Minutes Approved 12/16/24
Resolution #8539

STOCKTON PORT DISTRICT

Board of Port Commissioners

November 18, 2024

Pursuant to notice duly given, the regular meeting of the Board of Commissioners of the Stockton Port District was held on November 18, 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 Margaret Shea Stephens William R. Trezza, Chairman
COMMISSIONERS ABSENT:	None
COMMISSIONERS EXCUSED:	Stephen Griffen, Vice Chairman Allen Sawyer
OTHERS PRESENT:	Kirk DeJesus, Port Director Jason Katindoy, Deputy Port Director Katie Miller, Deputy Port Director Jason Cashman, Director of Environmental Affairs Rhonda Nelson, Director of Real Estate & Port Development Sylvester Aguilar, Real Estate Marketing Manager Cassondra Hollins, Human Resources Manager Daniel Orozco, Grants Management Specialist Steve Escobar, Port Consultant Steve 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 3:33 p.m. Chairman Trezza presided and Melanie Rodriguez, Secretary to the Board, acted as Secretary for the meeting.

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 Atwater moved, to adopt the following resolutions:

MINUTES OF OCTOBER 7, 2024 MEETING

Resolution #8539: RESOLVED, that the minutes of the REGULAR meeting of the Board of Commissioners of the Stockton Port District held on the 7th day of October 2024, as the same are endorsed on Page No. 097 to Page No. 103, inclusive, of Minutes Book No. 66, be and they are hereby approved.

CONSIDERATION AND POSSIBLE APPROVAL OF THE STOCKTON PORT DISTRICT POLICY STATEMENT POLICY #003 CONFLICT OF INTEREST CODE AND STANDARDS OF ETHICAL CONDUCT SPECIFICALLY THE DESIGNATED POSITIONS

Resolution #8540: 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 Policy Statement Policy #013 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 #013 Cash and Investments.

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 FOR KNIFE RIVER CONSTRUCTION FOR A 1-YEAR TERM FOR AN AMOUNT NOT-TO-EXCEED $200,000

Resolution #8541: RESOLVED, that pursuant to Port staff review of, and belief that the Knife River Construction Purchase Order for Professional Services Agreement is 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 Knife River Construction Purchase Order for Professional Services Agreement and authorizes the filing of a Notice of Exemption related thereto with San Joaquin County; and

RESOLVED FURTHER, by the Stockton Port District Board of Commissioners that the Port Director is hereby authorized, empowered and directed to execute a Purchase Order for Professional Services Agreement with Knife River Construction for a 1-year term, for an amount not-to-exceed $200,000.00 (Two 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.

CONSIDERATION AND POSSIBLE APPROVAL FOR THE PORT DIRECTOR TO PURCHASE ONE (1) EACH 2025 CHEVROLET 2500 KD SILVERADO 4WD CREW CAB TRUCK AND 2024 CHEVROLET TRAVERSE LS AWD FROM CHASE CHEVROLET FOR AN AMOUNT NOT-TO-EXCEED $101,892.62

Resolution #8542: RESOLVED, by the Board of Commissioners of the Stockton Port District that the Port Director is hereby authorized to purchase one (1) 2025 Chevrolet 2500 KD Silverado 4WD Crew Cab Truck and one (1) 2024 Chevrolet Traverse LS AWD from Chase Chevrolet for an amount not-to-exceed $101,892.62 (One Hundred One Thousand Eight Hundred Ninety-Two and 62/100 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 APPROVAL FOR THE PORT DIRECTOR TO EXECUTE A PURCHASE ORDER FOR PROFESSIONAL SERVICES AGREEMENT WITH HCS ENGINEERING, INC. FOR A 1-YEAR TERM FOR AN AMOUNT NOT-TO-EXCEED $250,000

Resolution #8543: RESOLVED, by the Stockton Port District Board of Commissioners that the Port Director is hereby authorized, empowered and directed to execute a Purchase Order for Professional Services Agreement with

HCS Engineering, Inc. for a 1-year term, for an amount not-to-exceed $250,000.00 (Two Hundred Fifty 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.

Resolutions #8539, #8540, #8541, #8542 and #8543 were passed by the following vote:

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

CONSIDERATION OF ITEMS REMOVED FROM THE CONSENT CALENDAR

Consent Calendar Items C, D and F were removed from the Consent Calendar for independent consideration.

CONSIDERATION AND POSSIBLE APPROVAL OF THE PORT OF STOCKTON 2023 POWER SOURCE DISCLOSURE, POWER CONTENT LABEL AND POWER CONTENT LABEL CUSTOMER LETTER FOR SUBMITTAL TO THE PORT'S CUSTOMERS AND THE CALIFORNIA ENERGY COMMISSION

Director of Real Estate and Port Development Nelson and Port Consultant Escobar 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 Atwater moved, to adopt the following resolution:

Resolution #8544: WHEREAS, the Stockton Port District is a public corporation created for municipal purposes under Section 6290 of the California Harbors and Navigation Code; and

WHEREAS, the Port is generally subject to the legislative and regulatory requirements applicable to local publicly owned electric utilities (POU); and

WHEREAS, California Public Utilities Code Section 398.4 requires all retail suppliers of electric energy, including the Stockton Port District, to disclose to its customers “accurate, reliable, and simple-to-understand information on the sources of energy” that are delivered to their respective customers, referred to as the “Power Content Label”; and

WHEREAS, California Public Utilities Code Section 398.5 requires all retail suppliers of electric energy, including the Stockton Port District, to report to the California Energy Commission (CEC), on an annual basis, purchases from specified and unspecified sources as well as the disclosure made to customers pursuant to California Public Utilities Code Section 398.4, collectively referred to as the “Power Source Disclosure Report”; and

WHEREAS, the applicable CEC regulations require retail suppliers to have an auditor prepare a report validating the retail supplier’s Power Source Disclosure Report; and

WHEREAS, the applicable CEC regulations exempt a retail supplier that is a public agency from the audit requirements if the public agency’s governing board approves the submission of an attestation on the veracity of the Power Source Disclosure Report; and

WHEREAS, staff completed the 2023 Power Source Disclosure Annual Report; and

WHEREAS, staff is presenting to the Board of Port Commissioners for its review the 2023 Power Content Label and the 2023 Power Source Disclosure Annual Report; and

WHEREAS, the Board of Port Commissioners wishes to attest to the veracity of information presented in the 2023 Power Content Label and the 2023 Power Source Disclosure Report; and now, therefore it be

RESOLVED, that the Board of Port Commissioners approves the 2023 Power Source Disclosure Annual Reports and 2023 Power Content Label; and

RESOLVED FURTHER, that the Board of Port Commissioners attests to the veracity of information presented in the 2023 Power Source Disclosure Annual Reports and 2023 Power Content Label; and

RESOLVED FURTHER, that the Board of Port Commissioners authorizes the Port Director, or designee, to execute and submit the attestation of the 2023 Power Source Disclosure Annual Reports and 2023 Power Content Label to the California Energy Commission.

Resolution #8544 was passed by the following vote:

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

CONSIDERATION AND POSSIBLE APPROVAL OF THE STOCKTON PORT DISTRICT RENEWABLE ENERGY RESOURCES PROCUREMENT PLAN FOR COMPLIANCE PERIOD 4 (2021 – 2024)

Director of Real Estate and Port Development Nelson and Port Consultant Escobar 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 Atwater moved, to adopt the following resolution:

Resolution #8545: WHEREAS, the Stockton Port District (the "Port") is a public corporation created for municipal purposes under Section 6290 of the California Harbors and Navigation Code; and

WHEREAS, the Port is generally subject to the legislative and regulatory requirements applicable to local publicly owned electric utilities ("POU"); and

WHEREAS, the State of California passed Senate Bill 2 (1st Extraordinary Session) ("SBX1-2"), effective as of December 10, 2011, requiring governing boards of POUs to adopt and implement, among other things, a renewable energy resources enforcement program that requires POUs, like the Port, to procure a minimum quantity of eligible renewable energy resources over certain periods, subject to cost limitation and other flexible compliance measures adopted by each POU's respective governing board; and

WHEREAS, the California Energy Commission adopted regulations specifying procedures for the enforcement of the requirements of SBX1-2 on June 12, 2013, and which became effective on October 1, 2013; and

WHEREAS, on October 7, 2015, Governor Brown signed the Clean Energy and Pollution Reduction Act of 2015 (Senate Bill 350 (De Leon) ("SB 350")), with an effective date of January 1, 2016; and

WHEREAS, on September 10, 2018, Governor Brown signed Senate Bill 100 (De Leon) ("SB 100"), with an effective date of January 1, 2019; and

WHEREAS, SBX1-2, SB 350, and SB 100 require the Board of Port Commissioners to ensure that the amount of eligible renewable energy resources that was procured by DWP for the period from January 1, 2011 to December 31, 2013 was equal to an average of 20 percent of retail sales; and that DWP must make reasonable progress to ensure that the procurement of eligible renewable energy resources achieves 25 percent of retail sales by December 31, 2016, 33 percent of retail sales by December 31, 2020, 44 percent of retail sales by December 31, 2024, 52 percent of retail sales by December 31, 2027, and 60 percent of retail sales by December 31, 2030; and

WHEREAS, Public Utilities Code § 399.30(a) requires California's POUs to adopt a Renewable Energy Resources Procurement Plan ("RPS Procurement Plan"), and further, Public Utilities Code § 399.30(e) requires POUs to adopt and implement a Renewable Energy Resources Enforcement Program ("RPS Enforcement Program") to enforce the implementation of a POU's RPS Procurement Plan; and

WHEREAS, Public Utilities Code § 399.13(b) requires that for POUs at least 65 percent of the procurement that the POU counts toward the RPS procurement requirement of each compliance period must be from its contracts of 10 years or more in duration or in its ownership or ownership agreements for eligible renewable energy resources; and

WHEREAS, pursuant to Public Utilities Code § 399.30(a), staff has prepared an RPS Procurement Plan for the fourth compliance period (2021-2024) consistent with SB 350 and SB100, updating the forecasted retail sales and RPS procurement requirements, providing an updated description of the Port's existing and planned RPS procurement activities, and revising the information and methodology used for establishing a cost limitation for the fourth compliance period; and; now, therefore be it,

RESOLVED by the Board of Port Commissioners of the Stockton Port District hereby resolve, determine and order as follows:

RESOLVED FURTHER, by the Board of Port Commissioners of the Stockton Port District hereby adopts the Port of Stockton's Renewable Energy Resources Procurement Plan (RERP) for Compliance Period 4 (2021-2024), is hereby approved, as presented; and

RESOLVED FURTHER, by the Board of Port Commissioners of the Stockton Port District as authorized by Public Utilities Code § 399.30(d)(2)(B), the following optional compliance mechanism is hereby approved and adopted:

> A cost limitation for procurement expenditures by the Port is hereby approved and adopted (as described in Section 9 of the RPS Procurement Plan).

RESOLVED FURTHER, by the Board of Port Commissioners of the Stockton Port District that this resolution shall take effect immediately upon its adoption.

Resolution #8545 was passed by the following vote:

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

CONSIDERATION AND POSSIBLE ADOPTION OF URGENCY ORDINANCE #263 MAKING FINDINGS AND AFFIRMING APPLICABILITY OF THE HARBORS AND NAVIGATIONS CODE SECTION 1198 FOR PILOTS COMMISSIONED BY THE STOCKTON PORT DISTRICT OR OTHERWISE PROVIDING PILOTING SERVICES TO, FROM AND WITHIN THE STOCKTON PORT DISTRICT

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 Atwater moved, to adopt the following resolution:

Resolution #8546: RESOLVED, that the Stockton Port District Board of Commissioners hereby approves Urgency Ordinance No. 263, Making Findings and Affirming Applicability of Harbors & Navigations Code Section 1198 for Pilots Commissioned by the Port of Stockton or otherwise providing Piloting Services to, from, and within the Stockton Port District; 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 #8546 was passed by the following vote:

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

CONSIDERATION AND POSSIBLE APPROVAL OF A CATEGORICAL EXEMPTION 15269 AND 15301 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 CHANGE ORDERS 2, 3 AND 4 FOR CONTRACT NO. 4-24-4 WITH VORTEX MARINE CONSTRUCTION, INC. FOR AN AMOUNT NOT-TO-EXCEED $1,579,292; AUTHORIZATION FOR THE PORT DIRECTOR TO EXECUTE A CONTRACT AMENDMENT TO MPSA 08140 FOR CONSTRUCTION MANAGEMENT SERVICES

WITH DILLION & MURPHY CONSULTING CIVIL ENGINEERS FOR THE REPAIRS TO DOCK 12/13 FOR AN AMOUNT NOT-TO-EXCEED $119,600; AND AUTHORIZATION TO AMEND FISCAL YEAR 2024-2029 CAPITAL IMPROVEMENT PLAN PROJECT SP#2024-42 TO $5,600,000 AND APPROPRIATE ADDITIONAL FUNDS IN THE AMOUNT OF $1,800,000

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 resolution:

Resolution #8547: RESOLVED, that pursuant to Port staff review of, and belief that the Repairs to Dock 12/13 is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15269 and 15301 the Stockton Port District Board of Commissioners hereby adopts a CEQA Categorical Exemption for the Repairs to Dock 12/13 and authorizes the filing of a Notice of Exemption related thereto with San Joaquin County; and

RESOLVED FURTHER, by the Stockton Port District Board of Commissioners that the Port Director is hereby authorized, empowered and directed to execute Change Orders 2, 3 and 4 for Contract Number 4-24-4 with Vortex Marine Construction, Inc. for an amount not-to-exceed $1,579,292.00 (One Million Five Hundred Seventy-Nine Thousand Two Hundred Ninety-Two and no/100 dollars); and

RESOLVED FURTHER, by the Stockton Port District Board of Commissioners that the Port Director is hereby authorized, empowered and directed to amend Master Professional Services Agreement (MPSA) 08140 with Dillion & Murphy Consulting Civil Engineers for Construction Management Services for the Dock 12/13 Repairs for an amount not-to-exceed $119,600.00 (One Hundred Nineteen Thousand Six Hundred 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 2024-2029 Capital Improvement Plan Project SP#2024-42 to $5,600,000.00 and to appropriate an additional $1,800,000.00 (One Million Eight 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 #8547 was passed by the following vote:

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

CONSIDERATION AND POSSIBLE AUTHORIZATION FOR THE PORT DIRECTOR TO ACCEPT THE FEDERAL CONTRACT FOR SOLICITATION #CSO-HAB-2024-0010 FOR THE HARMFUL ALGAL BLOOM PROJECT FOR AN AMOUNT NOT-TO-EXCEED $2,694,200; AND AUTHORIZATION FOR THE PORT DIRECTOR TO AMEND THE FISCAL YEAR 2024-2025 BUDGET AND APPROPRIATE FUNDS FOR THE HARMFUL ALGAL BLOOM PROJECT

Grant Management Specialist Orozco 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 Duffy moved, to adopt the following resolution:

Resolution #8548: RESOLVED, by the Board of Commissioners of the Stockton Port District that the Port Director is hereby authorized to accept the Federal Contract for Solicitation #CSO-HAB-2024-0010 for the Harmful Algal Bloom Project for an amount not-to-exceed $2,694,200.00; 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 for the Harmful Algal Bloom 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 #8548 was passed by the following vote:

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

CONSIDERATION AND POSSIBLE AUTHORIZATION FOR THE PORT DIRECTOR TO ENTER INTO A PROGRAM SUPPLEMENTAL AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION; AND AUTHORIZATION FOR THE PORT DIRECTOR TO PURCHASE ONE (1) EACH ZERO EMISSION RAIL CAR MOVER AND DC FAST CHARGER FROM BEJAC UTILIZING GRANT FUNDING IN THE AMOUNT OF $1,842,092.37

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 resolution:

Resolution #8549: RESOLVED, by the Stockton Port District Board of Commissioners that the Port Director is hereby authorized to enter into a Program Supplemental Agreement with the California Department of Transportation; and

RESOLVED FURTHER, by the Stockton Port District Board of Commissioners that the Port Director is hereby authorized, to purchase one (1) Zero Emission Rail Car Mover the Shuttlewagon NVX-E 235 and one (1) DC Fast Charger from Bejac utilizing grant funding in the amount of $1,842,092.37 (One Million Eight Hundred Forty-Two Thousand Ninety-Two and 37/100 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 #8549 was passed by the following vote:

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

COMMITTEE REPORTS

Ad Hoc Committee for the Port Director's 2025 Performance Goals
On November 18, 2024, an Ad Hoc Committee comprised of Commissioners Atwater, Duffy and Stephens met with Port Staff to discuss the development of his performance goals for fiscal year 2025.

PORT DIRECTOR'S COMMENTS

- Port Director DeJesus shared that the Port of Stockton has been selected to receive $110,469,349 from the U.S. Environmental Protection Agency (EPA) through the Clean Ports Program.

- The next Port Outreach Committee Meeting has been rescheduled to December 4.

- Port Director DeJesus shared that Deputy Port Director Miller recently earned her Professional Port Manager Certification from the American Association of Port Authorities.

- The following leases have been executed:

Lessee:	Sierra Logistics Center, LLC
Location:	320 McCloy Avenue, 58.73 Acres
Term:	50 years

Lessee:	SQM North American Corporation
Location:	West Complex 314 Edwards Avenue, 120,000 square foot warehouse
Term:	5 years

COMMISSION COMMENTS

Commissioner Duffy thanked staff for their work for the Senate President Pro Tempore Senator Mike McGuire's visit and he also thanked the Commissioners that participated in the meeting.

Commissioner Stephens shared that she appreciates that everyone is keeping the Strategic Plan process on schedule.

PUBLIC COMMENTS ON NON-AGENDA ITEMS

Chairman Trezza acknowledged the emailed comments from Rita Frost, Mary Elizabeth and Margo Praus that were read by Secretary to the Board Rodriguez.

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 §54957.6 CONFERENCE WITH LABOR NEGOTIATOR: RECEIVE REPORTS FROM, GIVE INSTRUCTIONS TO AND CONFER WITH PORT NEGOTIATOR KIRK DEJESUS REGARDING LABOR NEGOTIATIONS WITH THE INTERNATIONAL LONGSHORE AND WAREHOUSE UNION (ILWU) LOCAL 6

At 4:55 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 §54957.6. The general public and other Port staff was excused from the meeting, and the closed sessions commenced at 4:58 p.m. Port Director DeJesus, Deputy Port Director Katindoy, Deputy Port Director Miller, Director of Environmental Affairs Cashman, Director of Real Estate and Port Development, Real Estate Marketing Manager Aguilar, Human Resources Manager Hollins and Steve Herum remained for the executive sessions.

At 5:17 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 TENTATIVE AGREEMENT BETWEEN ILWU LOCAL 6 RELATED TO IMPACTS AND EFFECTS OF LAYOFF TO WAREHOUSE STAFF

Human Resources Manager Hollins 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 resolution:

Resolution #8549: WHEREAS, the Meyers-Milias-Brown Act (MMBA), governs labor relations of California public employers, including cities, counties, transportation agencies and most special districts; and

WHEREAS, effective January 1, 2014, the MMBA was amended to require California public employers to accept or reject during a noticed public meeting any tentative agreement within 30 days; and

WHEREAS, on March 4, 2024, the Stockton Port District Board of Commissioners gave instructions to the Port Director and staff relative to negotiations on the effects of an anticipated permanent layoff of warehouse staff with the International Longshore and Warehouse Union (ILWU) Local 6; and

WHEREAS, in compliance with the MMBA, the Stockton Port District and the ILWU Local 6, having met and conferred in good faith, having freely exchanged information, opinions and proposals, having endeavored to reach agreement on all matters relating to the layoff impact and effects for the Warehouse Department personnel; now, therefore be it

RESOLVED, that the Stockton Port District Board of Commissioners hereby formally adopts the *Meet and Confer Agreement By and Between the Port of Stockton and ILWU Local 6 Regarding 2024 Warehouse Employee Layoff Impacts and Effects*; 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 #8550 was passed by the following vote:

COMMISSIONERS IN FAVOR: Atwater, Barkett, Duffy, Stephens, Trezza

COMMISSIONERS AGAINST:	None
COMMISSIONERS ABSTAINING:	None
COMMISSIONERS ABSENT:	None
COMMISSIONERS EXCUSED:	Griffen, Sawyer

ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 5:18 p.m. by Chairman Trezza.

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Melanie Rodriguez
Secretary to the Board

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Chairman William R. Trezza