



June 21, 2019

Commissioner Ces Butner
 President, Board of Port Commissioners
 Port of Oakland
 530 Water St.
 Oakland, CA 94607

Chris Lytle
 Executive Director
 Port of Oakland
 530 Water St.
 Oakland, CA 94607

Re: Formal Stakeholder Process to Ensure that the Howard Terminal Housing & Stadium Project Does Not Impact or Interfere With the Port's Maritime Uses and Operations

Dear Commission President Butner and Executive Director Lytle,

The undersigned Port stakeholders appreciate the Board of Port Commissioners' action at the Special Meeting of May 13, 2019 to add the "Seaport Compatibility Measures" language to the Howard Terminal Term Sheet (Attachment D).

This letter is a formal request by your maritime stakeholders to begin that process in earnest with us.

We emphatically agree that no project should ever be approved by the Port, whether a ballpark at Howard Terminal or any other ancillary development, without complete assurance that all potential impacts to the Port's primary and core business at the seaport are fundamentally avoided.

Everyone, including the Oakland A's, acknowledges that the potential development of Howard Terminal as a housing-office-stadium project is facially incompatible with the heavy industrial maritime operations at the Port of Oakland and its continued success and growth.

Attachment D acknowledges this incompatibility and therefore directs the Port staff to identify issues and then to negotiate measures with the A's on the basis that no future project can "impact or interfere with the Port's use or operations" in four key areas:

- (i) current or future use of the Port by users of maritime facilities
- (ii) health and safety of Port labor and operators
- (iii) protections from future claims by Howard Terminal residents and users
- (iv) reduction of congestion and avoiding conflict on cargo truck routes

The Port cannot negotiate terms with the Oakland A's to ensure these incompatibility outcomes are addressed unless it first meets with its tenants, customers, labor, and supply chain partners to identify all potential impacts or interference with the Port's usage and operations.

We ask that the Port conduct a meeting with all maritime operations stakeholders to start the evaluation of all potential Port uses and operations that may be potentially impacted by the development of Howard Terminal. The meeting should examine incompatible uses and establish a framework for analyzing these impacts and what measures can and will be taken to provide a guarantee that either no impacts will occur or that they will be compensated by the Port and the Oakland A's.

Because these discussions will be preliminary to a negotiation with the Oakland A's by the Port of Oakland, and it is imperative that these discussions occur in a forum where we can be candid with the Port of Oakland staff, the maritime community requests that the Oakland A's be excluded from these initial meetings and conversations.

We look forward to working with the Port of Oakland in the spirit of a mutual commitment to the growth of the maritime business as the principal and primary priority with respect to all future developments at the Port, including any proposal at Howard Terminal.

To that end, we very much appreciated your correspondence of May 15, 2019 to the maritime community. It is important that the Port leadership continue to reassure port tenants, customers and workers of your commitment to the growth of maritime businesses at your seaport, and that your commitment to the success of your primary line of business comes first.

Your expressed commitment to growth is critical with respect to our ability to move forward with our own investments in new and existing businesses at the Port of Oakland.

For ease of scheduling, please feel free to contact the California Trucking Association, ILWU Local 10, or Pacific Merchant Shipping Association to work with you on organizing this first formal meeting of interested maritime stakeholders.

President Butner & Executive Director Lytle
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Sincerely,

Agriculture Transportation Coalition
American Waterways Operators
AmNav Maritime
California Trucking Association
Customs Brokers and Forwarders Association of Northern California
Devine Intermodal
Everport Terminal Services
GSC Logistics
Harbor Trucking Association
Inlandboatmen's Union of the Pacific
International Association of Machinists & Aerospace Workers – Local 1546
International Longshore and Warehouse Union – Local 6
International Longshore and Warehouse Union – Local 10
International Longshore and Warehouse Union – Local 34
International Longshore and Warehouse Union – Local 91
Marine Engineers' Beneficial Association
Marine Firemen's Union
Matson
Pacific Coast Council of Customs Brokers and Freight Forwarders Associations
Pacific Merchant Shipping Association
PCC Logistics
Quik Pick Express, LLC
Sailors Union of the Pacific
San Francisco Bar Pilots
SSA Terminals
Transportation Institute
Union Pacific Railroad
Western States Trucking Association