



SUPPLEMENTAL BOARD AGENDA

Thursday, February 13, 2025

Board Room – 2nd Floor

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

PUBLIC PARTICIPATION

To Speak on an Agenda Item via Teleconference

To participate via teleconference please click the link below.

To comment by Zoom video conference, click the "Raise Your Hand" button to request to speak when Public Comment is being taken on the eligible Agenda item. During your turn, you will be unmuted to make public comment, and re-muted after the allotted time. All speakers will be allotted a minimum of one minute.

*To comment by phone, please call on one of the phone numbers listed below. You will be prompted to "Raise Your Hand" by pressing "*9" to request to speak when Public Comment is being taken on the eligible Agenda Item. During your turn, you will be unmuted to make public comment, and re-muted after the allotted time. Please unmute yourself by pressing *6.*

<https://portoakland.zoomgov.com/s/1609701443>

To join by Telephone:

US: US: +1 669 254 5252 or +1 669 216 1590 or +1 415 449 4000

Webinar ID: 160 970 1443

To Speak on an Agenda Item In-person

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 the conclusion of Closed Session. You may submit a Speaker Card for Open Forum any time prior to Open Forum. All speakers will be allotted a minimum of one minute.

ROLL CALL

Commissioner Dominguez Walton, Commissioner Lee, Commissioner Martinez, Commissioner Myres, Second Vice-President Leslie, First Vice-President Cluver and President Colbruno

Commissioner Lee will participate via teleconference from:

3939 Oakmore Rd, Oakland, CA 94602

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

Property: 1 Airport Drive, Food Hall; Concourse Cafe

Negotiating Parties: HG OAK F&B Concessionaires JV and the Port of Oakland

Agency Negotiator: Jon Cimperman, Acting Manager of Airport Properties

Under Negotiation: Price and Terms of Payment

Property: 2 Broadway, Oakland; 10 Washington Street, Oakland; 1901-1995 Embarcadero Road, Oakland; 1 Franklin Street, Oakland; and other parcels in Jack London Square

Negotiating Parties: Various other tenants in Jack London Square, including Scott's Seafood Restaurant, Waterfront Hotel, SSS Investment Group, Dragon Gate, and the Port of Oakland

Agency Negotiator: Jonathan Veach, Chief Real Estate Officer

Under Negotiation: Price and Terms of Payment

File ID: [\[58-25\]](#)

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

(1) *City and County of San Francisco v. City of Oakland, etc., et al, U.S. District Court (N.D. Cal.) Case No. 3:24-cv-02311*

File ID: [\[59-25\]](#)

- 1.3 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION** - Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9:
Number of Matter(s): 1

File ID: [\[60-25\]](#)

- 1.4 PUBLIC EMPLOYEE PERFORMANCE EVALUATION** - (Pursuant to California Government Code Section 54957)

Title(s): Executive Director, Port Attorney

File ID: [\[61-25\]](#)

OPEN SESSION/ROLL CALL

Commissioner Dominguez Walton, Commissioner Lee, Commissioner Martinez, Commissioner Myres, Second Vice-President Leslie, First Vice-President Cluver and President Colbruno

CLOSED SESSION REPORT

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

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 4780**, 2nd Reading of An Ordinance Amending Port Of Oakland Ordinance No. 867 To Increase The Carpenter Job Classification Base Salary Pay By Three Percent (3%), Retroactive To The Pay Period Containing July 1, 2022.

File ID: [\[54-25\]](#)

Attachments: [Ordinance 4780](#)

- 2.2 Ordinance 4781**, 2nd Reading of An Ordinance Amending Section 8.29 Of Port Of Oakland Ordinance No. 867 To Set The Annual Salary Of The Director Of Port Utilities At \$287,500.

File ID: [\[55-25\]](#)

Attachments: [Ordinance 4781](#)

- 2.3 Ordinance 4782**, 2nd Reading of An Ordinance Amending Port Of Oakland Ordinance No. 867 Ratifying And Setting The Compensation For Certain Non-Represented Employees Of The Port Department Belonging To Port Employee Representation Unit H.

File ID: [\[56-25\]](#)

Attachments: [Ordinance 4782](#)

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.

5. STRATEGY & POLICY

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

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 Resolution:** Authorize the Executive Director to Execute a Grant Agreement with the United States Department of Transportation Maritime Administration for \$36.6 Million of Fiscal Year 2022 Port Infrastructure Development Program Funding, which Requires \$12.2 Million in Matching Funds, to Implement the Outer Harbor Redevelopment Project; and Adopt an Initial Study/Negative Declaration for Said Project. **(Maritime)**

File ID: [\[46-25\]](#)

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

- 6.2 Resolution:** Approve and Authorize the Executive Director to Submit an Attestation of the Veracity of the Port of Oakland's Power Source Disclosure Report and the Power Content Label to the California Energy Commission for Calendar Year 2023; and Finding that the Proposed Action is Exempt Under the California Environmental Quality Act. **(Utilities)**

File ID: [\[29-25\]](#)

Attachments: [Agenda Report](#)
[Exhibit A](#)
[Resolution Item 6.2](#)

- 6.3 Resolution:** Adoption of a Resolution Necessary to Appoint Kristi McKenney as the Executive Director Effective March 1, 2025 at an Annual Salary of \$455,000 Plus Benefits and to Approve and Authorize the Board President To Execute an Employment Agreement with Ms. McKenney Consistent with Such Terms as Described in This Agenda Report.
(Finance & Admin)

File ID: [\[57-25\]](#)

Attachments: [Agenda Report](#)
[Attachment](#)
[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.

ADJOURNMENT

The next Regular Meeting of the Board will be held on February 27, 2025

PUBLIC PARTICIPATION

To Speak on an Agenda Item

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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, Daria Edgerly, at: (510) 627-1337, or visit our web page at: www.portoakland.com

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

Daria Edgerly, Secretary of the Board
530 Water Street, Oakland, CA 94607
dedgerly@portoakland.com
(510) 627-1337

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 Secretary of the Board **no later than five working days** prior to the scheduled meeting date.

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Commissioners' 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.