



STOCKTON PORT DISTRICT

Board of Port Commissioners

November 16, 2020

Pursuant to notice duly given, the regular meeting of the Board of Commissioners of the Stockton Port District was held on November 16, 2020, in Room 18 of the Port of Stockton Administration Building located at 2201 West Washington Street in Stockton, California.

COMMISSIONERS PRESENT: R. Jay Allen, Vice Chairman
Anthony Barkett
Gary Christopherson, Chairman
*Michael Patrick Duffy
Stephen Griffen
William R. Trezza

COMMISSIONERS ABSENT: None

COMMISSIONERS EXCUSED: Elizabeth (Liz) Blanchard

OTHERS PRESENT: Richard Aschieris, Port Director
Steve Escobar, Senior Deputy Port Director
Michelle Bowling, Director of Finance
Jason Katindoy, Director of Maritime Operations
Juan G. Villanueva, Director of Development and Planning
Jeff Wingfield, Director of Environmental and Public Affairs
Sylvester Aguilar, Manager of Port Real Estate and Properties Development
Steven A. Herum, Port Counsel
Melanie Rodriguez, Secretary to the Board
Anju Wicke, Consultant

*Commissioner Duffy arrived at 3:51 p.m. during Agenda Item #8.

A quorum being present, the meeting was called to order by Chairman Gary Christopherson at 3:28 p.m. Chairman Christopherson presided and Melanie Rodriguez, Secretary to the Board, acted as Secretary for the meeting.

CONSENT CALENDAR

In compliance with Port Policy Statement #003, the Consent Calendar items of business, having been provided to each member of the Board prior to this meeting, the Commissioners present acted upon all Consent Calendar items of business under one vote.

Commissioner Griffen moved, to adopt the following resolution:

MINUTES OF NOVEMBER 2, 2020 MEETING

Resolution #8199: RESOLVED, that the minutes of the REGULAR meeting of the Board of Commissioners of the Stockton Port District held on the 2nd day of November 2020, as the same are endorsed on Page No. 093 to Page No. 100, inclusive, of Minutes Book No. 62, be and they are hereby approved.

Resolution #8199 was passed by the following vote:

COMMISSIONERS IN FAVOR:	Allen, Barkett, Christopherson, Griffen, Trezza
COMMISSIONERS AGAINST:	None
COMMISSIONERS ABSTAINING:	None
COMMISSIONERS ABSENT:	None
COMMISSIONERS EXCUSED:	Blanchard, Duffy

CONSIDERATION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

Chairman Christopherson acknowledged that there were no items removed from the Consent Calendar.

CONSIDERATION AND POSSIBLE APPROVAL OF THE AMENDMENT TO THE STOCKTON PORT DISTRICT POLICY STATEMENT

Copies of the proposed addition to the Stockton Port District Policy Statement Policy number #017 Debt Management were provided to the Commissioners prior to today’s meeting.

Port Commission consideration and approval were requested for the addition of Policy number #017 Debt Management and the re-adoption of Policy number #012 Cash and Investments for a period of one year until the delegation of authority is revoked or expired in accordance with California Government Code, Section 53607.

The following emailed comment was provided to the Commissioners for consideration related to this item:

Emailed Comment as received from Mary Elizabeth with the Delta-Sierra Group:

“No information regarding which Port Policy was under consideration nor were any proposed changes posted in the presentations posted on the Port website as of 11.16.2020 11:30. Port Policies are important to the community and should be available to the public with other agenda presentations prior to the Commissioners vote. This lack of transparency and governmental openness is concerning. I believe that the Port Commissioners can do better.”

Commissioner Allen moved, to adopt the following resolution:

Resolution #8200: RESOLVED, by the Board of Commissioners of the Stockton Port District that the Stockton Port District Policy Statement Policy number #017 Debt Management is hereby added, as presented; and

RESOLVED FURTHER, by the Board of Commissioners of the Stockton Port District that the Stockton Port District Policy Statement Policy number #012 Cash and Investments is hereby re-adopted, as presented; and for the purpose of renewing the delegation of authority to manage the investment program to the Port Director and his/her designated “investment officer” for a period of one year until the delegation of authority is revoked or expired, in accordance with California Government Code, Section 53607 and Stockton Port District Policy Statement number #012 Cash and Investments.

Resolution #8200 was passed by the following vote:

COMMISSIONERS IN FAVOR:	Allen, Barkett, Christopherson, Griffen, Trezza
COMMISSIONERS AGAINST:	None
COMMISSIONERS ABSTAINING:	None
COMMISSIONERS ABSENT:	None
COMMISSIONERS EXCUSED:	Blanchard, Duffy

CONSIDERATION AND POSSIBLE SELECTION OF AN EXECUTIVE SEARCH FIRM FOR THE POSITION OF PORT DIRECTOR DUE TO ANNOUNCED RETIREMENT IN SPRING OF 2022

During the November 2, 2020 Port Commission Meeting Mr. Andrew Nelson, Executive Recruiter with CPS HR Consulting and Ms. Susan Shey Dvonch Managing Partner of Shey-Harding Executive Search each presented their proposal for the Port Director recruitment.

Chairman Christopherson asked Port Director Aschieris to provide his recommendation of which executive search firm to utilize. Port Director Aschieris shared that his recommendation was for Shey-Harding Executive Search due to the numerous port-related recruitments that firm has completed.

Chairman Christopherson acknowledged that there were no requests from the Public to address the Commission on this matter.

Commissioner Trezza moved, to adopt the following resolution:

Resolution #8201: RESOLVED, that the Board of Commissioners of the Stockton Port District hereby select the executive search firm of Shey-Harding Executive Search to conduct the recruitment for the Port Director position due to the current Port Director's announced retirement in the Spring of 2022; and

RESOLVED FURTHER, that the Port Director is authorized, empowered and directed to ensure that the provisions of this resolution are appropriately effected.

Resolution #8201 was passed by the following vote:

COMMISSIONERS IN FAVOR:	Allen, Barkett, Christopherson, Griffen, Trezza
COMMISSIONERS AGAINST:	None
COMMISSIONERS ABSTAINING:	None
COMMISSIONERS ABSENT:	None
COMMISSIONERS EXCUSED:	Blanchard, Duffy

COMMITTEE REPORTS

Chairman Christopherson acknowledged that there were no Committee Reports.

PORT DIRECTOR'S COMMENTS

Port Director Aschieris provided an executive summary of recent Port activities.

- Current calendar year-to-date shipping reflects 208 ships. Shipping activity for the same period in 2019 reported 207 ships. Since the last Commission meeting, 9 ships have called at the Port.
- Current calendar year-to-date tonnage totaled 3,399,371 metric tons. Tonnage for the same period in 2019 totaled 4,031,093 metric tons. Since the last Commission meeting, 149,762 metric tons of cement/slag from China and Mexico, molasses from Guatemala, food grade oils from Costa Rica, fertilizer from Germany and Belgium, steel from China, project cargo from Japan and dry bulk to Japan and Honduras have been handled.
- Secretary to the Board Rodriguez shared what technology changes had been made to the Board meeting. She shared that Zoom participants would be able to see any PowerPoint presentations made during the meeting. She also shared that the public viewing the meeting via YouTube would be able to see the Board room as well as the PowerPoint presentations given during the meeting. Lastly, she asked the Commission if they would like to move forward with allowing the public to provide “spoken” public comments during the Commission Meeting utilizing Zoom. Chairman Christopherson stated that would need to be agendaized and decided on by the Board.

COMMISSION COMMENTS

Commissioner Barkett and all Commissioners present congratulated Commissioner Blanchard on her recent election to the San Joaquin Delta College Board of Trustees.

Commissioner Griffen shared that he was glad to be able to attend the Commission Meetings. He also congratulated Vice Chairman Allen on his reappointment to the Board.

PUBLIC COMMENTS ON NON-AGENDA ITEMS

The following emailed comments were provided to the Commissioners for consideration related to this item:

Emailed Comment as received from Jan Warren:

“I appreciate the comments made at the last Commissioners' meeting re: it's past time to fix the audio and visual communication with the public on Port matters. One of the values in using zoom is everyone can attend the meeting virtually and be seen and heard and everyone can help not to spread COVID by meeting in a room together. I'm hoping the public will see this today. The other benefit is you can record and post the meeting

so Commissioners and the public can access the recording if they aren't able to attend the meeting.

There was a comment at a recent meeting re: Fyffe Ave Grade Separation Project that the truckers agreed the project would help with congestion. Why weren't the residents on the east side asked how it might affect them?

I'm requesting a status report on the planned Port of Stockton's Environmental Justice Task Force and plans for community outreach. With the work ahead on the Strategic Plan for the Port, this Task Force needs to be up and running with a defined task and public meetings.”

Emailed Comment as received from Mary Elizabeth with the Delta-Sierra Group:

“We continue to request increased public outreach efforts, including the posting of the Commission meeting minutes and information about the planned Port of Stockton Environmental Justice Task Force. We request that community outreach be a part of any project consideration. When will the outreach plan be available for public review? When will this Environmental Justice Task Force begin meeting? What are the purpose and responsibilities for Task Force Members?”

CLOSED SESSIONS:

- A. PURSUANT TO GOVERNMENT CODE § 54956.8 REAL PROPERTY TRANSACTION: RECEIVE REPORTS FROM, GIVE INSTRUCTIONS TO & CONFER WITH PORT NEGOTIATOR RICHARD ASCHIERIS REGARDING POTENTIAL REAL PROPERTY TRANSACTION RELATIVE TO 320 MCCLOY AVENUE, STOCKTON, CA
- B. PURSUANT TO GOVERNMENT CODE §54956.9 CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION: ONE CASE

At 3:59 p.m. Chairman Christopherson announced that, in accordance with the Ralph M. Brown Act, an executive session would be conducted by the Board of Commissioners pursuant to Government Codes §54956.8 and §54956.9. The general public and other Port staff was excused from the meeting, and the closed sessions commenced at 4:01 p.m. Port Director Aschieris, Senior Deputy Port Director Escobar, Director of Finance Bowling, Director of Maritime Operations Katindoy, Director of Development and Planning Villanueva, Director of Environmental and Public Affairs Wingfield, Manager of Port Real Estate and Properties Development Aguilar, Attorney Herum and Consultant Wicke remained for the executive session.

At 5:04 p.m., Chairman Christopherson re-opened the meeting in public session. He reported that the Port Commission conferred with legal counsel and took no formal, reportable action during the closed sessions.

CONSIDERATION AND POSSIBLE APPROVAL OF A CONTRACT WITH GEOSYNTEC FOR REMEDIATION SERVICES FOR THE WEST COMPLEX FOR AN AMOUNT NOT-TO-EXCEED \$1,241,000 THROUGH MARCH 2021

Director of Environmental and Public Affairs Wingfield provided an executive summary of this agenda item. Mr. Wingfield's presentation included the following:

- Remediation Site Locations
- Background
- Remediation Site Group Designation and Designation Information

Port Commission consideration and approval was requested to authorize the Port Director to award a contract to Geosyntec for remediation services for the West Complex for an amount not-to-exceed \$1,241,000.00 through March 2021.

Chairman Christopherson acknowledged that there were no requests from the Public to address the Commission on this matter.

Commissioner Duffy moved, to adopt the following resolution:

Resolution #8202: RESOLVED, by the Stockton Port District Board of Commissioners that the Port Director is hereby authorized, empowered and directed to execute a contract with the firm of Geosyntec Consultants, for a total amount not-to-exceed \$1,241,000.00 (One Million Two Hundred Forty-One Thousand and no/100 dollars) for engineering and environmental consulting services; and

RESOLVED FURTHER, that the Port Director is authorized, empowered and directed to ensure that the provisions of this resolution are appropriately effected.

Resolution #8202 was passed by the following vote:

COMMISSIONERS IN FAVOR:	Allen, Barkett, Christopherson, Duffy, Griffen, Trezza
COMMISSIONERS AGAINST:	None
COMMISSIONERS ABSTAINING:	None
COMMISSIONERS ABSENT:	None
COMMISSIONERS EXCUSED:	Blanchard

ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 5:11 p.m. by Chairman Christopherson.

Melanie Rodriguez
Secretary to the Board

Chairman Gary Christopherson