



## PORT OF OAKLAND

### SUPPLEMENTAL BOARD AGENDA

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Thursday, February 27, 2020

Board Room – 2nd Floor

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***The Public Portion Of The Meeting Will Begin At 3:30 p.m.***

#### ROLL CALL

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

#### 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 - ANTICIPATED LITIGATION** - (Significant Exposure to Litigation Pursuant to Paragraph (2) of Subdivision (d) of California Government Code Section 54956.9): **Number of Matter(s): 2** (additional information provided on the Closed Session Agenda Report Item 1.1, "Potential Litigation Under California Government Code Section 54956.9 [Two (2) Matters]," attached hereto)

**File ID:** [\[117-20\]](#)

**Attachments:** [Supplemental Report](#)  
[Exhibits](#)

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

**Property:** 1 Market Street, Oakland, CA (Howard Terminal)

**Negotiating Parties:** The Oakland Athletics and Port of Oakland

**Agency Negotiator:** Pamela Kershaw, Director of Commercial Real Estate

**Under Negotiation:** Price and Terms of Payment

**File ID:** [108-20]

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

**Title:** Port Attorney, Chief Audit Officer, Secretary of the Board

**File ID:** [109-20]

**OPEN SESSION/ROLL CALL**

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

**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 Building Permit:** for SSP America for Tenant Improvements, Peets at T1, 1 Airport Drive, OAK

**File ID:** [\[105-20\]](#)

**Attachments:** [Permit 5266](#)  
[Resolution Item 2.1](#)

- 2.2 Building Permit:** for SSP America for Tenant Improvements, Oakland Draft House, 1 Airport Drive, OAK

**File ID:** [\[106-20\]](#)

**Attachments:** [Permit 5268](#)  
[Resolution Item 2.2](#)

- 2.3 Building Permit:** for BNSF for Stormwater Improvements, 333 Maritime Street, Maritime

**File ID:** [\[087-20\]](#)

**Attachments:** [Permit 5270](#)  
[Resolution Item 2.3](#)

- 2.4 Building Permit:** for High Flying Foods for Tenant Improvements, Oaklandish, 1 Airport Drive, OAK

**File ID:** [\[085-20\]](#)

**Attachments:** [Permit 5271](#)  
[Resolution Item 2.4](#)

- 2.5 Building Permit:** for High Flying Foods for Tenant Improvements, Farley's, 1 Airport Drive, OAK

**File ID:** [\[103-20\]](#)

**Attachments:** [Permit 5281](#)

[Resolution Item 2.5](#)

- 2.6 Building Permit:** for Soaring Food Group, LLC for Tenant Improvements, Luka's Tap Room, 1 Airport Drive, OAK

**File ID:** [\[104-20\]](#)

**Attachments:** [Permit 5282](#)

[Resolution Item 2.6](#)

- 2.7 Ordinance 4552,** 2nd Reading Of An Ordinance Approving Amendments To And The Restatement Of The By-Laws And Administrative Rules Of The Board Of Port Commissioners And Repealing All Prior Versions Thereof.

**File ID:** [\[110-20\]](#)

**Attachments:** [Ordinance 4552](#)

- 2.8 Ordinance 4553,** 2nd Reading Of An Ordinance Amending Port Of Oakland Ordinance No. 867 Ratifying And Setting The Annual Salary For The Assistant Port Attorney Job Classification Belonging To Port Employee Representation Unit H.

**File ID:** [\[111-20\]](#)

**Attachments:** [Ordinance 4553](#)

- 2.9 Ordinance 4554,** 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:** [\[112-20\]](#)

**Attachments:** [Ordinance 4554](#)

### 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:** Unaudited Financials for 6 months ended December 31, 2019 including Capital Expenditure Report. **(Finance & Admin)**

File ID: [\[038-20\]](#)

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

## 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 enter into a Professional Services Agreement with ~~HNTB Engineers, Inc.~~ [HNTB Corporation](#) in an amount not to exceed \$1,270,000, to support the Airport Geometry Study and Airport Layout Plan (ALP) Update, and Authorize the Aviation Director to Apply for and the Executive Director to Accept FFY 2020 AIP funding from the Federal Aviation Administration (FAA) for the following projects: Airport Geometry Study and Airport Layout Plan Update, Airport Pavement Management Plan, Taxiway Bravo Rehabilitation, and Taxiway Victor Rehabilitation. **(Aviation)**

File ID: [\[100-20\]](#)

Attachments: [Supplemental Agenda Report](#)  
[Resolution Item 6.1\(1\)](#)  
[Resolution Item 6.1\(2\)](#)

- 6.2 **Resolution:** For the Installation of CenterPoint 12kV Utility Service Connection at Seaport Logistics Center Project - Authorize a Project Budget in an Amount Not-To-Exceed \$845,000; Authorize the Executive Director to Enter into a Contract with Cal Electro Inc. in an Amount Not-To-Exceed \$455,000 for the Construction of the Project; and Authorize the Executive Director to Execute Change Orders to the Extent Necessary in an Amount Not-To-Exceed \$100,000. **(Engineering/Maritime)**

File ID: [\[080-20\]](#)

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

## 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 March 12, 2020.*

## 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](http://www.portoakland.com)

To receive Port Agendas and Agenda Related Materials by email, please email your request to: [dedgerly@portoakland.com](mailto: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  
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(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 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.