STOCKTON PORT DISTRICT

Board of Port Commissioners

October 7, 2024

Pursuant to notice duly given, the regular meeting of the Board of Commissioners of the Stockton Port District was held on October 7, 2024, at the new PERMANENT meeting place on the Port's West Complex in ROOM 165 located at 315 FYFFE AVENUE in Stockton, California.

COMMISSIONERS PRESENT:	David Atwater Anthony Barkett Michael Patrick Duffy Stephen Griffen, Vice Chairman Allen Sawyer Margaret Shea Stephens William R. Trezza, Chairman
COMMISSIONERS ABSENT:	None
COMMISSIONERS EXCUSED:	None
OTHERS PRESENT:	Kirk DeJesus, Port Director Jason Katindoy, Deputy Port Director Katie Miller, Deputy Port Director Jason Cashman, Director of Environmental Affairs Sylvester Aguilar, Real Estate Marketing Manager Ricardo Navarro, Facilities, Maintenance & Construction Manager Steve Herum, Port Counsel Julia Ulm, Administrative Assistant I

A quorum being present, the meeting was called to order by Chairman William R. Trezza at 3:31 p.m. Chairman Trezza presided and Julia Ulm, Administrative Assistant I, 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:

Noel Aviles, Police Officer	20 Years
Esmeralda Correa, Controller	20 Years
Lillian Craig, Police Officer	10 Years
Tim Deerinck, Systems Engineer	10 Years
Stephanie De Anda, Administrative Assistant III	5 Years
John Paul Moua, Police Officer	5 Years
Ken Moua, Police Support Technician I	5 Years
Juan Zavala, Police Officer	5 Years

CONSENT CALENDAR

In compliance with Stockton Port District Commission Governance Policy Statement #105, 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 Griffen moved, to adopt the following resolutions:

MINUTES OF SEPTEMBER 16, 2024 MEETING

Resolution #8534: RESOLVED, that the minutes of the REGULAR meeting of the Board of Commissioners of the Stockton Port District held on the 16th day of September 2024, as the same are endorsed on Page No. 087 to Page No. 096, inclusive, of Minutes Book No. 66, be and they are hereby approved.

CONSIDERATION AND POSSIBLE AUTHORIZATION FOR THE PORT DIRECTOR TO EXECUTE FIVE POTENTIAL CHANGE ORDERS TO CONTRACT #4-24-6 WITH SORACCO, INC. FOR THE DOCK 7-8 UTILITY CONSTRUCTION PROJECT FOR AN FOR AN AMOUNT NOT-TO-EXCEED $70,413.90 PLUS A 10% CONTINGENCY; AND, AUTHORIZATION FOR THE PORT DIRECTOR TO AMEND THE CONSTRUCTION MANAGEMENT SERVICES CONTRACT #08137 WITH DILLION & MURPHY CONSULTING CIVIL ENGINEERS FOR ENGINEERING AND DESIGN SERVICES FOR THE DOCK 7-8 UTILITY CONSTRUCTION PROJECT FOR AN AMOUNT NOT-TO-EXCEED $117,676; AND, AUTHORIZATION TO AMEND THE FY 2024-2025 SP2025-04 DOCK 7-8 UTILITY CONSTRUCTION PROJECT BUDGET BY $125,000

Resolution #8535: RESOLVED, by the Board of Commissioners of the Stockton Port District that the Port Director is hereby authorized to execute five (5) Change Orders to Soracco, Inc. Contract #4-24-6 for the Dock 7-8 Utility Construction Project for an amount not-to-exceed $70,413.90 (Seventy Thousand Four Hundred Thirteen and 90/100 Dollars) plus a ten percent (10%) contingency; and

RESOLVED FURTHER, by the Board of Commissioners of the Stockton Port District that the Port Director is hereby authorized to amend Construction Management Services Contract #08137 with Dillion & Murphy Consulting Civil Engineers for Engineering and Design Services for the Dock 7-8 Utility Construction Project for an amount not-to-exceed $117,676.00 (One Hundred Seventeen Thousand Six Hundred Seventy-Six 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 increase the Fiscal Year 2024-2025 SP2025-04 Dock 7-8 Utility Construction Project Budget by an amount not-to-exceed $125,000.00 (One Hundred Twenty-Five Thousand and no/100 dollars); and

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

CONSIDERATION AND POSSIBLE AUTHORIZATION FOR THE PORT DIRECTOR TO LIFT/CANCEL THE JULY 15, 2024 EMERGENCY DECLARATION AND UPDATE

Resolution #8536: RESOLVED, by the Board of Commissioners of the Stockton Port District that an emergency situation did exist that demanded the immediate expenditure of public funds, and that the emergency would not permit a delay resulting from a competitive solicitation for bids and that the action was necessary to respond to the Flooded Port Administration Building Emergency; and

RESOLVED FURTHER, that the Port Director is hereby authorized, empowered and directed to lift/cancel the Flooded Port Administration Building Emergency Declaration; 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 ADOPTION OF A RESOLUTION AUTHORIZING THE PORT DIRECTOR TO ACCEPT THE PGSP 2024 EMW-2024-PU-05305 AWARD; AND, AMEND THE FY2024-2025 BUDGET, AND APPROPRIATE FUNDS IN THE AMOUNT OF $501,995 FOR THE SOLAR POWERED SURVEILLANCE CAMERAS AND THE CYBER DEFENSE IN-DEPTH PROJECT II

Resolution #8537: RESOLVED, by the Board of Commissioners of the Stockton Port District that the Port Director is hereby authorized to accept the PGSP 2024 EMW-2024-PU-05305 Award for the Solar Powered Surveillance Cameras and the Cyber Defense In-Depth Project II; 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 2024-2025 Budget and appropriate funds in the amount of $501,995.00 (Five Hundred One Thousand Nine Hundred Ninety-Five and no/100 dollars) for the Solar Powered Surveillance Cameras and the Cyber Defense In-Depth Project II; and

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

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Resolutions #8534, #8535, #8536 and #8537 were passed by the following vote:

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

CONSIDERATION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

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

CONSIDERATION AND POSSIBLE AUTHORIZATION FOR THE PORT DIRECTOR TO EXECUTE AMENDMENT TO MASTER PROFESSIONAL SERVICE AGREEMENT WITH WISS, JANNEY, ELSTNER ASSOCIATES, INC., FOR ENGINEERING AND

INSPECTIONS SERVICES FOR EXPANDED MARITIME STRUCTURES AND OTHER ASSETS FOR AN ADDITIONAL NOT-TO-EXCEED AMOUNT OF $300,000 EXTENDED THROUGH DECEMBER 31, 2025

Deputy Port Director Katindoy 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.

Commissioner Griffen moved, to adopt the following resolutions:

Resolution #8538: RESOLVED, by the Stockton Port District Board of Commissioners that the Port Director is hereby authorized to execute an amendment to the Master Professional Service Agreement (MPSA) with Wiss, Janney, Elstner Associates, Inc. for Engineering and Inspection Services for expanded maritime structures and other assets extended through December 31, 2025 for an amount not-to-exceed $300,000.00 (Three Hundred 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.

Resolution #8538 was passed by the following vote:

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

COMMITTEE REPORTS

Ad Hoc Committee for the Port Director's 2025 Performance Goals

On October 7, 2024, an Ad Hoc Committee comprised of Commissioners Atwater, Duffy and Stephens met with Port Director DeJesus to discuss the development of his performance goals for fiscal year 2025.

PORT DIRECTOR'S COMMENTS

- Port Director DeJesus shared that the International Longshoremen's Association (I.L.A). reached a tentative agreement on wages, but are postponing finalizing the rest of the agreement until January 15, 2025.

- Port Director DeJesus shared that the Port's 1st Annual Golf Tournament was a great success and he received really positive feedback. The proceeds from the golf tournament will benefit the Boggs Tract Community Center and Washington Elementary.

COMMISSION COMMENTS

Vice Chairman Griffen shared that the I.L.A. is back to work on the East Coast. If the I.L.A. had not returned to work it may have caused some issues here on the West Coast for the International Longshore and Warehouse Union (I.L.W.U.).

Commissioner Barkett thanked the members of the Port Director's 2025 Performance Goals Ad Hoc Committee for their work on that important committee. Commissioner Barkett shared that he is disappointed that the Port was sued for the BayoTech Project.

Commissioner Duffy shared that the Port's community out-reach needs to double, as not everyone knows what the Port does.

PUBLIC COMMENTS ON NON-AGENDA ITEMS

Chairman Trezza acknowledged the emailed comments from Mary Elizabeth that were read by Port Director DeJesus.

CLOSED SESSIONS:

A. PURSUANT TO GOVERNMENT CODE §54956.9: CONFERENCE WITH LEGAL COUNSEL, PENDING LITIGATION: ONE CASE, SIERRA CLUB AND CENTER FOR BIOLOGICAL DIVERSITY VS. PORT OF STOCKTON, CASE NO. STK-CV-UWM-2024-0012095

B. 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 700 ROTH ROAD, LATHROP, CA

C. 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 4:04 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 Codes §54956.9 and §54956.8. The general public and other Port staff was excused from the meeting, and the closed sessions commenced at 4:06 p.m. Port Director DeJesus, Deputy Port Director Katindoy, Deputy Port Director Miller, Director of Environmental Affairs Cashman, Real Estate Marketing Manager Aguilar, Facilities, Maintenance & Construction Manager Navarro and Steve Herum remained for the executive sessions.

At 5:21 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.

ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 5:22 p.m. by Chairman Trezza.

Melanie Rodriguez
Secretary to the Board

Chairman William R. Trezza