



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 November 19, 2015, at 6:00 pm.

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

I. REPORTS

- 1R. HD-15-702** Update on the Gerald Desmond Bridge by the Capital Programs Executive. (Executive - D. Kenagy)

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-15-673** Presentation by Anthony Gonsalves of Joe A. Gonsalves & Son to provide a legislative update on state issues of interest to the Port. (Government Relations - S. Ashley)

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

3R.HD-15-671 Presentation by Susan Lent of Akin Gump Strauss Hauer & Feld LLP to give a legislative update on federal issues of interest to the Port.
(Government Relations - S. Ashley)

Motion: Receive and file

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

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

4R. HD-15-690 Update on I-710 Corridor Project and Livability Initiative provided by Los Angeles County Metropolitan Transportation Authority and Gateway Cities Council of Governments staff. (Executive - R. Cameron)

Ernesto Chaves and Yvette M. Kirrin presented to the Board.

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

5R. HD-15-720 Presentation on Free Time by the Chief Commercial Officer. (Executive – N. Hacegaba)

Motion: Receive and file

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

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

II. UNFINISHED BUSINESS

1UB. HD-15-696 Request approval of the following sponsorship request: Long Beach Area Chamber of Commerce - World Trade Week Luncheon in the amount of \$5,000 and Long Beach Area Chamber of Commerce - State of Trade and Transportation in the amount of \$2,500. (Executive - N. Rodriguez)

President Guzmán motioned to hold the item over to a future Board meeting. Approved by Consent of the Whole.

III. NEW BUSINESS

Consent Agenda

Motion: Approve Consent Items #1, 3-9. Item # 2 was withdrawn.

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

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

1. **HD-15-691** Approval of Minutes - October 26, 2014 and October 30, 2015.
2. **HD-15-566** ***WITHDRAWN***Approval of Companion Travel.
 (Commission - L. Guzmán)
3. **HD-15-675** Approve Second Amendment to Contract with Strategic Mobility 21, Inc.,
 for the purpose of revising the basis of compensation from hourly rates to
 fixed prices for each task and deliverable for Strategic Rail Planning
 Services. (Executive - M. Christensen) (DOCUMENT NO. HD-8522B)
4. **HD-15-666** Approve Fourth Amendment to Contract with Energy and Environmental
 Economics, Inc. for a time extension only for professional consulting
 services related to electrical power rates and California Public Utilities
 Commission regulations. (Executive - D. Thiessen)
 (DOCUMENT NO. HD-8064D)
5. **HD-15-656** Authorize the Chief Executive Officer to execute the Third Amendment to
 Contract with CH2M Hill Engineers, Inc. extending the term by six months
 for on-call construction management services. (Construction Management
 - S. Plezia) (DOCUMENT NO. HD-7923C)
6. **HD-15-681** Approve Final Acceptance of Work for Pier G, Berth G232 Shore-to-Ship
 Power Outlet project; KDC Inc. dba Dynalectric. (Construction
 Management - S. Plezia)
7. **HD-15-668** Approve an Assignment, Assumption, Consent and First Amendment to
 Contract with Environ International Corporation to add a subcontractor, PI
 Environmental to provide professional services to the Port of Long Beach.
 (Environmental Planning - H. Tomley) (DOCUMENT NO. HD-8442A)
8. **HD-15-682** Receive and file Level I Harbor Development Permits. (Environmental
 Planning - H. Tomley)
9. **HD-15-689** Approval of Fund Transfer Journals. (Finance - B. Christie)

Regular Agenda

- 10. HD-15-686** Approve two on-call Contracts with Event Marketing Partners and The Baker Group in the amount of \$300,000 each for a three-year period, from November 1, 2015, through September 30, 2018, to provide event planning and management services. (Communications - M. Gold)
(DOCUMENT NO. HD-8566) (DOCUMENT NO. HD-8567)

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

- 11. HD-15-693** Authorize the Chief Executive to advertise for bids, Specification HD-S2490, On-Call Services for Underground Wet Utilities.
(Engineering Design - J. Chun)

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

- 12. HD-15-661** Request for approval to enter into a contract with Leidos, Inc. in the amount of \$800,000 over a contract period of 3 years to provide air monitoring station operation and maintenance support to the Port of Long Beach.
(Environmental Planning - H. Tomley) (DOCUMENT NO. HD-8568)

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

- 13. HD-15-674** Approve First Amendment to Contract with Pacific EH&S Services in the amount of \$400,000 to provide safety and industrial hygiene consulting services. (Risk Management - R. Baratta) (DOCUMENT NO. HD-8569A)

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

- 14. HD-15-650** Authorize the Chief Executive Officer to execute the Fourth Amendment to Contract with PMA Consultants, LLC, in the amount of \$696,805 and extending the term to December 31, 2016, to complete the design & implement high-priority components of the Oracle Unifier program/project management system. (Project Controls - D. Pierson)

President Guzman made a motion to postpone the item to the December 14, 2015, Board of Harbor Commission meeting seconded by Dines, carried by the following vote:

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

- 15. HD-15-687** Authorize the Chief Executive Officer to approve the First Amendment to Contract with CGR Management Consultants in the amount of \$300,000 for on-call IT services. (Information Management - N. Maiko)

President Guzman made a motion to postpone the item to the December 14, 2015, Board of Harbor Commission meeting seconded by Egoscue, carried by the following vote:

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

- 16. HD-15-688** Authorize the Chief Executive Officer to Approve the First Amendment to Contract in the amount of \$300,000 with Sierra Cybernetics for On-Call IT Professional Services. (Information Management - N. Maiko)
(DOCUMENT NO. HD-8341A)

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

- 17. HD-15-692** Adopt Resolution permitting the Harbor Department to continue using the National Association of State Procurement Officials Master Price agreement with Dell Marketing L.P., for the purchase of computer hardware and software in an amount not to exceed \$350,000 for a period of two years. (Information Management - N. Maiko) (RESOLUTION NO. HD-2828)

Motion: Adopt Resolution.

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

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

- 18. HD-15-683** Accept grant funding awarded to the Harbor Department by the Department of Homeland Security under the FY 2015 Port Security Grant Program in the amount of \$3,375,000 and a cost share commitment of \$1,125,000. (Security - R. Parsons)

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

- 19. HD-15-684** Approve the Conditional Award of a Contract to Endeavor Advanced Solutions in the amount of \$539,653 for the Design, Configuration, and Implementation of Automatic License Plate Recognition Camera Enhancements. (Security - R. Parsons) (DOCUMENT NO. HD-8570)

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

- 20. HD-15-695** Authorize the Chief Executive to execute Change Order No. 2 in the amount of \$214,432 to relocate existing security fiber-optic network infrastructure in support of the Pier G Metro Track Improvements Project. (Security - R. Parsons)

Motion: Approve recommendation.

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

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

- 21. HD-15-665** Authorize the Chief Executive Officer to Reject All Bids Received and Re-advertise Bid Documents to Prequalified Contractors for the Pier G Metropolitan Track Improvements and Wharf Repair Project. (Program Management - D. Sereno)

Motion: Approve recommendation.

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

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

- 22. HD-15-621** Authorize Spending in the amount of \$300,000 for Site Assessment, Investigation and Preliminary Engineering for the Maintenance Dive Facilities at D48. (Program Management - D. Sereno)

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

- 23. HD-15-677** ***WITHDRAWN*** Approval of the Conditional Award of Contract with Manson/Connolly JV in the amount of \$66,731,950; Approve Additional Spending and Project Budgets for the Middle Harbor Terminal Redevelopment Program: Pier E Terminal, East Basin Fill: \$43,625,950 (spending), \$45,825,950 (budget); West Basin Approach Borrow: \$32,793,500 (spending), \$37,944,690 (budget); and Inner Harbor Turning Basin Dredging: \$7,166,178 (spending), \$9,100,000 (budget). (Program Management - D. Sereno)

- 24. HD-15-669** Approve Final Acceptance of Work; authorize \$350,000 in project spending, and approve an Adjusted Project Budget of \$42,516,614 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.

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

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

- 25. HD-15-680** Ratify Change Order No. 8, authorized by the Chief Executive Officer in the lump sum amount of \$17,700; authorize the Chief Executive Officer to execute Change Order No. 9 in the not-to-exceed amount of \$131,264; 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)

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

- 26. HD-15-630** Approve Final Acceptance of Work; authorize \$65,997 in project spending; and approve an Adjusted Project Budget of \$1,640,000 for Fireboat 15 Dock Upgrade at Pier F, Berth F202 project; Connolly-Pacific Co. (Construction Management - S. Plezia)

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

SUPPLEMENTAL

- 27. HD-15-705** Approve Second Amendment with Anchor QEA, L.P. in the amount of \$1,340,000 and extend the contract to June 30, 2019, for professional services to prepare for the TMDL reopener in 2018. (Environmental Planning - H. Tomley) (DOCUMENT NO. HD-8072B)

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

- 28. HD-15-706** Authorize the First Amendment to the existing contracts for Hazardous Waste Removal Services with ANCON Marine and Ocean Blue Environmental Services Inc. for additional funding in the amount of \$1,000,000 each. (Maintenance - F. Greco)
(DOCUMENT NO. HD-8287A) (DOCUMENT NO. HD-8288A)

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

- 29. HD-15-709** Approval of Appointments of Mark Erickson to the position of Senior Program Manager, Joel Aguilar to the position of Senior Structural Engineer, Charles Mahakian to the position of Manager, Trade Development, Ruben Trigueros to the position of Civil Engineer, David Tran to the position of Civil Engineer, Alejandra Guitron to the position of Port Communications Specialist IV, Julia Perkins to the position of Senior Secretary and Richard Reining to the position of Assistant Administrative Analyst I. (Human Resources - M. Huebner)

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

- 30. HD-15-679** Ratify Change Order No. 71, authorized by the Chief Executive Officer in the amount of \$83,326.38; authorize the Chief Executive Officer to execute Change Order No. 72 in the amount of \$266,977.16; authorize \$400,000 in project spending for construction contingency; approve an Adjusted Project Budget of \$189,383,237 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)

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

- 31. HD-15-707** Approve additional spending in the amount of \$1,700,000 to complete Phase 2 of the Maintenance Dredging Program and placement of material dredged from the Pier J South Entrance Channel upland onto Pier S. (Program Management - D. Sereno)

Motion: Approve recommendation.

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

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

- 32. HD-15-708** ***WITHDRAWN*** Execute an Access Agreement with Total Terminals International, LLC for West Basin Dredging for the Middle Harbor Redevelopment East Basin Fill Project. (Program Management - D. Sereno)

33. **HD-15-713** Authorize the Chief Executive Officer to sign an agreement with Ernst & Young in the amount of \$179,525 to conduct a cyber assurance security risk assessment. (Information Management - N. Maiko)

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

34. **HD-15-712** First Reading of Ordinance approving a Quitclaim Deed (Fee), Quitclaim Deed (Fee II), Quitclaim Deed (Aerial Easement Rights), Aerial Easement Deed and Agreement II, Second Amendment of Demolition, Relocation of Dewatering Wells and Utility Lines and Access Agreement, Relocation of Dewatering Wells and Utility Lines and Access Agreement, Agreement of Purchase and Sale and Joint Escrow Instructions, Temporary Construction Easement Agreement, Relocation and Construction Impact Expense Agreement, Quitclaim Deed, and Easement Agreement; Declaring the urgency thereof; and providing that this Ordinance shall take effect immediately. (Real Estate - K. Adamowicz) (DOCUMENT NO. HD-8572) (DOCUMENT NO. HD-) (DOCUMENT NO. HD-8573) (DOCUMENT NO. HD-8574)

Motion: Approve First Reading of Ordinance.

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

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

IV. REPORTS FROM EX OFFICIO APPOINTEES

- HD-15-697** 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.

V. PUBLIC COMMENTS ON NON-AGENDA ITEMS

Mark Payne addressed the Board.

VI. ANNOUNCEMENTS

HD-15-711 Presentation of Awards received at the AAPA Annual Convention.

President Guzmán and Commissioner Dines reported on their recent Trade Mission to Asia.

VII. CLOSED SESSION

CONFERENCE WITH REAL PROPERTY NEGOTIATOR

- 1CS. HD-15-699** 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-15-703** 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 Foss Maritime Company and Crescent Warehouse Company, Ltd. The area of the leaseholds, price and terms of payment are under negotiation.

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

- 3CS. HD-15-701** 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 (one case regarding the construction of new fireboats by Foss Maritime Company).
- 4CS. HD-15-704** 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.).

Adjournment

The meeting was adjourned in memory of Nohemi Gonzalez at approximately 10:00 pm.