



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 October 12, 2015, at 6:00 pm.

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

I. REPORTS

- 1R.** HD-15-601 Receive and file a presentation on the results of the 2014 Port of Long Beach Air Emissions Inventory Final Report. (Environmental Planning - H. Tomley)

[Legislation Text](#)

[10122015 FINAL POLB 2014 Air Emissions Inventory](#)

[10122015 BHC Presentation 2014 Emissions Inventory FINAL](#)

Motion: receive and file

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

II. NEW BUSINESS

Consent Agenda

Motion: Approve Consent Items #1-8.

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

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

1. HD-15-610 Approval of Minutes - September 25 & 28, 2015. (Commission - S. Ortiz)
[Legislation Text](#)
[092515 Special Mtg Closed Session](#)
[092815 BHC Minutes](#)
2. HD-15-600 Receive and file Level I Harbor Development Permits.
(Environmental Planning - H. Tomley)
[Legislation Text](#)
[20151012_Level_I_Map_JB](#)
3. HD-15-611 Approval of Fund Transfer Journals. (Finance - B. Christie)
[Legislation Text](#)
[Fund Transfer - 10-12-15](#)
4. HD-15-597 Approve First Amendment to Contract with True Photo to update insurance requirements to include watercraft usage for on-call photography services.
(Communications - M. Gold) (DOCUMENT NO. HD-8491A)
[Legislation Text](#)
[True Photo Amend #1 Signed.pdf](#)
5. HD-15-398 Authorize the Chief Executive Officer to Execute the Fourth Amendment to Contract with Halcrow, Inc. /CH2M HILL Engineers, Inc. for a time extension only to December 31, 2017 and for Assignment, Assumption and Consent by CH2M Hill for Demolition of the NRG Intake Forebay Structure in the Back Channel.
(DOCUMENT NO. HD-7573D)
(Program Management -D. Sereno)
[Legislation Text](#)
[Fourth Amendment, Assignment, Assumption and Consent to Professional Services Contract HD-7573 with Halcrow, Inc. and CH2M HILL](#)
[Vicinity Map](#)

6. HD-15-591 Approve the Substantial Completion of Milestone 7 for the Pier E, Middle Harbor, Terminal Container Yard / Intermodal Railyard Phase 2; Balfour Beatty Infrastructure Inc. (Construction Management - S. Plezia)
[Legislation Text](#)
[Sub Phase Map](#)
7. HD-15-546 Approve Final Acceptance of Work by W.E. O'Neil Construction Co. for Pier E Terminal Redevelopment Auxiliary Maintenance Facility.
(Construction Management - S. Plezia)
[Legislation Text](#)
8. HD-15-584 Approve Final Acceptance of Work by Manson Construction Co. for On-Call Waterborne Construction Equipment and Other Related Services.
(Construction Management - S. Plezia)
[Legislation Text](#)

Regular Agenda

9. HD-15-594 Authorize the Chief Executive Officer to approve a contract with XO Communications in an amount not to exceed \$187,056 for a period of three years for Internet access and voice services at the Port of Long Beach Interim Administration Office and the Joint Security Command and Control Center. (Information Management - N. Maiko)
[Legislation Text](#)
[City of Long Beach SOA Addendum - 09 21 15 \(002\)](#)
[XO Agreement SOA](#)

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

10. HD-15-561 Approve the revised project budget of \$1,040,000 and authorize the Chief Executive to spend \$440,000 for the Automated License Plate Reader project.
(Security - R. Parsons)
[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

- 11. HD-15-602 Second Reading and Adoption of Ordinance to Approve the Virtual Port System Public Records and Privacy Policy. (Security - R. Parsons)**
(ORDINANCE NO. HD-2225)

[Legislation Text](#)

[Ordinance_Virtual Port System_\(Final 09.03.15\)](#)

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

- 12. HD-15-605 Approve Resolution and First Reading of Ordinance establishing Rates and Charges for Water and Sewer Services to certain customers within the Harbor District for FY 2015-2016 under Resolution WD-1341 and Ordinance ORD-15-0023.**
(RESOLUTION NO. HD-2824)

(Maintenance - F. Greco)

[Legislation Text](#)

[FY16- Dept- Resolution](#)

[FY 16 Rates Board Reso WD-1341_signed final](#)

[FY16 Harbor Dept- Ordinance](#)

[City Water Ord 15 0023 FY 15](#)

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

- 13. HD-15-606 Recommendation to Reject all Quotes received and provide authority to Re-Advertise for Quotes for Large Vessel Maintenance and Repair Services.**
(Maintenance - F. Greco)

[Legislation Text](#)

[NIB RFQ Large Vessel 2538A](#)

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

14. HD-15-603 ***WITHDRAWN*** Second Reading and Adoption of Emergency Ordinance providing consent to a License Agreement between Toyota Motor Sales, U.S.A., Inc. and SSA Terminals, LLC, and approval of Second Amendment to License Agreement with Southern California Edison Company substantially in the form attached hereto, and approving a determination that the action is categorically exempt pursuant to the California Environmental Quality Act, and authorizing the Chief Executive to execute the documents. (Real Estate - K. Adamowicz)

[Legislation Text](#)

[SSA Terminal Toyota Motor Sales License Agreement](#)

[CEQA Determination - Toyota SSAT SCE Agreement](#)

[Ordinance re SCE_Toyota_SSAT_\(09.17.15\)](#)

[ToyotaLeases_JSH_RevA_300dpi use](#)

[Second Amendment of License Agreement-SCE Toyota Agreement](#)

15. HD-15-608 Approve Second Reading and Adoption of Emergency Ordinance approving a Quitclaim Deed (Fee), Quitclaim Deed (Fee II), Quitclaim Deed (Aerial Easement Rights), Aerial Easement Deed and Agreement II., and approve a Second Amendment of Demolition, Relocation of Dewatering Wells and Utility Lines and Access Agreement with Long Beach Generation, LLC, substantially in the form attached hereto; and pay Long Beach Generation \$346,500 as liquidated damages resulting from schedule delays due to changing field conditions; and Declare the urgency thereof; and provide that this Ordinance shall take effect immediately. (Real Estate - K. Adamowicz) (ORDINANCE NO. HD-2226)

[Legislation Text](#)

[NRG - Quitclaim Deed \(Fee\)Recitals](#)

[Quitclaim Deed Fee II](#)

[Quitclaim Deed - NRG-AE Rights](#)

[NRG-Aerial Easement Deed and Agreement](#)

[Second Amendment of Demolition, Access Agreement, Relocation of Dewatering Wells](#)

[Ordinance_LBG_\(09.22.15\)](#)

Motion: Approve Second Reading and Adoption.

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

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

16. HD-15-553 Authorize the Chief Executive to execute Contracts with Amec Foster Wheeler Environmental & Infrastructure, Inc., KPFF, Inc., Michael Baker International, Inc., PacRim Engineering, Inc., Tait & Associates, Inc., and Parsons Transportation Group, Inc., in the amount of \$1,000,000 each for a term of three years for On-Call Civil Engineering Services (Design - J. Chun)

[Legislation Text](#)

[AMEC Foster Wheeler E&I - On-Call Civil Engineering - \(Signed by Firm\)](#)

(DOCUMENT NO. HD-8554)

[KPFF - On-Call Civil Engineering - \(Signed by Firm\)](#)

(DOCUMENT NO. HD-8555)

[Michael Baker - On-Call Civil Engineering - \(Signed by Firm\)](#)

(DOCUMENT NO. HD-8556)

[PacRim Engineering - On-Call Civil Engineering - \(Signed by Firm\)](#)

(DOCUMENT NO. HD-8557)

[Parsons Transportation - On-Call Civil Engineering - \(Signed by Firm\)](#)

(DOCUMENT NO. HD-8558)

[Tait & Associates - On-Call Civil Engineering - \(Signed by firm\)](#)

(DOCUMENT NO. HD-8559)

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

17. HD-15-596 Approve a conditional award and authorize the Chief Executive to execute an informal construction contract with Pyramid Building & Engineering, Inc. of Hesperia, CA for the TTI Administration Building Fire Department Connection Mitigation Improvements at Pier T under Specification HD-IS1501 in the amount of \$19,525.
(Engineering Design - J. Chun) (DOCUMENT NO. HD-8560)

[Legislation Text](#)

[Bid Proposal - Pier T TTI Admin Building](#)

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

- 18.** HD-15-587 Authorize Additional Spending in the amount of \$475,000 for on-call consulting services and in-house staff to complete the final design documents and support the bidding of the Pier J Way and Pier J Avenue Intersection Improvements Project. (Program Management - D. Sereno)

[Legislation Text](#)

[Project Location Map](#)

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

- 19.** HD-15-580 Ratify Change Order No. 46 authorized by the Chief Executive Officer in the not-to-exceed amount of \$47,607.83; ratify Change Order No. 47 authorized by the Chief Executive Officer in the not-to-exceed amount of \$110,056.22; authorize the Chief Executive Officer to execute Change Order No. 48 in the lump sum credit amount of (\$939,534.55); and restore the Chief Executive Officer's authority for change orders to \$200,000 for Track Realignment at Ocean Blvd. and Pier F Ave. Support Tracks; Ames Construction Company. (Construction Management - S. Plezia)

[Legislation Text](#)

[Change Order No. 46](#)

[Change Order No. 47](#)

[Change Order No. 48](#)

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-15-592 Authorize the Chief Executive Officer to execute Change Order No. 2 in the credit amount of (\$250,880.83); approve Final Acceptance of Work for the Pier A Way – Pavement Rehabilitation Project; All American Asphalt (Construction Management - S. Plezia)

[Legislation Text](#)

[Change Order No. 2](#)

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

21. HD-15-590 Ratify Change Order No. 67 authorized by the Chief Executive Officer in the amount of \$73,506; authorize the Chief Executive Officer to execute Change Order No. 68 in the amount of \$95,253.21 and Restore the Chief Executive Officer's Change Order authority to \$200,000 for the Middle Harbor - Pier E Terminal Container Yard / Intermodal Railyard Phase 1; Herzog / Reyes, a Joint Venture. (Construction Management - S. Plezia)

[Legislation Text](#)

[Change Order No. 67](#)

[Change Order No. 68](#)

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

III. PUBLIC COMMENTS ON NON-AGENDA ITEMS

IV. REPORTS FROM EX OFFICIO APPOINTEES

HD-15-609 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 Dines reported on his attendance at an ACTA meeting.

Commissioner Egoscue reported on her attendance at a Gateway Cities Council of Governments meeting.

President Guzmán reported on her attendance at a Southern California Leadership Council meeting

V. ANNOUNCEMENTS

VI. CLOSED SESSION

CONFERENCE WITH REAL PROPERTY NEGOTIATOR

1CS. HD-15-613 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-Edgemoor.

2CS. HD-15-614 Closed session pursuant to Section 54956.8 of the Government Code for conference with negotiator Duane Kenagy to discuss price and terms of the proposed design-build contract for the Gerald Desmond Bridge Replacement Project and subsequent conveyance of the bridge to the State of California. The negotiating parties are Shimmick Construction Company, Inc./FCC Construction S.A./Impregilo S.p.A., a joint venture and the State of California, Department of Transportation.

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

3CS. HD-15-624 Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9 of the Government Code (one case).

Adjournment

The meeting was adjourned at approx. 7:00 pm.