

**Commissioners**

Bill Bryant  
Chair and President  
John Creighton  
Patricia Davis  
Lloyd Hara  
Gael Tarleton



Tay Yoshitani  
Chief Executive Officer

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*An audio of the meeting proceedings and meeting materials are available on the Port of Seattle web site -*

<http://www.portseattle.org/about/organization/commission/commission.shtml>

*(The approximate point in the audio recording for the specific item is identified by minutes and seconds; example: 01:30.)*

**APPROVED MINUTES  
COMMISSION REGULAR MEETING JULY 7, 2009**

The Port of Seattle Commission met in a regular meeting at 12:00 p.m., Tuesday, July 7 2009 in the Commission Chambers at Pier 69, 2711 Alaskan Way, Seattle, WA. Commissioners Bryant, Creighton, Davis, Hara and Tarleton were present.

**1. CALL TO ORDER**

The regular meeting was called to order at 12:05 p.m. by Bill Bryant, Chair and President.

**2. EXECUTIVE SESSION pursuant to RCW 42.30.110**

The regular meeting was immediately recessed for an executive session to discuss legal risk and public contract matters for approximately one hour and reconvened to open public session.

**PLEDGE OF ALLEGIANCE**

**3. APPROVAL OF MINUTES**

**(00:00:59) Motion for approval of the special and regular meetings of June 2 and the regular meeting of June 9, 2009 – Davis**

**Second: Hara**

**Motion carried by the following vote:**

**In Favor: Bryant, Creighton, Davis, Hara, Tarleton (5)**

**4. SPECIAL ORDER OF BUSINESS**

**(00:01:43) Recognition of Port Awards**

Presentation document: Commission agenda [memorandum](#) dated July 2, 2009 from Mary Gin Kennedy, Director, Commission Services

Recognition of the following recent Port awards was given:

- American Institute of Architects Washington Council Civic Design Merit Award for the Shilshole Bay Marina Project
- Associated General Contractors 2009 Build Washington Award for the Berth M Reconstruction Project at Terminal 91
- Government Finance Officers Association Distinguished Budget Presentation Award
- Government Finance Officers Association Excellence in Financial Reporting Award
- Association for the Advancement of Cost Engineering International – Recognition for Environmental Sustainability Initiatives and Fiscal Stewardship at Seattle-Tacoma International Airport.

Following the announcement of the awards, photographs were taken of the Commissioners and Port staff connected to the awards which were received.

Commissioner Davis then commented on her recent attendance, on behalf of the Port Commission, at the 10<sup>th</sup> anniversary celebration of the Volunteer Program at Seattle-Tacoma International Airport.

**5. (00:25:11) UNANIMOUS CONSENT CALENDAR**

**a. Approval to issue Change Order #81 for a time extension of 245 calendar days to the Third Runway Project 2007-2008 Construction/Runway 16C Safety Area Expansion/Lighting Vault Project – Contract Number MC-0314114.**

Request document: Commission agenda [memorandum](#) dated July 1, 2009 from Ralph Graves, Managing Director, Capital Development Division

**b. Approval to issue Change Order #002 for the Stage One Mechanical Energy Conservation Project to add 138 days to complete the project.**

Request document: Commission agenda [memorandum](#) dated July 1, 2009 from Ralph Graves, Managing Director, Capital Development Division

**Motion for approval of Consent Calendar items 5a and 5b – Hara**

**Second – Creighton**

**Motion carried by the following vote:**

**In Favor: Bryant, Creighton, Davis, Hara, Tarleton (5)**

**6. DIVISION, CORPORATE, AND COMMISSION ACTION ITEMS**

**a. (00:26:08) Motion for approval of the Lower Duwamish River Habitat Restoration Plan**

Request documents: Commission agenda [memorandum](#) dated June 19, 2009 from Eric Hanson, Manager, Seaport Planning and Joseph Gellings, Seaport Senior Planner and computer slide [presentation](#) titled, “Briefing on the Lower Duwamish Superfund Site”

Presenters: Mr. Gellings and Wayne Grotheer, Director, Seaport Professional and Technical Services

Staff provided background of the plan which was presented to the Commission at the May 5, 2009 meeting. Mr. Gellings noted that although many of the habitat projects are designated, the final implementation of those projects are outside of the scope of this plan, and that the Commission would be apprised of final implementation plans as final implementation mechanisms are defined. It was noted that staff recommends adopting the plan as it was presented, including one amendment to the habitat designation in front of 523 Riverside Drive.

Staff clarified to the Commission that adopting this plan does not mean they are adopting any particular budget liability, and that staff would return to the Commission project by project regarding funding.

Public comment regarding Item 6a was received from the following individual:

- M.C. Halvorsen. Ms. Halvorsen stated she feels the plan needs more study before being adopted

Commissioner Tarleton suggested that this plan be adopted as part of the Port’s long-term plan for all real estate projects; not only as a plan, but as a method.

**Motion for approval of Item 6a – Creighton**

**Second – Tarleton**

**Motion carried by the following vote:**

**In Favor: Bryant, Creighton, Davis, Hara, Tarleton (5)**

**b. (00:34:36) Authorization for the Chief Executive Officer to:**

1. Perform permitting and in-house design; prepare contract documents, execute service agreements and perform contract administration for the Transportation Worker Identification Credential (TWIC) Project at Port of Seattle (Port) Waterfront Facilities in the amount of \$227,090;
2. Perform TWIC integration and configuration to support enrollment and access control. ICT will procure and execute service agreements for the TWIC Project in the amount of \$1,103,000 to assist in the design; and
3. Perform a series of Port and interagency collaborative training and exercises, drills, and response and recovery planning efforts; also to support mission specific training, such as boat training for Port Police Officers, as the security boat equipment purchased through previous grant funding is deployed for a cost of \$294,000.

Request document: Commission agenda [memorandum](#) dated May 19, 2009 from Arif Ghouse, Director, Seaport Security and Rod Jackson, Capital Project Manager

Presenters: Mr. Jackson and Rod Hilden, Manager, Seaport Security

Mr. Hilden noted that this request is based on Maritime Transportation Security requirements and that staff would return for approval of construction funding.

**Motion for approval of Item 6b – Hara**

**Second – Davis**

**Motion carried by the following vote:**

**In Favor: Bryant, Creighton, Davis, Hara, Tarleton (5)**

**7. STAFF BRIEFINGS**

*Item 7b was advance on the agenda as follows:*

**b. (00:50:25) Briefing on the Maritime and Port Security Summit and Follow-on Activities**

Presentation documents: Commission agenda [memorandum](#) dated June 26, 2009 and computer slide [presentation](#) from Rod Hilden, Chief Security Officer, Seaport Security

Presenter: Mr Hilden

Mr. Hilden provided a briefing on the Maritime and Port Security Summit which was held on May 28 and 29, 2009 at Bell Harbor Conference Center, which was held in

conjunction with the 2<sup>nd</sup> annual University of Washington Conference on Safety and Security Education and Research. The following areas were discussed:

- Focus of the Summit
- Major areas of discussion
  - Maritime Security
  - Economic Resiliency
- Key Outcomes
- Next Steps

Public comment regarding Item 7b was received from the following:

- Mark Haselkorn, Dept. of Human Centered Design & Engineering, University of Washington. Mr. Haselkorn commented in support of Port staff efforts in behalf of the region
- Peter Phillips, Publisher, Pacific Maritime Magazine. Mr. Phillips spoke in support of the Security Summit, and commented on the importance of the Maritime industry to the region.
- A letter in support of the Summit, dated July 6, 2009, from Captain Suzanne Englebert, US Coast Guard, Captain of the Port, Puget Sound was submitted for the record. A copy of the letter is, by reference, made a part of these minutes, is marked Exhibit '[A](#),' and is on file in port offices.
- Fred Felleman, Friends of the Earth. Mr. Felleman voiced his concern of the potential for the environmental impacts of 'lighting' pollution.
- A letter in support of the Summit, dated July 7, 2009, from Dow Constantine, Chair, King County Council, was submitted for the record. A copy of the letter is, by reference, made a part of these minutes, is marked Exhibit '[B](#),' and is on file in Port offices.
- A letter in support of the Summit, dated July 7, 2009, from Vince O'Halloran, President, Puget Sound Ports Council, Maritime Trades Department, AFL-CIO was submitted for the record. A copy of the letter is, by reference, made a part of these minutes, is marked Exhibit '[C](#),' and is on file in Port offices.
- A letter in support of the Summit, dated July 7, 2009, from Congressman David G. Reichert, was submitted for the record. A copy of the letter is, by reference, made a part of these minutes, is marked Exhibit '[D](#),' and is on file in Port offices.

**a. (01:20:29) Briefing on Status of Port Emergency Preparedness**

Presentation documents: Commission agenda [memorandum](#) dated June 16, 2009 and computer slide [presentation](#), and document titled, "[2009 Regional Exercise Plan](#)" from Kathy Gleaves, Emergency Preparedness Manager

Presenters: Ms. Gleaves and Ron Harmon, Airport Emergency Program Manager

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Staff reviewed 2008 accomplishments as well as short-term goals for 2009. Also reviewed was a list of completed exercises through June, 2009 and the exercise and drill schedule for July through December, 2009.

Public comment regarding Item 7a was received from the following individual:

- Fred Felleman, Friends of the Earth. Mr. Felleman commented that although he believes the emergency exercises are a good thing, he would appreciate a more public debrief of the exercises.

**c. (01:37:39) Briefing on upcoming agenda items**

Presenter: Mike Burke, Seaport Cargo and Cruise Services

Mr. Burke provided a brief overview of upcoming agenda items, which included:

- A lease amendment to the industrial track agreement at Terminal 18
- An amendment of possession and use agreement at Terminal 46
- Kinder Morgan lease at Terminal 18
- Burlington Northern/Port item regarding construction of a pedestrian crossing
- Lease amendment with Total Terminals, Inc. at Terminal 46

**8. NEW BUSINESS**

(01:47:33) Public Comment regarding issues not on the agenda was received from the following:

- Will Knedlik, Eastside Rail Now. Mr. Knedlik urged to Commission to bring the rail corridor issue to a resolution before the end of the year.
- Fred Felleman, Friends of the Earth. Mr. Felleman stated that he would like to see environmental issues addressed more often on commission agendas.

**9. POLICY ROUNDTABLE**

None.

**10. ADJOURNMENT**

There being no further business, the meeting was adjourned at 3:02 p.m.

(A digital recording of the meeting is available on the Port's website.)

Lloyd Hara  
Secretary