



San Diego Unified Port District

3165 Pacific Hwy.
San Diego, CA 92101

Meeting Minutes

Board of Port Commissioners

Tuesday, April 14, 2020

11:00 AM

Don L. Nay Port Administration Boardroom

Closed Session

A. Roll Call.

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

Excused: 0

Absent: 0

Officers Present: Coniglio, Morales, and Russell

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. [2020-0148](#) Closed Session Item No. 1

PUBLIC EMPLOYEE APPOINTMENT:
PORT AUDITOR
Government Code Section 54957

No reportable action was taken on this item.

2. [2020-0172](#) Closed Session Item No. 2

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

No reportable action was taken on this item.

3. [2020-0149](#) Closed Session Item No. 3

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.

4. [2020-0150](#) Closed Session Item No. 4

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.

5. [2020-0156](#) Closed Session Item No. 5

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

One (1) case

No reportable action was taken on this item.

6. [2020-0171](#) Closed Session Item No. 6

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)

No reportable action was taken on this item.

7. [2020-0180](#) Closed Session Item No. 7

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

City of Imperial Beach, et al. v. The International Boundary & Water
Commission - United States Section, et al.
United States District Court, Case No. 3:18-CV-00457-JM-LL

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,