



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 26, 2015, at 6:00 pm.

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

I. HEARING

- 1H.** HD-15-531 The Board is asked to: (1) Receive and file this report from the staff and the Port's environmental consultants and carefully consider all written and oral comments received on this item, and if the Board concurs that the Final Mitigated Negative Declaration for the PCMC Chassis Support Facility Project (Final MND) has been completed in compliance with the provisions of the California Environmental Quality Act (CEQA) and that the PCMC Chassis Support Facility Project should be approved, (2) Approve a resolution adopting the Final MND, the Application Summary Report, and the Mitigation Monitoring and Reporting Program (MMRP), and approving the Project and Level II Harbor Development Permit No. 15-065. (Environmental Planning - H. Tomley) (RESOLUTION NO. HD-2825)

[Legislation Text](#)

[A15-00936 \(Resolution\)](#)

[Chassis IS_MND_Final_October_2015.pdf](#)

[PCMC project presentation - Oct 26 2015.pptx](#)

Motion: Close public hearing.

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

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

Motion: Adopt Resolution.

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

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

II. REPORTS

- 1R.** HD-15-639 Presentation on the Port's traffic management program and bicycle planning projects. (Managing Director - R. Cameron)
[20151026 BOHC_Traffic Mgmt_Bike_Planning_FINAL2](#)

Allan Crawford addressed the Board.

Motion: Receive and file

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

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

- 2R.** HD-15-649 Update by the Director of Communications regarding recent Community Outreach. (Communications - M. Gold)
[Legislation Text](#)
[CR presentation](#)

Motion: receive and file

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

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

III. NEW BUSINESS

Consent Agenda

Motion: Approve Consent Items #1-9.

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

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

1. HD-15-645 Approval of Minutes - October 12, 2015. (Commission - S. Ortiz)
[Legislation Text](#)
[101215 BHC Minutes](#)
2. HD-15-563 Authorize the Chief Executive to Execute a Fifth Amendment to Contract with Sandidge Consulting for a time extension only of one year for consulting services. (Managing Director - D. Thiessen) (IC-01700E)
[Legislation Text](#)
[Sandidge HD-IC-01700](#)
3. HD-15-641 Approve Second Amendment with Media 360 for a time extension through March 31, 2016 for on-call video production services. (Communications - M. Gold) (DOCUMENT NO. HD-7935B)
[Legislation Text](#)
[Media 360 HD-7935B Signed.pdf](#)
4. HD-15-616 Approve Final Acceptance of Work by Ben's Asphalt, Inc. for On-Call bituminous paving, traffic striping, pavement marking and other related services. (Construction Management - S. Plezia)
[Legislation Text](#)
5. HD-15-632 Receive and file Level I Harbor Development Permits. (Environmental Planning - H. Tomley)
[Legislation Text](#)
[20151026_Level_I_Map_JB.doc](#)
6. HD-15-635 Approval of Fund Transfer Journals. (Finance - B. Christie)
[Legislation Text](#)
[Fund Transfer - 10-26-15](#)

7. HD-15-636 Approve First Amendment to Contract with KOA Corporation adding Moffat & Nichol as a sub-consultant for technical services. (Managing Director - R. Cameron)
(DOCUMENT NO. HD-8379A)
[Legislation Text](#)
[KOA Contract Amendment HD-8379 N](#)
8. HD-15-640 Approve First Amendment to Contract with Iteris, Inc. to revise the rate sheets for Consultant and its subcontractors by attaching a new Exhibit B for the Advanced Transportation Management and Information System . (Managing Director - R. Cameron)
(DOCUMENT NO. HD-8509A)
[Legislation Text](#)
[Iteris HD-8509 Contract Amendment HD-8509](#)
[Attachment B Board Memo July 13 2015](#)
9. HD-15-598 Approve First Amendment to Contract with Quest Consultants Inc., for a time extension only to 11/30/2016, for consulting services for the Port's Risk Management Plan. (Master Planning - M. Plezia) (DOCUMENT NO. HD-8131A)
[Legislation Text](#)
[Unexecuted First Amendment to Contract with Quest Consultants Inc.](#)

Regular Agenda

10. HD-15-617 Approve the Chief Executive Officer be authorized to pay California Association of Port Authority dues in the amount of \$32,815.25 for September/October/November 2015. (Executive - J. Slangerup)
[Legislation Text](#)
[CAPA Dues SeptOctNov 2015](#)
[CAPA INFO](#)

Motion: Approve recommendation.

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

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

- 11.** HD-15-618 Adopt Resolution canceling the regular board meeting of December 28, 2015.
(Commission - S. Ortiz) (RESOLUTION NO. HD-2826)

[Legislation Text](#)

[Resolution Canceling Dec 28 BHC Mtg](#)

Motion: Adopt Resolution.

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

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

- 12.** HD-15-582 Fund a onetime grant over a three-year period, in three payments of \$83,333.33 totaling \$250,000, to acquire equipment for a Marine Construction Laboratory at California State University, Long Beach. (Executive - D. A. Thiessen)

[Legislation Text](#)

[CSULB Contract](#)

Motion: Approve recommendation.

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

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

- 13.** HD-15-637 Approve on-call contract with Queen Beach Printers in the amount of \$393,190 for a three-year period, October 1, 2015, through September 30, 2018, for re:Port Community Newsletter Printing Services. (Communications - M. Gold)
(DOCUMENT NO. HD-8561)

[Legislation Text](#)

[QB Signed Contract 9.2015.pdf](#)

Motion: Approve recommendation.

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

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

- 14.** HD-15-638 Approve a Third Amendment with Harbor Breeze Corporation for on-call charter vessels for harbor tours. The amendment is to increase funds by \$50,000 for a contract total not-to-exceed \$375,000. The term of the contract will remain the same from March 1, 2013, to February 29, 2016. (M. Gold-Communications)
(DOCUMENT NO. HD-8154C)

[Legislation Text](#)

[Harbor Breeze HD-8154C Signed.pdf](#)

Motion: Approve recommendation.

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

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

- 15.** HD-15-634 Authorize the Chief Executive Officer to approve First Amendment to Contract with PCTronics in the amount of \$300,000 for On-Call IT Services.
(Information Management - N. Maiko) (DOCUMENT NO. HD-8336A)

[Legislation Text](#)

[pc tronics 1st amendment](#)

Motion: Approve recommendation.

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

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

- 16.** HD-15-643 Second Reading and Adoption 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. (Maintenance - F. Greco)
(ORDINANCE NO. HD-2227)

[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: Adopt Ordinance.

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

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

- 17.** HD-15-629 Authorize Third Amendment to contracts with Al Larson Boat Shop and Gambol Industries each in the amount of \$200,000 and a six month time extension for Large Vessel Maintenance and Repair Services. (Maintenance - F. Greco)
(DOCUMENT NO. HD-8034C) (DOCUMENT NO. HD-8035C)

[Legislation Text](#)

[201510121202](#)

[Al Larson Boat Shop_\(#A11-02511\)](#)

Motion: Approve recommendation.

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

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

- 18.** HD-15-612 Approve Conditional Award of Contract to Convergent Technologies, LLC in the amount of \$596,903.43 for the Design and Construction of the CCTV System Enhancement Project. (Security - R. Parsons) (DOCUMENT NO. HD-8562)

[Legislation Text](#)

[Signed Design Build Agreement for CCTV Systems Enhancement - Convergent](#)

Motion: Approve recommendation.

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

Ayes: Commissioners: Dines, Drummond, Egoscue, Bynum

Noes: Commissioners: None

Absent: Commissioners: Guzmán

- 19.** HD-15-623 Approve Conditional Award of Contract to DataGear, Inc., in the amount of \$998,634.36 for the design and construction of wireless network enhancements. (Security - R. Parsons) (DOCUMENT NO. HD-8564)

[Legislation Text](#)

[Signed Design-Build Agreement - DataGear](#)

Motion: Approve recommendation.

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

Ayes: Commissioners: Dines, Drummond, Egoscue, Bynum

Noes: Commissioners: None

Absent: Commissioners: Guzmán

- 20.** HD-15-620 Authorize the Chief Executive Officer to execute Change Order No. 49 in the lump sum credit amount of (\$719,128.26) for Track Realignment at Ocean Blvd. and Pier F Ave. Support Tracks; Ames Construction Company. (Construction Management - S. Plezia)

[Legislation Text](#)

[Change Order No. 49](#)

Motion: Approve recommendation.

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

Ayes: Commissioners: Dines, Drummond, Egoscue, Bynum

Noes: Commissioners: None

Absent: Commissioners: Guzmán

21. HD-15-589 Authorize the Chief Executive Officer to execute the Fifth Amendment to Contract with Arcadis US, Inc. in the amount of \$850,000 for construction management services for the Middle Harbor, Phase 1, Terminal Redevelopment.
(Construction Management - S. Plezia) (DOCUMENT NO. HD-7777E)

[Legislation Text](#)

[Fifth Amendment to Contract HD-7777](#)

Motion: Approve recommendation.

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

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

22. HD-15-622 Authorize the Chief Executive Officer to execute Change Order No. 59 in the amount of \$1,100,000; authorize the transfer of remaining unexpended project funds back into Middle Harbor Program contingency; and approve Final Acceptance of Work for Pier D, E, & F Wharf/Backlands Redevelopment, (Middle Harbor) Phase 1, Stage 1; Manson/Connolly Joint Venture. (Construction Management - S. Plezia)

[Legislation Text](#)

[Change Order No. 59](#)

Motion: Approve recommendation.

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

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

23. HD-15-625 Ratify Change Order No. 6, authorized by the Chief Executive Officer in the lump sum amount of \$38,207.58; and authorize the Chief Executive Officer to execute Change Order No. 7 in the not-to-exceed amount of \$249,110.73; and restore the Chief Executive Officer's authority for change orders to \$200,000 for the Pier E, Middle Harbor, Terminal Container Yard / Intermodal Railyard Phase 2; Balfour Beatty Infrastructure Inc. (Construction Management - S. Plezia)

[Legislation Text](#)

[Change Order No. 6](#)

[Change Order No. 7](#)

Motion: Approve recommendation.

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

Ayes:	Commissioners:	Dines, Drummond, Egoscue, Lou Anne Bynum
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Noes:	Commissioners:	None
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Absent:	Commissioners:	Guzmán
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24. HD-15-631 Ratify Change Order No. 11 authorized by the Chief Executive Officer in the amount of \$53,963 and Restore the Chief Executive Officer's change order authority to \$200,000 for the Pier E Middle Harbor Marine Operations Building and Power - Crane Maintenance Shop; W.E. O'Neil Construction Co. (Construction Management - S. Plezia)

[Legislation Text](#)

[Change_Order_No. 11](#)

Motion: Approve recommendation.

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

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

25. HD-15-651 Approval of Appointments of Brian Wilson to the position of Senior Civil Engineer and Dan Coffey to the position of Port Leasing Sales Officer V.
(Human Resources - M. Huebner)

[Legislation Text](#)

Motion: Approve recommendation.

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

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

26. HD-15-653 Adopt a motion pursuant to Section 54960.1(c)(2) of the Government Code to rescind any discussion, deliberation, or concurrence that may have occurred outside a duly noticed public meeting regarding compensation for the Executive Officer to the Board of Harbor Commissioners, an E00 position; and appoint and employ Richard Jordan as the Executive Officer to the Board of Harbor Commissioners (who will be known as the Chief of Staff) and to set his compensation at \$86.539 per hour, effective December 1, 2015.
(Human Resources - M. Huebner)

[Legislation Text](#)

Motion: Approve recommendation.

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

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

27. HD-15-647 Ratify Change Order No. 69, authorized by the Chief Executive Officer in the amount of \$77,553.55; authorize the Chief Executive Officer to execute Change Order No. 70 in the amount of \$289,594; authorize \$100,000 in project spending for construction contingency; approve an Adjusted Project Budget of \$188,983,237 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. 69](#)

[Change Order No. 70](#)

Motion: Approve recommendation.

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

Ayes: Commissioners: Dines, Drummond, Egoscue, Bynum

Noes: Commissioners: None

Absent: Commissioners: Guzmán

28. HD-15-652 Approve Consent to a License Agreement between Toyota Motor Sales, U.S.A., Inc. and Crescent Warehouse Company Ltd, substantially in the form attached hereto, approve determination that action is categorically exempt pursuant to the California Environmental Quality Act, and authorize the Chief Executive to execute the document for the temporary storage of cargo on the Toyota terminal on Pier B. (Real Estate - K. Adamowicz) (DOCUMENT NO. HD-8563)

[Legislation Text](#)

[CW-TMS License Agreement 102315](#)

Motion: Approve recommendation.

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

Ayes: Commissioners: Dines, Drummond, Egoscue, Bynum

Noes: Commissioners: None

Absent: Commissioners: Guzmán

IV. REPORTS FROM EX OFFICIO APPOINTEES

HD-15-644 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 the Interstate 710 Project Committee meeting.

V. PUBLIC COMMENTS ON NON-AGENDA ITEMS

None.

VI. ANNOUNCEMENTS

VII. CLOSED SESSION

CONFERENCE WITH REAL PROPERTY NEGOTIATOR

1CS. HD-15-646 Closed session pursuant to Section 54956.8 of the Government Code for conference with Harbor Department negotiator Jon Slingerup to discuss price and terms of payment of the proposed Civic Center project. The City's negotiating party is Plenary-Edgemoor.

2CS. HD-15-658 Closed session pursuant to Section 54956.8 of the Government Code for conference with real property negotiator Steve Rubin to discuss leasehold interests at Pier D, Berths D48-D54. The negotiating parties are Pacific Towboat & Salvage Company, Foss Maritime Company and Crescent Warehouse Company, Ltd. The area of the leaseholds, price and terms of payment are under negotiation.

3CS. HD-15-662 Closed session pursuant to Section 54956.8 of the Government Code for conference with negotiator Steve Rubin to discuss price and terms of payment for a lease at 1402 Pier B Street. The negotiating party is Pacific Crane Maintenance Company, L.P.

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

4CS. HD-15-648 Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9 of the Government Code (one case).

5CS. HD-15-657 Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9 of the Government Code (two cases).

6CS. HD-15-660 Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) and paragraphs (2) and (3) of subdivision (e) of Section 54956.9 of the Government Code (one case involving a bid protest by Balfour Beatty Infrastructure regarding HD-S2468A).

Ural Yol addressed the Board.

Adjournment

The meeting was adjourned at approx. 9:30 pm.