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Thursday, February 23, 2017

Board Room – 2nd Floor

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***The Public Portion Of The Meeting Will Begin At 3:00 p.m.***

**ROLL CALL**

*Commissioner Cluver, Commissioner Hamlin, Commissioner Martinez, Commissioner Yee, 2nd Vice-President Story, 1st Vice President Story and President Colbruno.*

**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** - (Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of California Government Code Section 54956.9: Number of Matter(s) 1

**File ID:** [035-17]

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

**Property:** Maritime Street, Oakland (Approx. 27 acres, former Oakland Army Base)

**Negotiating Parties:** CenterPoint Properties, and Port of Oakland

**Agency Negotiator:** John Driscoll, Director of Maritime

**Under Negotiation:** Price and Terms of Lease and Development

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

**Negotiating Parties:** US Maritime Association and Port of Oakland

**Agency Negotiator:** John Driscoll, Director of Maritime

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

**Property:** 1441-1551 Embarcadero Road, Oakland, CA

**Negotiating Parties:** East Bay Regional Parks District, Duong Estuary Cove, LLC and Port of Oakland

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

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

**File ID:** [036-17]

**1.3 CONFERENCE WITH LABOR NEGOTIATORS** - (Pursuant to California Government Code Section 54957.6)

**Unrepresented Employee:** Port Attorney, Chief Audit Officer, Secretary of the Board, Executive Director

**File ID:** [037-17]

**OPEN SESSION/ROLL CALL**

*Commissioner Cluver, Commissioner Hamlin, Commissioner Martinez, Commissioner Yee, 2nd Vice-President Story, 1st Vice President Story 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 Resolution:** Consent to Assignment of Contract from IMG College, Inc. to Cal Bears Sports Properties, LCC. **(Aviation)**

**File ID:** [\[030-17\]](#)

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

**2.2 Ordinance 4406,** 2nd Reading Of An Ordinance Approving And Authorizing The Executive Director To Enter Into A First Amendment To License And Concession Agreement With Hadal, Inc. To Extend The Term For An Additional Five Years And An Option To Extend For Another Five Years For Property Located At 1363 Embarcadero Road.

**File ID:** [\[034-17\]](#)

**Attachments:** [Ordinance 4406](#)

**2.3 Minutes:** Approval of the Minutes of the Regular Meeting of January 26, 2016.

**File ID:** [\[038-17\]](#)

**Attachments:** [Jan 26, 2017 Minutes.pdf](#)

**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:** Approval of Capital Budget and Authorization for the Executive Director to Modify the Existing Agreement with Vancouver Airport Authority to Purchase and Implement Eight Additional Automated Passport Control Kiosks and Provide 2nd Level Support at Oakland International Airport (**Aviation**)

**File ID:** [\[433-16\]](#)

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

- 6.2 Resolution:** Approval of Budget and Authorization for the Executive Director to Implement Eight Additional Common Use Self Service Kiosks and Modify the Existing Agreement with ARINC, Inc. to Provide three Years of 2nd Level Support and Software Updates at Oakland International Airport (**Aviation**)

**File ID:** [\[434-16\]](#)

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

- 6.3 Resolution:** Budget Approval and Authorization to Waive Competitive Bidding and Enter into a Procurement Contract for Perimeter Security System for the Runway 12-30 Rehabilitation Project, OAK (**Aviation**)

**File ID:** [\[031-17\]](#)

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

- 6.4 Resolution:** Authorization for the Executive Director to Enter into an Agreement with Elation Systems, Inc. for the Web-Based Labor Compliance/Workforce Tracking System and Living Wage Compliance System (**SRD**)

**File ID:** [\[016-17\]](#)

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

[WAMS Matrix](#)

- 6.5 Ordinance:** Amendment to Non-Exclusive Preferential Assignment Agreement with SSA Terminals (Oakland), LLC and its Affiliates Related to Certain Equipment at the Oakland International Container Terminal (Berths 55-59) **(Maritime)**

**File ID:** [\[025-17\]](#)

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

- 6.6 Ordinance:** Authorizing the Executive Director to Execute a Purchase and Sale Agreement, Lease Amendment, and Declaration of Covenants and Restrictions for the Site G Retail Space Located at 255 Second Street, Oakland, CA. **(CRE)**

**File ID:** [\[026-17\]](#)

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

[Exhibit A Site Plan](#)

## 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 9, 2017*

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

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

John Betterton, Secretary of the Board  
530 Water Street, Oakland, CA 94607  
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(510) 627-1696

### Language & Interpretive Services

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Daria Edgerly, Assistant Secretary of the Board  
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(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.