



San Diego Unified Port District

3165 Pacific Hwy.
San Diego, CA 92101

Meeting Minutes

Board of Port Commissioners

Tuesday, June 23, 2020

1:00 PM

Don L. Nay Port Administration Boardroom

A. Roll Call.

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

Excused: 2 - Commissioner Castellanos, and Commissioner Malcolm

Absent: 0

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

B. Closed Session Report Out.

Thomas A. Russell, General Counsel, announced that the Board considered the items on the Closed Session Agenda, and stated that the Board took reportable action on Closed Session Item No. 2 - Agenda File No. 2020-0212. Mr. Russell reported that the Board authorized execution of a settlement agreement with Veolia Water North America West, the parties to the settlement are the San Diego Unified Port District, the City of Imperial Beach, the City of Chula Vista, and Veolia Water North America West. The settlement requires Veolia Water North America West to reduce canyon collector spills attributable to its operation and maintenance practices, including by improving sediment and debris removal and taking temporary measures to increase diversion capacity. Veolia Water North America West will also reimburse \$185,000 for fees and costs incurred in the case, commensurate with its role in the litigation. This agreement does not resolve the District's claims against the International Boundary & Water Commission. Mr. Russell then added that no reportable action was taken on the other items on the Closed Session Agenda.

C. Public Communications.

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

Donna Morales, District Clerk, reported that Ramzi Hamdan requested to speak but had not joined the meeting.

D. Board Committee Reports.

Chair Moore provided a report on the Audit Oversight Committee Meeting held on June 1st, 2020. The agenda included a review of the Fiscal Year 20/21 audit plan and the committee recommended the approval of the Fiscal Year 20/21 audit plan to the Board for approval. Mark Yeilding, Acting Port Auditor, provided presentations on the status report on audit activities related to the District's audit plan for Fiscal Year 2020 and the

status of hotline reports received through the District's Ethics Hotline received after the April 6th Committee meeting.

Jason Giffen, Vice President of Planning, Environment and Government Relations, provided a report on behalf of Commissioner Castellanos for the Environmental Advisory Committee meeting held on June 3rd, 2020. The Committee unanimously approved its 2020 work plan, which will focus on the Port Master Plan Update, the Blue Economy Incubator, climate planning, Environmental Fund projects, and natural resources projects. The Committee also received a presentation from Port staff on the status of the Port Master Plan Update – Ecology Element, which is currently being revised based on comments received on the PMPU Discussion Draft. Staff provided an update on the San Diego Bay Native Oyster Living Shorelines Project. The location for the Project was changed after review and feedback from its Technical Advisory Committee and resource agencies. Staff, with the support of the State Coastal Conservancy, are currently in the process of applying for a grant to fund construction. Staff also gave an update on the Pond 20 Mitigation Banking project, which is planning to release its draft Environmental Impact Report for public comments later this summer. Mr. Giffen then reported that the next Environmental Advisory Committee meeting is planned for September 16th, 2020.

Chair Moore provided a report on the Budget Impact ad hoc committee which was formed to address the economic impacts on the District's budget induced by the COVID-19 pandemic. The committee met on May 27th and again on June 10th. On May 27th, staff provided an update on Seaport Village which covered budgets, activations, and rent relief. Additionally, staff discussed leasing strategies and approaches for prospective new tenants. Leasing interest remains high in Seaport Village and staff is continuing to work to attract and retain quality tenants. Staff also presented proposed modifications to the Seaport Entertainment restaurant lease. On June 10th, staff presented a preliminary recommendation regarding additional rent relief for the non-Seaport tenants. Additionally, staff provided an update on the FY 20 budget and the process of reopening facilities to the public.

E. Commissioners' Reports.

Commissioner Bonelli reported that he observed the sand replenishment at Kellogg Beach is going well and the beach is still being utilized during the replenishment project.

F. President's Report.

Randa Coniglio, President/CEO, recognized and celebrated Scott Lewis for his retirement after thirty years of service at the San Diego Unified Port District. Ms. Coniglio reported how Mr. Lewis moved to San Diego in 1984 and joined the District in 1990 in the Fleet Shop. In 2015 Mr. Lewis transferred into the Maintenance Mechanic Shop. Over his 30 years of service, Mr. Lewis was a union steward for 28 years and a Chief Shop Steward for 8 years. Ms. Coniglio thanked Scott for his service and wished him a happy retirement. Ms. Coniglio then turned it over to Mr. Lewis who thanked her for the kind words and commented on his experience at the District. Chair Moore and Commissioner Merrifield then thanked Mr. Lewis for his service and wished him a happy retirement.

Ms. Coniglio then provided an update on how the Tuna Harbor Dockside Market is operating during the COVID-19 crisis. Ms. Coniglio reported how the Market has been extending their Saturday hours on busy days from 8 am to 3 pm. Ms. Coniglio then noted how our commercial fishing industry has implemented protocols pursuant to County of San Diego Health Department orders to ensure public safety. The protocols include: social distancing facilitated through markings on the pier to indicate required distance between customers who are queued to enter the market; the number of individuals

allowed into the market are kept at a minimum level; sellers and customers are required to wear masks; stalls are distanced accordingly; and customers can also order online on Thursdays at 5pm to Friday at 5pm through an online store for curbside pick-up. A short video illustrating the Market's operations was then shown. Ms. Coniglio then urged everyone to support the fishermen at the Market and reported on the completion of the replacement of dock 2 at Tuna Harbor. The contract was approved by this Board in the November Board Meeting and involved the removal of an existing wooden floating dock and the replacement with heavier more structurally sound pre cast concrete floating dock at a cost of approximately \$1.9 million. Ms. Coniglio congratulated Engineering, Maritime, General Services, and Harbor Police staff for their collaboration in completing the repair.

Ms. Coniglio then provided an update on the District's operations during COVID-19. Ms. Coniglio reported that one additional employee tested positive for COVID-19, but noted that only two District employees have tested positive. The District will continue following all public health guidance and prioritize the safety of District employees. Ms. Coniglio reported how staff have worked to assist District tenants in reopening and that the sport fishing fleet and harbor tours are now operating with safety measures in place. Ms. Coniglio reported that the District and its tenants' interests are very much aligned and that the proposed FY21 budget was designed with various assumptions regarding reopening. Ms. Coniglio emphasized that there is uncertainty regarding how quickly and to what degree businesses can reopen, and that this situation would be monitored closely so that the District can respond accordingly.

G. District Clerk's Announcements.

Donna Morales, District Clerk, announced that agenda-related materials for Action Agenda Item 14 - File No. 2020-0131 were submitted and are on file with the Office of the District Clerk.

Additionally, Ms. Morales reported that staff requested to continue the following items: Consent Agenda Item 2 - File No. 2020-0221, Consent Agenda Item 6 - File No. 2020-0219, and Action Agenda Item 14 - File No. 2020-0131.

Ms. Morales also reported that three requests to speak had been received from Danny Serrano, David Flores, and Diane Takvorian with the Environmental Health Coalition for Item 14 - File No. 2020-0131. Chair Moore asked if the three speakers would like to register their comments today or if they would like to speak at the future meeting when the item is heard. Danny Serrano, Environmental Health Coalition, commented that the Environmental Health Coalition is in support of the item's continuance.

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

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

Nays: 0

Excused: 2 - Castellanos, and Malcolm

Absent: 0

Abstain: 0

Recused: 0

Following the adoption of the requested docket changes, Chair Moore asked if the three speakers for Item 14 - File No. 2020-0131 still wished to speak today now that the item had been continued. Danny Serrano, Environmental Health Coalition, noted that the three speakers from the Environmental Health Coalition had no additional comments.

APPROVAL OF MINUTES

[2020-0230](#) Approval of minutes for:

May 19, 2020 - CLOSED SESSION

May 19, 2020 - BPC MEETING

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

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

Nays: 0

Excused: 2 - Castellanos, and Malcolm

Absent: 0

Abstain: 0

Recused: 0

CONSENT AGENDA

On a motion by Commissioner Bonelli, seconded by Commissioner Valderrama, the Board adopted the Consent Agenda as follows: Resolution 2020-056; Resolution 2020-057; Resolution 2020-058; Resolution 2020-059; Resolution 2020-060; Resolution 2020-061; and Ordinance 2973. The motion carried by the following vote:

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

Nays: 0

Excused: 2 - Castellanos, and Malcolm

Absent: 0

Abstain: 0

Recused: 0

1. [2019-0511](#) RESOLUTION SELECTING AND AUTHORIZING PURCHASE OF ANNUAL SUBSCRIPTION SERVICES AND SUPPORT FROM SHI INTERNATIONAL CORP. FOR ENTERPRISE VULNERABILITY MANAGEMENT FROM JULY 23, 2020 THROUGH JULY 22, 2021 FOR A COST OF \$44,251 AND AUTHORIZING SUBSEQUENT ANNUAL

SUBSCRIPTIONS, WITH AN ESTIMATED FIVE-YEAR TOTAL COST OF OWNERSHIP OF \$221,022. THIS WORK HAS BEEN DEEMED AN OPERATIONAL NECESSITY. WITHOUT RENEWAL BY THE DISTRICT, AT ITS DISCRETION, THE AGREEMENT TERMINATES AUTOMATICALLY. FUNDS REQUIRED FOR THE FIRST YEAR HAVE BEEN BUDGETED IN FY20. FUNDS REQUIRED FOR FUTURE YEARS WILL BE BUDGETED IN THE APPROPRIATE FISCAL YEAR, SUBJECT TO BOARD APPROVAL.

On a motion by Commissioner Bonelli, seconded by Commissioner Valderamma, the Board adopted Resolution 2020-056 as part of the Consent Agenda.

2. [2020-0221](#) RESOLUTION SELECTING AND AUTHORIZING PURCHASE OF ANNUAL SUBSCRIPTION SERVICES AND SUPPORT FROM DIGITAL SCEPTER FOR A SECURITY ORCHESTRATION, AUTOMATION, AND RESPONSE (SOAR) PLATFORM FROM AUGUST 23, 2020 THROUGH AUGUST 22, 2021 FOR A COST OF \$75,000 AND AUTHORIZING SUBSEQUENT ANNUAL SUBSCRIPTIONS, IN AN AMOUNT NOT TO EXCEED \$200,454 FOR THREE YEARS OF SERVICE, FUNDED 75% BY PORT SECURITY GRANT PROGRAM FY 2017 (EMW-2017-PU-00651). THIS WORK HAS BEEN DEEMED AN OPERATIONAL NECESSITY. FY2020 EXPENDITURES ARE BUDGETED IN THE INFORMATION TECHNOLOGY CAPITAL PROJECT. FUNDS REQUIRED FOR FUTURE YEARS WILL BE BUDGETED IN THE APPROPRIATE FISCAL YEAR, SUBJECT TO BOARD APPROVAL.

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

This item was continued to a future Board meeting.

3. [2020-0093](#) RESOLUTION AUTHORIZING A SOLE SOURCE SERVICE AGREEMENT WITH VIGILANT SOLUTIONS FOR AUTOMATED LICENSE PLATE RECOGNITION SOFTWARE TO ENFORCE PARKING REGULATIONS AND SOFTWARE AS A SERVICE IMPLEMENTATION AND SUBSCRIPTION. AGREEMENT NOT TO EXCEED \$85,775 FOR TWO YEARS WITH THREE ONE-YEAR OPTIONS TO RENEW AND A FIVE-YEAR TOTAL COST OF OWNERSHIP OF \$177,275. FY2021 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 Bonelli, seconded by Commissioner Valderamma, the Board adopted Resolution 2020-057 as part of the Consent Agenda.

4. [2020-0094](#) RESOLUTION WAIVING BOARD OF PORT COMMISSIONERS POLICY NO. 110 AUTHORIZING A PURCHASE ORDER WITH GIMMAL LLC FOR GIMMAL RECORDS MANAGEMENT SOFTWARE LICENSING AND

SERVICE AGREEMENT FOR IMPLEMENTATION SERVICES FOR A PILOT PROJECT FROM 06/24/2020 THROUGH 06/30/2021 WITH A MAXIMUM EXPENDITURE AMOUNT OF \$114,551. THIS PILOT PROJECT MAY LEAD TO SIGNIFICANTLY LOWER RECURRING COSTS OF PORT-WIDE RECORDS MANAGEMENT. FUNDS REQUIRED FOR FY20 ARE BUDGETED AND FUNDS REQUIRED FOR FY21 ARE INCLUDED IN THE RECENTLY ADOPTED PRELIMINARY FY21 BUDGET. THIS EXPENDITURE IS CONSIDERED ESSENTIAL

On a motion by Commissioner Bonelli, seconded by Commissioner Valderamma, the Board adopted Resolution 2020-058 as part of the Consent Agenda.

5. [2020-0100](#) RESOLUTION APPROVING CALENDAR YEAR 2020 ANNUAL WORK PLAN FOR THE ENVIRONMENTAL ADVISORY COMMITTEE PURSUANT TO THE BOARD OF PORT COMMISSIONERS (BPC) POLICY NO. 018, BOARD ADVISORY COMMITTEES

On a motion by Commissioner Bonelli, seconded by Commissioner Valderamma, the Board adopted Resolution 2020-059 as part of the Consent Agenda.

6. [2020-0219](#) RESOLUTION APPROVING CHANGE ORDER NO. 2 FOR \$33,830 AND A CONTRACT TIME EXTENSION OF 170 DAYS FOR CONTRACT NO. 2018-27, SWEETWATER BICYCLE PATH AND PROMENADE PROJECT, TO ALIGN PROJECT COMPLETION WITH THE ADJACENT COSTA VISTA RV RESORT PROJECT, WITH NO INCREASE TO THE GRANT FUNDED BOARD APPROVED PROJECT BUDGET, PURSUANT TO BPC POLICY NO.110

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

This item was continued to a future Board meeting.

7. [2020-0188](#) RESOLUTION APPROVING THE AUDIT PLAN FOR FY20/21 PURSUANT TO BOARD OF PORT COMMISSIONERS (BPC) POLICY NO. 035 - POWERS AND FUNCTIONS OF THE PORT AUDITOR

On a motion by Commissioner Bonelli, seconded by Commissioner Valderamma, the Board adopted Resolution 2020-060 as part of the Consent Agenda.

8. [2020-0196](#) RESOLUTION AUTHORIZING THE REQUIRED ANNUAL ADOPTION OF BPC NO. 115, GUIDELINES FOR PRUDENT INVESTMENTS, WITH NO CHANGES FROM PRIOR YEAR

On a motion by Commissioner Bonelli, seconded by Commissioner Valderamma, the Board adopted Resolution 2020-061 as part of the Consent Agenda.

9. [2020-0218](#) ORDINANCE GRANTING AMENDMENT NO. 2 TO LEASE WITH SEAPORT ENTERTAINMENT, LLC TO MODIFY THE RENT PROVISIONS OF THE LEASE INCLUDING EXTENDING THE RENT COMMENCEMENT PERIOD FROM JULY 1, 2020 TO MAY 1, 2021 FOR

A PROPOSED FULL-SERVICE RESTAURANT LOCATED AT SEAPORT VILLAGE AT 849 W. HARBOR DRIVE, SUITE E3, IN SAN DIEGO

On a motion by Commissioner Bonelli, seconded by Commissioner Valderamma, the Board adopted Ordinance 2973 as part of the Consent Agenda.

ACTION AGENDA

10. [2020-0200](#) MONTHLY REPORTING OF FINANCIAL RESULTS AND DIRECTION TO STAFF

Robert DeAngelis, Vice President/Chief Financial Officer, addressed the Board with Staff's report and presentation regarding Action Agenda Item 10 - File No. 2020-0200 (A copy of the staff report, presentation, 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 Merrifield and Chair Moore provided comments.

The Board received the report.

11. [2020-0223](#) PRESENTATION AND UPDATE ON THE REOPENING OF DISTRICT AMENITIES AND FACILITIES AND EFFORTS SUPPORTING TENANTS IN CONCERT WITH THE COUNTY OF SAN DIEGO ORDER OF THE HEALTH OFFICER AND EMERGENCY REGULATIONS AND DIRECTION TO STAFF

Cid Tesoro, Assistant Vice President of Infrastructure, addressed the Board with Staff's report and presentation regarding Action Agenda Item 11 - File No. 2020-0223 (A copy of the staff report, presentations, and any agenda-related materials are on file with the Office of the District Clerk). Mr. Tesoro then turned the presentation to Michael Brown, Vice President of Marketing & Communications to discuss District tenant reopening marketing support. Mr. Brown then turned the presentation to Job Nelson, Chief Policy Strategist, to discuss the District's role in lobbying for various tenant sectors to reopen and on current and potential future stimulus efforts. Mr. Nelson then turned the presentation back to Mr. Tesoro to discuss current and future reopening efforts.

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

Commissioner Merrifield asked a question and President/CEO Randa Coniglio responded. Chair Moore, Commissioner Merrifield, Commissioner Valderrama, and Commissioner Zucchet provided comments. Commissioner Bonelli asked staff to return to him with the point of contact for the anchorages in Glorietta Bay.

The Board directed staff to identify how other jurisdictions are reopening their administrative buildings and conducting public meetings, identify ways for high risk employees to opt out of returning to the office, and to return with different options for ways to reopen the District's administration building and conduct public meetings.

12. [2020-0224](#) RESOLUTION COMBINING AND MODIFYING THE TEMPORARY RENT DEFERRAL PROGRAM FOR QUALIFYING CONCESSION RENT TENANTS AND FIXED RENT TENANTS INTO THE EXTENDED AND COMBINED RENT DEFERRAL PROGRAM AND DIRECTION TO STAFF, AS NECESSARY

Anthony Gordon, Director of Real Estate, addressed the Board with staff's report and presentation regarding Action Agenda Item 12 - File No. 2020-0224 (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: Richard Bartell, Bartell Hotels; Sharon Cloward, San Diego Port Tenants Association; Peter Flournoy, American Tunaboat Association; Chuck Abbott, Intercontinental San Diego; Catherine Wells, Hornblower Cruises and Events; Frank Ursitti, United Sportfishers of San Diego; Jim Keane, Wetzel's Pretzels; Marion Braun, Marion's Fish and Seafood Restaurant; Peter Mackauf, KM West Coast Inc DBA Ben and Jerry's; Ramzi Hamdan; Susan Bowman, Bali Hai and Tom Ham's Lighthouse; Tina Belinsky, Village Hat Shop; Virginia Camacho, Seaport Island Fashion.

Commissioner Merrifield, Commissioner Valderrama, Commissioner Zucchet, Commissioner Bonelli, and Chair Moore provided comments and asked questions. Mr. Gordon responded.

On a motion by Commissioner Merrifield, seconded by Commissioner Valderrama, the Board adopted Resolution 2020-062 and directed staff to clarify that no interest or late fees would be applied to the deferred amounts if paid in full by the program's deadline. The motion carried by the following vote:

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

Nays: 0

Excused: 2 - Castellanos, and Malcolm

Absent: 0

Abstain: 0

Recused: 0

PUBLIC HEARING AGENDA

- 13.0 [2020-0194](#) A) CONDUCT PUBLIC HEARING AND ADOPT AN ORDINANCE ADOPTING THE FISCAL YEAR 2021 FINAL BUDGET INCLUDING CHANGES FROM THE APPROVED PRELIMINARY BUDGET TO (1) ADD \$575,000 TO NON-PERSONNEL APPROPRIATED ITEM FOR STRATEGIC ACTIVATIONS AND ENHANCEMENTS FOR SEAPORT VILLAGE TO BE FUNDED FROM RESERVES, AND (2) TRANSFER \$150,000 FROM ORDINARY ANNUAL EXPENSE BUDGET TO THE EQUIPMENT OUTLAY AND OTHER CAPITAL PROJECTS BUDGET FOR CAPITAL LABOR RELATED TO THE COAST GUARD BUILD OUT LEASEHOLD IMPROVEMENT PROJECT AND SECURITY IMPROVEMENTS AT HARBOR POLICE DEPARTMENT (HPD) PROJECT
- B) RESOLUTION WAIVING BPC POLICY NO. 730 - PORT ENVIRONMENTAL ADVISORY COMMITTEE POLICY AND NOT DEPOSIT THE FY 2021 ANNUAL SET ASIDE OF \$637,900 TO THE ENVIRONMENTAL FUND
- C) RESOLUTION WAIVING BPC POLICY NO. 773 - MARITIME INDUSTRIAL IMPACT FUND AND NOT DEPOSIT THE FY 2021 ANNUAL SET ASIDE OF \$134,600 TO THE MARITIME INDUSTRIAL IMPACT FUND (MIIF)
- D) RESOLUTION WAIVING BPC POLICY NO. 117 - OPERATING RESERVE POLICY, TO ALLOW THE USE OF OPERATING RESERVE TO PARTIALLY FUND THE FY 2021 BUDGET ONCE THE CUMULATIVE UNRESTRICTED RESOURCES ARE EXHAUSTED, HOWEVER THE OPERATING RESERVE BALANCE SHALL IN NO EVENT GO BELOW THE MINIMUM REQUIRED \$20M.

Robert DeAngelis, Vice President and Chief Financial Officer, addressed the Board with staff's report and presentation regarding Action Agenda Item 13.0 - File No. 2020-0194 and Action Agenda Item 13.1 - File No. 2020-0184 (A copy of the staff reports, presentations, and any agenda-related materials are on file with the Office of the District Clerk).

Chair Moore opened the Hearing for public comment.

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

Chair Moore closed the Public Hearing.

Commissioner Zucchet, Commissioner Valderrama, Commissioner Merrifield, Commissioner Bonelli, and Chair Moore provided comments and asked questions, Mr. DeAngelis responded.

On a motion by Commissioner Zucchet, seconded by Commissioner Valderrama, the Board adopted Ordinance 2974, Resolution 2020-063, Resolution 2020-064, and Resolution 2020-065. The motion carried by the following vote:

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

Nays: 0

Excused: 2 - Castellanos, and Malcolm

Absent: 0

Abstain: 0

Recused: 0

- 13.1** [2020-0184](#) ORDINANCE AMENDING SALARY ORDINANCE NO. 2953 ENTITLED “AN ORDINANCE ESTABLISHING A SCHEDULE OF COMPENSATION FOR OFFICERS AND EMPLOYEES OF THE SAN DIEGO UNIFIED PORT DISTRICT” AND RESOLUTION ESTABLISHING THE SAN DIEGO UNIFIED PORT DISTRICT (DISTRICT) DIRECTORY OF CLASSIFICATION SPECIFICATIONS FOR FISCAL YEAR 2020/2021

On a motion by Commissioner Zucchet, seconded by Commissioner Valderrama, the Board adopted Ordinance 2975 and Resolution 2020-066. The motion carried by the following vote:

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

Nays: 0

Excused: 2 - Castellanos, and Malcolm

Absent: 0

Abstain: 0

Recused: 0

ACTION AGENDA CONTINUED

- 14.** [2020-0131](#) MITSUBISHI CEMENT CORPORATION BULK CEMENT WAREHOUSE AND LOADING FACILITY PROJECT LOCATED IN WAREHOUSE C AT THE TENTH AVENUE MARINE TERMINAL, SAN DIEGO:
- A) ADOPT RESOLUTION CERTIFYING THE FINAL SUBSEQUENT ENVIRONMENTAL IMPACT REPORT FOR THE “MITSUBISHI CEMENT CORPORATION AT WAREHOUSE C: BULK CEMENT WAREHOUSE AND LOADING FACILITY PROJECT,” ADOPTING FINDINGS OF FACT AND STATEMENT OF OVERRIDING CONSIDERATIONS, ADOPTING MITIGATION MONITORING AND REPORTING PROGRAM, AND DIRECTING FILING OF THE NOTICE OF DETERMINATION;
- B) ADOPT RESOLUTION GRANTING CONCEPT APPROVAL TO MITSUBISHI CEMENT CORPORATION FOR THE BULK CEMENT

WAREHOUSE AND LOADING FACILITY PROJECT, CONDITIONED ON EXECUTION OF A LEASE OR DEFINITIVE AGREEMENT BETWEEN THE DISTRICT AND MITSUBISHI CEMENT CORPORATION;
C) ADOPT RESOLUTION AUTHORIZING ISSUANCE OF A NON-APPEALABLE COASTAL DEVELOPMENT PERMIT TO MITSUBISHI CEMENT CORPORATION FOR THE BULK CEMENT WAREHOUSE AND LOADING FACILITY PROJECT, CONDITIONED ON EXECUTION OF A LEASE OR DEFINITIVE AGREEMENT BETWEEN THE DISTRICT AND MITSUBISHI CEMENT CORPORATION

This item was continued to a future Board meeting.

15. [2020-0197](#) REVIEW AND CONSIDERATION OF DRAFT PROPOSED BOARD AGENDA FOR THE JULY 14, 2020 MEETING

On a motion by Commissioner Zucchet, seconded by Commissioner Merrifield, the Board approved the proposed agenda for July 14, 2020. The motion carried by the following vote:

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

Nays: 0

Excused: 2 - Castellanos, and Malcolm

Absent: 0

Abstain: 0

Recused: 0

OFFICER'S REPORT

16. [2020-0222](#) OFFICER'S REPORT

MONTHLY NOTIFICATION OF CHANGE ORDERS PURSUANT TO BPC POLICY NO. 110:

A) Change Order No. 1 to Contract No. 2019-17 with Urban Corps of San Diego County / \$97,590.44 Increase & 10 Calendar Day Time Extension thru 06/24/20

B) Change Order No. 1 to Contract No. 2019-45 with Cass Construction, Inc. dba Cass Arrieta / Increases Contract by \$4,664.30

C) Change Order No. 1 to Contract No. 2019-04 with Bellingham Marine Industries, Inc. / Increases Contract by \$109,940.52

D) Change Order No. 1 to Contract No. 2017-07 with SD Stature, Inc. /

Increases Contract by \$10,285.86 & 27 Calendar Day Time Extension thru 06/22/20

E) Change Order No. 1 to Contract No. 2019-21 with Slater Waterproofing, Inc. / Decreases Contract by \$5,540.00 & 35 Calendar Day Time Reduction thru 05/13/20

F) Change Order No. 1 to Contract No. 2018-27 with 3-D Enterprises, Inc. / Increases Contract by \$10,613.25 & 120 Calendar Day Time Extension thru 07/05/20

G) Change Order No. 1 to Contract No. 2019-44 with SoCal Building, & Restoration, Inc. DBA SoCal Building Group / 39 Calendar Day Time Extension thru 06/30/20

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

None to Report

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 Fifth Avenue Landing, LLC for Rental Period Beginning 05/07/20 thru 05/06/30

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:

A) Amendment No. 1 to Lease (#70907) with Seaport Entertainment, LLC. / Deletes and Replaces Section 8.1.1.

Secretary, Board of Port Commissioners

San Diego Unified Port District

ATTEST:

Clerk of the San Diego Unified Port District