

# MINUTES OF THE SPECIAL MEETING OF THE MONTEREY PENINSULA AIRPORT DISTRICT BOARD OF DIRECTORS

April 5, 2023 - 10:00 AM

## NOTICE REGARDING A RETURN TO IN-PERSON PUBLIC PARTICIPATION AT MONTEREY PENINSULA AIRPORT DISTRICT BOARD MEETINGS

Due to the expiration of the COVID-19 California State of Emergency, the Monterey Peninsula Airport District will return to holding meetings at the Airport Board Room, with in-person attendance. Members of the public may attend the Board Meeting in person and request to speak to the Board when the Chair calls for public comment. In general, remote comments will not be allowed, except as outlined in the limited circumstances below.

The Monterey Peninsula Airport District will continue to broadcast the Board Meetings via Zoom video conference for viewing by the public. To view the Board meeting via Zoom video conference, please visit [www.zoom.us/join](http://www.zoom.us/join) and enter the following Meeting ID: **831 7098 4092**. If you do not have access to the internet, you may listen telephonically by calling (253) 215-8782 and entering the same Meeting ID and password.

In the event that a Board Member utilizes the procedure outlined in AB 2449 to attend a meeting, only then will remote public comments be allowed. Under those circumstances, when the Chair calls for public comment, attendees can queue to speak with the "Raise Hand" feature. On the Zoom application, click the "Raise Hand" button. On the phone, press \*9. The Secretary to the Board will call speaker names and unmute speaker microphones. You will have up to 3 minutes to provide your oral comments, pursuant to Board policy.

Members of the public who desire to make a public comment can send an email to [info@montereyairport.com](mailto:info@montereyairport.com) and include the following subject line: "Public Comment Item # (insert the agenda item number relevant to your comment)." Written comments should be received by 8:00 AM on the day of the meeting. All submitted comments will be provided to the Board for consideration and will be compiled as part of the record.

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

*Chair Pro Tem Sabo called to order the meeting of the Monterey Peninsula Airport District Board of Directors at 10:03 AM. Directors Pick, Leffel, and Miller were present. Director Sawhney was absent. The following staff were present: Executive Director La Pier, District Counsel Huber, Acting Board Secretary Adams, Deputy Executive Director Morello, and Controller Wilson.*

### **B. PLEDGE OF ALLEGIANCE**

*Director Pick led the Pledge of Allegiance.*

### **C. COMMUNICATIONS/ANNOUNCEMENTS/INFORMATIONAL ITEMS**

*Chair Pro Tem Sabo announced Director Sawhney was absent due to a family medical issue and might join later by videoconference.*

*Chair Pro Tem Sabo received guidance from District Counsel Huber regarding the possibility of approving Director Sawhney to attend remotely due to emergency circumstances, as allowed by AB 2499. District Counsel Huber explained the process included first adding an agenda item, which requires a 4/5 vote of those in attendance, since this item came to the attention of Airport staff subsequent to posting of the agenda for this April 5, 2023 meeting. Pursuant to Gov. Code 54954.2, staff is requesting that the Board add Item C.1, pursuant to the Brown Act as amended by AB 2449, to consider approving the emergency medical circumstances to allow this board member to attend this meeting virtually due to medical emergency. Chair Miller made that motion. Director Pick seconded.*

*Public Comment was made by Hans Uslar, City of Monterey, CA, City Manager. Mr. Uslar commented he would be curious when Chair Sawhney joins the meeting if she will have had the benefit of the presentations. If not, he would consider whether she is able to weigh in and comment.*

*The motion failed by a 3-1 roll call vote with Director Leffel voting no. District Counsel Huber announced Director Sawhney could view the board meeting by videoconference but not participate.*

#### **D. REGULAR AGENDA - ACTION ITEMS**

Presentation 1. City of Monterey Fire Department (10:00 AM – 10:15 AM)

*Executive Director La Pier reported each entity has been asked to provide the other with the courtesy of not attending the other parties' presentation. He asked if there was anyone from Pro-Tec Fire Services in the room, that they please leave.*

*Hans Uslar, City Manager of Monterey, CA introduced Gaudenz Panholzer, Monterey Fire Chief, who gave a presentation regarding the City of Monterey Fire Department Fire Services Proposal. Chief Panholzer reviewed, among other things, the City of Monterey Fire Department prior service agreement, the current contract that started out at a higher price and then employed a projection true up method of pricing, and the fact they are still exploring if they can find ways to create more benefit for the City of Monterey from the location of the new AARF facility and thus reduce costs.*

Interview 2. City of Monterey Fire Department (10:15 AM – 10:30 AM)

*Directors discussed the proposal and asked questions of Chief Panholzer.*

Scheduled Break from 10:30 AM – 10:45 AM

*A break was taken at 11:09 AM. The meeting reconvened at 11:15 AM.*

Presentation 3. J.J. Protective Services, Inc. d/b/a Pro-Tec Fire Services, Ltd. (10:45 AM – 11:00 AM)

*Chair Pro Tem Sabo asked that City of Monterey Fire personnel please leave the room as a courtesy to J.J. Pro-Tec Fire Services, Ltd. Several members of Monterey Fire remained.*

*Chief Dan Diehl of Pro-Tec Fire Services introduced himself and gave a presentation regarding the Pro-Tec Fire Services, Ltd. Fire Services Proposal. Chief Diehl reviewed the services they propose to provide to the Airport on a regular basis. He introduced Chief Sean Edwards, currently Chief of Idaho Falls, ID, who is proposed to be the Monterey Peninsula Airport District Fire Chief.*

Interview 4. J.J. Protective Services, Inc. d/b/a Pro-Tec Fire Services, Ltd. (11:00 AM – 11:15 AM)

*Directors discussed the proposal and asked questions of Chief Diehl and Chief Edwards.*

Direct 5. Provide Direction to Staff for Airport Fire & Related Emergency Services

#### **Public Comments:**

*Rick Rodewald, a citizen of Del Rey Oaks and retired firefighter, expressed concern about future mutual aid and asked the board to consider that it is about what a station can provide, as well as take, in the way of mutual aid for all risks, not just one risk.*

*Anthony Melendrez, a resident of Monterey and retired firefighter who was stationed for a time at San Jose Mineta International Airport, expressed concern for a new entity being mediocre as compared to the above and beyond qualifications of the known entity at the Airport now.*

*Josh Hostetter, President of Salinas Firefighters, stated Monterey Fire is 100% union and his concern is that choosing Pro-Tec Fire Services would jeopardize good paying jobs and the mutual aid system.*

*Andrew Melendrez, a firefighter, commented the minimum on a fire engine is two but that is a low level of service; three or more is standard. He encouraged the board not to choose the least expensive proposal.*

*Matt Murphy, a Monterey firefighter, and Casanova Oak Knoll neighborhood resident, read a statement that addressed his concerns about level of service, mutual aid, the importance of the firefighters training with other locals, and a private company putting profit before services.*

*Anthony Shorestein, a Monterey resident, and Monterey Regional Airport firefighter asked the board to consider that the Airport should not decrease protection and service as it increases the size of aircraft.*

*Jeremy Pratt, a resident of Pacific Grove and local firefighter, spoke to the complexities of mutual aid and the implications of a two-person engine crew.*

*Ross Pounds, President of Monterey Firefighters Association Local 3707 representing 78 firefighters employed by the City of Monterey who stand committed to MPAD, read a statement that addressed his respect for the RFP process and concern about public safety and local jobs. He encouraged further deliberations on the topic.*

*Public Comments were closed by Chair Pro Tem Sabo at 12:26 PM.*

*District Counsel Huber addressed the board and the public regarding remote Public Comment rules under the Brown Act and AB 2449.*

*Chair Pro Tem Sabo acknowledged receipt of Public Comment emailed prior to 8:00 AM this morning that was presented to the board and will be taken into consideration.*

*A break was taken at 12:29 PM.*

*The meeting resumed at 12:38 PM.*

*Directors discussed the proposals. It was the consensus of the board to direct staff to get clarity from both parties on specific areas of their proposals and bring final proposals back to the board.*

Adopt           6. Resolution No. 1844, A Resolution Authorizing a Professional Services Agreement with Hellmuth, Obata & Kassabaum, Inc. (HOK) for Design of the Relocated Passenger Terminal Complex

*Executive Director La Pier introduced Item D.6 stating the agreement was provided by HOK but was reviewed and modified by District Counsel Huber, it covers the design of the parking lot as well as the terminal building, and we have grant funds available to cover the cost.*

*Directors discussed the agreement and asked questions of staff and counsel.*

*Director Leffel moved to adopt Resolution No. 1844, A Resolution Authorizing a Professional Services Agreement with Hellmuth, Obata & Kassabaum, Inc. (HOK) for Design of the Relocated Passenger Terminal Complex. Director Miller seconded the motion. The motion was unanimously approved by a roll call vote of 4-0 with Director Sawhney being absent.*

## **RESOLUTION NO. 1844**

### **A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH HELLMUTH, OBATA & KASSABAUM, INC. (HOK) FOR THE DESIGN OF THE RELOCATED PASSENGER TERMINAL COMPLEX**

**WHEREAS**, On November 26, 2018, the Board of Directors of the Monterey Peninsula Airport District (MPAD) approved Resolution No. 1730 certifying Final Environmental Impact Report (EIR) (SCH 2015121105), and Resolution No. 1731, approving Alternative 1 as the Airport Master Plan Project for Monterey Regional Airport; and

**WHEREAS**, On April 20, 2022, the BOD approved Resolution No. 1819 and certified the Revised Addendum to FEIR for the Minor Project Modifications and approved Resolution No. 1820 the Minor Project Modifications to the MRY Master Plan; and

**WHEREAS**, On April 20, 2022, the BOD approved Resolution No. 1819 and certified the Revised Addendum to FEIR for the Minor Project Modifications and approved Resolution No. 1820 the Minor Project Modifications to the MRY Master Plan; and

**WHEREAS**, The FY23 Adopted Capital Improvement Budget contains Project 2023-01 Safety Enhancement Program (SEP) Phase D1 Terminal Design and the approved Airport Capital Improvement Program (ACIP) for FY 2022-2028 includes this SEP project phase; and

**WHEREAS**, the Monterey Peninsula Airport District (MPAD) has previously submitted an Airport Capital Improvement Program (ACIP) for FY 2021-2025 that includes this Project; and

**WHEREAS**, On October 21, 2022, the top two ranked teams were invited to a final interview that included the Airport Board of Directors where each Design Entity provided a formal presentation and responded to questions from the Board and following the formal presentation/interview HOK was identified as the lead team choice to submit a Scope of Work (SOW) for the Design of the Relocated Passenger Terminal Complex (Project); and

**WHEREAS** The Airport has received notice of eligibility for Bipartisan Infrastructure Law (BIL) Entitlement Grants for FY22 and FY23 totaling \$4.28M and in March 2023, the Airport received notice of eligibility for a \$3.0M Grant for Terminal Design under the competitive BIL/ATP process.

**NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA AIRPORT DISTRICT:** That MPAD contract with Hellmuth, Obata & Kassabaum, Inc. (HOK) to complete the Design of the Relocated Passenger Terminal Complex at a not-to-exceed cost of \$5,999,950.00.

Further, the Recitals above are incorporated in full into this approval.

**PASSED AND ADOPTED BY THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA AIRPORT DISTRICT:** This 5th day of April 2023, by the following roll call vote:

<b>AYES:</b>	<b>DIRECTORS:</b>	Pick, Leffel, Miller, Sabo
<b>NOES:</b>	<b>DIRECTORS:</b>	None
<b>ABSTAIN:</b>	<b>DIRECTORS:</b>	None
<b>ABSENT:</b>	<b>DIRECTORS:</b>	Sawhney

**E. ADJOURNMENT**

*Prior to adjournment, Chair Pro Tem Sabo requested the following items be added to the pending agenda items for regular board meetings:*

- Revision to Board Governance Manual – Board and Standing Committee Chair Review/Approval of Agendas Prior to Posting*
- Revision to District Contracting Procedures – RFPs to Stipulate that Propriety Cost Data is to be Submitted Separately from the Main Proposal Document*
- Revision to Board Governance Manual – All RFPs for Services or Capital Projects to be Posted Prominently on the Website and Remain Posted until Awarded or Withdrawn*

*The meeting adjourned at 1:53 PM.*

*Approved at the  
Meeting of April 27, 2022*



*William Sabo, Chair Pro Tem*

**ATTEST**



*Michael La Pier, AAE  
District Secretary*