



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

September 7, 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 August 3, 2010 special meeting and the August 3, 2010 regular meeting.
4. Public Communications (3 minutes each). No actions may be taken on these items.

CONSENT AGENDA

- * 5. Resolution Authorizing a Memorandum of Understanding with the City of Imperial Beach for payment of the incremental costs of sand replenishment at Imperial Beach for an amount not to exceed \$300,000.
- * 6. Resolution Authorizing Amendment No. 1 to Agreement with Arcadis U.S., Inc. for construction management and project management services for the Broadway Pier Cruise Ship Terminal Project in the amount of \$185,307 for a new not to exceed total of \$1,385,307.
- * 7. Resolution Rejecting the low bid of Motivational Systems, Inc. as Non-Responsive, Adopting Plans and Specifications and Awarding Contract No. 2010-21 to Censource, Inc. for the Broadway Pier Cruise Ship Facility Signage Package in the amount of \$165,525.
- * 8. Resolution Selecting and Authorizing a 42 Month Engineering Services Agreement with Moffatt & Nichol Blaylock for professional engineering services for the Tenth Avenue Marine Terminal Shore Power Project in San Diego, California for an amount not to exceed \$367,250.
- * 9. Resolution Authorizing District to Accept Bayshore Bikeway improvements in Chulá Vista from SANDAG.
- * 10. Coronado Linear Park
 - A) Ordinance Granting Amendment No. 3 to 30 year Lease from City of Coronado to the District covering the Coronado Linear Park to relocate the Marina Building with conditions.
 - B) Ordinance Granting Amendment No. 3 to 30 year Sublease to the City of Coronado covering the Coronado Linear Park to relocate the Marina Building with conditions.
- * 11. Resolution Granting Indemnity under Telecommunication Antenna License with the Irvine Company for any claim arising out of the use, construction, operation, maintenance and repair of this equipment and agreeing to jury trial waiver in favor of court appointed referee.
- * 12. Ordinance Granting a 15 Year Sublease to the City of Coronado for a maintenance access road adjacent to the Coronado Municipal Golf Course with conditions.
- * 13. Ordinance Granting Agreement for Amendment of Lease No. 4 with Knight and Carver Yachtcenter, Inc. incorporating rent repayment terms and quitclaim deed.

CONSENT AGENDA (continued)

- * 14. Ordinance Amending the Conflict of Interest Code of the San Diego Unified Port District.
- * 15. Resolution Selecting and Authorizing an Agreement with ENVIRON International Corporation to provide technical climate action planning services on an as needed basis for an amount not to exceed \$300,000 for two years.
- * 16. Resolution Authorizing Acceptance of 2010 Federal Clean Water Act Section 319(h) Non-Point Source Grant Award in the amount of \$600,000 for the Shelter Island Yacht Basin Copper Hull Paint Conversion Project per BPC Policy No. 109.

PRESENTATION AGENDA

- 17. Presentation of the San Diego Unified Port (District) 2010 Employee of the Second (2nd) Quarter.
- 18. Kick Off of Green Port Month and Presentation of 2010 Employee Environmental Awards.
- 19. Informational Update on the Port Copper Reduction Program.
- 20. Presentation regarding the sculpture titled "Unconditional Surrender" which is currently on loan to the District.

PUBLIC HEARING AGENDA

- 21. Conduct a Public Hearing and Adopt an Ordinance Amending the Port Tariff to require trucks entering the District's Marine Terminals to comply with the State of California, Air Resources Board's Drayage Truck Rule, starting January 1, 2011.
- 22. Conduct a Public Hearing and Adopt a Resolution Authorizing Issuance of an Appealable Coastal Development Permit for the H Street Extension project.

ACTION AGENDA

23. Ordinance Granting a 10 year Tidelands Use and Occupancy Permit with two 5 year Options with Sprint PCS Assets, LLC, for cellular telecommunication equipment, as a new revenue opportunity to the District.
24. Ordinance Granting three 10 year Tidelands Use and Occupancy Permits with two 5 year Options with New Cingular Wireless PCS, LLC, for cellular telecommunication equipment, as a new revenue opportunity to the District.
25. Schedule of Compensation
 - A) Ordinance Establishing a Schedule of Compensation for All Officers and Employees of the San Diego Unified Port District adding an Early Retirement Incentive Program (ERIP).
 - B) Resolution Amending the San Diego Unified Port District Directory of Classification Specifications for Fiscal Year 2010 - 2011.
 - C) Resolution Authorizing the Executive Director to implement a Deferred Retirement Option Plan (DROP) Acceleration Program.
26. Presentation on the Proposed Hotel and Phase III Expansion of the San Diego Convention Center and direction to staff to commence environmental review.
27. Resolution Reviewing and Accepting the Selection Panel's recommendation of the Peter Fink Team as the artist-led design team for the proposed artistic lighting of the San Diego-Coronado Bay Bridge.
28. Resolution Rejecting the low bid by Earth Construction and Mining as non-responsive, Adopting Plans and Specifications and Authorizing the Executive Director to Award Contract No. 2010-13 to Remedial Civil Constructors, Inc., dba R.C.C., Inc. for the L-Ditch Habitat Replacement, Chula Vista, California in the amount of \$1,033,992.00.
29. Review and Consideration of Proposed Board Agenda for the Meeting of October 5, 2010.

ACTION AGENDA (continued)

30. North Embarcadero Visionary Plan
 - A) Update on Progress toward Issuance of Revised Coastal Development Permit for North Embarcadero Visionary Plan Phase 1 Project and direction to staff.
 - B) Presentation of Proposed Amendments to Notice of Preparation Regarding Port Master Plan Amendment covering certain areas of the Embarcadero.
 - C) Direction to staff to commence negotiations for Demolition of Building 11 at the Head of Navy Pier.
 - D) Direction to staff to develop recommendation for funding Shuttle Service covering the Embarcadero Area and to return recommendation to Board no later than November 2010.

OFFICER'S REPORT

31. Monthly Notification of Change Orders Pursuant to BPC Policy No. 110:
 - A) Change Order No. 3 for \$14,728.00 and 0 Calendar Days, to Contract No. 2009-28 with NEWest Construction Co. for B Street Pier and Broadway Pier Cold Ironing Project, San Diego, California.
 - B) Change Order No. 1 for (\$1,000.00) and 0 Calendar Days, to Contract No. 2009-18 with Green Horizons Landscape Shelter Island and Spanish Landing Water Conserving Landscape Improvements, San Diego, California.
 - C) Change Order No. 12 for \$56,162.00 and 0 Calendar Days, to Contract No. 2008-27 with Jaynes Corporation of California for Broadway Pier Cruise Ship Terminal, San Diego, California.
 - D) Change Order No. 13 for \$335,601.00 and 0 Calendar Days, to Contract No. 2008-27 with Jaynes Corporation of California for Broadway Pier Cruise Ship Terminal, San Diego, California.
 - E) Change Order No. 15 for \$90,905.00 and 0 Calendar Days, to Contract No. 2008-27 with Jaynes Corporation of California for Broadway Pier Cruise Ship Terminal, San Diego, California.

OTHER MATTERS

32. President's Report.
33. 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.