excused: 3 - Malcolm, Moore, and Zucchet

Absent: 0

Abstain: 0

Recused: 0

- 16.** [2019-0471](#) ADOPT AN ORDINANCE AMENDING SECTION 4.37 OF THE SAN DIEGO UNIFIED PORT DISTRICT CODE RELATING TO THE REGULATION OF CHARTER VESSEL OPERATIONS IN SAN DIEGO BAY AND DISTRICT TIDELANDS

The Board will consider staff's request to continue this item to a future Board meeting.

This Action Item was continued.

- 18.** [2019-0425](#) REVIEW AND CONSIDERATION OF DRAFT PROPOSED BOARD AGENDA FOR THE JANUARY 9, 2020 MEETING

On a motion by Commissioner Valderrama, seconded by Commissioner Merrifield, the Board adopted the proposed agenda for January, 2020. The motion carried by the following vote:

Yeas: 4 - Bonelli, Castellanos, Merrifield, and Valderrama

Nays: 0

Excused: 3 - Malcolm, Moore, and Zucchet

Absent: 0

Abstain: 0

Recused: 0

OFFICER'S REPORT

19. [2019-0487](#) MONTHLY NOTIFICATION OF CHANGE ORDERS PURSUANT TO BPC POLICY NO. 110:

MONTHLY NOTIFICATION OF COST RECOVERY USER FEE WAIVERS GRANTED BY THE EXECUTIVE DIRECTOR PURSUANT TO BPC POLICY NO. 106:

A) Request for User Fee Waiver Form from ecoSPEARS, Inc. for ecoSPEARS Pilot Project - Sampling, for total amount \$4,308.00

B) Request for User Fee Waiver Form from San Diego Association of Governments (SANDAG) for Bayshore Bikeway Right of Entry License Agreements, for total amount \$500.00

C) Request for User Fee Waiver Form from Sunken Seaweed, LLC for TUOP for Sunken Seaweed Blue Economy Project, for total amount \$500.00

MONTHLY NOTIFICATION OF RENT REVIEWS CONSENTED TO ADMINISTRATIVELY PURSUANT TO BPC POLICY NO. 355 AS AMENDED ON JANUARY 10, 2017:

A) Rent Review Administrative Approval Letter with Shelter Island, Inc. dba Bali Hai for Rental Period Beginning 01/01/20 thru 12/31/29

MONTHLY NOTIFICATION OF ENCUMBRANCES CONSENTED TO ADMINISTRATIVELY PURSUANT TO BPC POLICY NO. 355 AS AMENDED ON JANUARY 10, 2017:

None to Report

MONTHLY NOTIFICATION OF LEASE AMENDMENTS CONSENTED TO ADMINISTRATIVELY PURSUANT TO BPC POLICY NO. 355 AS AMENDED ON JANUARY 10, 2017:

None to Report

*Secretary, Board of Port Commissioners
San Diego Unified Port District*

ATTEST:

Clerk of the San Diego Unified Port District