

**BOARD OF PORT COMMISSIONERS  
CITY OF OAKLAND**

**PORT ORDINANCE NO. 4330**

**ORDINANCE AMENDING PORT ORDINANCE NO.  
867 TO CREATE DIRECTOR OF  
GOVERNMENTAL AFFAIRS CLASSIFICATION.**

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**WHEREAS**, the Board of Port Commissioners ("Board") of the City of Oakland has reviewed and evaluated the Agenda Report for Item 2.2 in its April 23, 2015 Board Agenda ("Agenda Report") as well as related agenda materials, has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment;

**WHEREAS**, City of Oakland Charter Article VII, Section 706(21) provides in part that "all offices and places of employment in the permanent service of the Board shall be created by ordinance duly passed"; now therefore,

**BE IT ORDAINED** by the Board of Port Commissioners of the City of Oakland as follows:

**Section 1.** Port Ordinance No. 867 is hereby amended to add section 5.093 to create the following classification: Director of Governmental Affairs.

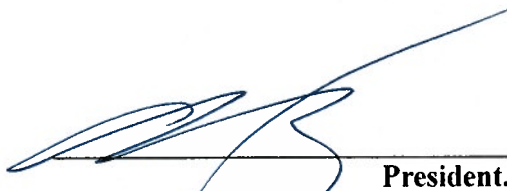

**Section 2.** In acting upon this matter, the Board has exercised its independent judgment based on substantial evidence in the record and adopts and relies upon the facts, data, analysis, and findings set forth in the Agenda Report and in related Agenda materials and in testimony received.

The Board of Port Commissioners, Oakland, California, April 23, 2015. Passed to print for one day by the following vote: Ayes: Commissioners Colbruno, Hamlin, Parker and President Yee - 4. Excused: Commissioners Butner, Head and Uno - 3. Noes: 0.

John T. Betterton  
Secretary of the Board

Adopted at a regular meeting held May 14, 2015  
by the following vote:

Ayes: Commissioners Colbruno, Hamlin, Head, Parker, Uno and  
President Yee - 6  
Excused: Commissioner Butner - 1  
Noes: 0

  
\_\_\_\_\_  
President.  
Attest:   
\_\_\_\_\_  
Secretary.

Approved as to form and legality:

  
\_\_\_\_\_  
Port Attorney

**BOARD OF PORT COMMISSIONERS  
CITY OF OAKLAND**

**PORT ORDINANCE NO. 4331**

**ORDINANCE APPROVING AMENDMENT NO. 2 TO SPACE/USE  
PERMIT - PUBLIC PAY TELEPHONE CONCESSION WITH JAROTH,  
INC. DOING BUSINESS AS PACIFIC TELEMAGEMENT SERVICES  
FOR PUBLIC PAY TELEPHONE CONCESSION PRIVILEGES AT  
OAKLAND INTERNATIONAL AIRPORT.**

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**WHEREAS**, the Board of Port Commissioners of the City of Oakland ("Board") has reviewed and evaluated the Agenda Report for Agenda Item 6.3, dated April 23, 2015 (the "Agenda Report") and related agenda materials, has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; now, therefore

**BE IT ORDAINED** by the Board of Port Commissioners of the City of Oakland as follows:

**Section 1.** In acting upon this matter, the Board has exercised its independent judgment based on substantial evidence in the record and adopts and relies upon the facts, data, analysis, and findings set forth in the Agenda Report and in related agenda materials and in testimony received.

**Section 2.** The Board hereby approves the terms and conditions set forth in the Agenda Report for Amendment No. 2 to Space/Use Permit - Public Pay Telephone Concession with **Jaroth, Inc.**, doing business as **Pacific Telemagement Services** for public pay telephone concession privileges located at Oakland International Airport for an extension through June 30, 2016, at a rental rate of 26% of gross receipts, with no minimum annual guaranty, subject to termination by either party upon thirty days' notice.

**Section 3.** The Board hereby authorizes the Executive Director to execute Amendment No. 2 to Space/Use Permit - Public Pay Telephone Concession with **Jaroth, Inc.**, doing business as **Pacific Telemagement Services**, subject to approval as to form and legality by the Port Attorney.

**Section 4.** The Board hereby finds and determines that extension of the Space/Use Permit is not subject to CEQA under the general rule

in Section 15061(b)(3) of the CEQA Guidelines that states that CEQA applies only to activities that have a potential for causing a significant effect on the environment, and that it can be seen with certainty that there is no possibility that an extension of the Space/Use Permit for public pay telephone concession privileges may have a significant effect on the environment.

**Section 5.** This ordinance is not evidence of and does not create or constitute (a) a contract(s), or the grant of any right, entitlement or property interest, or (b) any obligation or liability on the part of the Board or any officer or employee of the Board. Unless and until a separate written contract is duly executed on behalf of the Board as authorized by this ordinance, is signed as approved as to form and legality by the Port Attorney, and is delivered to other contracting party, there shall be no valid or effective contract.

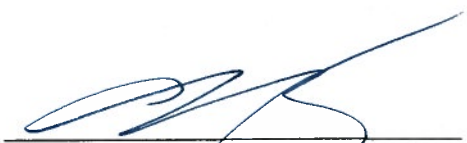

**Section 6.** This ordinance shall be effective immediately upon adoption by the Board.

The Board of Port Commissioners, Oakland, California, April 23, 2015. Passed to print for one day by the following vote: Ayes: Commissioners Colbruno, Hamlin, Parker and President Yee - 4. Excused: Commissioners Butner, Head and Uno - 3. Noes: 0.

John T. Betterton  
Secretary of the Board

Adopted at a regular meeting held May 14, 2015  
by the following vote:

Ayes: Commissioners Colbruno, Hamlin, Head, Parker, Uno and  
President Yee - 6  
Excused: Commissioner Butner - 1  
Noes: 0

  
\_\_\_\_\_  
President.  
  
Attest:   
\_\_\_\_\_  
Secretary.

Approved as to form and legality:

  
\_\_\_\_\_  
Port Attorney

**BOARD OF PORT COMMISSIONERS  
CITY OF OAKLAND**

**PORT ORDINANCE NO. 4332**

**ORDINANCE APPROVING AN OTHER TRANSACTION AGREEMENT  
WITH THE UNITED STATES OF AMERICA, ACTING THROUGH THE  
TRANSPORTATION SECURITY ADMINISTRATION AT OAKLAND  
INTERNATIONAL AIRPORT.**

**WHEREAS**, the Board of Port Commissioners of the City of Oakland ("Board") has reviewed and evaluated the Agenda Report for Agenda Item 6.4, dated April 23, 2015 ("Agenda Report") and related agenda materials, has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; now, therefore

**BE IT ORDAINED** by the Board of Port Commissioners of the City of Oakland as follows:

**Section 1.** The Board hereby approves the terms and conditions of the Other Transaction Agreement, which would replace the existing Utility and Janitorial Agreement, with the United States of America, acting through the Transportation Security Administration ("TSA") at Oakland International Airport to provide for the TSA's continued reimbursement of electrical charges and janitorial services utilized in checkpoint and bag screening operations at a janitorial reimbursement rate of \$5.04 per square foot per year (\$9,679 per month), subject to annual adjustment, plus variable electrical charges, as more fully described in the Agenda Report.

**Section 2.** The Board hereby authorizes the Executive Director to execute the Other Transaction Agreement with the TSA, subject to approval as to form and legality by the Port Attorney.

**Section 3.** In acting upon this matter, the Board has exercised its independent judgment based on substantial evidence in the record and adopts and relies upon the facts, data, analysis, and findings set forth in the Agenda Report and in related agenda materials and in testimony received.

**Section 4.** This ordinance is not evidence of and does not create or constitute (a) a contract, lease or the grant of any right, entitlement or property interest, or (b) any obligation or liability on the part of the Board or any officer or employee of the Board. Unless and until a separate written contract is duly executed on behalf of the Board as authorized by this ordinance, is signed as approved as to form and legality by the Port Attorney, and is delivered to other contracting party, there shall be no valid or effective contract.

**Section 5.** This ordinance shall be effective immediately upon adoption by the Board.

The Board of Port Commissioners, Oakland, California, April 23, 2015. Passed to print for one day by the following vote: Ayes: Commissioners Colbruno, Hamlin, Parker and President Yee - 4. Excused: Commissioners Butner, Head and Uno - 3. Noes: 0.

John T. Betterton  
Secretary of the Board

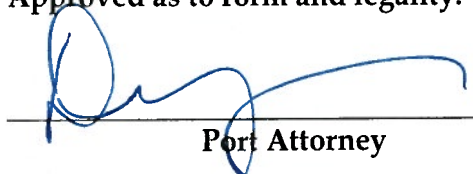
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by the following vote:

Ayes: Commissioners Colbruno, Hamlin, Head, Parker, Uno and  
President Yee - 6  
Excused: Commissioner Butner - 1  
Noes: 0

Attest:

  
\_\_\_\_\_  
President.  
  
\_\_\_\_\_  
Secretary.

Approved as to form and legality:

  
\_\_\_\_\_  
Port Attorney