STOCKTON PORT DISTRICT

Board of Port Commissioners

April 15, 2024

Pursuant to notice duly given, the regular meeting of the Board of Commissioners of the Stockton Port District was held on April 15, 2024, in Room 18 of the Port of Stockton Administration Building located at 2201 West Washington Street in Stockton, California.

COMMISSIONERS PRESENT:	Anthony Barkett Stephen Griffen, Vice Chairman Margaret Shea Stephens William R. Trezza, Chairman
COMMISSIONERS ABSENT:	None
COMMISSIONERS EXCUSED:	David Atwater Michael Patrick Duffy Allen Sawyer
OTHERS PRESENT:	Kirk DeJesus, Port Director Jason Katindoy, Deputy Port Director Katie Miller, Deputy Port Director Jeff Wingfield, Deputy Port Director Sean Fairchild, Director of Maritime Operations Rhonda Nelson, Director of Real Estate & Port Development Paula O'Keefe, Director of Finance & Accounting Juan Villanueva, Director of Facilities & Procurement Sylvester Aguilar, Real Estate Marketing Manager Steven A. Herum, Port Counsel Melanie Rodriguez, Secretary to the Board

A quorum being present, the meeting was called to order by Chairman William R. Trezza at 3:30 p.m. Chairman Trezza presided and Melanie Rodriguez, Secretary to the Board, acted as Secretary for the meeting.

PRESENTATION OF PORT EMPLOYEE SERVICE AWARDS

The Port's Service Recognition Program honors Port employees for their commitment and dedicated service to the Port of Stockton. The Commissioners were pleased to recognize the following Port employees who recently observed a milestone service anniversary:

Kyle Moutray, Maritime Accounts Supervisor	30 Years
Tyler Moua, Police Officer	25 Years
Dale Matson, Electrician Working Foreman	10 Years
Robert Sanguinetti, Police Support Technician	10 Years
Za Yang, Police Officer	5 Years

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 the following Consent Calendar items of business under one vote.

Chairman Trezza acknowledged that there were no requests to address the Commission.

Commissioner Barkett moved, to adopt the following resolutions:

MINUTES OF MARCH 4, 2024 MEETING

Resolution #8475: RESOLVED, that the minutes of the REGULAR meeting of the Board of Commissioners of the Stockton Port District held on the 4th day of March 2024, as the same are endorsed on Page No. 016 to Page No. 028, inclusive, of Minutes Book No. 66, be and they are hereby approved.

CONSIDERATION AND POSSIBLE APPROVAL TO APPROVE A RESOLUTION AUTHORIZING THE SUBMITTAL OF A GENERAL PURPOSE FOREIGN TRADE ZONE APPLICATION BY THE PORT DIRECTOR, OR HIS DESIGNEE, TO THE EXECUTIVE SECRETARY OF THE FOREIGN TRADE ZONES BOARD, IN WASHINGTON, DC, IN THE FORM AND FORMAT AS PROVIDED BY JBF WAREHOUSE & CROSS DOCK LOGISTICS, INC. (LOCATED IN SAN JOAQUIN COUNTY) TO THE PORT OF STOCKTON, CALIFORNIA, AS GRANTEE OF FTZ #231

Resolution #8476: WHEREAS, the Stockton Port District Board of Commissioners, on behalf of the Port of Stockton, California, as Grantee of Foreign Trade Zone (FTZ) #231, deems it desirable to support and submit to the U.S. Department of Commerce Foreign Trade Zones Board, a Foreign Trade General Purpose Zone (GPZ) Application facilitated by a Minor

Boundary Modification for Grant of Authority to establish, operate and maintain a General Purpose Zone FTZ (focused on distribution) for JBF Warehouse & Cross Dock Logistics, Inc. (JBF) located in San Joaquin County at 601 Tesla Drive, Lathrop, California; now, therefore be it

RESOLVED, that the Stockton Port District Board of Commissioners hereby ratifies and approves submittal of the FTZ GPZ Application of JBF, by the Port Director, or his designee, to the Executive Secretary of the Foreign Trade Zones Board, in Washington, DC, in the form and format as provided by JBF to the Port of Stockton, California, as Grantee of FTZ #231; and

RESOLVED FURTHER, that FTZ GPZ Applicant JBF shall be financially and administratively responsible for the compliant establishment, operation and maintenance of the proposed General Purpose FTZ (focused on distribution); and

RESOLVED FURTHER, that approval is contingent upon JBF agreeing to the terms and conditions set forth in the applicable FTZ Operator Agreement and payment of any related fees, charges, and/or incurred expenses due the Port of Stockton; and

FURTHER RESOLVED, that the Port Director and/or the Deputy Port Directors of the Port of Stockton, California, be, and hereby are, authorized and directed on behalf of the Port of Stockton, California, as Grantee of FTZ 231 to do and perform all acts necessary to execute and to deliver all instruments and documents necessary or convenient for the submission of the FTZ GPZ Application of JBF located in San Joaquin County at 601 Tesla Drive, Lathrop, California, to the Executive Secretary of the Foreign Trade Zones Board, U.S. Department of Commerce, Washington, D.C., and to take such further action as deemed appropriate and incidental to securing the approval by the Foreign Trade Zones Board with respect to said GPZ Application.

CONSIDERATION AND POSSIBLE APPROVAL OF A CATEGORICAL EXEMPTION 15301, 15302 AND 15304 PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA); AUTHORIZATION FOR PORT STAFF TO FILE A NOTICE OF EXEMPTION RELATED THERETO; AUTHORIZATION FOR THE PORT DIRECTOR TO EXECUTE A PURCHASE ORDER FOR PROFESSIONAL SERVICES AGREEMENT WITH KNIFE RIVER CONSTRUCTION FOR ON-CALL VARIOUS ROAD REPAIRS FOR A ONE-YEAR TERM FOR AN AMOUNT NOT-TO-EXCEED $75,000.00

Resolution #8477: RESOLVED, that pursuant to Port staff review of, and belief that the On-Call/As Needed Road Repairs are exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15301, 15302 and 15304 the Stockton Port District Board of Commissioners hereby adopts a CEQA Categorical Exemption for the On-Call/As Needed Road Repairs and authorizes the posting of a Notice of Exemption related thereto; and

RESOLVED FURTHER, by the Board of Commissioners of the Stockton Port District that the Port Director is hereby authorized to execute a Purchase Order for Professional Services Agreement for On-Call/As Needed Road Repairs with Knife River Construction for an amount not-to-exceed $75,000.00 (Seventy-Five Thousand and 00/100 Dollars); and

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

CONSIDERATION AND POSSIBLE AUTHORIZATION FOR THE PORT DIRECTOR TO EXECUTE A PURCHASE ORDER FOR PROFESSIONAL SERVICES AGREEMENT WITH NSGIS FOR A STRATEGIC ASSET MANAGEMENT PROGRAM FOR ONE-YEAR TERM FOR AN AMOUNT NOT-TO-EXCEED $75,000.00

Resolution #8478: RESOLVED, by the Board of Commissioners of the Stockton Port District that the Port Director is hereby authorized to execute a Purchase Order for Professional Services (POPS) Agreement for a One-Year Term for a Strategic Asset Management Program with NSGIS for an amount not-to-exceed $75,000.00 (Seventy-Five Thousand and no/100 dollars); and

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

CONSIDERATION AND POSSIBLE AUTHORIZATION FOR THE PORT DIRECTOR TO EXECUTE A MASTER PROFESSIONAL SERVICES AGREEMENT (MPSA) WITH DILLION AND MURPHY CONSULTING CIVIL ENGINEERS FOR CAPITAL IMPROVEMENT PROJECT DESIGN SERVICES FOR AN AMOUNT NOT-TO-EXCEED $625,000.00; AUTHORIZATION FOR THE PORT DIRECTOR TO EXECUTE A MASTER PROFESSIONAL SERVICES AGREEMENT (MPSA) WITH HDR FOR CAPITAL IMPROVEMENT PROJECT DESIGN SERVICES FOR AN AMOUNT NOT-TO-EXCEED $82,200.00

Resolution #8479: RESOLVED, by the Stockton Port District Board of Commissioners that the Port Director is hereby authorized to execute a Master Professional Services Agreement (MPSA) with Dillion and Murphy Consulting Civil Engineers for Capital Improvement Project Design Services for an amount not-to-exceed $625,000.00 (Six Hundred Twenty-Five Thousand and no/100 dollars); and

RESOLVED FURTHER, by the Stockton Port District Board of Commissioners that the Port Director is hereby authorized to execute a Master Professional Services Agreement (MPSA) with HDR for Capital Improvement Project Design Services for an amount not-to-exceed $82,200.00 (Eighty-Two Thousand Two Hundred and no/100 dollars); and

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

CONSIDERATION AND POSSIBLE AUTHORIZATION FOR THE PORT DIRECTOR TO EXECUTE A PURCHASE ORDER FOR PROFESSIONAL SERVICES AGREEMENT WITH MOMENTUM TO PERFORM GRANT RELATED PROPOSALS AND STRATEGIC SERVICES SUPPORT THROUGH APRIL 30, 2025 FOR AN AMOUNT NOT-TO-EXCEED $250,000.00; AUTHORIZATION FOR THE PORT DIRECTOR TO AMEND THE FISCAL YEAR 2023-2024 GRANTS DEPARTMENT BUDGET IN THE AMOUNT OF $100,000.00

Resolution #8480: RESOLVED, by the Stockton Port District Board of Commissioners that the Port Director is hereby authorized to execute a Purchase Order for Professional Services (POPS) Agreement with Momentum to preform Grant Related Proposals and Strategic Services Support through April 30, 2025 for an amount not-to-exceed $250,000.00 (Two Hundred Fifty Thousand and no/100 dollars); and

RESOLVED FURTHER, by the Board of Commissioners of the Stockton Port District that the Port Director is hereby authorized to amend the Fiscal Year 2023-2024 Budget and appropriate funds in the amount of $100,000.00 (One Hundred Thousand and no/100 dollars) for Grant Related Proposals and Strategic Services Support; and

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

CONSIDERATION AND POSSIBLE AUTHORIZATION FOR THE PORT DIRECTOR TO EXECUTE A CONTRACT WITH REBEL MEDIA AND MARKETING TO PERFORM VARIED MARKETING SERVICES THROUGH APRIL 30, 2025 FOR AN AMOUNT NOT-

TO-EXCEED $300,000.00; AUTHORIZATION FOR THE PORT DIRECTOR TO AMEND THE FISCAL YEAR 2023-2024 PUBLIC AFFAIRS DEPARTMENT BUDGET IN THE AMOUNT OF $100,000.00

Resolution #8481: RESOLVED, by the Stockton Port District Board of Commissioners that the Port Director is hereby authorized to execute a Purchase Order for Professional Services (POPS) Agreement with Rebel Media and Marketing to preform Varied Marketing Services through April 30, 2025 for an amount not-to-exceed $300,000.00 (Three Hundred Thousand and no/100 dollars); and

RESOLVED FURTHER, by the Board of Commissioners of the Stockton Port District that the Port Director is hereby authorized to amend the Fiscal Year 2023-2024 Budget and appropriate funds in the amount of $100,000.00 (One Hundred Thousand and no/100 dollars) for Varied Marketing Services; and

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

Resolutions #8475, #8476, #8477, #8478, #8479, #8480 and #8481 were passed by the following vote:

COMMISSIONERS IN FAVOR:	Barkett, Griffen, Stephens, Trezza
COMMISSIONERS AGAINST:	None
COMMISSIONERS ABSTAINING:	None
COMMISSIONERS ABSENT:	None
COMMISSIONERS EXCUSED:	Atwater, Duffy, Sawyer

CONSIDERATION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

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

CONSIDERATION AND POSSIBLE APPROVAL OF THE UPDATES/CHANGES TO THE STOCKTON PORT DISTRICT POLICY STATEMENT AND ADOPTION OF THE NEW STOCKTON PORT DISTRICT COMMISSION GOVERNANCE POLICY

Secretary to the Board Rodriguez provided an executive summary on this agenda item. The staff report was provided to each member of the Board prior to the meeting and was also available as a link on the Agenda posted on the Port's website.

Chairman Trezza acknowledged the emailed comments from Mary Elizabeth that were provided in whole to the Commission and read in part by Secretary to the Board Rodriguez.

Commissioner Barkett moved, to adopt the following resolution:

Resolution #8482: RESOLVED, by the Board of Commissioners of the Stockton Port District that the Stockton Port District Policy Statement is hereby approved, as presented; and

RESOLVED FURTHER, by the Board of Commissioners of the Stockton Port District that the Stockton Port District Commission Governance Policy is hereby approved, as presented.

Resolution #8482 was passed by the following vote:

COMMISSIONERS IN FAVOR:	Barkett, Griffen, Stephens, Trezza
COMMISSIONERS AGAINST:	None
COMMISSIONERS ABSTAINING:	None
COMMISSIONERS ABSENT:	None
COMMISSIONERS EXCUSED:	Atwater, Duffy, Sawyer

CONSIDERATION AND POSSIBLE AUTHORIZATION FOR THE ACCEPTANCE AND PUBLICATION INTO POLICY OF THE PORT OF STOCKTON'S MISSION, VISION AND CORE VALUES STATEMENTS

Port Director DeJesus provided an executive summary on this agenda item. The staff report was provided to each member of the Board prior to the meeting and was also available as a link on the Agenda posted on the Port's website.

Chairman Trezza acknowledged that there were no requests to address the Commission.

Vice Chairman Griffen moved, to adopt the following resolution:

Resolution #8483: RESOLVED, by the Board of Commissioners of the Stockton Port District that the Port of Stockton's Mission, Vision and Core Values Statements is hereby accepted for publication into policy, as presented.

Resolution #8483 was passed by the following vote:

COMMISSIONERS IN FAVOR:	Barkett, Griffen, Stephens, Trezza
COMMISSIONERS AGAINST:	None
COMMISSIONERS ABSTAINING:	None
COMMISSIONERS ABSENT:	None
COMMISSIONERS EXCUSED:	Atwater, Duffy, Sawyer

CONSIDERATION AND POSSIBLE ADOPTION OF A RESOLUTION AUTHORIZING THE PORT DIRECTOR TO ACCEPT THE PIDP 2022 GRANT NO. 693JF2344037 AWARD; AUTHORIZATION FOR THE PORT DIRECTOR TO AMEND THE FISCAL YEAR 2023-2024 BUDGET AND APPROPRIATE FUNDS IN THE AMOUNT OF $12,035,597.00 FOR THE RAIL REHABILITATION AND UPGRADE PROJECT

Deputy Port Director Wingfield provided an executive summary on this agenda item. The staff report was provided to each member of the Board prior to the meeting and was also available as a link on the Agenda posted on the Port's website.

This agenda item was considered twice as the public comments were not read prior to action being taken. The first action was set aside and the item was reconsidered after the public comments were heard.

Chairman Trezza acknowledged the emailed comments from Mary Elizabeth that were read by Secretary to the Board Rodriguez.

Commissioner Stephens moved, to adopt the following resolution:

Resolution #8484: RESOLVED, by the Board of Commissioners of the Stockton Port District that the Port Director is hereby authorized to accept the PIDP 2022 GRANT NO. 693JF2344037 for the Rail Rehabilitation and Upgrade Project; and

RESOLVED FURTHER, by the Board of Commissioners of the Stockton Port District that the Port Director is hereby authorized to amend the Fiscal Year 2023-2024 Budget and appropriate funds in the amount of $12,035,597.00 (Twelve Million Thirty-Five Thousand Five Hundred Ninety-Seven and no/100 dollars) for the Rail Rehabilitation and Upgrade Project; and

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

Resolution #8484 was passed by the following vote:

COMMISSIONERS IN FAVOR:	Barkett, Griffen, Stephens, Trezza
COMMISSIONERS AGAINST:	None
COMMISSIONERS ABSTAINING:	None
COMMISSIONERS ABSENT:	None
COMMISSIONERS EXCUSED:	Atwater, Duffy, Sawyer

COMMITTEE REPORTS

Ad Hoc Committee for the Stockton Port District Policy Statement Annual Review and the Stockton Port District Commission Governance Policy Consideration
February 26, 2024, Chairman Trezza, Commissioners Barkett and Stephens participated in an Ad Hoc Committee Meeting with Secretary Rodriguez to discuss the change/additions to the Policy Statement and review and approve the new Commission Governance Policy document.

Ad Hoc Committee for the Port of Stockton’s Mission, Vision and Core Values Statements
March 25, 2024, Chairman Trezza, Commissioners Barkett and Stephens participated in an Ad Hoc Committee Meeting with Port Director DeJesus to discuss the Port’s newly created Mission, Vision and Core Values Statements.

PORT DIRECTOR’S COMMENTS

- Port Director DeJesus acknowledged Randy Egusquiza with Central California Traction Company and congratulated him on his retirement after 45 years in the railroad industry.

COMMISSION COMMENTS

Vice Chairman Griffen shared that sugar is a new commodity that is being received at the Port and that steel is down.

Commissioner Barkett thanked staff and the Commissioners that participated in both of the Ad Hoc Committees for their work and time.

PUBLIC COMMENTS ON NON-AGENDA ITEMS

Chairman Trezza acknowledged the emailed comments from Mary Elizabeth that were read by Secretary Rodriguez. Port Attorney Herum and Deputy Director Wingfield responded to Mary Elizabeth's comments.

CLOSED SESSION PURSUANT TO GOVERNMENT CODE §54956.8 REAL PROPERTY TRANSACTION: RECEIVE REPORTS FROM, GIVE INSTRUCTIONS TO & CONFER WITH PORT NEGOTIATOR KIRK DEJESUS REGARDING POTENTIAL REAL PROPERTY TRANSACTION RELATIVE TO 315 FYFFE AVENUE, STOCKTON, CA

At 4:11 p.m. Chairman Trezza announced that, in accordance with the Ralph M. Brown Act, an executive session would be conducted by the Board of Commissioners pursuant to Government Code §54956.8. The general public and other Port staff was excused from the meeting, and the closed session commenced at 4:15 p.m. Port Director DeJesus, Deputy Port Director Katindoy, Deputy Port Director Miller, Deputy Port Director Wingfield, Director of Maritime Operations Fairchild, Director of Real Estate and Port Development Nelson, Director of Finance and Accounting O'Keefe, Director of Facilities and Procurement Villanueva, Real Estate Marketing Manager Aguilar and Port Counsel Herum remained for the executive session.

At 4:36 p.m., Chairman Trezza re-opened the meeting in public session. He reported that the Port Commission took no formal, reportable action during the Closed Session.

CONSIDERATION AND POSSIBLE APPROVAL OF THE NEXT STEPS FOR 315 FYFFE AVENUE

Chairman Trezza acknowledged that there were no requests to address the Commission.

Commissioner Stephens moved, to adopt the following resolution:

Resolution #8485: RESOLVED, by the Board of Commissioners of the Stockton Port District that the Port Director is hereby authorized to proceed for an

Invitation for Bids for the Building 315 Fyffe Avenue Administration Building Renovation Project; and

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

Resolution #8485 was passed by the following vote:

COMMISSIONERS IN FAVOR:	Barkett, Griffen, Stephens, Trezza
COMMISSIONERS AGAINST:	None
COMMISSIONERS ABSTAINING:	None
COMMISSIONERS ABSENT:	None
COMMISSIONERS EXCUSED:	Atwater, Duffy, Sawyer

ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 4:39 p.m. by Chairman Trezza.

Melanie Rodriguez
Secretary to the Board

Chairman William R. Trezza