



Board of Harbor Commissioner Minutes

Minutes of the Board of Harbor Commissioners regular meeting of the City of Long Beach, held in the Board Room of the Harbor Department Interim Administration Building at 4801 Airport Plaza Drive, Long Beach, California, on May 16, 2017, at 6:00 pm.

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

President Guzmán began the meeting with welcoming Mario Cordero as the new Executive Director to the Port.

I. REPORTS

- 1R.** HD-17-289 Presentation on the FY 2016 Financial Audit Result and Comprehensive Annual Financial Report. (Finance - M. Lee)
[Legislation Text](#)
[KPMG - FY 2016 Audit & CAFR Presentation](#)
[KPMG Board of Harbor Commissioners Required Communications](#)
[CAFR_FY2016](#)

Motion: Receive and file.

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

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

- 2R.** HD-17-267 Status of Fireboat Station Nos. 15 and 20. (Engineering - S. Gamette)
[Legislation Text](#)
[Fire Facilities Staff Update May-16-2017.pdf](#)

The following individuals addressed the Board:

Nick Kraus
Thomas Jelenic
Rex Pitchard

Motion: Receive and file.

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

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

- 3R.** HD-17-295 SBE Program structure and performance review and update (Finance and Administration - C. Adams / Engineering - S. Gamette)
[Legislation Text](#)
[SBE Powerpoint](#)

Motion: Receive and file.

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

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

II. NEW BUSINESS

Motion: Approve Consent Items #1-6.

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

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

Consent Agenda

1. HD-17-274 Approval of Minutes - April 24, 2017. (Commission - S. Ortiz)
[Legislation Text](#)
[04242017 BHC Minutes](#)
2. HD-17-233 Receive and file Level I Harbor Development Permits and corresponding determinations that the permits are categorically or statutorily exempt pursuant to the California Environmental Quality Act. (Environmental Planning - H. Tomley)
[Legislation Text](#)
[20170424_BHC_Level_I_MAP_JB](#)
3. HD-17-259 Execute an Assignment, Assumption, and Consent Agreement with Cardno GS, Inc. for On-call Risk Assessment Professional Services. (Program Management - T. Baldwin) (DOCUMENT NO. HD-8764)
[Legislation Text](#)
[Assignment, Assumption and Consent Agreement - Cardno](#)
4. HD-17-238 Authorize the Executive Director to execute the Third Amendment to Contract with Moffatt & Nichol extending the term of the contract one year to May 31, 2018, to provide on-call professional engineering underwater inspection and monitoring services . (Engineering Design - J. Chun) (DOCUMENT NO. HD-8162C)
[Legislation Text](#)
[Moffatt & Nichol HD-8162 - Amendment 3.pdf](#)
5. HD-17-240 Authorize the Interim Chief Executive to approve the Second Amendment to Contract with PCTronics for a time extension to May 31, 2018, for On-Call Information Technology Services. (Information Management - N. Maiko) (DOCUMENT NO. HD-8336B)
[Legislation Text](#)
[BHC PCTronics 4.24.17 2nd AMD PCtronic](#)

6. HD-17-265 Authorize the Interim Chief Executive to approve the First Amendment to Contract with Resources Connection to extend one year to May 31, 2018, for On-Call Information Technology Services. (Information Management - N. Maiko)
(DOCUMENT NO. HD-8338A)

[Legislation Text](#)

[04-11-17 RESOURCES CONNECTION](#)

Regular Agenda

7. HD-17-234 Approve the Mitigation Grants Program Memorandum of Understanding with the City of Long Beach Parks, Recreation and Marine Department in the amount of \$167,824 for 14 air filtration projects. (Environmental Planning - H. Tomley)
(DOCUMENT NO. HD-8765)

[Legislation Text](#)

[20170424_BHC_Attachment_COLB_Mitigation_Grants_MOU_KB](#)

Motion: Approve recommendation.

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

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

8. HD-17-257 Approve Contracts with Grant Management Associates, The Grant Farm, and Hatch Associates Consultants, Inc., each in the amount of \$200,000 for a term of three years for Grant Funding Assistance and Management. (Environmental Planning - H. Tomley)
(DOCUMENT NO. HD-8766) (DOCUMENT NO. HD-8767) (DOCUMENT NO. HD-8768)

[Legislation Text](#)

[21070416_Grant_Assistance_Contracts_Attachment_A](#)

[21070416_Grant_Assistance_Contracts_Attachment_B_Grant_Management_Associates](#)

[21070416_Grant_Assistance_Contracts_Attachment_C_Grant_Farm](#)

[21070416_Grant_Assistance_Contracts_Attachment_D_Hatch_Associates_Consultants](#)

Motion: Approve recommendation.

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

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

9. HD-17-271 Adopt Resolution to approve the issuance of the Harbor Revenue Bonds, Series 2017A, Series 2017B, and Series 2017C and the form of the Preliminary Official Statement, and authorize the execution of the Bond Purchase Agreement, the Continuing Disclosure Certificate and other related documents. (Finance - M. Lee) (RESOLUTION NO. HD-2881)

[Legislation Text](#)

[Attachment I - Authorizing Resolution 4.25.17](#)

[Attachment II - City Council Resolution 4.25.17](#)

[Attachment III - Twentieth Supplemental Resolution 4.25.17](#)

[Attachment IV - Preliminary Official Statement 4.25.17](#)

[Attachment V - Continuing Disclosure Certificate 4.25.17](#)

Motion: Adopt Resolution and approve recommendation.

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

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

10. HD-17-270 Adopt a Resolution and execute an Agreement authorizing the Executive Director to purchase four new Ford Police Interceptor Utility Vehicles through a contract between the City of Long Beach and Fritts Ford. (Maintenance - F. Greco) (RESOLUTION NO. HD-2882) (DOCUMENT NO. HD-8769)

[Legislation Text](#)

[04-19-17 RESO](#)

[04-19-17 WARREN-ANDERSON FORD](#)

[Price Comparison Ford Interceptor.pdf](#)

Motion: Adopt Resolution and approve recommendation.

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

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

11. HD-17-247 ***WITHDRAWN*** 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. (Risk Management - R. Baratta)

- 12.** HD-17-243 Approve the budget of \$192,500 for the Mobile Camera System Project and authorize the Executive Director to spend the funds. (Security - R. Parsons)

[Legislation Text](#)

Motion: Approve recommendation.

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

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

- 13.** HD-17-236 Approve award of contracts to Convergent Technologies LLC and TRL Systems, Inc. each in the amount not to exceed \$400,000 for a term of three years for on-call security system integration. (Security - R. Parsons) (DOCUMENT NO. HD-8770) (DOCUMENT NO. HD-8771)

[Legislation Text](#)

[05-03-17 CONVERGINT](#)

[05-03-17 TRL](#)

Motion: Approve recommendation.

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

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

- 14.** HD-17-255 Ratify Change Order No. 5, authorized by the Executive Director in the amount of \$14,329.77; ratify Change Order No. 6, authorized by the Executive Director in the amount of \$36,736.77; ratify Unilateral Change Order No. 7, authorized by the Executive Director for \$0.00; restore the Executive Director's authority for change orders to \$200,000; and approve Substantial Completion of Milestone No. 8 for the Pier G Metro Track Improvements and Wharf Repair; Balfour Beatty Infrastructure, Inc.. (Construction Management - D. Lambrigger)

[Legislation Text](#)

[Change Order No. 5](#)

[Change Order No. 6](#)

[Change Order No. 7](#)

[Project Site Map](#)

[Punchlist](#)

Motion: Approve recommendation.

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

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

- 15.** HD-17-226 Ratify Change Order No. 26, authorized by the Executive Director in the amount of \$0 and approve Substantial Completion 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. 26](#)

[Punch List](#)

Motion: Approve recommendation.

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

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

- 16.** HD-17-099 Reject All Bids for Specification HD-S2560, On-Call Services for Furnishing and Operating Major Waterborne Equipment. (Program Management - T. Baldwin)
[Legislation Text](#)
[Analysis of Bids](#)

Motion: Approve recommendation.

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

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

- 17.** HD-17-203 Authorize the Executive Director to advertise for bids for On-Call Emergency Wet Utility Services under Specification HD-S2509. (Program Management - T. Baldwin)
[Legislation Text](#)
[Notice Inviting Bids](#)

Motion: Approve recommendation.

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

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

- 18.** HD-17-161 Authorize the Executive Director to execute a Contract with Dewberry Engineers, Inc., in the amount of \$580,000 for a term of two years for the preparation of Engineering Guidance Documents and associated User Interface.
(DOCUMENT NO. HD-8772)
(Program Management - T. Baldwin)
[Legislation Text](#)
[Dewberry Engineers, Inc - Contract Summary of Selection Process](#)

Diane Kravif addressed the Board.

Motion: Approve recommendation.

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

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

- 19.** HD-17-166 Approve the conditional award and authorize the execution of a contract under Specification HD-S2558 with Ferreira Construction Co. Inc., in the amount of \$1,627,200 for a term of two years to provide On-Call Construction Services for Furnishing and Installing Fencing Material. (Program Management - T. Baldwin)
(DOCUMENT NO. HD-8773)

[Legislation Text](#)

[Analysis of Bids](#)

Motion: Approve recommendation.

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

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

- 20.** HD-17-249 Approve the Conditional Award of a Contract with C.A. Rasmussen, Inc., in the amount of \$5,990,412; Authorize Spending in the amount of \$10,836,238; and Approve a Baseline Budget of \$12,311,238 for the Harbor Scenic Drive (South of Harbor Plaza) and Pier J Intersection Improvements Project. (Program Management - T. Baldwin)
(DOCUMENT NO. HD-8774)

[Legislation Text](#)

[Analysis of Bids](#)

[Project Vicinity Map](#)

Motion: Approve recommendation.

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

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

- 21.** HD-17-266 Declare bid from Sialic Contractors Corporation dba Shawnan as non-responsive; Waive an irregularity in the bid of Griffith Company; Approve the conditional award and authorize the Interim Chief Executive to execute a construction contract with Griffith Company in the amount of \$3,866,371; Authorize spending in the amount of \$4,500,000; and Approve a Baseline Budget in the amount of \$8,300,000 for the Harbor Plaza Facilities Site Improvements Project. (Program Management - T. Baldwin)
(DOCUMENT NO. HD-8775)

[Legislation Text](#)

[Analysis of Bids](#)

[Project Vicinity Map](#)

Motion: Approve recommendation.

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

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

- 22.** HD-17-261 Approve First Reading of Ordinance approving the Ninth Amendment to Lease and Preferential Assignment Agreement between the Port and CEMEX for the use and occupancy of a bulk cement terminal facility at Berth 32, located on Pier D.
(Real Estate - K. Adamowicz) (DOCUMENT NO. HD-3063I)

[Legislation Text](#)

[Cemex Construction Materials Pacific, LLC - Ninth Amendment to Lease & PAA HD-3063.pdf](#)

[Ordinance - CEMEX 9th Amd HD-3063.pdf](#)

[Vicinity Map - CEMEX 9th Amd to Lease and PAA HD-3063.pdf](#)

Motion: Approve recommendation.

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

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

- 23.** HD-17-262 Adopt Resolution approving the right of entry for the Water Replenishment District of Southern California to monitor and maintain groundwater monitoring wells located within Pier C and Pier F. (Real Estate - K. Adamowicz)
(RESOLUTION NO. HD-2883) (DOCUMENT NO. HD-8776)

[Legislation Text](#)

[Water Replenishment District of Southern California - ROE.PDF](#)

[Resolution - Water Replenishment District ROE.pdf](#)

[Vicinity Map - WRD ROE.pdf](#)

Commissioner Egoscue recused herself due to SA Recycling, LLC being a source of income within the last 12 months.

Motion: Adopt Resolution.

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

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

- 24.** HD-17-263 Approve the Fifth Amendment to Lease HD-3522 between the Port and Fremont Forest Group Corporation for the use and occupancy of a wood products breakbulk terminal facility at Berth 122 located on Pier T and making the determination that the project is categorically exempt pursuant to the California Environmental Quality Act. (Real Estate - K. Adamowicz) (DOCUMENT NO. HD-83522E)

[Legislation Text](#)

[Signed Agreement - 5th Amd HD-3522.pdf](#)

[Fremont Forest - Ordinance for 5th Amendment to Lease HD-3522](#)

[Fremont Forest Group - Vicinity Map](#)

Motion: Approve recommendation.

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

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

- 25.** HD-17-294 Discussion and possible action to select from alternatives the scope of the replacement of Fireboat Station Nos. 15 and 20 (Program Management - T. Baldwin)
[Legislation Text](#)

The following individuals addressed the Board:

1. Rex Pitchard
2. Chief Mike Duree

Commissioner Dines made a motion to approve Alternate I seconded by Drummond, carried by the following vote:

Ayes:	Commissioners:	Dines, Drummond, Egoscue
Noes:	Commissioners:	Guzmán
Absent:	Commissioners:	Bynum

SUPPLEMENTAL

- 26.** HD-17-290 Approve the payment of premium for the renewal of the Port's Excess Liability Program to Alliant Insurance Services, Inc. in an amount not to exceed \$270,000 for the period May 20, 2017 - May 20, 2018. (Risk Management - R. Baratta)
[Legislation Text](#)
[CAPA Allocation 17.18 attachment](#)

Motion: Approve recommendation.

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

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

- 27.** HD-17-300 Approval of Appointment of Katrina Calvario to the position of Civil Engineering Associate. (Human Resources - S. Lewis)
[Legislation Text](#)

Motion: Approve recommendation.

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

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

28. HD-17-304 Discussion on a Global Green Port Initiative. (Commission - R. Dines)
[Legislation Text](#)

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.

IV. PUBLIC COMMENTS ON NON-AGENDA ITEMS

V. ANNOUNCEMENTS

VI. CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

- 1CS. HD-17-306 Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9 of the Government Code (two cases).

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

- 2CS. HD-17-307 Closed session pursuant to paragraph (1) of subdivision (d) of Section 54956.9 of the Government Code regarding City of Long Beach vs. Foss Maritime Company, Los Angeles County Superior Court, Case No. BC639012.

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

- 3CS. HD-17-308 Closed session pursuant to Section 54956.8 of the Government Code for conference with real property negotiator Duane Kenagy to discuss price and terms of payment for the Pier A Marine Container Terminal. The negotiating party is SSA Terminals (Long Beach), LLC.

- 4CS. HD-17-309 Closed session pursuant to Section 54956.8 of the Government Code for conference with real property negotiator Duane Kenagy 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

- 5CS. HD-17-336 Closed session pursuant to Section 54957 of the Government Code to consider the appointment and employment of the Deputy Executive Director.

Adjournment

