



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 April 11, 2016, at 6:00 pm.

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

I. REPORTS

1R. HD-16-190 Presentation on the Port of Long Beach's Technology Advancement Programs.
(Environmental Planning - H. Tomley)

[Legislation Text](#)

[20160411_Tech Update to Board 2016](#)

The following individuals addressed the Board:

Matt Miyasato

Francisco Donez

Sylvia Betancovat

Motion: Receive and file.

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

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

2R. HD-16-194 Presentation on the Community Impact Study and Mitigation Program.
(Environmental Planning - H. Tomley)

[Legislation Text](#)

[20160411_Community_Presentation_to_Board](#)

The following individuals addressed the Board:

Kelly Colopy

Mauro Torno

Gina Rushing Maguire

Sylvia Betancovat

Motion: Receive and file.

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

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

II. NEW BUSINESS

Motion: Approve Consent Items #1-4.

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

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

Consent Agenda

1. HD-16-201 Approval of Minutes - March 18 & 28, 2016. (Commission - S. Ortiz)
[Legislation Text](#)
[031816 Special Mtg Closed Session](#)
[BHC Minutes 032816](#)
2. HD-16-148 Approve Substantial Completion of Work as of March 23, 2016, for Pier C Sewer Abandonment Project; Pyramid Building & Engineering, Inc. (Construction Management - S. Plezia)
[Legislation Text](#)
[PunchList](#)
3. HD-16-196 Authorize the Chief Executive Officer to execute Second Amendment to Contract with Moffatt & Nichol for a time extension only to May 31, 2017. for Professional Engineering Underwater Inspection and Monitoring Services. (Engineering Design - J. Chun) (DOCUMENT NO. HD-8162B)
[Legislation Text](#)
[Moffatt Nichol HD-8162 - Amend 2 \(Signed by firm\)](#)
4. HD-16-197 Receive and file Level I Harbor Development Permits and the corresponding determinations that the permits are categorically or statutory exempt pursuant to the California Environmental Quality Act. (Environmental Planning - H. Tomley)
[Legislation Text](#)
[20160411_BHC_Level_I_MAP](#)

Regular Agenda

5. HD-16-198 Approve two on-call contracts with Media 360 in the amount of \$450,000, for the period April 1, 2016, through September 30, 2019, and Windsong Productions in the amount of \$50,000 for the period April 1, 2016 through September 30, 2017, for video production services. (Communications- M. Gold) (DOCUMENT NO. HD-8621) (DOCUMENT NO. HD-8622)

[Legislation Text](#)

[Media 360 Contract signed.pdf](#)

[Windsong Productions.pdf](#)

Motion: Approve recommendation.

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

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

6. HD-16-195 Authorize the Chief Executive Officer to execute a Confidentiality and Hold Harmless Agreement for the sharing of electronic files and ratify a previously executed and similar Confidentiality Agreement with the California State Department of Transportation for the Heim Bridge Replacement Project. (Program Management - D. Sereno) (DOCUMENT NO. HD-8623)

[Legislation Text](#)

[Proposed Confidentiality and Hold Harmless Agreement](#)

[Executed Caltrans Confidentiality and Hold Harmless Agreement, dated October 2, 2015](#)

Motion: Approve recommendation.

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

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

7. HD-16-199 Authorize the Chief Executive Officer to approve a membership based subscription service with the Corporate Executive Board in an amount not to exceed \$140,500, and extend the contract to December 31, 2016, to provide extensive access to best practice technology insight and research data for Information Management. (Information Management - N. Maiko)

[Legislation Text](#)

Motion: Approve recommendation.

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

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

8. HD-16-200 Authorize the Chief Executive Officer to approve First Amendment to Contract with NorthSouth GIS LLC for an amount not to exceed \$175,000 and extend the term to May 31, 2018, to provide Geographic Information System professional services. (Information Management - N. Maiko) (DOCUMENT NO. HD-8334A)
[Legislation Text](#)
[NorthSouth Amendment](#)

Motion: Approve recommendation.

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

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

SUPPLEMENTAL

9. HD-16-212 Approve and authorize the Chief Executive to execute the following documents: consent to an Assignment Agreement of Submerged Land and Water Area Lease between Save the Queen, LLC, Successor in Interest to Queens Seaport Development, Inc., and the Port of Long Beach, to Urban Commons Queensway, LLC; approve a Rental Agreement for Submerged Land and Water Area Lease and Termination of Revocable Permit; approve an Estoppel Certificate in favor of Save The Queen, LLC; approve an Estoppel Certificate in favor of Urban Commons, Queensway, LLC; and the determination that this action is Categorically Exempt: Class No.: 1; Section 15301, Existing Facilities; pursuant to the California Environmental Quality Act. (Real Estate - K. Adamowicz) (DOCUMENT NO. HD-8624) (DOCUMENT NO. HD-8625)
[Legislation Text](#)
[Vicinity Map - Ownership Transfer to Urban Commons.pdf](#)
[Rental Agreement and Termination of Revocable Permit.pdf](#)
[Financing Estoppel \[Submerged Land and Water Lease\].pdf](#)
[Acquisition Estoppel \[Submerged Land and Water\] #120537844v6.pdf](#)
[Assignment Agreement \(Submerged Land and Water\) #121100315v3.pdf](#)

Motion: Approve recommendation.

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

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

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

Behjat Zanjani addressed the Board.

V. ANNOUNCEMENTS

VI. CLOSED SESSION

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

1CS. Closed session pursuant to Section 54956.8 of the Government Code for conference with Harbor Department negotiator Jon Slangerup to discuss price and terms of payment of the proposed Civic Center project. The City's negotiating party is Plenary Properties Long Beach LLC.

2CS. Closed session pursuant to Section 54956.8 of the Government Code for conference with Harbor Department negotiator Steve Rubin to discuss terms and conditions as regards the Preferential Assignment Agreement between the City and OOCL LLC for the Middle Harbor Container Terminal.

****WITHDRAWN** THREATS TO PUBLIC SERVICES OR FACILITIES**

3CS. ****WITHDRAWN**** Closed session pursuant to Section 54957 of the Government Code for consultation with the Chief Executive regarding threats to public services and facilities.

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

4CS. Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) and paragraph (2) of subdivision (e) of Section 54956.9 of the Government Code (two cases regarding the leasehold interests at Pier D, Berths D48-D54 involving leaseholds held by Foss Maritime Company and Crescent Warehouse Company, Ltd.).

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

5CS. Closed session pursuant to Section 54957(b)(1) of the Government code to discuss evaluation of the performance of the Chief of Staff to the Board of Harbor Commissioners.

Adjournment

The meeting was adjourned at approximately 10:00 pm.