

# SAN BERNARDINO INTERNATIONAL AIRPORT AUTHORITY

## AMENDED REGULAR MEETING AGENDA

WEDNESDAY, SEPTEMBER 23, 2020

3:00 P.M. (Closed Session, immediately followed by Open Session)

MAIN AUDITORIUM – Norton Regional Event Center – 1601 East Third Street, San Bernardino, CA



A regional joint powers authority dedicated to the reuse of Norton Air Force Base for the economic benefit of the East Valley

**Frank J. Navarro, President**

*Mayor, City of Colton*

**John Valdivia, Vice President**

*Mayor, City of San Bernardino*

**Rhodes Rigsby, Secretary**

*Councilmember, City of Loma Linda*

### COMMISSION MEMBERS:

**Dawn Rowe**

*Supervisor, County of San Bernardino*

**Penny Lilburn**

*Mayor Pro Tem, City of Highland*

**Theodore Sanchez**

*Mayor Pro Tem, City of San Bernardino*

### ALTERNATE COMMISSION MEMBERS:

**Phillip Dupper**

*Mayor, City of Loma Linda*

**Curt Hagman**

*Supervisor, County of San Bernardino*

**Larry McCallon**

*Mayor, City of Highland*

**Henry Nickel**

*Councilmember, City of San Bernardino*

**Jack R. Woods**

*Councilmember, City of Colton*

- Full agenda packets are available at the SBIAA office, 1601 East Third Street, San Bernardino, California, will be provided at the meeting, and are posted in the Public Meetings/Agenda section of our website at [www.sbiaa.org](http://www.sbiaa.org). Office hours are 7:30 a.m. to 5:30 p.m., Monday through Thursday, 8:00 a.m. to 5:00 p.m., Friday.
- Recordings of the SBIAA Commission meetings are available in the Public Meetings/Agenda section of our website at [www.sbiaa.org](http://www.sbiaa.org).
- In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the SBIAA office at (909) 382-4100. Notification 48 hours prior to the meeting will enable SBIAA staff to make reasonable arrangements to ensure accessibility to this meeting.
- Anyone who wishes to speak during public comment or on a particular item will be requested to fill out a speaker slip. Prior to speaking, speaker slips should be turned in to the Clerk of the Board.
- Public comments for agenda items that are not public hearings will be limited to three minutes.
- Public comments for items that are not on the agenda will be limited to three minutes.
- The three-minute limitation shall apply to each member of the public and cannot be shared.
- An additional three minutes will be allotted to those who require translation services.

**SPECIAL NOTICE REGARDING COVID-19**

\*\*COVID-19 Update: With the Governor’s Declaration of Emergency for the State of California (Executive Order N-25-20) and the San Bernardino County’s Public Health Officer’s order related to group gatherings, the San Bernardino International Airport Authority (SBIAA) requests the help of the public in preventing the spread of the coronavirus and COVID-19. In light of the social distancing requirements and the limited capacity of the SBIAA Commission chambers, we request that individuals view a live stream of the meeting on [www.sbiaa.org](http://www.sbiaa.org) established by the SBIAA in order to view the SBIAA Commission meeting. Individuals who do not wish to attend the SBIAA Commission meeting in person, but who wish to provide their comment related to an item before the SBIAA Commission, are encouraged to prepare their comments in writing and send them via email to [clerkoftheboard@sbdairport.com](mailto:clerkoftheboard@sbdairport.com). All comments received by 1:00 pm on the date of the SBIAA Commission meeting will be printed for Commission Member consideration before action is taken on that matter. SBIAA Commission members are not required to attend in person and may attend the meeting via web/telephone conference.\*\*

**ORDER OF BUSINESS – CLOSED SESSION**

This meeting of the governing Commission of the San Bernardino International Airport Authority will begin with Closed Session Public Comment and Closed Session, immediately followed by the Open Session portion of the meeting.

- **CALL TO ORDER**
- **CLOSED SESSION PUBLIC COMMENT**
- **RECESS TO CLOSED SESSION**

A. **CALL TO ORDER / ROLL CALL**

B. **CLOSED SESSION PUBLIC COMMENT**

The Closed Session Public Comment portion of the San Bernardino International Airport Authority Commission meeting is limited to a maximum of three minutes for each speaker and comments will be limited to matters appearing on the Closed Session portion of the agenda. An additional three minutes will be allotted to those who require translation services. Additional opportunities for further Public Comment will be given during and at the end of the meeting.

C. CLOSED SESSION

An announcement is typically made prior to closed session discussions as to the potential for a reportable action at the conclusion of closed session.

- a. Conference with Legal Counsel pursuant to Government Code Section 54956.9(d)(1) – *Inland Valley Development Agency, the Successor Agency to the Inland Valley Development Agency, a joint powers authority/federal base reuse authority; San Bernardino International Airport Authority, a joint powers authority, v. Michael Cohen, in his official capacity as the Director of the State of California Department of Finance; DOES 1 through 50, inclusive, Sacramento County Superior Court Case No: 34-2016-80002374.*
- b. Conference with Legal Counsel pursuant to Government Code Section 54956.9(d)(1) – *Inland Valley Development Agency, the Successor Agency to the Inland Valley Development Agency, a joint powers authority/federal base reuse authority; San Bernardino International Airport Authority, a joint powers authority, v. Michael Cohen, in his official capacity as the Director of the State of California Department of Finance; DOES 1 through 50, inclusive, Sacramento County Superior Court Case No. 34-2016-80002615.*
- c. *Conference with Legal Counsel pursuant to Government Code Section 54956.9(d)(1) – Inland Valley Development Agency, the successor agency to the Inland Valley Development Agency, a joint powers authority/federal base reuse authority; San Bernardino International Airport Authority, a joint powers authority v. Keely Bosler, in her official capacity as the Director of the State of California Department of Finance; Oscar Valdez, in his official capacity as the County of San Bernardino Auditor – Controller/Treasurer/Tax Collector; and DOES 1 through 50, inclusive, Sacramento County Superior Court Case No. 34-2018-80003028.*
- d. Conference with Legal Counsel pursuant to Government Code section 54956.9(d)(2), regarding significant exposure to litigation –
  1. Center for Community Action, et al v. FAA, et al. Court of Appeals Docket # 20-70272 (consolidated with No. 20-70464); and
  2. State of California, et al v. FAA, et al Court of Appeals Docket # 20-70464
- e. Conference with Legal Counsel pursuant to Government Code section 54956.9(d)(4), regarding potential initiation of litigation – one case.

**D. REPORT ON CLOSED SESSION**

Public announcement(s) will be made following closed session if there are any reportable actions taken during closed session.

**ORDER OF BUSINESS – OPEN SESSION**

- **CALL TO ORDER OPEN SESSION**
- **PLEDGE OF ALLEGIANCE**

**E. ITEMS TO BE ADDED OR DELETED**

Pursuant to Government Code Section 54954.2, items may be added on which there is a need to take immediate action, and the need for action came to the attention of the San Bernardino International Airport Authority subsequent to the posting of the agenda.

**F. CONFLICT OF INTEREST DISCLOSURE**

1. Members shall note agenda item contractors and subcontractors which may require member abstentions due to possible conflicts of interest.

**[PRESENTER: Jennifer Farris; PAGE#: 007]**

**G. INFORMATIONAL ITEMS**

It is intended that the following subject matters and their attachments are submitted to the Commission members for informational purposes only. No action is required with regard to these items in the form of a receive-and-file motion or otherwise. Members may inquire of staff as to any questions or seek clarifications, but no discussion may ensue other than to place an item on a subsequent agenda for further consideration. In such situations where permissible levels of discussion are conducted, members are reminded that staff has not presented the related contractor and interested parties conflicts of interest disclosures that are typically provided for agenda items for which action is intended to occur. Additionally, questions may arise as to negotiation strategies or other legal issues which are more appropriately addressed in a closed session discussion.

2. Informational Items
  - a. Executive Director's Report **[PRESENTER: Michael Burrows; PAGE#: 014]**
  - b. Report on wildfire response efforts **[ PRESENTER: Mark Gibbs; PAGE#: 015]**
  - c. Report on the Technical Advisory Committee **[PRESENTER: Michael Burrows; PAGE#: 016]**
  - d. Report on status of Runway Repair Project **[PRESENTER: Mark Gibbs; PAGE#: 017]**

**H. COMMISSION CONSENT ITEMS**

The following consent items are expected to be routine and non-controversial and will be acted upon by the Commission at one time unless the Commission directs that an item be held for further discussion.

3. Register of Demands – September 23, 2020  
[PRESENTER: Mark Cousineau; PAGE#: 018]
4. Receive and file Treasurer's Report for July 31, 2020 for the San Bernardino International Airport Authority (SBIAA)  
[PRESENTER: Mark Cousineau; PAGE#: 024]
5. Approve the declaration of sixteen (16) out of service decommissioned airport vehicles and other equipment as surplus property for the purpose of disposal  
[PRESENTER: Nikolas Persson; PAGE#: 027]
6. Approve the purchase of an Alamo Industrial 15' Rotary Mower Deck in an amount not to exceed \$42,250.80  
[PRESENTER: Nikolas Persson; PAGE#: 030]
7. Approve a three year licensing contract with ProDigiQ, Inc. for Notice of Violation software module in the amount of \$44,800 and extend licensing contract on four existing modules  
[PRESENTER: Nikolas Persson; PAGE#: 034]
8. Approve a contract extension with C&A Janitorial Services to provide Janitorial Services for four (4) buildings owned by the San Bernardino International Airport Authority (SBIAA)  
[PRESENTER: Nikolas Persson; PAGE#: 044]
9. Approve Meeting Minutes: August 26, 2020  
[PRESENTER: Jennifer Farris; PAGE#: 047]

**I. COMMISSION ACTION ITEMS**

Anyone who wishes to speak on a particular item will be requested to fill out a speaker slip. Prior to speaking, speaker slips should be turned in to the Clerk of the Board. Public comments for agenda items that are not public hearings will be limited to three minutes. An additional three minutes will be allotted to those who require translation services.

10. Consider and adopt Resolution No. 2020-03 of the San Bernardino International Airport Authority (SBIAA) amending its Conflict of Interest Code and authorizing submission of the amended Conflict of Interest Code and 2020 local agency biennial notice to the County of San Bernardino  
[PRESENTER: Jennifer Farris; PAGE#: 056]
11. Approve Resolution 2020-04 of the San Bernardino International Airport Authority (SBIAA) designating a treasurer of the SBIAA  
[PRESENTER: Mark Cousineau; PAGE#: 066]
12. Consider and discuss a report on the Airport Capital Improvement Plan (ACIP)  
[PRESENTER: Mark Gibbs; PAGE#: 070]
13. Review Status of the Action Plan for the San Bernardino International Airport Authority (SBIAA) through December 31, 2020  
[PRESENTER: Michael Burrows; PAGE#: 073]

**J. ADDED AND DEFERRED ITEMS**

Deferred Items and Items which have been added pursuant to Government Code Section 54954.2 as noted above in Section E.

**K. OPEN SESSION PUBLIC COMMENT**

Anyone who wishes to speak during Open Session Public Comment will be requested to fill out a speaker slip. Prior to speaking, speaker slips should be given to the Clerk of the Board. Public comments for items that are not on the agenda will be limited to three minutes. The three-minute limitation shall apply to each member of the public and cannot be shared with other members of the public. An additional three minutes will be allotted to those who require translation services.

**L. COMMISSION MEMBER COMMENT**

Commission members may make announcements or give brief reports on activities or matters not appearing on the agenda, as well as provide direction to staff relating to matters which may be addressed at this time.

**M. ADJOURNMENT**

Unless otherwise noted, this meeting will be adjourned to the next meeting of the San Bernardino International Airport Authority Commission on Wednesday, October 28, 2020.