



MINUTES

Thursday, March 14, 2019

Board Room – 2nd Floor

ROLL CALL

President Butner called the Regular Meeting of March 14, 2019 to order at the hour of 1:06 p.m. and the following Commissioners were in attendance:

Present: 7 - Commissioner Yui Hay Lee, Commissioner Barbara Leslie, Commissioner Arabella Martinez, Commissioner Joan Story, Second Vice-President Michael Colbruno, First Vice-President Andreas Cluver and President Ces Butner

1. CLOSED SESSION

The following members of the Public addressed the Board on Item 1.1 (Property: One Market Street, Howard Terminal,) on the Closed Session Agenda:

Mike Jacob, Aaron Wright, Evey Hwang, Melvin Mackay, Demetrius Williams, Patrick Schulkers, Tom Dethlefs, Brian Lester, Alexander Richards, Michael DiSanto, Julia Lang, Tim Knight, William F. Dow addressed the Board.

President Butner convened the Board in Closed Session at 1:27 p.m. to hear the following Items:

Commissioner Martinez left the meeting at the hour of 3:21 p.m.

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

Property: Matson Terminal (Berths 60-63) located at 1579 Middle Harbor Road; Oakland International Container Terminal (Berths 55-59) located at 1717 Middle Harbor Road; Ben E. Nutter Terminal (Berths 35-38) located at 5190 7th Street; and TraPac Terminal (Berths 25-33) located at 2800 7th Street - all located in Oakland, CA

Negotiating Parties: SSA Terminals (Oakland), LLC; SSA Terminals, LLC; Everport Terminal Services, Inc.; and TraPac, LLC. and Port of Oakland

Agency Negotiator: Joh Driscoll, Director of Maritime

Under Negotiation: Price and Terms of Tenancy

Property: One Market Street, Oakland, CA (Howard Terminal)

Negotiating Parties: Oakland Athletics and Port of Oakland

Agency Negotiator: Pamela Kershaw, Director of Commercial Real Estate

Under Negotiation: Price and Terms of Tenancy

File ID: [068-19]

1.2 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 1**

File ID: [069-19]

OPEN SESSION/ROLL CALL

President Butner called the Regular Meeting of March 14, 2019 to order in Open Session at the hour of 3:39 p.m. p.m.

Present: 6 - Commissioner Yui Hay Lee, Commissioner Barbara Leslie, Commissioner Joan Story, Second Vice-President Michael Colbruno, First Vice-President Andreas Cluver and President Ces Butner

Excused: 1 - Commissioner Arabella Martinez

CLOSED SESSION REPORT

Port Attorney, Danny Wan, reported that the Board had taken the following action in Closed Session:

A motion made by Commissioner Story, seconded by Commissioner Martinez, to approve Resolution 19-14. The motion carried by the following vote:

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

Resolution 19-14: Resolution Approving and Authorizing Execution of a Settlement Agreement and Release with Respect to the Oakland Army Base Risk Management Plan Location 158 with Indian Harbor Insurance Company in the Amount of \$375,000.

CONSENT ITEMS

Secretary of the Board, Daria Edgerly, introduced the Consent Items.

A motion was made by Second Vice-President Colbruno, seconded by First Vice-President Cluver, to approve the Consent Agenda. The motion carried by the following vote:

Ayes: 6 - Commissioner Lee, Commissioner Leslie, Commissioner Story, Second Vice-President Colbruno, First Vice-President Cluver and President Butner

Excused: 1 - Commissioner Martinez

- 2.1 **PULLED:** ~~Building Permit for Southwest Airlines for Remodel of Checked Baggage Sort Area ("T Point"), 1 Airport Drive, Terminal 2, OAK (Engineering)~~

File ID: [\[054-19\]](#)

This Resolution was pulled.

- 2.2 **Ordinance 4512**, 2nd Reading Of An Ordinance Amending Port Of Oakland ("Port") Ordinance No. 867 Ratifying And Setting The Compensation For Certain Nonrepresented Employees Of The Port Department Belonging To Port Employee Representation Unit H.

File ID: [\[066-19\]](#)

This Ordinance was approved.

- 2.3 **Minutes:** Approval of the Minutes of the Special Meeting of January 31, 2019. **(Board)**

File ID: [\[067-19\]](#)

The Minutes were approved.

- 2.4 **Report:** Commissioners' Travel Expenses for CY 2018. **(Finance & Admin)**

File ID: [\[016-19\]](#)

This Report was received and filed.

3. MAJOR PROJECTS

There were no "Major Projects" on the Agenda.

4. BUDGET & FINANCE

There were no Budget & Finance Items to approve.

5. STRATEGY & POLICY

There were no Strategy & Policy Items to approve.

6. REMAINING ACTION ITEMS

- 6.1 **Ordinance:** Amendment of the Salary Schedule Assignment for the Youth Aide, Class "C" Classification in Connection with the Port of Oakland College Internship Program **(SRD)**

File ID: [\[062-19\]](#)

This Ordinance was moved to subsequent meeting.

7. UPDATES/ANNOUNCEMENTS

Aviation Director, Bryant Francis, presented the Living Wall at Oakland International Airport.

President Butner, Executive Director, Chris Lytle, and Maritime Director, John Driscoll, reported on the 2019 TPM Conference in Long Beach.

Gina Porter, Port Assistant Management Analyst, and Michael Mitchell, Director of Human Resources announced the Port's Diversity & Inclusion Training.

Communications Director, Mike Zampa, presented a new portal on the Port of Oakland's website Celebrating Our People and an employee recognition video featuring Uma Ramgopal, Port Senior Auditor.

8. SCHEDULING

There were no "Scheduling Items" on the Agenda.

OPEN FORUM

The following members of the Public addressed the Board in Open Forum:

Joe Marsh, David Kaval, Taj Tashombe, Brian Beveridge, Nikki Shaw, Brian Lester, Glenn Leveall, Elaine Brown, Greg McConnell, Donald Fraiser and Ed Del Beccaro addressed the Board.

ADJOURNMENT

President Butner re-convened the Board in Closed Session at 4:36 p.m. to hear the following Items:

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

Property: One Market Street, Oakland, CA (Howard Terminal)

Negotiating Parties: Oakland Athletics and Port of Oakland

Agency Negotiator: Pamela Kershaw, Director of Commercial Real Estate

Under Negotiation: Price and Terms of Tenancy

There being no additional business, the Meeting was adjourned at the hour of 6:12 p.m.

Approved: November 14, 2019

Daria Edgerly
Secretary of the Board