



Board of Harbor Commissioner Minutes

Minutes of the Board of Harbor Commissioners of the City of Long Beach regular meeting, held in the Board Room of the Harbor Department Interim Administration Building at 4801 Airport Plaza Drive, Long Beach, California, on June 12, 2017, at 6:00 pm.

Present: Commissioners: Dines, Drummond, Egoscue, Bynum, Guzmán
Absent: Commissioners:
President Guzmán chaired the meeting.

I. REPORTS

1R. HD-17-379 Update on recent community outreach activities. (Communications - H. Moro)
[Legislation Text](#)

Motion: Receive and file.

Dines moved, seconded by Drummond, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

II. NEW BUSINESS

Commissioner Drummond motioned to approve Consent Items #1-3, Commissioner Dines seconded however he removed himself from Item #1 as he was not at the May 22nd or May 25th Board meeting, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

Consent Agenda

1. HD-17-381 Approval of Minutes - May 22 & 25, 2017. (Commission - S. Ortiz)
[Legislation Text](#)
[052217 BHC Minutes](#)
[052517 BHC Special Meeting Minutes](#)
2. HD-17-370 Authorize the Executive Director to approve an Assignment, Assumption and Consent Agreement with EMC to Open Text for annual software maintenance.
(Information Management - N. Maiko) (DOCUMENT NO. HD-8780)
[Legislation Text](#)
[BHC- Open Text Assignment Assumption 06-12-2017](#)
3. HD-17-303 Authorize the Executive Director to execute the Sixth Amendment to Contract with HDR Engineering, Inc., for a one-year extension through June 30, 2018, for the Pier B On-Dock Rail Support Facility Program. (Program Management - T. Baldwin)
(DOCUMENT NO. HD-7180F)
[Legislation Text](#)
[6th Amendment to Contract HD-7180](#)
[Project Vicinity Map](#)

Regular Agenda

4. HD-17-354 Approve Second Reading and Adoption of Ordinance to amend Port of Long Beach Tariff No. 4, Item 1060 - the Green Ship Incentive Program by extending the program an additional year until June 30, 2018 and make the determination that the project is statutorily exempt pursuant to the California Environmental Quality Act. (Business Development - D. Snyder) (ORDINANCE NO. HD-2260)
[Legislation Text](#)
[Ordinance for Amendment to Item 1060](#)
[Resolution for Amendment to Item 1060](#)
[Proposed Language for Amendment to Item 1060](#)

Motion: Approve Second Reading and Adoption of Ordinance.

Dines moved, seconded by Bynum, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

5. HD-17-355 Approve Second Reading and Adoption of Ordinance to approve the Pilotage Services Contract between the Port and Jacobsen Pilot Service, Inc. to operate pilot services on Pier F and make the determination that the project is statutorily exempt pursuant to the California Environmental Quality Act. (Real Estate - K. Adamowicz) (ORDINANCE NO. HD-2261)
[Legislation Text](#)
[Jacobsen Pilot Service - Pilotage Service Contract](#)
[Jacobsen Pilot Services - Ordinance for Pilotage Contract](#)
[Jacobsen Pilot Services - Vicinity Map](#)

Motion: Approve Second Reading and Adoption of Ordinance.

Egoscue moved, seconded by Drummond, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

6. ~~***WITHDRAWN***HD 17 302 Approve First Reading of Ordinance amending Tariff No. 4, Item Nos. 737, 904 and 906 regarding Aircraft Landing and Takeoff and approve amendment of the Port's Aircraft Landing and Takeoff permit and make the determination that the action is not subject to the California Environmental Quality Act. (Risk Management - R. Baratta)~~

7. HD-17-373 Adopt a Resolution and approve First Reading of Ordinance establishing rates and charges for water services for certain customers within the Harbor District to match the rates charged to the Harbor Department by the Long Beach Water Department and make the determination that the project is statutorily exempt pursuant to the California Environmental Quality Act. (Maintenance Division - F. Greco) (RESOLUTION NO. HD-2885)

[Legislation Text](#)

[Water Commission - Resolution WD-1369](#)

[ORD-17-0010 Signed](#)

[05-25-17 RESOLUTION \(2\)](#)

[05-25-17 ORDINANCE](#)

Motion: Adopt Resolution.

Drummond moved, seconded by Dines, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

Motion: Approve First Reading of Ordinance.

Drummond moved, seconded by Dines, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

8. HD-17-376 Declare Bid from Connell Chevrolet as Nonresponsive and Approve Purchase Order with Courtesy Chevrolet Center for the purchase of four Chevrolet vans in a not-to-exceed amount of \$157,822.57. (Maintenance Division - F. Greco)

[Legislation Text](#)

[Bid Analysis - HD-IS1705](#)

Motion: Approve recommendation.

Drummond moved, seconded by Dines, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

9. HD-17-364 Approve First Amendment to Contract with Starcrest Consulting Group, LLC, to provide additional funding in the amount of \$266,095 and extend the term to January 31, 2019, for the 2017 air emissions inventory. (Environmental Planning - H. Tomley) (DOCUMENT NO. HD-8388A)

[Legislation Text](#)

[20170612_Starcrest_Consulting_Group_HD-8388_AMD #1_Signed_RS](#)

Motion: Approve recommendation.

Dines moved, seconded by Drummond, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

10. HD-17-365 Authorize the Executive Director to enter into an amended Memorandum of Understanding between the City of Los Angeles and the City of Long Beach regarding Common Interest Defense, Outside Counsel and Cost Sharing related to the Clean Air Action Plan. (Environmental Planning - H. Tomley) (DOCUMENT NO. HD-8695A)

[Legislation Text](#)

[MOU amendment for joint legal defense of CAAP](#)

Motion: Approve recommendation.

Dines moved, seconded by Drummond, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

11. HD-17-374 Authorize the Executive Director to approve a Contract with Optiv Security Inc., in the amount of \$491,822. for a term to expire three years after the execution by the Executive Director for Managed Security Services. (Information Management - N. Maiko) (DOCUMENT NO. HD-8781)

[Legislation Text](#)

[Optiv Contract Vendor signed](#)

Motion: Approve recommendation.

Egoscue moved, seconded by Dines, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

- 12.** HD-17-317 Approve the budget of \$1,100,000 and authorize the Executive Director to spend the funds for the Maritime Domain Awareness Hotsite project. (Security - R. Parsons)
[Legislation Text](#)

Motion: Approve recommendation.

Dines moved, seconded by Egoscue, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

- 13.** HD-17-318 Approve the project budget of \$550,000 and authorize the Executive Director to spend the funds for the Video Management System Enhancement Project.
(Security - R. Parsons)
[Legislation Text](#)

Motion: Approve recommendation.

Egoscue moved, seconded by Dines, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

- 14.** HD-17-319 Approve acceptance of the FY 2016 Department of Homeland Security Urban Areas Security Initiative Grant in the amount of \$562,500, approve the supplements to the project budgets, and authorize to spend the grant funds. (Security - R. Parsons)
[Legislation Text](#)

Motion: Approve recommendation.

Dines moved, seconded by Egoscue, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

- 15.** HD-17-360 Authorize the Executive Director to execute the Fourth Amendment to Contract with CH2M Hill Engineers, Inc. in the amount of \$1,215,372, establish new rates and extend the contract term to December 31, 2020; Authorize Spending in the amount of \$2,359,000; and Approve a Baseline Project Budget of \$50,100,000 for the Fireboat Station No. 15 Project. (Program Management - T. Baldwin) (DOCUMENT NO. HD-7853D)

[Legislation Text](#)

[4th Amendment to Professional Services Contract HD-7853 with CH2M Hill Engineers, Inc.](#)

[Project Vicinity Map](#)

Motion: Approve recommendation.

Drummond moved, seconded by Dines, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum
Noes:	Commissioners:	Guzmán
Absent:	Commissioners:	None

- 16.** HD-17-375 Authorize the Executive Director to execute the Fourth Amendment to Contract with CH2M Hill Engineers in the amount of \$6,099,772, extend the term to December 31, 2021, and authorize spending in the amount of \$10,359,772 for Fire Station No. 20 Design Services. (Engineering Design - J. Chun) (DOCUMENT NO. HD-7855D)

[Legislation Text](#)

[CH2M Hill HD-7855 Amendment 4](#)

[Project Vicinity Map FBS 20](#)

Motion: approve

Dines moved, seconded by Egoscue, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum
Noes:	Commissioners:	Guzmán
Absent:	Commissioners:	None

- 17.** HD-17-362 Ratify Change Order No. 27, authorized by the Executive Director in the credit amount of (\$107,713.03) for the Pier E, Middle Harbor, Terminal Container Yard / Intermodal Railyard Phase 2; Balfour Beatty Infrastructure Inc. (Construction Management - D. Lambrigger)

[Legislation Text](#)

[Change Order No. 27](#)

[Previously Authorized Change Order Adjustments](#)

Motion: Approve recommendation.

Bynum moved, seconded by Commissioner Drummond, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

- 18.** HD-17-350 Release of retention in the amount of \$15,332.62 to Charles King Company for On-Call Underground Wet Utilities; release of retention in the amount of \$55,499.92 to Connolly-Pacific Company for On-Call Repair of Rock Dikes; and release of retention in the amount of \$205.24 to Ferreira Construction Company for On-Call Providing and Installing Fencing Material. (Construction Management - D. Lambrigger)

[Legislation Text](#)

[Attachment A - Retention Status](#)

Motion: Approve recommendation.

Dines moved, seconded by Drummond, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

- 19.** HD-17-368 Authorize Spending in the amount of \$660,000 and approve a Baseline Project Budget of \$860,000 for the Piers A and S Site Cleanup Project.
(Program Management - T. Baldwin)

[Legislation Text](#)

[Site Map Piers A and S Site Cleanup](#)

Motion: Approve recommendation.

Drummond moved, seconded by Dines, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

- 20.** HD-17-359 Authorize the Executive Director to execute Change Order No. 1 in the not-to-exceed amount of \$419, 254 to the On-Call Rental of Construction Equipment contract with Lovco Construction, Inc. (Construction Management - D. Lambrigger)

[Legislation Text](#)

[Change Order No. 1](#)

Motion: Approve recommendation.

Egoscue moved, seconded by Drummond, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

- 21.** HD-17-268 Authorize spending in the amount of \$1,142,179, approve a Baseline Project Budget of \$25,033,956, and approve the addition to the Port-wide Labor Agreement Projects List for the Double Track Access from Pier G to J Project.

(Program Management - T. Baldwin)

[Legislation Text](#)

[Project Vicinity Map](#)

Ernesto Medrano addressed the Board.

Motion: Approve recommendation.

Drummond moved, seconded by Dines, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

- 22.** HD-17-296 Authorize spending in the amount of \$700,000 to complete the preliminary design phase of the Pier G Avenue Infrastructure Project.

(Program Management - T. Baldwin)

[Legislation Text](#)

[Project Vicinity Map](#)

Motion: Approve recommendation.

Drummond moved, seconded by Dines, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

- 23.** HD-17-366 Approve Contract with RailPros, Inc. in an amount not to exceed \$700,000 for a three-year term expiring May 31, 2020 for Rail Inspection and Operations Support Services. (Tenant Services & Operations - G. Farren)

[Legislation Text](#)

05-17-17 AMENDED RAILPROS CONTRACT

Motion: Approve recommendation.

Dines moved, seconded by Drummond, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

- 24.** HD-17-386 Receive and file the determination by the City Attorney's Office regarding the compatibility of Commissioner Egoscue to serve on the Alameda Corridor Transportation Authority. (Attorney - L. Misajon)

[Legislation Text](#)

Motion: Receive and file.

Dines moved, seconded by Drummond, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

SUPPLEMENTAL

- 25.** HD-17-390 Approve Amendment to the 2017 Alameda Corridor Operations and Maintenance Budget for the emergency repairs at CP Redondo in the amount not to exceed \$750,000, and restore the original 2017 approved \$200,000 contingency upon completion of the repairs and replacement. (Tenant Services - G. Farren) (DOCUMENT NO. HD-8732B)

[Legislation Text](#)

[NMA 2017-2_letter_draft-06072017_](#)

Motion: Approve recommendation.

Bynum moved, seconded by Dines, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

26. HD-17-389 Approve the appointments of John Kim to the position of Port Planner V, Juan Arias to the position of Survey Technician, Mireya Navarro to the position of Secretary, Michal Loving to the position of Senior Secretary, Christopher Fontenot to the position of Special Services Officer III - Armed, Ricardo Acosta to the position of Special Services Officer II, Non-Career, Marcos Ramirez to the position of Special Services Officer II, Non-Career, Sonia Ramirez Castellanos to Maintenance Assistant I, and Anthony Pelesasa to the position of Administrative Intern, Non-Career. (Human Resources - S. Lewis)
[Legislation Text](#)

Motion: Approve recommendation.

Dines moved, seconded by Drummond, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Bynum, Guzmán
Noes:	Commissioners:	None
Absent:	Commissioners:	None

27. ~~***WITHDRAWN*** HD-17-391 Approve Contract with Westbound Communications Inc. in the amount of \$1,511,898 for a term of three years to September 30, 2020, for strategic communications and media relations consulting and outreach services. (Communications - H. Moro)~~

III. REPORTS FROM EX OFFICIO APPOINTEES

Reports, if any, from board members serving on external board, commissions and committees requiring representation of the board pursuant to Article V.B of the Bylaws, including the Intermodal Container Transfer Facility, the Alameda Corridor Transportation Authority, the Interstate 710 Project Committee, Gateway Cities Council of Governments, Southern California Leadership Council and the Los Angeles Area Chamber of Commerce.

Commissioner Egoscue reported on her attendance at the Alameda Corridor Transportation Authority meeting on June 8, 2017.

IV. PUBLIC COMMENTS ON NON-AGENDA ITEMS

The following individuals addressed the Board in regards to the CAAP update.

1. Nereyda Hernandez-Torres
2. Yolanda Lopez
3. Susana Sandoval
4. Paloma Marin
5. Sylvia Vigil

V. ANNOUNCEMENTS

VI. CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

- 1CS. HD-17-380 Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) and paragraph (3) of subdivision (e) of Section 54956.9 of the Government Code regarding the leasehold interest at Pier D, Berths D50-54 held by Crescent Warehouse Company, Ltd.
- 2CS. HD-17-403 Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9 of the Government Code (one case).

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

- 3CS. HD-17-392 Closed session pursuant to Section 54956.8 of the Government Code for conference with Harbor Department negotiator Mario Cordero to discuss terms and conditions as regards the Preferential Assignment Agreement between the City and OOCL LLC for the Middle Harbor Container Terminal. The negotiating party is OOCL LLC.
- 4CS. HD-17-393 Closed session pursuant to Section 54956.8 of the Government Code for conference with real property negotiator Mario Cordero to discuss price and terms of payment with Metropolitan Stevedore Company as regards the Operating Agreement for that portion of Pier G located adjacent to Berths G212 to G215.
- 5CS. HD-17-401 Closed session pursuant to Section 54956.8 of the Government Code for conference with real property negotiator Mario Cordero to discuss price and terms of payment for the Pier A Marine Container Terminal. The negotiating party is SSA Terminals (Long Beach), LLC.
- 6CS. HD-17-402 Closed session pursuant to Section 54956.8 of the Government Code for conference with real property negotiator Mario Cordero to discuss price and terms of payment for the Pier T Container Terminal. The negotiating party is Total Terminals International, LLC.

PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT

- 7CS. HD-17-400 Closed session pursuant to Section 54957 of the Government Code to consider the appointment and employment of the Director Human Resources Port of Long Beach.

Adjournment

President Guzmán adjourned the meeting at approximately 9:00 pm.