



Board of Harbor Commissioner Minutes

Minutes of the Board of Harbor Commissioners of the City of Long Beach regular meeting, held in the Board Room of the Harbor Department Interim Administration Building at 4801 Airport Plaza Drive, Long Beach, California, on Monday, October 9, 2017, at 6:00 pm.

Present: Commissioners: Colonna, Lowenthal, Egoscue, Bynum
Absent: Commissioners: Guzmán
President Egoscue chaired the meeting

I. PUBLIC COMMENTS ON NON-AGENDA ITEMS

The following individuals addressed the Board regarding the Clean Air Action Plan update:

1. Scott Ruhlen
2. Erich Maran
3. Liliana Guzman
4. Xochilt Rosales
5. Andrea Rodriguez
6. Cesar Hernandez
7. Victor Nguyen

II. REPORTS

- 1R.** HD-17-635 Update on the Gerald Desmond Bridge. (Executive - D. Kenagy)
[Legislation Text](#)

Motion: Receive and file.

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

Ayes:	Commissioners:	Colonna, Lowenthal, Egoscue, Bynum
Noes:	Commissioners:	None
Absent:	Commissioners:	Guzmán

III. NEW BUSINESS

Motion: Approve Consent Items #1 – 4. Vice President Egoscue pulled Item #5 for discussion.

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

Ayes:	Commissioners:	Colonna, Lowenthal, Egoscue, Bynum
Noes:	Commissioners:	None
Absent:	Commissioners:	Guzmán

Consent Agenda

1. HD-17-626 Approval of Minutes - September 25, 2017. (Commission - S. Ortiz)
[Legislation Text](#)
[92517 BHC Minutes](#)
2. HD-17-622 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](#)
[Level I Map](#)
3. HD-17-562 Approve Final Acceptance of Work by Ferreira Construction Co., Inc. for On-Call Services for Providing and Installing Fencing Material.
(Construction Management - D. Lambrigger)
[Legislation Text](#)
4. HD-17-628 Authorize the Executive Director to execute the First Amendments to Contracts with Fugro USA Land, Inc., Kleinfelder, Inc., Diaz-Yourman & Associates, and Ninyo & Moore Geotechnical & Environmental Sciences Consultants, extending the term of the contracts to September 30, 2018, for on-call professional Geotechnical Engineering Services.
(Engineering Design - J. Chun) (DOCUMENT NO. HD-8399A) (DOCUMENT NO. HD-8400A) (DOCUMENT NO. HD-8407A) (DOCUMENT NO. HD-8408A)
[Legislation Text](#)
[Diaz-Yourman HD-8407.Amendment 1](#)
[Fugro Contract HD-8399.Amendment 1](#)
[Kleinfelder HD-8400.Amendment 1 - Copy](#)
[Ninyo Moore HD-8408.Amendment 1](#)

5. HD-17-621 Authorize the Executive Director to advertise for bids for a Maritime Domain Awareness Vehicle to provide resiliency for the Joint Command & Control Center.
(Security - R. Parsons)
[Legislation Text](#)

Motion: Approve recommendation.

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

Ayes:	Commissioners:	Colonna, Lowenthal, Egoscue, Bynum
Noes:	Commissioners:	None
Absent:	Commissioners:	Guzmán

Regular Agenda

6. HD-17-616 Approve Grant Awards to the air filtration project awardees for the Community Grants Program in the total amount of \$743,631, and authorize the Executive Director to execute contracts with the awardees. (Environmental Planning - H. Tomley)
[Legislation Text](#)
[Attachment A: Proposed Air Filtration Awardees Map](#)
[Attachment B: Pro Forma Contract](#)

Motion: Approve recommendation.

Colonna moved, seconded by Lowenthal, carried by the following vote:

Ayes:	Commissioners:	Colonna, Lowenthal, Egoscue, Bynum
Noes:	Commissioners:	None
Absent:	Commissioners:	Guzmán

7. HD-17-539 Authorize the Executive Director to execute Change Order No. 28 in the lump sum credit amount of (\$1,689,395.44) for the Pier E, Middle Harbor, Terminal Container Yard / Intermodal Railyard Phase 2; Balfour Beatty Infrastructure Inc.
(Construction Management - D. Lambrigger)
[Legislation Text](#)
[Change Order No. 28.pdf](#)

Motion: Approve recommendation.

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

Ayes:	Commissioners:	Colonna, Lowenthal, Egoscue, Bynum
Noes:	Commissioners:	None
Absent:	Commissioners:	Guzmán

8. HD-17-615 Authorize the Executive Director to execute Change Order No. 10 in the not-to-exceed credit amount of (\$205,407.15) and Change Order No. 11 in the not-to-exceed credit amount of (\$705,779) for construction of the Pier E Terminal East Basin Fill, Phase 3, West Basin Approach Borrow, and Inner Harbor Turning Basin Dredging projects – Manson/Connolly JV. (Construction Management - D. Lambrigger)

[Legislation Text](#)

[Change Order No. 10.pdf](#)

[Change Order No. 11.pdf](#)

Motion: Approve recommendation.

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

Ayes:	Commissioners:	Colonna, Lowenthal, Egoscue, Bynum
Noes:	Commissioners:	None
Absent:	Commissioners:	Guzmán

9. HD-17-620 Adopt a Resolution and Ordinance establishing rates and charges for water and sewer services for certain customers within the Harbor District to match the rates charged to the Harbor Department by the Long Beach Water Department and make the determination that this action is Statutorily Exempt pursuant to the California Environmental Quality Act. (Maintenance Division - F. Greco) (RESOLUTION NO. HD-2897)

[Legislation Text](#)

[LBWD Resolution No. WD-1376](#)

[City of Long Beach Ordinance No. ORD-17-0019](#)

[Proposed Harbor Department Resolution](#)

[Proposed Harbor Department Ordinance](#)

Motion: Adopt Resolution and approve First Reading of Ordinance.

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

Ayes:	Commissioners:	Colonna, Lowenthal, Egoscue, Bynum
Noes:	Commissioners:	None
Absent:	Commissioners:	Guzmán

10. HD-17-625 Authorize the Executive Director to Approve the Fourth Amendment to Contract with Technical Systems Inc. in the amount of \$331,000 and extend the term to June 30, 2021 for supervisory control and data acquisition services and support. (Information Management - N. Maiko) (DOCUMENT NO. HD-7644D)

[Legislation Text](#)

[HD-7644D Partially Signed](#)

Motion: Approve recommendation.

Lowenthal moved, seconded by Colonna, carried by the following vote:

Ayes:	Commissioners:	Colonna, Lowenthal, Egoscue, Bynum
Noes:	Commissioners:	None
Absent:	Commissioners:	Guzmán

- 11.** HD-17-601 Approve Second Reading and Adoption of Ordinance approving the Seventh Amendment to Lease between the City of Long Beach and SA Recycling, LLC for a change in use in the lease, make the determination that action is Categorically Exempt pursuant to the California Environmental Quality Act. (Real Estate - K. Adamowicz) (ORDINANCE NO. HD-2266)

[Legislation Text](#)

[SA Recycling - Seventh Amendment to Lease HD-5095](#)

[SA Recycling - Ordinance for Seventh Amendment to Lease HD-5095](#)

[SA Recycling - Vicinity Map](#)

Motion: Approve Second Reading and Adoption.

Lowenthal moved, seconded by Colonna, carried by the following vote:

Ayes:	Commissioners:	Colonna, Lowenthal, Bynum
Noes:	Commissioners:	None
Absent:	Commissioners:	Guzmán
Recused:	Commissioners:	Egoscue

- 12.** HD-17-629 Approve Second Reading and Adoption of Ordinance approving Second Amendment to Preferential Assignment Agreement between the City of Long Beach and International Transportation Service, Inc., for the Pier G double track rail project and make the determination that this action is Categorically Exempt pursuant to the California Environmental Quality Act. (Real Estate - K. Adamowicz) (ORDINANCE NO. HD-2267)

[Legislation Text](#)

[International Transportation Service, Inc. - Second Amendment to PAA HD-7048](#)

[International Transportation Service, Inc. - Ordinance for Second Amendment to PAA HD-7048](#)

[International Transportation Service, Inc. - Vicinity Map](#)

Motion: Approve Second Reading and Adoption.

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

Ayes:	Commissioners:	Colonna, Lowenthal, Egoscue, Bynum
Noes:	Commissioners:	None
Absent:	Commissioners:	Guzmán

SUPPLEMENTAL

- 13.** HD-17-638 Authorize Issuance of a Sole Source Purchase Order with Cavotec USA Inc in the amount of \$435,000 for Shore Power Extension Cable Management Systems and make a finding that the proposed sole source of two shore power extension cable management systems manufacturer Cavotec USA, Incorporated is compliant with the California Contract Code Section 3400. (Program Management - T. Baldwin)

[Legislation Text](#)

Motion: Approve recommendation.

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

Ayes:	Commissioners:	Colonna, Lowenthal, Egoscue, Bynum
Noes:	Commissioners:	None
Absent:	Commissioners:	Guzmán

- 14.** HD-17-643 Approve the appointments of Don Kwok to the position of Acting Director, Finance, Devang Dedhia to the position of Manager, Project Controls-Cost/Scheduling, Brian Lam to the position of Safety Specialist III, and Lee Tsoumpelis to the position of Construction Inspector II. (Human Resources - S. Lewis)

[Legislation Text](#)

Motion: Approve recommendation.

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

Ayes:	Commissioners:	Colonna, Lowenthal, Egoscue, Bynum
Noes:	Commissioners:	None
Absent:	Commissioners:	Guzmán

IV. 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.

V. ANNOUNCEMENTS

President Bynum reported on her attendance on the recent Trade Mission with Commissioner Lowenthal to Singapore and Shanghai.

VI. CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

1CS. HD-17-632 Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9 of the Government Code (one case).

CONFERENCE WITH REAL PROPERTY NEGOTIATOR

2CS. HD-17-636 Closed session pursuant to Section 54956.8 of the Government Code for conference with negotiator Mario Cordero 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.

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

3CS. HD-17-640 Closed session pursuant to Section 54957(b)(1) of the Government Code to discuss evaluation of the performance of the Executive Director.

Adjournment

President Bynum adjourned the meeting at approximately 8:30 pm in memory of the victims of the Las Vegas shooting.