J. CHRISTOPHER LYTLE
Executive Director

DANNY WAN
Port Attorney

ARNEL ATIENZA
Port Auditor

JOHN T. BETTERTON
Secretary of the Board

PORT OF OAKLAND

BOARD OF PORT COMMISSIONERS

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Commissioner

AGENDA

Regular Meeting of the Board of Port Commissioners

July 24, 2014 – 1:00 p.m.

Board Room – 2nd Floor

ROLL CALL

Commissioner **Colbruno**, Commissioner **Head**, Commissioner **Parker**, Commissioner **Uno**, 2nd Vice-President **Hamlin**, 1st Vice President **Yee** and President **Butner**.

RATIFICATION OF ELECTION OF OFFICERS

Resolution: Approval of a Resolution Declaring the Election of Officer at the meeting of July 10, 2014.

1. 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.

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): **1 Matter**

1.2 CONFERENCE WITH REAL PROPERTY NEGOTIATORS – (Pursuant to California Government Code Section 54956.8)

Property:	Oakland Army Base
Negotiating Parties:	Port of Oakland and CCIG/Prologis
Agency Negotiator:	Director of Maritime, John Driscoll
Under Negotiation:	Price and Terms of Tenancy

Property:	Berths 25-26
Negotiating Parties:	Port of Oakland and Ports America Outer Harbor
Agency Negotiator:	Director of Maritime, John Driscoll

Under Negotiation:	Price and Terms of Tenancy
Property:	555 Maritime Street, Oakland, CA
Negotiating Parties:	Port of Oakland and Various Parties
Agency Negotiator:	Director of Maritime, John Driscoll
Under Negotiation:	Price and Terms of Tenancy
Property:	10051 Doolittle Drive, Oakland, CA
Negotiating Parties:	Port of Oakland, City of Oakland and Oakland Golf, LLC
Agency Negotiator:	Deborah Ale Flint, Director of Aviation & Tom Isaac, President-Oakland Golf, LLC
Under Negotiation:	Price and Terms of Tenancy

1.3 CONFERENCE WITH LABOR NEGOTIATORS – (Pursuant to California Government Code Section 54957.6).

Employee Organizations:	International Federation of Professional and Technical Engineers, Local 21 (IFPTE-Local 21); Services Employees International Union, Local 1021 (SEIU-Local 1021); Western Council of Engineers (WCE); and International Brotherhood of Electrical Workers, Local 1245 (IBEW-Local 1245)

1.4 CONFERENCE WITH LABOR NEGOTIATORS – (Pursuant to California Government Code Section 54957.6).

Unrepresented Employees:	Unit H and Unit M

ROLL CALL/OPEN SESSION (Approximately 3:30 p.m.)

Commissioner **Colbruno**, Commissioner **Head**, Commissioner **Parker**, Commissioner **Uno**, 2nd Vice-President **Hamlin**, 1st Vice President **Yee** 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 **Resolution:** Approval of Increase to the Change Order Limit to Contract for Water Pipeline and Phase 1 Sanitary Sewer Improvements, Oakland International Airport **(Engineering)**

2.2 **Resolution:** Authorization to Enter into a Three Year Licensing Agreement for Adobe Acrobat Software **(Finance & Admin)**

2.3 **Ordinance:** Creation of a New Classification of Manager of Utility Administration in the Engineering Division **(Finance & Admin)**

2.4 **Ordinance:** Ordinance to Approve Space/Use Permit with Piedmont Hawthorne Aviation, LLC d/b/a Landmark Aviation for Office, Shop and Parking **(Aviation)**

2.5 **Ordinance 4300:** 2nd Reading Of An Ordinance Approving A Five-Year License And Concession Agreement With Shanghai Sintang Industrial Co., Ltd, For The Premises Located At 2400 Embarcadero Road, For A Monthly Rent Of $7,442.00.

2.6 **Ordinance 4301:** 2nd Reading Of An Ordinance Amending Port Of Oakland Tariff No. 2-A To Increase Space Assignment Rates By 2.6%, And To Incorporate Administrative Updates Effective September 1, 2014.

2.7 **Report:** Appointments, Separations and Leaves of Absence for FY 2013-14, 4th Quarter (April 1, 2014 – June 30, 2014) **(Finance & Admin)**

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.

3.1 **Report:** Major Project Update – BART Connector **(Aviation)**

3.2 **Report:** Major Project Update - OAB **(Maritime)**

3.3 **Resolution:** Construction & Reimbursement Agreement and a Material Procurement Agreement with Union Pacific Railroad Company **(Maritime & Engineering)**

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 11 months ended May 31, 2014

5. STRATEGY & POLICY

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

5.1 **Report:** Review of the Public Works Bid Procedures and Recommended Modifications and Other Procurement Issues. **(Engineering)**

5.2 **Resolution:** A Resolution to endorse and support the Alameda County Transportation Commission's Transportation Expenditure Plan and the extension and augmentation of the existing transportation sales tax on the November 2014 ballot **(Government Affairs)**

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:** Authorization to Enter into Two Professional Services Contracts for ERP Support Services **(Finance & Admin)**

6.2 **Resolution:** Authorization to Enter into an Agreement to Purchase and Subscribe to Granicus Board Meeting Management Products **(Finance & Admin)**

6.3 **Resolution:** Authorize the Executive Director to Enter into an Agreement with the East Bay Regional Communications System Authority for Radio Services **(Finance & Admin)**

6.4 **Resolution:** Approval of the Draft Port Share Plan for the Fiscal Year 14-15 for the Jack London Improvement District **(CRE)**

6.5 **Resolution:** Authorizations Relating to Rejection of All Bids for the Demolition of North Field Airport Traffic Control Tower, Oakland International Airport **(Aviation)**

7. UPDATES/ANNOUNCEMENTS

The President, Members of the Board and the Executive Director will report on noteworthy events occurring since the last Board Meeting.

7.1 Report Out On The July 17, 2014 Audit Committee **(Hamlin)**

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 September 11, 2014.

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, John Betterton, at: (510) 627-1696, or visit our web page at: **www.portofoakland.com**

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

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

Scented Products

Please refrain from wearing scented products to this meeting so attendees who experience chemical sensitivities may attend.

Commissioner's 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.