

**Commissioners**

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



Tay Yoshitani  
Chief Executive Officer

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<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 SPECIAL MEETING OCTOBER 27, 2009**

The Port of Seattle Commission met in a special meeting at 1:00 p.m., Thursday, October 27, 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 1:07 p.m. by Bill Bryant, Chair and President.

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

None.

**PLEDGE OF ALLEGIANCE**

**3. APPROVAL OF MINUTES**

**Motion for approval of the minutes of the September 1, 2009 regular meeting – Tarleton**

**Second – Creighton**

**Motion carried by the following vote:**

**In Favor: Creighton, Davis, Hara, Tarleton (4)**

Commissioner Bryant was absent from the subject meeting

**Motion for approval of the minutes of the September 17, 2009 special meeting and the September 22, 2009 regular meeting – Hara**

**Second – Tarleton**

**Motion carried by the following vote:**

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

**4. SPECIAL ORDER OF BUSINESS**

None.

**5. UNANIMOUS CONSENT CALENDAR**

*Prior to the vote, it was noted that Item 5b would be removed from the consent calendar for discussion and a separate vote.*

- a. (00:04:40) Authorization for the Chief Executive Officer to enter into one project specific category III contract for consultant support at Terminal 30 to comply with Washington State Department of Ecology Remedial Investigation Feasibility Agreed Order with a total value not-to-exceed \$750,000 and a contract duration of five 3 years.**

Request document: Commission agenda [memorandum](#) dated September 22, 2009 from Stephanie Jones Stebbins, Senior Manager, Seaport Environmental Programs and Kathy Bahnick, Environmental Program Supervisor, Seaport Environmental Programs.

**Motion for approval of Consent Item 5a – Tarleton**

**Second – Creighton**

**Motion carried by the following vote:**

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

- b. (00:05:54) Authorization for the Chief Executive Officer to execute a Category III procurement process for an Indefinite Delivery, Indefinite Quantity (IDIQ) contract for tourism representation services in the United Kingdom to maintain the Port's tourism marketing and promotional strategies. The initial period of the contract will be one year from the date of contract execution and includes two one-year options to extend to be exercised at the Port's sole discretion. The total estimated value of the contract is \$300-\$450,000.**

Request document: Commission agenda [memorandum](#) dated October 14, 2009 from Jane Kilburn, Director, Public Affairs and BJ Stokey, Senior Manager, International Tourism Development

Presenter: Ms. Stokey

Ms. Stokey provided a brief background on the procurement process being requesting, noting that the initial performance of the contract will be for one year with two one-year options to extend, which would be exercised at the Port's sole discretion.

Commissioners commented on the importance of tourism promotion to the Port. In response to a question from Commissioner Hara about how this contract would compare to the past year's annual contract, Ms. Stokey stated that the upcoming contract would be \$10,000 lower. Ms. Stokey also responded to Commissioner Tarleton's question about the 2008 travel budget, stating that it was cut by 50%.

**Motion for approval of Item 5b – Tarleton**

**Second – Creighton**

**Motion carried by the following vote:**

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

*Item 7a was advanced on the agenda as follows:*

**7. STAFF BRIEFINGS**

**a. (00:19:06) Monthly [Briefing](#) on the Consolidated Rental Car Facility (RCF) Project**

Presentation documents: Commission agenda [memorandum](#) dated October 16, 2009 from Michael Ehl, Director, Airport Operations; George England, Program Leader, Project Manager, Project Management Group; and Janice Zahn, Assistant Director, Engineering Construction Services. Also provided was a related computer slide [presentation](#).

Presenter: Ms. Zahn

Ms. Zahn gave a brief review of the status of work currently ongoing at the RCF. Photos were shown of the current construction at the site. She reviewed a cost summary of the project and noted that staff is continuing to review costs related to the earlier temporary suspension of the project and also noted that those costs are coming in lower than previously expected.

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

*Item 6c was advanced on the agenda as follows:*

**c. (00:24:23) Authorization for the Chief Executive Officer to prepare contract documents, advertise a request for proposals, and procure 29 low-floor, compressed natural gas shuttle buses for an estimated amount of \$16,000,000 as part of the total Consolidated Rental Car Facility project cost of \$419,306,000 bringing the total authorized amount to \$374,371,346.**

Request document: Commission agenda [memorandum](#) dated September 29, 2009 from Michael Ehl, Director, Airport Operations and Paul Grace, Senior Manager, Airport Operations

Presenters: Jeff Hoebet, Manager, Airport Landside Operations and Peter Lindsay, Airport Operations Development Manger

Mr. Lindsay stated that the buses being discussed in the request would serve as the primary passenger link to the future Rental Car Facility. He reviewed the planning process and factors used to determine the necessary size of the fleet. He commented on the importance of environmental factors in determining what type of vehicles were selected.

**Motion for approval of Item 6c -Davis**

**Second - Hara**

**Motion carried by the following vote:**

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

**a. (00:33:29) Authorization for the Chief Executive Officer to execute one Category III Indefinite Delivery Indefinite Quantity (IDIQ) procurement process and execute a professional services contract for Environmental Field Support Services for various Aviation Environmental Programs for a maximum amount of \$1.8 Million over a period of three years.**

Request document: Commission agenda [memorandum](#) dated September 15, 2009 from Elizabeth Leavitt, Director, Aviation Planning and Environmental and Paul Agid, Environmental Program Supervisor, Aviation Environmental Programs

Presenter: Ms. Leavitt

Ms. Leavitt explained that today's request to contract for environment field support services would allow the Port to respond to environmental conditions that are found during the course of construction or normal operation of the Airport. She noted its

importance in order to comply with permits and approvals currently in place at the Airport.

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

**Second: Davis**

**Motion carried by the following vote:**

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

**b. (00:36:51) Authorization for the Chief Executive Officer, using previously authorized funds under the Comprehensive Stormwater Management Program to:**

- 1. Prepare final designs and construction contract documents; negotiate and execute a service directive under an existing professional services agreement for final engineering and construction management support; and**
- 2. For Central Procurement Office to advertise for construction bids for the Stormwater Adaptive Management work in various locations of stormwater sub-basins for an estimated total project cost of \$1,500,000.**

Request documents: Commission agenda [memorandum](#) dated September 25, 2009 and [map](#) from George England, Program Leader, Aviation Project Management Group; Elizabeth Leavitt, Manager, Aviation Environmental Programs; and Richard Ottele, General Manager, Aviation Facilities and Infrastructure

Presenter: George England

Mr. England clarified that today's request was for authorization of only the scope for constructing best management practices water quality upgrades to three of the existing stormwater facilities that are build under the Comprehensive Stormwater Management Program. He reiterated that no additional budget is being authorized at this time. He also reviewed the proposed schedule for the completion of the project.

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

**Second – Hara**

**Motion carried by the following vote:**

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

*New Business was advanced on the agenda as follows:*

**8. (00:41:32) NEW BUSINESS**

Ralph Graves, Managing Director, Capital Development Division provided a ‘pre-briefing’ to the Commission about an item which would be coming forward to the Commission at the next meeting. Mr. Graves spoke about a dock located at Terminal 103, which is located on the west side of the Duwamish River. He stated that engineers had recently inspected the dock and found that it was in need of repair. He noted that staff would return to the Commission in a week or two with a proposed course of action.

**9. POLICY ROUNDTABLE – PUGET SOUND ISSUES**

**a. (00:46:58) Briefing on the Seaport’s Environmental Costs and Cost Recovery from 1991-2009**

Presentation documents: Commission agenda [memorandum](#) dated October 21, 2009 and computer slide [presentation](#) from Stephanie Jones Stebbins, Senior Manager, Seaport Environmental Programs

Presenter: Ms. Jones Stebbins

Ms. Jones Stebbins provided a chart reflecting a summary of past costs which total \$102 Million as well as charts showing summaries of cost recovery by site, by source, and by year and source. Staff noted an error in the summary slide reflecting cost recovery by site. The corrected slide is incorporated into the slide presentation linked to these minutes.

It was noted that some costs are recovered as they occur, but others typically take months. Ms Jones Stebbins also stated that recovery from State grants has gone from 50 cents on the dollar to around 10 cents on the dollar, noting that difference had begun during this year.

Commissioner Tarleton then noted her concerns that under a 10 cents on the dollar recovery, the Port would be losing about 90% of what the recovery capacity might be for projects previously done on the Lower Duwamish Waterway, noting that the clean-up phase has not even yet begun. She also commented on the need for a different strategy and that the Commission would work with the environmental staff.

Public comment was received by the following individual:

- Fred Felleman, Friends of the Earth. Mr. Felleman stated that he had hoped to hear information regarding Terminal 30 cost recovery. Ms. Jones Stebbins responded with information about the uplands disposal of dredged materials, stating that the total cost was approximately \$3.6 Million and of that amount King County has paid about \$1.4 Million as a result of a cost-sharing agreement

**b. (01:08:51) Briefing on the Cruise Vessel Biomass Management Study**

Presentation documents: Commission agenda [memorandum](#) dated October 16, 2009 from Stephanie Jones Stebbins, Senior Manager, Seaport Environmental Programs. Also provided was a [report](#) titled “Cruise Ship Wastewater Management Report and a [document](#) titled “Cruise Vessel Biomass Management Study Phase 1A – Data Compilation and Initial Assessment”

Presenter: Ms. Jones Stebbins

Ms. Jones Stebbins stated that the Phase 1A Study regarding biomass management was a feasibility study with a focus on ‘can it be done,’ or can biomass be taken off of vessels while they are at port. Ms. Jones Stebbins noted that based on the data in the report, staff’s recommendation is to not pursue this issue further at this point. She stated that as there are urgent things needing to happen in Puget Sound, her recommendation is staff efforts be focused, at this point in time, on where we can benefit Puget Sound.

Commissioner Tarleton commented on the importance of thinking about long-term strategies with cruise lines and with King County agencies, as well as state agencies if needed. Ms. Jones responded that she believes this is something staff has already embarked on as part of the memorandum of understanding with the cruise lines.

Public comment regarding Item 9b was received from the following individuals:

- Captain Bill Morani, Holland America Line. Regarding the Phase 1 Study, Capt. Morani commented on behalf of a number of cruise lines, stating support of the results of the study. He commented that he feels that off-loading is over-rated and feels the study is justified in recommending no further action.
- Fred Felleman, Friends of the Earth. Mr. Felleman stated his belief that further evaluation could be done and other options explored.

Commissioner Bryant raised a question on the practice of dockside emissions. A response was given by Ms. Jones Stebbins, who stated that currently if a cruise ship has an advanced wastewater treatment system, they could theoretically discharge at the dock, but they would need a permit from the Department of Ecology to do so.

**c. (01:42:51) Staff briefing on the Cruise Memorandum of Understanding (MOU)**

Presentation documents: Commission agenda [memorandum](#) dated October 16, 2009 from Stephanie Jones Stebbins, Senior Manager, Seaport Environmental Programs. Also provided were a copy of the [Memorandum of Understanding](#), a document titled ‘2008 [Assessment](#) of Cruise Ship Environmental Effects in Washington, and a computer slide [presentation](#) from the Washington State Department of Ecology (WSDOE).

Presenters: Ms. Jones Stebbins and Amy Jankowiak, Washington State Department of Ecology

Ms. Jankowiak provided background information on the MOU and brief information on how things are proceeding. She noted that the MOU covers vessels within the Northwest CruiseShip Association but that the MOU does not cover smaller cruise ships, Alaska marine highway vessels, ferries, or other type of vessels.

Topics reviewed included:

- Major components of the MOU
- Amendments to the MOU
- History and kinds of DOE approvals to discharge
- Compliance requirements and history
- Overall benefits and issues

Commissioner Creighton raised the question of whether or not there are any proposed amendments being considered by the DOE. Ms. Jankowiak stated that evaluation has just started of this year's cruise season and what changes might need to be made.

Public comment on Item 9c was received from the following individual:

- Fred Felleman, Friends of the Earth. Mr. Felleman noted that even with an advanced wastewater treatment system, nutrients are allowed to be released into the environment in high quantities, which is something Puget Sound could use less of.

**d. (02:02:20) Discussion with Puget Sound Partnership on the Relationship between the Port of Seattle and the Puget Sound Partnership**

Mr. David Dicks, Executive Director, Puget Sound Partnership was introduced by Commissioner Bryant.

Mr. Dicks provided a brief history of the Puget Sound Partnership, which was created in 2007 by the Legislature as a new agency in order to have an entity that would put together a single plan which would drive action for issues related to Puget Sound. He noted that an action agenda has been completed, which is essentially a single, unified plan with ranked priorities for recovering the Sound by 2020.

Mr. Dicks stated that due to the recent government stimulus package resulting from the economic situation, a number of related projects have been able to get off the ground, including a sewer project in Belfair, an Elwha River project, and a Nisqually Delta project.

Mr. Dicks commented of four strategies included in the action agenda, which include:

- Protect the best remaining places around Puget Sound
- Stop additional contamination from going into the Sound
- Restore places where you can really recreate ecosystems



- Work with other partners throughout the region

Mr. Dicks stated that he believes the reason for receiving stimulus money is in part because Washington State has a game plan. He also commended the Port for its Green Port Initiative and work on trying to align indicators.

Commissioner Bryant mentioned that as there will be unfunded mandates for environmental cleanup and the importance of having benchmarks that we need on what we will need to spend. He felt that indicators of the Puget Sound Partnership will help in the development of those benchmarks.

Mr. Dicks stated that decisions will need to be made about what projects really matter to Puget Sound and to really prioritize.

Commissioner Bryant stated that it would be good to have another similar discussion to today's sometime next Spring.

Public comment regarding Item 9d was received from the following individual:

- Fred Felleman, Friends of the Earth. Mr. Felleman stated that he would like to see ongoing environmental issues on Commission agendas rather than addressing them all at once.

## **10. ADJOURNMENT**

There being no further business, the meeting was adjourned at 3:40 p.m.

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

Lloyd Hara  
Secretary