



**SAN DIEGO UNIFIED PORT DISTRICT
BOARD OF PORT COMMISSIONERS
MEETING AGENDA
June 8, 2010**

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 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 29, 2010 special meeting, May 4, 2010 special meeting, May 4, 2010 regular meeting and the May 12, 2010 special meeting.
4. Public Communications (3 minutes each). No actions may be taken on these items.

CONSENT AGENDA

- * 5. Resolution Adopting Plans and Specifications and Awarding Contract No. 2009-09 to Tekworks, Inc. for National Distribution Center Phone Room Upgrade Project, National City in the amount of \$198,719.
- * 6. Resolution Selecting and Authorizing Agreement with BEA Architects, Inc. for architectural/engineering services for B Street Pier Cruise Ship Terminal Incremental Improvements in the amount not to exceed \$670,000.
- * 7. Resolution Selecting and Authorizing Agreement with International Parking Design, Inc. for design of America's Cup Harbor Parking Facility in an amount not to exceed \$699,500.
- * 8. Resolution Authorizing and Consenting to Assignment and Assumption of Agreements from Blaylock Engineering Group to Moffatt & Nichol – Blaylock.
- * 9. Resolution Waiving BPC Policy No. 110 and Authorizing a one (1) year Agreement with The SoCo Group, Inc. for as needed gasoline and diesel fuel purchases in an amount not to exceed \$238,700.
- * 10. Resolution Approving a Tenant Public Art Proposal for Pacific Tugboat Services by Artists Anney Rosenthal and Garrick Oliver of OBR Architecture, Inc.
- * 11. Ordinance Granting Amendment No. 2 to Lease with Fisherman's Landing Corporation extending construction rent for sixty days.
- * 12. San Diego Gas and Electric Company
 - A) Ordinance Granting a 20 Year Facility Lease Agreement with San Diego Gas and Electric Company for the Broadway Pier Facility and granting indemnity.
 - B) Resolution Authorizing 20 Year Energy Service Agreement with San Diego Gas and Electric Company for the Broadway Pier Facility Photovoltaic System and granting indemnity.
- * 13. Resolution Establishing Rent for Tesoro Refining and Marketing Company for the period from August 1, 2010 through July 31, 2015.
- * 14. Resolution Consenting to Change of Control of Manchester Grand Resorts, L.P. dba Manchester Grand Hyatt Hotel to Hyatt Hotels Corporation with conditions.
- * 15. Resolution Authorizing the Annual Adoption of BPC Policy No. 115, Guidelines for Prudent Investments.

CONSENT AGENDA (continued)

- * 16. Resolution Selecting and Authorizing As-Needed Agreements with Sage Group; Sierra Infosys Inc.; Sparta Consulting, Inc; and V3iT Consulting, Inc. for SAP Level 3 Help Desk & Business Warehouse Backend Support in an amount not to exceed \$375,000 for 3 years, with 2 optional 1 year extensions at \$125,000 per year.
- * 17. Resolution Authorizing an Amendment to the Memorandum of Understanding between the San Diego Regional Co-permittees to provide the ability to refund costs for developing regional activities required under the Municipal Stormwater Permit.
- * 18. Resolution Selecting AECOM and Authorizing a Three-Party Agreement with Dynegy South Bay, LLC, AECOM Technical Services, Inc., and the District for Environmental Review Consulting Services for the South Bay Power Plant Demolition and Remediation Project for a period of 24 months and for a fee not to exceed \$322,488.
- * 19. Resolution Exercising Second Option and Approving Funding for this option year of an Agreement with Katz & Associates, Inc. for Public Affairs and Communications Services in an amount not to exceed \$200,000.
- * 20. Resolution Amending BPC Policy No. 362, the Americans with Disabilities Act (ADA) Policy to add language to encourage tenants to consider Universal Design on tenant improvements and developments.
The Board will consider staff's request to continue this item to a future Board meeting.
- * 21. Resolution Appropriating California Port and Maritime Security Grant to implement security measures at Broadway Pier Cruise Ship Terminal and Authorizing Change Order No. XX to Contract No. 2008-27 with Jaynes Corporation in an amount not to exceed \$XXX,XXX for a total contract amount of \$XX,XXX,XXX.
The Board will consider staff's request to continue this item to a future Board meeting.

PRESENTATION AGENDA

- 22. Presentation of the San Diego Unified Port (District) 2010 Employee of the First (1st) Quarter.
- 23. Presentation on Debris Removal in the A-8 Anchorage.
The Board will consider staff's request to continue this item to a future Board meeting.

PUBLIC HEARING AGENDA

24. FY 10/11 Final Budget
 - A) Conduct Public Hearing and Adopt Ordinance Adopting the FY 10/11 Final Budget.
 - B) Ordinance Amending Salary Ordinance No. 2577.
 - C) Resolution Establishing the San Diego Unified Port District Directory of Classification Specifications for Fiscal Year 2010 - 2011.

ACTION AGENDA

25. Recommendation of Port Scholarship Advisory Committee to award three Scholarships totaling \$5,500 and Presentation to recipients of School Year 2010/2011 Port With No Borders Scholarships.
26. Point Loma Seafoods
 - A) Resolution Granting Concept Approval to Mrs. Kelly's, Inc. dba Point Loma Seafoods for proposed restaurant renovation.
 - B) Ordinance Granting an Option Agreement with Mrs. Kelly's, Inc. dba Point Loma Seafoods for a new 30 year lease, with a 10 year option to extend.
27. Ordinance Conditionally Granting a 30 Year Lease subject to obtaining a Coastal Development Permit with Community Development Commission of National City beginning January 1, 2011 and ending December 31, 2040 with one five (5) year option to extend.
28. Presentation and direction to staff regarding North Embarcadero Visionary Plan Phase 1 Public Outreach and Enhancement Opportunities.
29. Review of BPC Policy No. 730, the Port Environmental Advisory Committee Policy, and the Environmental Advisory Committee Charter and provide direction to staff.
30. Resolution Adopting a new Clean Truck Policy for the Tenth Avenue and National City Marine Terminals.
31. Discussion of possible legislation of interest to the San Diego Unified Port District, status report and direction to staff if any.
32. Review and Consideration of Proposed Board Agenda for the Meeting of July 6, 2010.

ACTION AGENDA (continued)

33. Ordinance Authorizing an Agreement with the City of Chula Vista, the Redevelopment Agency of the City of Chula Vista, and the District, for the Financing of Chula Vista Bayfront Master Plan.
The Board will consider staff's request to continue this item to a future Board meeting.
34. Ordinance Authorizing a Memorandum of Understanding with the City of Chula Vista, Redevelopment Agency of the City, and the District for the Implementation of the Chula Vista Bayfront Master Plan.
The Board will consider staff's request to continue this item to a future Board meeting.
35. Review of FY 2009-13 Capital Development Program to ensure that it reflects current District priorities, recommendations from the Maritime Enhancement Advisory Committee, and provide direction to staff if changes to the program are desired.

OFFICER'S REPORT

36. Monthly Notification of Change Orders Pursuant to BPC Policy No. 110:
 - A) Change Order No. 4 for \$836.00 and 0 Calendar Days, to Contract No. 2009-05 with Coastal Air, Inc. for Administration Building Third Floor Wellness Facility, San Diego, CA.
 - B) Change Order No. 5 for \$0.00 and 28 Calendar Days to Contract No. 2009-05 with Coastal Air, Inc. for Administration Building Third Floor Wellness Facility, San Diego, CA.
 - C) Change Order No. 1 for (\$860.00) and 28 Calendar Days to Contract No. 2009-32 with ALCEM Fence Company, Inc. for Harbor Police Administration Building Perimeter Fence Repair and Slat Installation, San Diego, CA.
 - D) Change Order No. 8 for (\$1,429.41) and 0 Calendar Days to Contract No. 2007-26 with Randall Construction, Inc. for Tideland Comfort Station Refurbishment Various Location: Chula Vista, Coronado, Imperial Beach, National City and San Diego, California.
 - E) Change Order No. 2 for \$5,088.20 and 0 Calendar Days, to Contract No. 2008-37 with So Pac Rail, Inc. for TAMT Railways Trolley / Rail Switch Replacement, San Diego, California.
 - F) Change Order No. 4 for \$3,672.00 and 0 Calendar Days to Contract No. 2008-16 with 3-D Enterprises, Inc. for Tenth Avenue Marine Terminal and National City Marine Terminal Lighting Improvements, San Diego and National City, California.

OTHER MATTERS

37. President's Report.
38. 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.

As a courtesy to all who attend these public meetings, please turn all cell phones to off or vibrate before entering the Board Room.