

MINUTES OF A SPECIAL MEETING OF THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LONG BEACH, HELD IN THE BOARD ROOM OF THE HARBOR DEPARTMENT ADMINISTRATION BUILDING AT 925 HARBOR PLAZA, LONG BEACH, CALIFORNIA, ON TUESDAY, SEPTEMBER 7, 2004, AT 11 A.M.

Present: Commissioners: Hancock, Cordero, Hankla, Topsy-Elvord, Calhoun  
Absent: " None

Also present:

G. T. Hein Executive Secretary

PRESIDENT CALHOUN PRESIDED AS CHAIRMAN.

PUBLIC INVITED TO ADDRESS THE BOARD.

There was none present wishing to address the Board.

CLOSED SESSION.

At 11:05 a.m., President Calhoun recessed the Board meeting to hold a closed session pursuant to Section 54957(b) of the Government Code to evaluate the performance of the Executive Secretary.

At 11:50 a.m., the meeting was again called to order by President Calhoun.

At 11:55 a.m., Commissioner Topsy-Elvord moved, seconded by Commissioner Hancock that the meeting be continued after the regular Board meeting. Carried by the following vote:

AYES: Commrs: Hancock, Cordero, Hankla, Topsy-Elvord, Calhoun  
NOES: " None  
ABSENT: " None

At 2:50 p.m., the meeting was again called to order.

ADJOURNED.

At 3:50 p.m., Commissioner Hancock moved, seconded by Commissioner Hankla that the meeting be adjourned sine die. Carried by the following vote:

AYES: Commrs: Hancock, Cordero, Hankla, Topsy-Elvord, Calhoun  
NOES: " None  
ABSENT: " None

MINUTES OF A REGULAR MEETING OF THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LONG BEACH, HELD IN THE BOARD ROOM OF THE HARBOR DEPARTMENT ADMINISTRATION BUILDING AT 925 HARBOR PLAZA, LONG BEACH, CALIFORNIA, ON TUESDAY, SEPTEMBER 7, 2004, AT 1 P.M.

Present: Commissioners: Hancock, Cordero, Hankla, Topsy-Elvord, Calhoun  
 Absent: " None

Also present:

R. D. Steinke	Executive Director
G. Knatz	Managing Director
S. B. Rubin	Managing Director
G. T. Hein	Executive Secretary
D. A. Thiessen	Chief Harbor Engineer
T. K. Whitesell	Director of Administration
Y. R. Smith	Director of Communications
M. J. Slavin	Director of Finance
C. L. Thomsen	Office Automation Analyst
K. D. Allen	Director of Maintenance
R. G. Kanter	Director of Planning
K. J. Adamowicz	Manager of Leasing Sales
W. C. Ellis	Interim Director of Security
J. A. Morgan	Manager of Maritime Services
D. T. Holzhaus	Principal Deputy City Attorney

PRESIDENT CALHOUN PRESIDED AS CHAIRMAN.

APPROVAL OF MINUTES.

Upon motion by Commissioner Topsy-Elvord, seconded by Commissioner Cordero and unanimously carried, the minutes of the regular meeting of August 30, 2004, were declared read and approved as read.

RECOGNITION.

Ms. Thomsen introduced Mr. Maia Satele, an Intern who has been working in Information Management. She stated he is part of a summer internship program provided by CAMEO, an auxiliary of the Assistance League of Long Beach. Ms. Thomsen stated Mr. Satele was assisting in archiving historical photos of the Port and today is his last day before he returns to Poly High School to start his senior year.

Mr. Satele addressed the Board and stated he enjoyed working with the staff and that he had a wonderful experience working here.

President Calhoun welcomed Mr. Satele and thanked him for his service.

CONSENT CALENDAR – ITEMS NOS. 1-2.

1. GOLDEN STATE FENCE COMPANY - ACCEPTANCE OF WORK UNDER SPECIFICATION NO. HD-S2211A.

Communication from D. A. Thiessen, Chief Harbor Engineer, dated September 1, 2004, advising that Golden State Fence Company, has satisfactorily completed, as of August 10, 2004, the installing and providing of fencing material as described in Specification No. HD-S2211A and recommending that said work be accepted as complete as of that date, was presented to the Board. The recommendation was approved by the Executive Director.

2. LEVEL I HARBOR DEVELOPMENT PERMIT – RECEIVED AND FILED.

Communication from Robert Kanter, Director of Planning, dated September 1, 2004, requesting that the following Level I Harbor Development Permit be received and filed:

HDP #04-093	BP Pipelines North America – Emergency Pipeline Repair
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was presented to the Board. The request was approved by the Executive Director.

Commissioner Topsy-Elvord moved, seconded by Commissioner Cordero that the communications be received and filed and that Items Nos. 1-2 be approved as recommended. Carried by the following vote:

AYES:	Comms:	Hancock, Cordero, Hankla, Topsy-Elvord, Calhoun
NOES:	“	None
ABSENT:	“	None

REGULAR AGENDA.

3. RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS TO THE TIDELANDS OPERATING FUND – RESOLUTION NO. HD-2213.

Communication from Michael J. Slavin, Director of Finance, dated August 31, 2004, submitting the resolution for transferring 10% of the net income of the Harbor Department, in the amount of \$6,850,777, to the Tidelands Operating Fund pursuant to City Charter Section 1209(C)(4), was presented to the Board together with the authorizing resolution therefore. The submission was approved by the Executive Director.

Commissioner Hancock stated this transfer is included in our current budget, which is to be acted upon tonight at the City Council meeting. He stated he recommends approval of this Resolution subject to the City Council approving the Harbor Department budget as submitted.

Commissioner Hancock moved, seconded by Commissioner Topsy-Elvord that the communication be received and filed and that the resolution entitled, "A RESOLUTION OF THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LONG BEACH APPROVING, UPON CERTAIN FINDINGS, THE TRANSFER OF \$6,850,777 FROM THE HARBOR REVENUE FUND TO THE TIDELAND OPERATING FUND PURSUANT TO THE PROVISIONS OF SECTION 1209(C)(4) OF THE CHARTER OF THE CITY OF LONG BEACH," be declared read and adopted as read. Carried by the following vote:

AYES:	Comms:	Hancock, Cordero, Hankla, Topsy-Elvord, Calhoun
NOES:	"	None
ABSENT:	"	None

4. MCC TERMINAL, INC. - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE FOURTH AMENDMENT TO LEASE FOR PROPERTY AT PIER F – DOCUMENT NO. HD-4569D - ORDINANCE NO. HD-1921 - ADOPTED.

Ordinance entitled, "AN ORDINANCE OF THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LONG BEACH DIRECTING THE EXECUTIVE DIRECTOR TO EXECUTE A FOURTH AMENDMENT TO LEASE BETWEEN THE CITY OF LONG BEACH, ACTING BY AND THROUGH ITS BOARD OF HARBOR COMMISSIONERS AND MCC TERMINAL, INC., TO MODIFY THE COMPENSATION AND INSURANCE REQUIREMENTS UNDER THE LEASE FOR THE FIVE-YEAR PERIOD COMMENCING JUNE 14, 2004, AND MAKE A DETERMINATION RELATING THERETO," was presented to the Board for its second and final reading.

Commissioner Topsy-Elvord moved, seconded by Commissioner Cordero that said ordinance be declared read for the second time and adopted as read. Carried by the following vote:

AYES:	Comms:	Hancock, Cordero, Hankla, Topsy-Elvord, Calhoun
NOES:	"	None
ABSENT:	"	None

PRESIDENT COMMENTS.

President Calhoun stated it was his understanding of Article XII, Section 1203(l) of the City Charter that the Board is empowered by the City Charter specifically

"to appear before state, federal, and other public legislative and administrative authorities."

Mr. Holzhaus stated he concurred.

ADJOURNED.

At 2:50 p.m., Commissioner Hancock moved, seconded by Commissioner Hankla that the meeting be adjourned sine die in memory of Mrs. Gail Hoffmaster, wife of former Chief Harbor Engineer Bob Hoffmaster. Mr. Hoffmaster was Chief Harbor Engineer from 1957 to 1977. Carried by the following vote:

AYES:	Commrs:	Hancock, Cordero, Hankla, Topsy-Elvord, Calhoun
NOES:	"	None
ABSENT:	"	None