

**MARITIME COMMITTEE**  
**MEETING MINUTES**  
**Thursday, June 27, 2002**  
**12 noon – 2:00 p.m.**  
**Courtyard Conference Room**

**Attendees:**

Commissioner David Kramer (Excused)  
Commissioner Patricia Scates  
Commissioner Peter Uribe  
Jerry Bridges  
Joe Wong  
Fred Lee

Tay Yoshitani  
Gay Joseph  
John Glover  
Tom Clark  
Dave McAneny

**The Maritime Committee meeting was called to order at 12:05p.m.**

**Calendar Items:**

**Approval of Items for Board Meeting of July 2, 2002.**

Four discussion items were reviewed and recommended for consideration to the full Board:

**Items for Discussion**

1. Ratification of Addenda and Award of Contract for Construction of Berths 55/56 Container Yard, Phase 3 and Site Improvements at Middle Harbor Shoreline Park, Vision 2000. **(E) [Board Item: 21] Phase 3 and also stage two of MHSP. Staff recommends Gallagher and Burke for award of project. No discussion, recommended for approval.**
2. Approval of Change Orders to Contract for Modification of Building D-851 at Berths 57/59, Vision 2000 – Modifications to Fire Protection System and Yard Communication Conduits. **(E) [Board Item: 22] Started construction modification on the building to provide temporary office space for tenant at Berth 57. After executing the contract, City of Oakland has informed Port to make additional modifications due to City codes. Recommended for approval.**
3. Approval of Change Order to Contract for Construction and Installation of Container Cranes at Berth 55-56 – Remove Container Cranes X441 and X442 from APL Terminal. **(E) [Board Item: 23] Request to change ZPMC contract to dispose of two cranes. Previous potential sale did not work out and this is viewed as the best alternative to dispose of cranes. Recommended for approval.**
4. Authorization to Ratify a Professional Services Agreement with Harris & Associates to Provide Construction Management Services for the Closure of Landfill at the Former Lew F. Galbraith Golf Course. **(E) [Board Item: 24] No discussion, recommended for approval.**

**Approval of Items for Board Meeting of July 16, 2002**

No items listed.

**Information Items:**

Maritime Director, Jerry Bridges reported that Chief Wharfinger and staff were monitoring the labor rally activities being held at Port View Park today by Teamsters and ILWU. The purpose of the rally is to show support the ILWU in their ongoing contract negotiations between the ILWU and the Pacific Maritime

Association. Port View Park is a Port property and the Union did acquire the appropriate authorization from staff to stage rally. Port is controlling traffic and parking to assist. Among the speakers for this event were Mr. James Hoffa, President, Teamsters, Mr. Jim Spinosa, President, ILWU, and several other regional and local union leaders.

Port Attorney, Tom Clark discussed a previous action item requested by Commissioner Kramer that questioned the disclosure of financial information given prior to closure of contract negotiations. Placing financial figures in Board letters, which is public information, prior to awarding contracts, settlement of damage claims and/or purchasing of services, tends to compromise the staff's ability to effectively negotiate the issues. As discussed, the Brown Act does provide that the facts and circumstance should be contained in the Board letters. However, the financial range of authority can be approved in closed session and reported in open session at the conclusion of negotiations.

Commissioner Pete Uribe emphasizes the remarkable job Engineering has accomplished and suggests when Vision 2000 projects are completed, there should be special acknowledgments. Vision 2000 began in 1995 and majority of construction/spending began in 1997.

### **Appearances:**

Sanjiv Handa, East Bay News Service - Reports on financial inconsistencies, lack of accountability by the Oakland Base Reuse Authority. He explained further that they were reporting most of their overrun in finance was due to lengthy negotiations with the Port of Oakland. Mr. Sanjiv wrote a detailed report and requested financial information from the organization. He plans to continue protesting lack of oversight, accountability, and accessibility to public information of the OBRA organization to the City of Oakland's Council.

Mr. Handa also commented on the disclosure of financial contract information as a known subject with public entities. He further explains a caveat can occur when an item pertains to a pre-litigation claim filed. What falls within the public record act becomes a matter of record if someone submits a claim. Closed session information can be subject to examination.

**Items Requiring Closed Session:** Meeting entered closed session at 12:20 p.m. Open meeting resumed at 12:50 p.m. with no additional discussion items.

### **Next Meeting:**

The Committee's next meeting is tentatively scheduled for **Thursday, August 29, 2002, in the Courtyard Conference Room at 12:00p.m.**

Meeting adjourned at 12:55 p.m.