



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

**June 9, 2009**

1:00 p.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. Pledge of Allegiance.
2. Roll Call
3. Approval of minutes for the April 28, 2009 special meeting, May 5, 2009 special and regular meetings.
4. Public Communications (3 minutes each). No actions may be taken on these items.

## **CONSENT AGENDA**

- \* 5. Resolution Authorizing an Agreement with the City of Imperial Beach for Police, Fire, Emergency Medical, Lifeguard and Animal Control Services in an amount not to exceed \$8,705,334 for the period July 1, 2009 through June 30, 2012.
- \* 6. Resolution Directing staff to continue funding Post Employment Benefits other than pensions on a-pay-as-you-go basis.
- \* 7. Resolution Authorizing a Purchase Agreement with Custom Marine Electronics for the acquisition of two (2) Thermal Imagers (new and unused goods) for an amount not to exceed \$144,702.50.
- \* 8. Resolution Authorizing Acceptance of Transportation Security Administration (TSA) Grant Award Modification No. 2 in the amount of \$157,500 for the Harbor Police Department's Explosives Detection Canine Team Program, per BPC Policy No. 109.
- \* 9. Resolution Authorizing an increase to FY09 Port Security Grant Program Project Funding Limit by \$611,217 to \$3,508,217.
- \* 10. Resolution Declaring Items of Equipment to be Surplus to the needs of the Port District and Authorizing their Sale or Disposal in accordance with BPC Policy No. 111.
- \* 11. Resolution Authorizing Third Amendment to Agreement with Dudek & Associates, Inc. to provide environmental review consulting services for the completion of the Chula Vista Bayfront Master Plan Environmental Impact Report for an additional \$400,000 and to extend term twelve (12) months.
- \* 12. Resolution Authorizing Amendment No. 1 to Agreement with the City of Imperial Beach for Tidelands Maintenance Services extending the expiration date from June 30, 2009 to September 30, 2009, and for an amount not to exceed \$200,900.00 for a revised agreement total not to exceed \$2,346,233.33.
- \* 13. Resolution Authorizing Change Orders to Contract No. 2008-22, Kellogg Beach Sand Replacement, with Sim J. Harris, Inc. for
  - A) Change Order No. 4 for 90 calendar day extension through August 26, 2009 to complete Sand Placement.
  - B) Change Order No. 5 for \$10,806 to install Safety Improvements at the outlet of the existing city of San Diego Storm Drain for a total contract amount of \$72,321.00.
- \* 14. Resolution Adopting Plans and Specifications and Awarding Contract No. 2008-16 to 3-D Enterprises, Inc. for TAMT and NCMT Lighting Improvements in the amount of \$1,012,026.

**CONSENT AGENDA** (continued)

- \* 15. Resolution Granting Indemnity to Enterprise Rent A Car Company of Los Angeles dba Enterprise Fleet Management for vehicle leasing services.
- \* 16. Resolution Authorizing Amendment No. 4 to Agreement with MJE Marketing Services, Inc. to Authorize Funding for period four, FY 09/10, for an amount not to exceed \$650,000 and to extend the term through June 30, 2010 for a total agreement amount of \$2,250,000.
- \* 17. Resolution Authorizing First Amendment to Agreement with RBF Consulting, a California Corporation, for \$150,000 for a new total not to exceed amount of \$450,000.
- \* 18. BAE Systems San Diego Ship Repair, Inc.
  - A) Resolution Establishing Rent for BAE Systems San Diego Ship Repair, Inc. for the Period from December 1, 2007 through November 30, 2009.
  - B) Ordinance Granting Amendment No. 4 to Lease with BAE Systems San Diego Ship Repair, Inc. establishing rental adjustments for the balance of the lease term.
- \* 19. Ordinance Granting Amendment No. 1 to Lease with Cemex Pacific Coast Cement Corporation to delete preferential right to certain rail track and temporarily reduce minimum annual guarantee.  
**The Board will consider staff's request to continue this item to a future Board meeting.**
- \* 20. Ordinance Granting Amendment No. 11 to Seaport Village Operating Co., LLC Option Agreement for redevelopment of the Old Police Headquarters to extend the option term for six-months through December 30, 2009.
- \* 21. Lane Field San Diego Developers
  - A) Ordinance Granting Amendment No. 3 to Option Agreement with Lane Field San Diego Developers, LLC for development of Lane Field South to extend the option term for up to twenty-six months through January 7, 2012 with conditions.
  - B) Ordinance Granting Amendment No. 2 to Option Agreement with Lane Field San Diego Developers, LLC for development of Lane Field North to extend the option term for up to twenty-two months through January 7, 2012 with conditions.

**CONSENT AGENDA** (continued)

- \* 22. Resolution Authorizing a Memorandum of Understanding between the District and the Cities of San Diego, Chula Vista and National City for the operation and administration of the San Diego Regional Enterprise Zone Program and granting indemnity to cities.  
**The Board will consider staff's request to continue this item to a future Board meeting.**
- \* 23. Ordinance Granting Amendment No. 1 to Sunroad Harbor Island, Inc. Option Agreement for restaurant development to extend the option term for six-months through June 2010.
- \* 24. Resolution Authorizing Amendment to Resolution No. 2008-154 Regarding Agreement with W.A.R.N., LLC for District-Wide Emergency Notification System to increase the subscription amount not to exceed \$60,000.  
**Board Action No Longer Required.**
- \* 25. Resolution Authorizing Agreement with Jacobs Engineering for Construction and Project Management Services for Demolition of the Former Teledyne Ryan Aeronautical Facility, San Diego, California in an amount not to exceed \$amount.  
**The Board will consider staff's request to continue this item to a future Board meeting.**

**PRESENTATION AGENDA**

- 26. Presentation of the District's Employee of the First (1<sup>st</sup>) Quarter, 2009.
- 27. Presentation to Recipients of School Year 2009/2010 Port with No Borders Scholarships.
- 28. Proclamation Honoring Susie Baumann, President of the family owned and operated Bali Hai and Tom Ham's Lighthouse Restaurants.
- 29. Update on Implementation of Court Settlement with Homeowners of 501 and 505 First Street, Coronado.

## **PUBLIC HEARING/ ACTION AGENDA**

30. FY 09/10 Final Budget
  - A) Conduct Public Hearing and Adopt Ordinance Adopting the FY 09/10 Final Budget.
  - B) Ordinance Amending Salary Ordinance No. 2519.
  - C) Resolution Establishing the San Diego Unified Port District Directory of Classification Specifications for Fiscal Year 2009 – 2010.
  
31. North Embarcadero Visionary Plan Phase I Coastal Access Features Project:
  - A) Conduct a Public Hearing and Adopt Resolution finding that the North Embarcadero Visionary Plan Phase I Coastal Access Features Project is within the scope of the North Embarcadero Visionary Plan Master Environmental Impact Report.
  - B) Conduct a Public Hearing and Adopt Resolution Authorizing Issuance of an Appealable Coastal Development Permit.

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

## **ACTION AGENDA**

32. Coronado Yacht Club
  - A) Preliminary Project Review for Coronado Yacht Club's proposed Redevelopment and Expansion Project.
  - B) Direction to Staff to proceed with Environmental Review for Coronado Yacht Club's proposed Redevelopment and Expansion Project.
  - C) Resolution Selecting ICF Jones & Stokes and Authorizing a Three-Party Agreement with Coronado Yacht Club, ICF Jones & Stokes, and the District for Environmental review consulting services for a period of 12 months and for a fee not to exceed \$175,325.
  - D) Ordinance Granting Option Agreement to Coronado Yacht Club for a new 40-Year Lease.
  
33. Resolutions Granting Concept Approval for Proposed Redevelopment Projects proposed by:
  - A) Fisherman's Landing Corporation
  - B) Point Loma Sportfishing Association, Inc.
  - C) United Sportfishers of San Diego, Inc., dba H & M Landing
  
34. Resolution Adopting Plans and Specifications for the Broadway Pier Cruise Ship Terminal No. 2008-27, Rejecting the low bid from Ledcor Construction as Non-Responsive, Awarding Contract No. 2008-27 to Jaynes Corporation of California, for the Broadway Pier Cruise Ship Terminal Project in the amount of \$17,444,003, and authorizing the allocation of funds in the amount of \$1,829,003 to the Broadway Pier Cruise Ship Terminal Project from the FY 09-13 Capital Development Project Contingency Funds.

**ACTION AGENDA** (continued)

35. Review and Consideration of Proposed Board Agenda for Meeting of July 7, 2009.
36. Resolution Electing Secretary of the Board of Port Commissioners for a term beginning June 9, 2009 and ending December 31, 2009.
37. North Embarcadero Visionary Plan Phase I
  - A) Resolution Approving Expenditure of \$12,900,000 for Construction of Phase I.
  - B) Resolution Approving Amendments I and 2 to the Joint Exercise of Power Agreement between the District, the City of San Diego and Redevelopment Agency of the City of San Diego acting through Centre City Development Corporation.

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

## **OFFICER'S REPORT**

38. Monthly Notification of Change Orders Pursuant to BPC Policy 110:
- A) Change Order No. 1 for \$1,100.00 with 0 Calendar Days to Contract No. 2009-04 with Statewide Stripes, Inc. for Shelter Island Oversized Vehicle Parking Stalls and Signage Installation, San Diego, California.
  - B) Change Order No. 2 for \$0.00 with 30 Calendar Days to Contract No. 2009-04 with Statewide Stripes, Inc. for Shelter Island Oversized Vehicle Parking Stalls and Signage Installation, San Diego, California.
  - C) Change Order No. 2 for \$1,335.00 with 1 Calendar Day to Contract No. 2007-30 with 3-D Enterprises, Inc. for North Gate Improvements Tenth Avenue Marine Terminal San Diego, California.
  - D) Change Order No. 3 for \$6,010.00 with 6 Calendar Days to Contract No. 2007-30 with 3-D Enterprises, Inc. for North Gate Improvements Tenth Avenue Marine Terminal San Diego, California.
  - E) Change Order No. 1 for \$0.00 with 45 Calendar Days to Contract No. 2008-34 with C&C Glass for Administration Building Annex Exterior Doors Replacement, San Diego, California.
  - F) Change Order No. 2 for \$1,865.00 with 0 Calendar Days to Contract No. 2008-22 with Sim J. Harris, Inc. for Kellogg Beach Sand Replacement, San Diego, California.
  - G) Change Order No. 3 for \$0.00 with 15 Calendar Days to Contract No. 2008-22 with Sim J. Harris, Inc. for Kellogg Beach Sand Replacement, San Diego, California.
  - H) Change Order No. 2 for (\$124,430.06) with 0 Calendar Days to Contract No. 2008-04 with Fibwrap Construction, Inc. for Chula Vista Bayside Park Pier Repair, Chula Vista, California.
  - I) Change Order No. 2 for \$3,530.73 with 0 Calendar Days to Contract No. 2008-29 with PAL General Engineering for Tidelands, Various Locations, Preventative Pavement Maintenance FY2009, San Diego, California.

## **OTHER MATTERS**

- 39. President's Report.
- 40. Board Committee Reports
- 41. Commissioner Comments. No actions may be taken on these items.

### **Note:**

For those planning to attend the Board meeting, parking is available in the Port Administration Building parking lot. Overflow parking can be accommodated to the west of the Port Administration Building in the Port District Employee/Visitor parking.

For the agenda online and more information about the Commissioners' names and city representation, and future Board meeting dates, please visit our website at [www.portofsandiego.org](http://www.portofsandiego.org).

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