



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 July 25, 2016, at 6:00 pm.

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

I. NEW BUSINESS

Motion: Approve Consent Items #1-3.

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

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

Consent Agenda

1. HD-16-442 Approval of Minutes - July 11 & 15, 2016. (Commission - S. Ortiz)
[Legislation Text](#)
[BHC Minutes 71116](#)
[07152016 Special Mtg Board Retreat Minutes](#)
2. HD-16-433 Receive and file Level I Harbor Development Permits and corresponding determinations that the permits are categorically or statutorily exempt pursuant to the California Environmental Quality Act. (Environmental Planning - H. Tomley)
[Legislation Text](#)
[20160725_BHC_Level_I_MAP](#)
3. HD-16-437 Approval of Fund Transfer Journals. (Finance - M. Lee)
[Legislation Text](#)
[Fund Transfer Journals 7-25-16](#)

Regular Agenda

4. HD-16-435 Approve Second Reading and Adoption of Ordinance to increase the settlement authority of the City Attorney to \$50,000. (City Attorney - C. Gale)

[Legislation Text](#)
[Ordinance](#)

Motion: approve

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

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

5. HD-16-373 Adopt Resolution establishing the Community Grants Program and investment plan with a \$46.4 million mitigation fund and receive and file the Port of Long Beach Community Impact Study. (Environmental Planning - H. Tomley)

[Legislation Text](#)
[20160725_CMP_Att1_Nexus Study Final July 2016](#)
[20160725_CMP_Att2_CGP Board Resolution](#)
[7-25-2016 BHC Community Grants](#)

Motion: approve

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

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

6. HD-16-438 Adopt Resolution approving the FY 2017 Transfer to the Tidelands Operating Fund in the estimated amount of \$17,772,700. (Finance - M. - Lee)

[Legislation Text](#)
[City Council Memo](#)
[Harbor Transfer to the Tidelands Operating Fund](#)

Motion: approve

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

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

7. HD-16-429 Approve Contracts with KPFF Consulting Engineers; TRC Engineers; and Triad Consulting in the not to exceed amount of \$225,000 per contract for a term of three years for on-call consulting. (Security - R. Parsons)

[Legislation Text](#)

[Contract for On-Call Engineering - TRC - Signed by Vendor.pdf](#)

[Contract for On-Call Engineering - Triad - Signed by Vendor.pdf](#)

[Contract for On-Call Engineering - KPFF - Signed by Vendor.pdf](#)

Motion: approve

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

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

- 8.** HD-16-443 Authorize staff to execute a Fourth Modification to the FY 2011 TIGER III Agreement with the United States Department of Transportation Maritime Administration for the Green Port Gateway Rail Project. (Transportation Planning - A. Yoh)

[Legislation Text](#)

[GPG TIGER III Budget Revised 160712](#)

Motion: approve

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

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

- 9.** HD-16-421 Ratify Change Order No. 19, authorized by the Chief Executive Officer in the amount of \$78,598.96 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. 19](#)

Motion: approve

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

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

- 10.** HD-16-424 Ratify Change Order No. 3 executed by the Chief Executive Officer in the amount of \$98,279.08; authorize the Chief Executive Officer to execute Change Order No. 4 in the credit amount of (\$271,805.92); and approve Final Acceptance of Work for Cut-Off Wall and Pavement Rehabilitation at Pier F; R.J. Noble Company (Construction Management - S. Plezia)

[Legislation Text](#)

[Change Order No. 3](#)
[Change Order No. 4](#)

Motion: approve

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

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

- 11.** HD-16-430 Authorize the Chief Executive Officer to execute on-call professional services contract, with PMA Consultants LLC for \$1,500,000 for Project Controls support. The proposed contract duration extends from August 1, 2016 through February 2018.

(Project Controls - D. Pierson)

[Legislation Text](#)

[PCD Board Memo Attachment A 7-7](#)

[Contract with PMA.pdf](#)

Motion: approve

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

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

- 12.** HD-16-444 Harbor Commission Election of Officers for 2016 -2017 Term.

(Commission - R. Jordan)

[Legislation Text](#)

[SUPPLEMENTAL](#)

- 13.** HD-16-459 Approval of Appointment of Kezia Daniels to the position of Executive Secretary. (Human Resources - M. Huebner)

[Legislation Text](#)

Motion: approve

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

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

- 14.** HD-16-451 Authorize the Chief Executive Officer to execute Change Order No. 1 in the credit amount of (\$2,318.26) for the Pier E Terminal East Basin Fill, Phase 3;

Legislation Text

Change Order No. 1

Motion: approve

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

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

II. 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.

III. PUBLIC COMMENTS ON NON-AGENDA ITEMS

II. REPORTS FROM EX OFFICIO APPOINTEES

IV. ANNOUNCEMENTS

V. CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL - EXPOSURE TO LITIGATION

1CS. HD-16-450 Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9 of the Government Code (one case). Pursuant to paragraph (2) of subdivision (e) of Section 54956.9 of the Government Code, the facts and circumstances which might result in litigation are the letter dated March 23, 2016 from the Fair Political Practices Commission to Charles Gale and Janna Sidley and statements from Los Angeles County staff regarding a conflict of interest code as regards the Operating Committee for the Alameda Corridor and the Alameda Corridor Transportation Authority.

CONFERENCE WITH REAL PROPERTY NEGOTIATOR

2CS. HD-16-441 Closed session pursuant to Section 54956.8 of the Government Code for conference with real property negotiator Karl Adamowicz to discuss a potential sale of a 5.6 acre parcel located at the southeast corner of Golden Avenue and West Broadway,

Long Beach with negotiating parties Hanover R.S. Limited Partnership, Integral Partners Funding LLC, Greenlaw Acquisitions, LLC and Wood Partners.

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

3CS. HD-16-439 Closed session pursuant to Section 54957(b)(1) of the Government Code to discuss evaluation of the performance of the Chief Executive.

Adjournment