



SUPPLEMENTAL BOARD AGENDA

Thursday, March 26, 2020

Board Room – 2nd Floor

The Public Portion Of The Meeting Will Begin At 4:00 p.m.

ROLL CALL

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

COVID-19 Public Participation

Public comments will only be accepted electronically by emailing them to board@portoakland.com by the start time of the meeting. Please write "Public Comment" in the subject line; in the body of the email, please specify to which agenda item the comment pertains and whether you would like the comment to be read aloud. All comments timely received to be read aloud will be read by Port staff within the two-minute or other allowable time limit. The Port will field all timely received public comments to the greatest extent feasible, but may modify how comments are processed depending on the number of comments received.

Public Participation Procedures for COVID-19 (coronavirus).

File ID: [\[143-20\]](#)

Attachments: [Board President Announcement & Meeting Procedures](#)

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 -** (Significant Exposure to Litigation Pursuant to Paragraph (2) of Subdivision (d) of California Government Code Section 54956.9): **Number of Matter(s): 1 (additional information provided on the Closed Session Agenda Report Item 1.1, "Potential Litigation Under California Government Code Section 54956.9 [One (1) Matter]," attached hereto)**

File ID: [\[135-20\]](#)

Attachments: [Report](#)
[Exhibits](#)

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

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

Negotiating Parties: The Oakland Athletics and Port of Oakland

Agency Negotiator: Pamela Kershaw, Director of Commercial Real Estate

Under Negotiation: Price and Terms of Payment

File ID: [\[136-20\]](#)

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

Consultation with: *Douglas Mansel, Aviation Security Manager and Troy Hosmer, Port Facilities Security Officer*

File ID: [\[137-20\]](#)

1.4 PUBLIC EMPLOYEE PERFORMANCE EVALUATION - (Pursuant to California Government Code Section 54957):

Title: Port Attorney and Secretary of the Board

File ID: [\[138-20\]](#)

OPEN SESSION/ROLL CALL

Commissioner Colbruno, Commissioner Lee, Commissioner Martinez, Commissioner Story, 2nd Vice-President Leslie, 1st Vice-President Cluver 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 Building Permit: for SSP America for Tenant Improvements, Peet's T1 Pre-Security, 1 Airport Drive, OAK

File ID: [\[118-20\]](#)

Attachments: [Permit 5267](#)

[Resolution Item 2.1](#)

2.2 Building Permit: for High Flying Foods for Tenant Improvements, A16, 1 Airport Drive, OAKFile ID: [\[131-20\]](#)

Attachments: [Permit 5284](#)
[Resolution Item 2.2](#)

2.3 Building Permit: for Rylo Food Group for Tenant Improvements, Tay Ho, 1 Airport Drive, OAKFile ID: [\[132-20\]](#)

Attachments: [Permit 5288](#)
[Resolution Item 2.3](#)

2.4 Building Permit: for Pinnacle AG Services for Equipment Upgrades, 2440 W. 14th Street, OAB, MaritimeFile ID: [\[133-20\]](#)

Attachments: [Permit 5291](#)
[Resolution Item 2.4](#)

2.5 Minutes: Approval of the Minutes of the Regular Meetings of February 13, 2020 and February 27, 2020. **(Board)**File ID: [\[128-20\]](#)

Attachments: [February 13, 2020 Minutes](#)
[February 27, 2020 Minutes](#)

2.6 Report: Awards of On-Call Public Works and On-Call Professional Services Contracts by the Executive Director for the Period from October 2019 through December 2019. **(Engineering)**File ID: [\[055-20\]](#)

Attachments: [Report](#)

2.7 Report: Information Report: Commissioner's Travel Expenses for CY 2019. **(Finance & Admin)**File ID: [\[039-20\]](#)

Attachments: [Report](#)
[Attachment](#)

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.

4.1 Report: Port Pension Plan. (Finance & Admin)

File ID: [\[099-20\]](#)

Attachments: [Report](#)
[Attachment](#)

4.2 Report: FY 2021 Operating and Capital Budget Update #1, including Unaudited Financials for 7 Months ended January 31, 2020. (Finance & Admin)

File ID: [\[042-20\]](#)

Attachments: [Report](#)
[Attachment](#)

5. STRATEGY & POLICY

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

5.1 Report: Discussion of Proposed Action to Amend and Restate the Code of Conduct for Members of the Board of Port Commissioners in Resolution No. 01397 to Address Social Media Issues. (Port Attorney)

File ID: [\[120-20\]](#)

Attachments: [Report](#)
[Attachment](#)

5.2 Report: Strategic Plan and Master Plan Process and Ad Hoc Committee Reports. (Executive Office)

File ID: [\[124-20\]](#)

Attachments: [Report](#)

- 5.3 Ordinance & Resolution:** (1) Suspending Provisions of the By-Laws and Administrative Rules of the Board of Port Commissioners, the Rules for Public Participation at Meetings of the Board of Port Commissioners and Standing Committees, and the Port of Oakland Sunshine Ordinance to Reduce the Risk of Exposure to COVID-19. (Port Attorney); (2) Ratifying and a Declaration of Emergency; and (3) Granting the Executive Director and the Port Attorney the Authority On a Temporary Basis to Conduct Business on Behalf of the Board, All In Order to Efficiently Conduct Port of Oakland Business While the Port Responds to the COVID-19 Pandemic and its Aftermath and Protects the Public Health and Safety. (Port Attorney & Executive Director)

File ID: [\[139-20\]](#)

Attachments: [Supplemental Agenda Report](#)
[Resolution Item 5.3](#)
[Ordinance](#)

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 Construction Reimbursement Agreement Between Port of Oakland and Southwest Airlines Co. for Construction of an Expanded Outbound Baggage Building at Terminal 2 in an Amount Not-to-Exceed \$5.9 Million **(Aviation)**

File ID: [\[119-20\]](#)

Attachments: [Agenda Report](#)
[Resolution Item 6.1](#)

- 6.2 Resolution:** Approve and Authorize the Executive Director to Execute a Supplemental Agreement with Telos Identity Management Solutions, LLC (TelosID) to Extend the Term for Three Additional Years through June 30, 2023 and Add \$280,000 to the Maximum Compensation for TelosID to Continue Providing Designated Aviation Channeling (DAC) Services for Oakland International Airport **(Aviation)**

File ID: [\[126-20\]](#)

Attachments: [Agenda Report](#)
[Resolution Item 6.2](#)

- 6.3 Resolution:** Approve and Authorize the Executive Director to Enter Into a Five-Year Oracle Enterprise Resource Planning Software Licensing Agreement with Mythics, Inc. for a Cost Not to Exceed \$1,217,674. **(Finance & Admin)**

File ID: [\[040-20\]](#)

Attachments: [Agenda Report](#)
[Resolution Item 6.3](#)

- 6.4 Resolution:** Authorize the Executive Director to Execute a Supplemental Professional Services Agreement for Federal Consulting and Advocacy Services with Van Scoyoc Associates for up to Six (6) Months at an Amount Not to Exceed \$75,000 (\$12,500 per month) and Receive Board Input on Proposed Request for Proposal for Federal Consulting and Advocacy Services. **(Government Affairs)**

File ID: [\[127-20\]](#)

Attachments: [Agenda Report](#)
[Resolution Item 6.4](#)

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 April 9, 2020.

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.