

**MINUTES
BOARD OF PORT COMMISSIONERS
SAN DIEGO UNIFIED PORT DISTRICT**

As previously posted, a special meeting of the Board of Port Commissioners of the San Diego Unified Port District was called to order by Chairman Cushman at 10:02 a.m., Tuesday, January 5, 2010, in the Bay Room at Kona Kai Resort at 1151 Shelter Island Drive, San Diego, California.

ROLL CALL

Agenda Item 1.

Present: COMMISSIONERS Bixler, Burdick, Cushman, Peters, Smith, and Valderrama
OFFICERS Wurster, Bennett, and Liner.

Absent: No Commissioners absent.

Excused: Padilla until he arrived at 10:20 a.m.

PUBLIC COMMUNICATIONS

Agenda Item 2. none.

As there were no public comments Chairman Cushman requested that Port Attorney Bennett read out the closed session.

CLOSED SESSION

Duane Bennett, Port Attorney, announced the closed session agenda as follows:

Agenda Item 3.

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Pursuant to Subdivision (a) of Government Code Section 54956.9:

Save Our Heritage Organisation, Petitioner, v. SDUPD, et al., Respondents;
San Diego County Regional Airport Authority, et al., Real Parties in Interest
San Diego Superior Court No. 37-2009-00097828-CU-TT-CTL

Agenda Item 4a.

CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Government Code Section 54956.8

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

Negotiating Parties: Ashok Israni, President, Pacifica Companies; Ellen Corey Born, Dirk Mathiasen, Paul Fanfera, Karen Weymann, Chris Hargett, SDUPD; Charles E. Black, CB Urban Development

Under Negotiation: Price and Terms

Agenda Item 4b.

CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Government Code Section 54956.8

Property: Former Goodrich South Campus, located West of Bay Boulevard, between H Street and J Street, in Chula Vista, California

Negotiating Parties: Goodrich Aerostructures: Geoff Robinson, Outside Counsel; Domenic Rigoglioso, Legal Counsel; Bob George, Facilities Engineer; Rick Sciordia, Environmental Engineer

City of Chula Vista/Redevelopment Agency of the City of Chula Vista: Denny Stone, Economic Development Manager, Eric Crockett, Redevelopment Manager

San Diego Unified Port District:
Ellen Corey Born, Dirk Mathiasen, Randa Coniglio,
Paul Fanfera, Karen Weymann, Chris Hargett and
Charles Black, CB Urban Development

Under Negotiation: Price and Terms

Agenda Item 4c.

CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Government Code Section 54956.8

Property: City of Chula Vista /Redevelopment Agency of the
City of Chula Vista: Approximately 5.67 acres located
at 965 Lagoon Drive, Chula Vista

District: Approximately 1.79 acres, described as Parcel H-17,
in the Harbor District of the Chula Vista Bayfront
Master Plan

Negotiating Parties: Denny Stone, Economic Development Manager,
Redevelopment Agency of the City of Chula Vista, and
Eric Crockett, Redevelopment Manager, Community
Development, City of Chula Vista;
Ellen Corey Born, Dirk Mathiasen, Paul Fanfera,
Karen Weymann, Chris Hargett, SDUPD;
Charles E. Black, CB Urban Development

Under Negotiation: Price and Terms

Agenda Item 4d.

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

Port Attorney Bennett announced that Commissioner Burdick had a
continuing recusal motion and would not be participating in the closed session
regarding items 4a, 4b, 4c and 4d.

Agenda Item 5.

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, 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; Ellen Corey Born, Karen Weymann, Shahriar Afshar, SDUPD; Charles E. Black, CB Urban Development

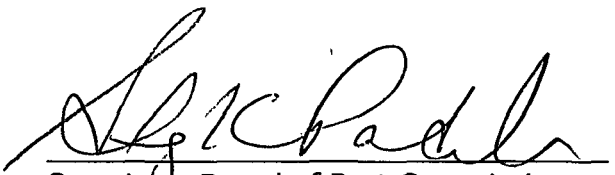
Under Negotiation: Price and Terms

Agenda Item 6.

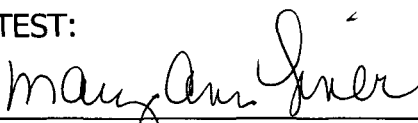
PUBLIC EMPLOYEE APPOINTMENT, PERSONNEL EVALUATION OR DISCIPLINE:
EXECUTIVE DIRECTOR AND PORT ATTORNEY

Government Code Section 54957.6

There was no other formal or reportable action, pursuant to Government Code Section 54950 et seq to report from the closed session; whereupon, Chairman Cushman adjourned the meeting.


Secretary, Board of Port Commissioners
San Diego Unified Port District

ATTEST:


Clerk of the San Diego Unified Port District