



## **SAN DIEGO UNIFIED PORT DISTRICT BOARD OF PORT COMMISSIONERS SPECIAL MEETING AGENDA**

May 5, 2009

9 a.m.

Don L. Nay Port Administration Building  
3165 Pacific Highway  
San Diego, California

**PLEASE COMPLETE A "REQUEST TO SPEAK" FORM PRIOR TO THE COMMENCEMENT OF THE MEETING AND SUBMIT IT TO THE DISTRICT CLERK.**

Starred Items (\*) are considered to be routine, and will be acted upon with one vote. If you wish for an item to be removed from the Consent Agenda, submit your request to the District Clerk prior to the commencement of the meeting.

Agendas are available in alternative formats upon request. If you require assistance or auxiliary aids in order to participate at public meetings, please contact Office of the District Clerk at [publicrecords@portofsandiego.org](mailto:publicrecords@portofsandiego.org) or (619) 686-6206 within 24 hours of the meeting.

Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the San Diego Unified Port District to all or a majority of the Board of Port Commissioners, including those records distributed less than 72 hours prior to that meeting, are available for public inspection at the Office of the District Clerk, 3165 Pacific Highway, San Diego, California during normal business hours.

1. Roll Call
2. Public Communications (3 minutes each). No actions may be taken on these items.

### **WORKSHOP**

3. GASB 45 – Other Post Employment Benefits.

## **CLOSED SESSION**

4. CONFERENCE WITH REAL PROPERTY NEGOTIATOR  
Government Code Section 54956.8

Property: Approximately 221,000 square feet of tideland area leased to Fifth Avenue Landing, LLC; approximately 86,000 square feet of land comprising the northerly portion of the tideland area leased to One Park Boulevard, LLC; and the adjacent District-owned roadway, all bayward of the San Diego Convention Center.

Negotiating Parties: Carol Wallace, CEO San Diego Convention Center Corporation; Raymond Carpenter and Arthur Engel, Managing Members, Fifth Avenue Landing LLC; President, Hilton Hotels Corporation, One Park Boulevard  
Dirk Mathiasen, SDUPD

Under Negotiation: Price and Terms

5. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to Subdivision (b)(1) of Government Code Section 54956.9:  
One Case

6. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
Pursuant to Subdivision (a) of Government Code Section 54956.9:

SDUPD v. Landmark Insurance Company  
San Diego Superior Court Case No. 37-2008-00079072-CU-BC-CTL

7. CONFERENCE WITH REAL PROPERTY NEGOTIATOR  
Government Code Section 54956.8

District Property: Approximately 35 acres of property located within the Harbor District of the Chula Vista Bayfront, West of I-5, South of H Street, and North of J Street in Chula Vista, California.

Pacifica Companies Property: Approximately 97 acres located within the Sweetwater District of the Chula Vista Bayfront, West of I-5, South of E Street, and North of F Street in Chula Vista, California.

Negotiating Parties: Ashok Israni, President, Pacifica Companies  
Paul Fanfera, SDUPD

Under Negotiation: Price and Terms

**CLOSED SESSION** (continued)

8. CONFERENCE WITH LABOR NEGOTIATOR  
Government Code Section 54957.6

District Negotiator: Executive Director

Employee Organizations: California Teamsters, Public Professional & Medical  
Employees Union Local 911

9. PUBLIC EMPLOYEE APPOINTMENT, PERSONNEL EVALUATION OR  
DISCIPLINE: EXECUTIVE DIRECTOR AND PORT ATTORNEY

Government Code Section 54957.6