



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 Monday, March 30, 2015, at 6 p.m.

Present: Commissioners: Egoscue, Bynum, Farrell, Dines, Drummond

Absent: Commissioners:

President Drummond chaired the meeting.

I. REPORTS

None.

II. NEW BUSINESS

Motion: Approve Consent Items #1-5.

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

Ayes: Commissioners: Egoscue, Bynum, Farrell, Dines, Drummond

Noes: Commissioners: None

Absent: Commissioners:

Consent Agenda

1. Authorize the Chief Executive to execute the Fourth Amendment to Contract with Cadstar, Inc. for a time extension only to December 31, 2015, for the preparation of CDs and DVDs as bid packages for public advertising and Port projects. (Engineering Design - J. Chun)
(DOCUMENT NO. HD-7510D)
2. Receive and file Level I Harbor Development Permits. (Environmental Planning - H. Tomley)
3. Authorize the Chief Executive to execute the First Amendment to Contract with KPFF Consulting Engineers for a time extension only for the preparation of site evaluation and design for the Pier A West Storm Water Management and Re-vegetation Project. (Program Management - D. Sereno)
(DOCUMENT NO. HD-7944A)

4. Approve Final Acceptance of Work by Convergent Technologies, LLC under security technology system design and build service contract HD-7990B, Web Portal project. (Security - R. Parsons)
5. Approve Contract with the Archdiocese of Los Angeles Education and Welfare Corporation in the total amount of \$391,230 for a period of one year under the Schools and Related Sites Mitigation Grant Program. (Environmental Planning - H. Tomley) (DOCUMENT NO. HD-8477)

Regular Agenda

6. *****WITHDRAWN***** Authorize spending in the amount of \$6,000,000 for assessment and investigation work in support of the Environmental Impact Report for the Pier B On-Dock Rail Support Facility. (Program Delivery - S. Gamette)
7. Authorize additional spending in the amount of \$600,000 for staff to prepare final construction documents for Harbor Scenic Drive South Street Improvement - Harbor Plaza to Pier J Overpass. (Engineering Design - J. Chun)

Motion: Approve recommendation.

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

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

8. Acceptance of a U.S. Department of Homeland Security FY 2014 Homeland Security Grant Program, Urban Area Security Initiative Grant CDFA #97.067 in the amount of \$1,035,200. (Security - R. Parsons)

Motion: Approve recommendation.

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

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

9. Authorize the Chief Executive to execute Change Order No. 1 in the amount of \$73,492; authorize \$100,000 in project spending for construction contingency; approve an Adjusted Project Budget in the amount of \$790,000; and authorize the First Amendment to Contract with Atlas-Allied, Inc. in the amount of \$73,492. for the upgrade of Water Facilities at Pier C. (Construction Management - S. Plezia) (DOCUMENT NO. HD-8351A)

Motion: Approve recommendation.

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

Ayes: Commissioners: Egoscue, Bynum, Farrell, Dines, Drummond

Noes: Commissioners: None

Absent: Commissioners:

10. Ratify Change Order No. 41, authorized by the Chief Executive in the not-to-exceed credit amount of (\$468.79); and authorize the Chief Executive to execute Change Order No. 42 in the not-to-exceed credit amount of (\$85,854.21) for the Track Realignment at Ocean Blvd. and Pier F Ave. Support Tracks; Ames Construction Company. (Construction Management - S. Plezia)

Motion: Approve recommendation.

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

Ayes: Commissioners: Egoscue, Bynum, Farrell, Dines, Drummond

Noes: Commissioners: None

Absent: Commissioners:

11. Ratify Change Order No. 5 authorized by the Chief Executive in the not-to-exceed amount of \$95,572.40; authorize the Chief Executive to execute Change Order No.6 in the not-to-exceed credit amount of (\$197,133.57); approve substantial completion of completed work as of September 25, 2014; approve partial acceptance of complete work; and release \$384,616.88 in retention for the Anaheim Street Improvements project; Sully-Miller Contracting Company. (Construction Management - S. Plezia)

Motion: Approve recommendation.

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

Ayes: Commissioners: Egoscue, Bynum, Farrell, Dines, Drummond

Noes: Commissioners: None

Absent: Commissioners:

- 12.** Ratify Change Order No. 10, authorized by the Chief Executive in the lump sum amount of \$103,583; ratify Change Order No. 11, authorized by the Chief Executive in the lump sum amount of \$37,630; restore the Chief Executive's authority to \$200,000; and release \$392,280 of the \$416,280 currently held in retention for the Pier E - Battery Exchange Building (Middle Harbor); W.E. O'Neil Construction Co. (Construction Management - S. Plezia)

Motion: Approve recommendation.

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

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

- 13.** Ratify Change Order No. 7, authorized by the Chief Executive in the lump sum amount of \$192,476.12; and approve Substantial Completion of work as of February 2, 2015 for the Pier E Middle Harbor Marine Operations Building and Power - Crane Maintenance Shop; W.E. O'Neil Construction Co. (Construction Management - S. Plezia)

Motion: Approve recommendation.

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

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

- 14.** Ratify Change Order No. 30 authorized by the Chief Executive in the not-to-exceed amount of \$156,705.68; authorize the Chief Executive to execute Change Order No. 31 in the not-to-exceed amount of \$1,612,500; authorize \$830,000 in project spending for construction contingency; approve an Adjusted Project Budget of \$44,155,000; and restore the Chief Executive's authority for change orders to \$200,000 for the Pier E Terminal Redevelopment (Middle Harbor), Slip No. 1 Fill and Wharf D28 Demolition; Manson/Connolly Joint Venture. (Construction Management - S. Plezia)

Motion: Approve recommendation.

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

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

- 15.** Approve First Reading of Ordinance approving the Fourth Amendment to Lease HD-4638 with Oxbow Energy Solutions LLC for Pier G South, 1235 Pier G Avenue.
(Real Estate - K. Adamowicz) (DOCUMENT NO. HD-4638D)

Motion: Approve recommendation.

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

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

- 16.** Approve First Reading of Ordinance approving the Fifth Amendment to Lease HD-4757 with Oxbow Energy Solutions LLC for Pier G North, 1029 Pier G Avenue.
(Real Estate - K. Adamowicz) (DOCUMENT NO. HD-4757E)

Motion: Approve recommendation.

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

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

- 17.** Approve First Reading of Ordinance approving the Third Amendment to Lease HD-6282 with Oxbow Energy Solutions LLC, for Pier G East, 1140 Pier G Avenue.
(Real Estate - K. Adamowicz) (DOCUMENT NO. HD-6282C)

Motion: Approve recommendation.

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

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

SUPPLEMENTAL

- 18.** Approval of Minutes - March 23, 2015. (Commission - S. Ortiz)

Motion: Approve recommendation.

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

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

- 19.** Second Reading and Adoption of Ordinance amending Port of Long Beach Tariff No. 4 with a proposed three month extension to Item 260, Exception 6 which currently caps dockage for container vessels at four days for the period of December 1, 2014 through March 31, 2015. (Business Development - D. Snyder) (ORDINANCE NO. HD-2207)

Motion: Approve recommendation.

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

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

- 20.** Approve sponsorships in the amount of: Beach Ventures, 2015 Summer Beach Party \$40,000; Rancho Los Alamitos, Premier Event Sponsor for 2015 \$25,000 -Total \$65,000. (Communications - M. Gold)

Motion: Approve recommendation.

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

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

- 21.** Authorize the Chief Executive to execute Change Order No. 57 in the amount of \$742,667; authorize \$700,000 in project spending for construction contingency; and approve an Adjusted Project Budget of \$184,443,237 for the Middle Harbor - Pier E Terminal Container Yard / Intermodal Railyard Phase 1; Herzog / Reyes, a Joint Venture.
(Construction Management - S. Plezia)

Motion: Approve recommendation.

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

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

- 22.** Authorize Chief Executive to execute Change Order No. 33 in the lump sum amount of \$62,410,000 for the Gerald Desmond Bridge Replacement project; Shimmick/FCC/Impregilo JV.
(Capital Programs - D. Kenagy)

Motion: Approve recommendation.

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

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

- 23.** Approval of Appointments of Mehul Raval to the position of Office Systems Analyst II, Mark Deaner to the position of Office Systems Analyst II, Diana Lopez to the position of Administrative Analyst II, Hans Mickleson to the position of Gardener II, Kylah Gale to the position of Clerk Typist II, Non-Career, Luis Arellano to the position of Administrative Intern, Non-Career, Stephanie DeAnda to the position of Administrative Intern, Non-Career, Catherine Bustamante to the position of Administrative Intern, Non-Career and Christopher Gross to the position of Administrative Intern, Non-Career. (Human Resources - M. Huebner)

Motion: Approve recommendation.

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

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

III. PUBLIC COMMENTS ON NON-AGENDA ITEMS

None.

IV. ANNOUNCEMENTS

V. CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL -EXISTING LITIGATION

1CS. Closed session pursuant to paragraph (1) of subdivision (d) of Section 54956.9 of the Government Code regarding Crimson Pipeline Management, Inc. vs. City of Long Beach, et al., United States District Court, Case No. CV12-03653 GHK (RZx).

Adjournment

The meeting was adjourned in memory of Lee Kuan Yew at approximately 6:45 pm.