



PORT OF OAKLAND

SUPPLEMENTAL BOARD AGENDA

Thursday, May 28, 2015

Board Room – 2nd Floor

The Public Portion Of The Meeting Will Begin At 4:00 p.m.

ROLL CALL

Commissioner Colbruno, Commissioner Head, Commissioner Parker, Commissioner Uno, 2nd Vice-President Hamlin, 1st Vice President Butner and President Yee.

1. CLOSED SESSION (1:00 p.m.)

Closed Session discussions and materials may not be disclosed to a person not entitled to receive it, unless the Board authorizes disclosure of that confidential information.

1.1 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Pursuant to Paragraph (1) of Subdivision (d) of California Government Code Section 54956.9):

Levester Pierson v. Port of Oakland, WCAB Nos. ADJ829268, ADJ722717, ADJ7311201

CMC Food Services LLC and NNF Grewal, Inc., v. Port of Oakland, et al.; Alameda County Superior Court Case No.: RG13685134

File ID: [286-15]

1.2 CONFERENCE WITH LABOR NEGOTIATORS - (Pursuant to California Government Code Section 54957.6).

Employee Organizations: International Federation of Professional and Technical Engineers, Local 21 (IFPTE-Local 21); Services Employees International Union, Local 1021 (SEIU-Local 1021); Western Council of Engineers (WCE); and International Brotherhood of Electrical Workers, Local 1245 (IBEW-Local 1245)

Unrepresented Employees: Unit H and M

File ID: [288-15]

1.3 PUBLIC EMPLOYEE PERFORMANCE EVALUATION - (Pursuant to California Government Code Section 54957).

Title: Secretary of the Board

File ID: [289-15]

1.4 CONFERENCE WITH REAL PROPERTY NEGOTIATOR - (Pursuant to California Government Code Section 54956.8)

Property: Oakland Army Base

Negotiating Parties: Prologis, LP; CCIG Oakland Global, LLC; Oakland Global Rail Enterprises, LLC and Port of Oakland

Agency Negotiator: John Driscoll, Director of Maritime

Under Negotiation: Price and Terms of Payment

Property: Berths 25-26 (Port of Oakland)

Negotiating Parties: Ports America Outer Harbor Terminal, LLC, TraPac, LLC and Port of Oakland

Agency Negotiator: John Driscoll, Director of Maritime

Under Negotiation: Price and Terms of Payment

Property: 555 Maritime Street, Oakland (Approximately 38 acres of land currently occupied by Shippers Transport Express that is adjacent to the Port-owned rail terminal operated by Burlington Northern Santa Fe in the Port's Maritime area).

Negotiating Parties: Lineage Logistics/Dreisbach Enterprises and Port of Oakland

Agency Negotiator: John Driscoll, Director of Maritime

Under Negotiation: Price and Terms of Tenancy

Property: 255 Second Street, Oakland, California

Negotiating Parties: Jack London Square Ventures, LLC and Port of Oakland

Agency Negotiator: Pamela Kershaw, Director of Commercial Real Estate

Under Negotiation: Price and Terms of Payment

File ID: [287-15]

OPEN SESSION/ROLL CALL

Commissioner Colbruno, Commissioner Head, Commissioner Parker, Commissioner Uno, 2nd Vice-President Hamlin, 1st Vice President Butner and President Yee.

CLOSED SESSION REPORT

The Port Attorney or Board Secretary will report on any final actions taken in Closed Session.

CITIZENS OVERSIGHT & REPORTING COMMITTEE (CORC)

- 1.) Call To Order
- 2.) Introduction of Members
 - a) Board of Port Commissioners,
 - b) Dave **Needle**, CORC Member & Chairman, City of Alameda,
 - c) Allen **Tai**, CORC Member, City of Alameda,
 - d) Red **Wetherill**, CORC Member, President, Citizens League for Airport Safety and Serenity,
 - e) Barbara **Tuleja**, CORC Member, Secretary, Citizens League for Airport Safety and Serenity
- 3.) President Yee's Remarks
- 4.) Chairman Needle's Remarks
- 5.) Discussion and Presentation
 - a) Highlights of CORC's Success working closely with Port staff and present recent examples from 2013 and 2014.
 - b) Presentation regarding background and current statistics for the use of voluntary jet aircraft noise abatement procedures at North Field
 - c) Discussion of CORC's concerns regarding reduction in use of preferential runway procedures
- 6.) Open Forum (CORC)
- 7.) Adjournment (CORC)

File ID: [\[282-15\]](#)

Attachments: [Citizens Oversight & Reporting Committee](#)

2. CONSENT ITEMS

Action by the Board under "Consent Items" means that all matters listed below have been summarized and will be adopted by one motion and appropriate vote. Consent Items may be removed for further discussion by the Board at the request of any member of the Board.

- 2.1 Ordinance:** Approval of Space/Use Permit with Sky Chefs, Inc. at Oakland International Airport. **(Aviation)**

File ID: [\[230-15\]](#)

Attachments: [Agenda Report](#)
[Ordinance Item 2.1](#)

- 2.2 Ordinance:** Approval of a Space/Use Permit with Alaska Airlines, Inc. for Space in the Port's Air Cargo Building **(Aviation)**

File ID: [\[249-15\]](#)

Attachments: [Agenda Report](#)
[Ordinance Item 2.2](#)

- 2.3 Ordinance:** Approval of a Space/Use Permit with PrimeFlight Aviation Services, Inc. **(Aviation)**

File ID: [\[250-15\]](#)

Attachments: [Agenda Report](#)
[Ordinance Item 2.3](#)

- 2.4 Ordinance:** Approval of Amendment No. 1 to the Temporary Rental Agreement with Security Point Media, LLC to Extend Term and Modify Rent Terms. **(Aviation)**

File ID: [\[253-15\]](#)

Attachments: [Agenda Report](#)
[Ordinance Item 2.4](#)

- 2.5 Ordinance No. 4333,** 2nd Reading Of An Ordinance Amending Port Ordinance No. 867 To Create Airport Operations Specialist I And Airport Operations Specialist Ii Classifications.

File ID: [\[285-15\]](#)

Attachments: [Ordinance 4333](#)

3. MAJOR PROJECTS

This segment of the meeting is reserved for action and discussions regarding the status of Major Projects and issues of special importance.

4. BUDGET & FINANCE

This segment of the meeting is reserved for action or discussion regarding the status of Budget and Finance issues.

- 4.1 Report:** FY 2016 Operating and Capital Budget Update #2. **(Finance and Administration)**

File ID: [\[141-15\]](#)

Attachments: [Financial Report](#)

[FY 2016 Budget Update 2](#)

- 4.2 Financial Report...**Unaudited Financials for 9 months ended March 31, 2015 including Capital Expenditure Report...(Finance & Admin)

File ID: [\[142-15\]](#)

Attachments: [Financial Report](#)

5. STRATEGY & POLICY

This segment of the meeting is reserved for action or discussion on Strategy and Policy Issues.

- 5.1 Resolution:** Approval to Establish and Implement a Community Investment Policy (**SRD**)

File ID: [\[276-15\]](#)

Attachments: [Agenda Report](#)

[Attachment A to Community Investment](#)

[Community Investments Presentation](#)

[Resolution Item 5.1](#)

- 5.2 Report:** Policy Enhancement to the Port of Oakland Non-Discrimination and Small Local Business Utilization Policy (**SRD**)

File ID: [\[290-15\]](#)

Attachments: [Report](#)

[Attachement](#)

[Supplemental Presentation](#)

6. REMAINING ACTION ITEMS

Remaining Action Items are items not previously addressed in this Agenda that may require staff presentation and/or discussion and information prior to action by the Board.

- 6.1 Ordinance:** Approval of *Amendments to Telecommunications License Agreements* with Wireless Telecommunications Carriers Operating at Oakland International Airport. **(Aviation)**

File ID: [\[278-15\]](#)

Attachments: [Agenda Report](#)
[Ordinance Item 6.1](#)

- 6.2 Ordinance:** Various Changes to Tariff No. 2-A Regarding Space Assignment Rates, Termination and Modification Rights for Wharf and Space Assignments, and Shore Power Maintenance Rates, effective July 1, 2015; and Amendment of Port Ordinance No. 3439 to Revise Shore Power Vessel Commissioning Charge effective July 1, 2015. **(Maritime)**

File ID: [\[280-15\]](#)

Attachments: [Agenda Report](#)
[Ordinance Item 6.2](#)

- 6.3 Resolution:** Approval to Submit Passenger Facility Charge (PFC) Application #17 to Federal Aviation Administration (FAA) in the amount of \$202,467,650 **(Aviation Division)**

File ID: [\[281-15\]](#)

Attachments: [Agenda Report](#)
[Resolution Item 6.3](#)

7. UPDATES/ANNOUNCEMENTS

The President, Members of the Board and the Executive Director will report on noteworthy events occurring since the last Board Meeting.

8. SCHEDULING

This segment of the meeting is reserved for scheduling items for future Agendas and/or scheduling Special Meetings

OPEN FORUM

The Board will receive public comment on non-agenda items during this time. Please fill out a speaker card and present it to the Secretary of the Board.

ADJOURNMENT

The next Regular Meeting of the Board will be held on June 11, 2015.

PUBLIC PARTICIPATION

To Speak on an Agenda Item

You may speak on any item appearing on the Agenda. Please fill out a Speaker's Card and give it to the Board Secretary **before the start of the meeting** or immediately after conclusion of Closed Session. Cards received after the start of the meeting will be treated as a single request to speak in Open Forum. All speakers will be allotted a minimum of one minute.

To Receive Agendas & Related Materials

Should you have questions or concerns regarding this Agenda, or wish to review any of the Agenda Related Materials, please contact the Board Secretary, John Betterton, at: (510) 627-1696, or visit our web page at: www.portoakland.com
<<http://www.portoakland.com>>

To receive Port Agendas and Agenda Related Materials by email, please email your request to: jbetterton@portoakland.com

Disability Related Modifications

Any person who requires a disability-related modification or accommodation, including auxiliary aids or services, in order to participate in the meeting, may submit a written request, electronic request, or telephone request [via the California Relay Service (telephone) for the hearing impaired at (800) 735-2922], to the Secretary of the Board **no later than five working days** prior to the scheduled meeting date.

John Betterton, Secretary of the Board
530 Water Street, Oakland, CA 94607
jbetterton@portoakland.com
(510) 627-1696

Language & Interpretive Services

As a grantee of federal aid grant funds from the US Department of Transportation, the Port is responsible for ensuring equal access to its programs, services, and benefits. To request bilingual interpreters or materials in alternate formats, please contact the Assistant Secretary of the Board no later than five working days prior to the scheduled meeting date.

Daria Edgerly, Assistant Secretary of the Board
530 Water Street, Oakland, CA 94607
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(510) 627-1337

Scented Products

Please refrain from wearing scented products to this meeting so attendees who experience chemical sensitivities may attend

Commissioner's Statement of Intention

We are a governing Board whose authority lies with the entirety of the Board.

We govern in accordance with our fiduciary duty to the Port of Oakland.

We conduct ourselves with clarity and transparency, grounded in the principles of integrity, trust and respect.

We reach our decisions through candid, open and deliberative debate and hold both staff and ourselves accountable for implementing them.