



BOARD AGENDA

Thursday, April 25, 2024

Board Room – 2nd Floor

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

PUBLIC PARTICIPATION

To Speak on an Agenda Item via Teleconference

To participate via teleconference please click the link below.

To comment by Zoom video conference, click the "Raise Your Hand" button to request to speak when Public Comment is being taken on the eligible Agenda item. During your turn, you will be unmuted to make public comment, and re-muted after the allotted time. All speakers will be allotted a minimum of one minute.

*To comment by phone, please call on one of the phone numbers listed below. You will be prompted to "Raise Your Hand" by pressing "*9" to request to speak when Public Comment is being taken on the eligible Agenda Item. During your turn, you will be unmuted to make public comment, and re-muted after the allotted time. Please unmute yourself by pressing *6.*

<https://portoakland.zoomgov.com/j/1606885215>

To join by Telephone:

US: US: +1 669 254 5252 or +1 669 216 1590 or +1 415 449 4000

Webinar ID: 160 688 5215

To Speak on an Agenda Item In-person

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 the conclusion of Closed Session. You may submit a Speaker Card for Open Forum any time prior to Open Forum. All speakers will be allotted a minimum of one minute.

ROLL CALL

Commissioner Colbruno, Commissioner Dominguez Walton, Commissioner Martinez, Commissioner Myres, Second Vice-President Cluver, First Vice-President Lee and President Leslie

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

Property: 5190 7th Street, Oakland, CA

Negotiating Parties: Everport Terminal Services, Inc. and the Port of Oakland

Agency Negotiator: Bryan Brandes, Director of Maritime

Under Negotiation: Price and Terms of Payment

Property: Roundhouse Property, Oakland, CA

Negotiating Parties: FMC Adeline LLC and the Port of Oakland

Agency Negotiator: Bryan Brandes, Director of Maritime

Under Negotiation: Price and Terms of Payment

File ID: [\[149-24\]](#)

1.2 THREAT TO PUBLIC SERVICES OR FACILITIES - (Pursuant to California Government Code Section 54957 (a))

Consultation with Kristi McKenney, Chief Operating Officer, Kyle Mobley, Director of Info Technology, and Chris Hanna, IT Security Manager

File ID: [\[150-24\]](#)

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; Service Employees International Union, Local 1021; Western Council of Engineers; International Brotherhood of Electrical Workers, Local 1245 And Unrepresented Employees: Port Employee Units H/M

File ID: [\[151-24\]](#)

- 1.4 **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION** - (Significant Exposure to Litigation Pursuant to Paragraph (2) or (3) of Subdivision (d) of California Government Code Section 54956.9): **Number of Matters: 2** (including one matter based on letter attached hereto).

File ID: [\[152-24\]](#)

Attachments: [Attachment](#)

- 1.5 **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 Matters: 1**.

File ID: [\[157-24\]](#)

OPEN SESSION/ROLL CALL

Commissioner Colbruno, Commissioner Dominguez Walton, Commissioner Martinez, Commissioner Myres, Second Vice-President Cluver, First Vice-President Lee and President Leslie

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:** Approve and Authorize the Executive Director to Execute a Supplemental Agreement to the Professional Services Agreement, Dated June 16, 2020, with HNTB Corporation to Increase the Maximum Compensation by \$211,800 for a Total Amount Not to Exceed \$1,481,800 to Support the Airport Geometry Study and Airport Layout Plan Update. **(Aviation)**

File ID: [\[132-24\]](#)

Attachments: [Agenda Report](#)

- 2.2 **Resolution:** Approve and Authorize the Port of Oakland Risk Manager to Execute all Necessary Documents and to Approve Reasonable Substitutions of Insurers to Renew Port of Oakland Insurance Policies Arranged and Paid Through Prime Insurance Brokers Described Herein, Subject to Minor Adjustments Upon Placement, for a Total Amount not to Exceed \$8,850,000. **(Finance & Admin)**

File ID: [\[141-24\]](#)

Attachments: [Agenda Report](#)

[Attachment](#)

- 2.3 Resolution:** Approve and Authorize the Executive Director to Execute a Supplemental Agreement to the Professional Services Agreement with Liftech Consultants, Inc. to Increase the Maximum Compensation by \$350,000 to a Total Amount Not to Exceed \$975,000; and Finding that the Proposed Action is Exempt Under the California Environmental Quality Act **(Engineering)**
- File ID:** [\[082-24\]](#)
- Attachments:** [Agenda Report](#)
- 2.4 Building Permit:** for Paradies Tenant Improvements for Shop The Town, 1 Airport Drive, Space T2-R-G24, OAK **(Environmental/Aviation)**
- File ID:** [\[122-24\]](#)
- Attachments:** [Building Permit](#)
- 2.5 Building Permit:** for OFFC Fuel System Equipment Repairs, 1 Airport Drive, Gate 25, OAK **(Environmental/Aviation)**
- File ID:** [\[123-24\]](#)
- Attachments:** [Building Permit](#)
- 2.6 Ordinance 4745,** 2nd Reading Of An Ordinance Approving And Authorizing The Executive Director To Execute A First Amendment To A License And Concession Agreement With Mary Ann Swift For The Premises Located At 1285 Embarcadero Road, Oakland, To Assign The Agreement To Afterguard Sailing Academy, LLC And To Extend The Term For Three Years At An Initial Monthly Rent Of \$6,287, And Finding That The Proposed Action Is Exempt Under The California Environmental Quality Act.
- File ID:** [\[148-24\]](#)
- Attachments:** [Ordinance 4745](#)
- 2.7 Minutes:** Approval of the Minutes of the Regular Meetings of March 14, 2024 and March 28, 2024. **(Board)**
- File ID:** [\[143-24\]](#)
- Attachments:** [March 14, 2024 Minutes](#)
[March 28, 2024 Minutes](#)
- 2.8 Report:** Report of Appointments, Separations and Leaves of Absence for FY 2023-24 3rd Quarter (January 1, 2024 - March 31, 2024). **(Finance & Admin)**
- File ID:** [\[146-24\]](#)
- Attachments:** [Report](#)

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:** Approve and Authorize the Executive Director to Execute a Contract with TRS Group to Clean Aircraft Rescue and Firefighting Trucks and Equipment and Treatment of Per- and Polyfluoroalkyl Substances at a Total Cost Not to Exceed \$600,000; and Waive Formal Competitive Procurement Procedures. **(Aviation)**

File ID: [\[140-24\]](#)

Attachments: [Agenda Report](#)

- 6.2 Resolution:** Approve and Authorize the Executive Director to Execute and Enter into a First Supplemental Agreement with AECOM Technical Services, Inc. to Extend the Term Through December 31, 2029 and Add \$1,000,000 for a Total Amount Not to Exceed \$1,500,000 to Provide On-Call Per- and Polyfluoroalkyl Substances Consulting Services at Oakland International Airport **(Environmental /Aviation)**.

File ID: [\[133-24\]](#)

Attachments: [Agenda Report](#)

- 6.3 Resolution:** Approve and Authorize the Executive Director to Accept and Execute All Necessary Documents for the Containerized Ports Data Interoperability Grant from the California Governor's Office of Business and Economic Development in the Amount of \$3,000,000 and Execute a Second Supplemental Agreement to the Professional Services Agreement, Dated December 12, 2023, with Parsons Transportation Group Inc. to Include Work Funded by the Containerized Ports Data Interoperability Grant and Increase the Maximum Compensation from \$10,322,600 to \$13,147,600 **(Maritime)**

File ID: [\[059-24\]](#)

Attachments: [Agenda Report](#)

- 6.4 Resolution:** Approve and Authorize the Executive Director to: (1) Waive Formal Competitive Procurement Procedures, (2) Issue a Request for Proposals to Solicit Proposals from Interested Prime Builder Entities for Design Builder Services for Chappell Hayes Observation Tower Elevator at Middle Harbor Shoreline Park, and (3) Resolve Any Protests Resulting from the Process. **(Engineering/Maritime)**

File ID: [\[083-24\]](#)

Attachments: [Agenda Report](#)

- 6.5 Resolution:** Approve and Authorize the Executive Director to Execute a Professional Services Agreement with AECOM Technical Services, Inc. for Sea Level Rise and Groundwater Intrusion Modelling, Vulnerability Assessment, and Adaptation Planning for a Term Not to Exceed Five Years; a Maximum Compensation Not to Exceed \$2,299,000; and Finding that the Proposed Action is Exempt Under the California Environmental Quality Act. **(Environmental)**

File ID: [\[128-24\]](#)

Attachments: [Agenda Report](#)

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.

ADJOURNMENT

The next Regular Meeting of the Board will be held on May 9, 2024.

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

To receive Port Agendas and Agenda Related Materials by email, please email your request to: 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
530 Water Street, Oakland, CA 94607
dedgerly@portoakland.com
(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 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.