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APPROVED MINUTES

COMMISSION REGULAR MEETING OCTOBER 11, 2022

The Port of Seattle Commission met in a regular meeting Tuesday, October 11, 2022. The meeting was held at the Port of Seattle Headquarters Building, Pier 69, 2711 Alaskan Way, Seattle, Washington, and on Microsoft Teams. Commissioners Calkins, Felleman, Hasegawa, and Mohamed were present. Commissioner Cho was absent and excused from attendance.

1.

CALL to ORDER

The meeting was convened at 12:23 p.m. by Commission President Ryan Calkins. (The meeting start was delayed due to technical difficulties.)

2.

EXECUTIVE SESSION pursuant to RCW 42.30.110

No executive session was held.

3.

APPROVAL of the AGENDA

The agenda was approved as amended, with Agenda Item 8c pulled from the consent agenda to be discussed separately and 8f removed from the agenda

In favor: Calkins, Felleman, and Hasegawa and Mohamed (4)

Opposed: (0)

4.

SPECIAL ORDERS OF THE DAY – None.

5.

EXECUTIVE DIRECTOR'S REPORT

Executive Director Metruck previewed items on the day's agenda and made general and meetingrelated announcements.

6.

COMMITTEE REPORTS

Strategic Advisor, Erica Chung, provided a report regarding committee meetings held on September 29 and 30, 2022.

Portwide Art Board

The Portwide Art Board was convened by Commissioners Felleman and Hasegawa on September 29. Items discussed included: airport capital improvement projects and art opportunities; Digital recordings of the meeting proceedings and meeting materials are available online – www.portseattle.org.

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2023 operating budget in comparison to 2022; and status of little free library and upcoming temporary art exhibits. The Board discussed art opportunities at Fishermen's Terminal and how the Port may engage with arising opportunities, including the Schmidt Ocean Exhibit event at Piers 66 and 69. The Board also discussed art opportunities at the airport and asked to be notified with regard to "open calls for art" so the Board may further amplify opportunities with the art community.

Waterfront Industrial Lands Committee

Commissioners Hasegawa and Felleman convened the Waterfront and Industrial Lands Committee on September 29. Port staff provided updates regarding design of the forthcoming Alaskan Way Protected Bike Lane adjacent to Pier 66, and on the Responsible Outdoor Travel Summit, which will be held at the Bell Harbor International Conference Center on October 13.

Equity and Workforce Development Committee

Commissioners Cho and Mohamed convened the Equity and Workforce Development Committee on September 30. Commissioners reviewed a draft Language Access Order and directed staff to add more detail and prescriptive elements to the draft, including an early 2023 check-in with Commissioners on progress towards implementing the Language Access Policy. Commissioner Mohamed also drew attention to Title 2 concerns at SEA. Office of Equity, Diversity, and Inclusion and Aviation staff let her know that they would follow-up to address these concerns. Commissioners also heard a presentation on the New York and Los Angeles Healthy Ports Initiatives. These initiatives set wage and/or benefit floors for certain airport workers in those jurisdictions. Commissioner Mohamed noted that she is hearing from SEA airport workers that they don't have access to employer-sponsored healthcare. Commissioners directed staff to determine the number of airport employers (including contractors) that offer employer-sponsored healthcare, and then determine the number of airport workers employed by each employer.

Aviation Committee

Commissioners Cho and Mohamed convened the Aviation Committee on September 30 and were briefed on two items: Improvements to the South 160th parking lot for TNC drivers at SEA; and a path forward for the on-demand/taxi program. Commissioners reviewed multiple options for providing a covered rest area for drivers at South 160th lot or alternative off-site locations. The Committee recommended a follow-up memo to Aviation staff that outlines a path forward. The Committee is developing their recommendation and Aviation staff will brief the Commission once they have received those recommendations.

7.

PUBLIC COMMENT

Public comment was received from the following individual(s):

-

The following person spoke regarding the reopening of Pier 86 with safety improvements made: Heather Pihl.

-

The following person spoke regarding StART meetings held and the change in public participation format through their online forum, asking that the old format be restored so that all participants on the meeting are visible at all times (written comment submitted):

David Goebel.

-

The following person spoke regarding Agenda Item 11c: Alex Tsimerman.

[Clerk's Note: All written comments are combined and attached here as Exhibit A.]

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CONSENT AGENDA

[Clerk's Note: Items on the Consent Agenda are not individually discussed. Commissioners may remove items for separate discussion and vote when approving the agenda.]

8a.

Approval of Minutes of the Regular Meeting of September 27, 2022.

8b.

Authorization for the Executive Director to Execute a Contract Extension with Origami for Risk Insurance and Safety Management Software for a Period Not-to-Exceed Ten Years in an Amount Not-to-Exceed \$1,600,000 over the Ten-year Period.

Request document(s) included an agenda memorandum.

8c. 1

Authorization for the Executive Director to Execute a Contract in the Amount of \$3,500,000 for Contracted Law Enforcement Services.

Request document(s) included an agenda memorandum.

8d.

Authorization for the Executive Director to Proceed with Design of the Maritime Industrial Center Electrical Infrastructure Replacement Project Using Internal Design Engineering Services in the Amount of \$800,000 and a Total Estimated Project Cost of \$6,440,000 (CIP # C801241).

Request document(s) included an agenda memorandum and presentation.

8e.

Authorization for the Executive Director to Increase the Project Budget by \$19,257,000 for a Final Revised Total Budget of \$119,557,000; to Authorize \$88,824,000 of the Project Budget and Execute a Construction Contract with M.A. Mortenson Company; to Execute Future Amendments and Change Orders Up to the Executed Commission Authorization Amount for Additional Design and Project and Construction Management Services That Exceed \$300,000 and/or Exceed the 60 Calendar-Day Time Extension; to Transfer \$521,000 and Associated Project Scope from CIP #C800061 Main Terminal Low Voltage Project (MTLV) to CIP #C801204 SEA Gateway/North Main Terminal Redevelopment Program; and to Authorize Port Construction Services (PCS) to Execute Small Works Contracts and Use Port Crews to Support MTLV Construction, for the Main Terminal Low Voltage System Upgrade (CIP# C800061).

Request document(s) included an agenda memorandum and presentation.

8f.

1

(Number not used.)

Agenda Item 8c was removed from the Consent Agenda and addressed separately.

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Approval of the Claims and Obligations for the Period September 1, 2022, through September 30, 2022, Including Accounts Payable Check Nos. 945117 through 945476 in the Amount of \$4,793,932.13; Accounts Payable ACH Nos. 047906 through 048769 in the Amount of \$54,009,825.89; Accounts Payable Wire Transfer Nos. 015906 through 015922 in the Amount of \$13,850,399.12; Payroll Check Nos. 203400 through 203856 in the Amount of \$170,851.89; and Payroll ACH Nos. 1096060 through 1102594 in the Amount of \$19,744,836.26, for a Fund Total of \$92,569,845.29.

Request document(s) included an agenda memorandum.

The motion for approval of consent agenda items 8a, 8b, 8d, 8e, and 8g carried by the following vote:

In favor: Calkins, Felleman, Hasegawa, and Mohamed (4)

Opposed: (0)

ITEMS REMOVED FROM THE CONSENT AGENDA

8c.

Authorization for the Executive Director to Execute a Contract in the Amount of \$3,500,000 for Contracted Law Enforcement Services.

Request document(s) included an agenda memorandum.

Presenter(s):

Michael Villa, Chief of Police, Port of Seattle Police Department

Wendy Reiter, Director, Aviation Security Administration

Clerk Hart read Item 8c into the record.

Executive Director Metruck introduced the item and presenters.

Discussion ensued between Commission and staff regarding terms and scope of the agreement; accountability and reporting of contract officers; current vacancy rate of the department; length of the agreement; meeting POSPD standards; critical incident command and response; broadening diversity in the recruitment process; and hiring from within the community.

Commissioner Hasegawa requested a future briefing on the recruitment strategy for officers.

The motion, made by Commissioner Hasegawa, carried by the following vote:

In favor: Calkins, Felleman, Hasegawa, and Mohamed (4)

Opposed: (0)

10. NEW BUSINESS

11. PRESENTATIONS AND STAFF REPORTS

11a.

2023 Maritime and EDD Operating and CIP Budgets Briefing.

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Presentation document(s) included an agenda memorandum, presentation 1, and presentation 2.

Presenter(s):

Kelly Zupan, Director, Maritime Finance and Budget

Dave McFadden, Managing Director, Economic Development

Stephanie Jones Stebbins, Managing Director, Maritime Division

Commission Clerk Michelle Hart read Item 11a into the record.

Executive Director Metruck introduced the item.

The presentation addressed:

- the 2023 Division budget timeline;
- Maritime priorities 2023;
- equity in budgeting highlights;
- Maritime Division financial trends, net operating income, revenues, and expenses;
- cruise operations;
- recreational boating;
- Elliott Bay fishing and commercial operations;
- Ship Canal fishing and operations;
- Maritime portfolio management;
- the grain terminal;
- maritime maintenance;
- waterfront project management;
- Maritime environment and sustainability;
- consultant support for environmental;
- security;
- FTEs for the Maritime Division;
- joint venture and stormwater utility;
- Economic Development Division (EDD) equity in budgeting highlights;
- EDD revenues, expenses, financial trends; portfolio management, diversity in contracting, tourism and real estate development and management;
- EDD innovation partnerships;
- FTEs for the Economic Development Division;
- the seaport financial summary; and
- the Maritime and EDD draft 2023 – 27 Capital Improvement Plan.

Members of the Commission and staff discussed:

- the grain revenue forecast;
- subletting boat slips;
- the status of cruise tariffs;
- anti-human trafficking in the maritime arena;
- cold ironing for fishing fleets;
- green corridor planning;
- 1 percent for art for Maritime projects;

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whether there are future plans for upland development at Salmon Bay recreation marina;
and
re-exploring waste heat.
Underwater Noise Mitigation and Management Plan.

Presentation document(s) included an agenda memorandum, draft plan, and presentation.

Presenter(s):

Sarah Ogier, Director, Maritime Environment and Sustainability

Danielle Butsick, Senior Environmental Management Specialist, Maritime Environment and Sustainability

Commission Clerk Michelle Hart read Item 11b into the record.

Executive Director Metruck introduced the item.

The presentation addressed:

- underwater noise - one of the top three threats to Southern Resident killer whales, with additional impacts other sensitive species – impeding hunting, navigation, communication, reproduction, and danger avoidance;
- in-water construction and vessel traffic are principal sources of Port related underwater noise;
- underwater noise mitigation and management plan;
- noise strategies and studies; and
- an adaptive management approach.

Members of the Commission and staff discussed involvement from the Northwest Seaport Alliance and the Port of Seattle being one of the first ports to implement a plan and strategies.

11c.

2022 Port of Seattle Affirmative Action Program..

Presentation document(s) included an agenda memorandum and presentation.

Presenter(s):

Cynthia Alvarez, Senior Manager, Employee Relations, Human Resources (Lead-Remote)

Sanders Mayo, Senior Employee Relations Consultant, Human Resources (Remote)

Commission Clerk Michelle Hart read Item 11c into the record.

Executive Director Metruck introduced the item and presenters.

The presentation addressed:

- the Affirmative Action Program purpose;
- 2022 program highlights;
- 2022 underutilization
- demographics – non-represented gender and pay grades; non-represented race and pay grades; port demographics vs. county population demographics; and

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opportunities moving forward;

- o partner with Talent Acquisition and Emerging Talent to identify recruitments for positions within the Technicians and Non-Commissioned Protective Service EEO Job Groups. Once identified, conduct targeted outreach and recruitment of women to ensure diverse applicant pools;
- o complete Workplace Responsibility and Employee Relations process improvement work currently underway with support from CPI Specialist;
- o refresh portwide EEO compliance trainings;
- o continue to update HR and Code of Conduct policies to include a review of policies through an equity lens;
- o onboard new Affirmative Action Program Manager to administer the Port's Affirmative Action Program under the direction of the Senior Manager of Employee Relations.

Members of the Commission and staff discussed:

- disaggregation of information based on race and ethnicity;
- equity in pay practices;
- continuous work in the Port's program; and
- continued support in working with youth.

12.

QUESTIONS on REFERRAL to COMMITTEE and CLOSING COMMENTS

Members of the Commission recognized:

- the current art installation in the lobby of P69 Port Headquarters;
- the Responsible Outdoor Travel Summit held on Thursday at Bell Harbor;
- Filipino American History Month; and
- Iranian Americans standing in solidarity across the US in support of the women of Iran.

13.

ADJOURNMENT

There was no further business and the meeting adjourned at 3:22 p.m.

Prepared:

Attest:

Michelle M. Hart, Commission Clerk

Toshiko Hasegawa, Commission Secretary

Minutes approved: October 25, 2022

Minutes of October 27, 2020, submitted for review on November 5, 2020, and proposed for approval on November 10, 2020.