



Thursday, November 14, 2019

Board Room – 2nd Floor

Special Meeting

The Public Portion Of The Meeting Will Begin At 9 a.m.

OPEN SESSION/ROLL CALL (9:00 a.m.)

Commissioner Colbruno, Commissioner Lee, Commissioner Martinez, Commissioner Story, 2nd Vice-President Leslie, 1st Vice-President Cluver and President Butner.

1. 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.

- 1.1 Ordinance 4537:** 2nd Reading Of An Ordinance Amending Port Of Oakland Ordinance 2610, As Amended, To Establish Employee Tenant Parking Rates Effective January 1, 2020 Through December 31, 2023 At Oakland International Airport.

File ID: [\[331-19\]](#)

Attachments: [Ordinance 4537](#)

- 1.2 Ordinance 4538:** 2nd Reading Of An Ordinance Authorizing And Approving The Extension Of Space Assignment Agreements That Have Been In Effect For More Than One Year As Of October 24, 2019 And The Extension Of Certain Space Assignment Agreements That Are Likely To Be In Effect For More Than One Year As Of December 31, 2019.

File ID: [\[332-19\]](#)

Attachments: [Ordinance 4538](#)

- 1.3 Ordinance 4539:** 2nd Reading Of An Ordinance Authorizing And Approving A Second Amendment To The Temporary Rental Agreement With West Oakland Pacific Railroad LLC From January 1, 2020, Through December 31, 2020, With One Additional One-Year Extension Option For Rail Switching Services At The Railyard At A Fixed Compensation Of \$5,350 Per Calendar Year Quarter And Variable Compensation Of \$133.75 Per Rail Car In Excess Of The Breakpoint.

File ID: [\[333-19\]](#)

Attachments: [Ordinance 4539](#)

- 1.4 **Minutes:** Approval of the Minutes of the Regular Meeting of March 14, 2019. **(Board)**

File ID: [\[334-19\]](#)

Attachments: [March 14, 2019 Minutes](#)

2. 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.

- 2.1 **Resolution:** Adoption of a Resolution Necessary to Appoint Danny Wan as the Executive Director Effective November 14, 2019 through November 13, 2022 with a Base Salary of \$365,000, a 3% Annual Increase, and an Annual Additional Compensation Incentive Up To a Maximum of 8% of Base Salary Plus Fringe Benefits; and, to Approve and Authorize the Board President to Execute an Employment Agreement with Mr. Wan Consistent with Such Terms As Described in this Agenda Report. **(Finance & Admin.)**

File ID: [\[351-19\]](#)

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

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.

3. CLOSED SESSION

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.

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

Property: One Airport Drive, Oakland, CA

Negotiating Parties: Southwest Airlines and Port of Oakland

Agency Negotiator: Bryant L. Francis, Director of Aviation

Under Negotiation: Price and Terms of Tenancy

File ID: [343-19]

- 3.2 **PUBLIC EMPLOYEE APPOINTMENT** - (Pursuant to California Government Code Section 54957)

Title: Port Attorney

File ID: [344-19]

CLOSED SESSION REPORT

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

ADJOURNMENT

The next Regular Meeting of the Board will be held on November 21, 2019

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, 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.

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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.

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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.