

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 MONDAY, NOVEMBER 8, 2004, AT 1 P.M.

Present: Commissioners: Cordero, Hankla, Topsy-Elvord, Calhoun
Absent: " Hancock

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
J. E. Warszawski	Administration Division Analyst
Y. R. Smith	Director of Communications
M. J. Slavin	Director of Finance
C. L. Thomsen	Office Automation Analyst
W. D. Bower	Acting Director of Maintenance
R. G. Kanter	Director of Planning
K. J. McDermott	Director of Properties
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 Hankla and unanimously carried, the minutes of the regular meeting of November 1, 2004, were declared read and approved as read.

WELCOME.

President Calhoun recognized and welcomed Councilmember Tonia Reyes Uranga.

CONSENT CALENDAR – ITEMS NOS. 1-8.

Item No. 4 was removed from Consent Calendar for discussion.

1. CASH AND ASSOCIATES - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE FIRST AMENDMENT TO CONTRACT FOR SITE PREPARATION FOR THE PIER S MARINE TERMINAL – DOCUMENT NO. HD-6508A.

Communication from D. A. Thiessen, Chief Harbor Engineer, dated November 3, 2004, requesting approval of an amendment to Cash & Associates for site preparation for the Pier S Marine Terminal, for a time extension to December 31, 2007, and including incorporation of a rates schedule for years 2005 through 2007, was presented to the Board. The request was approved by the Executive Director.

2. **BATTELLE MEMORIAL INSTITUTE - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE TASK ORDER NO. 5 TO MASTER AGREEMENT FOR RADIATION PORTAL MONITORS ON PIER J - DOCUMENT NO. HD-6806B.**

Communication from D. A. Thiessen, Chief Harbor Engineer, dated November 3, 2004, requesting approval of Task Order No. 5 to Master Agreement with Battelle Memorial Institute for installing and assembling a prefabricated guard booth, in an amount not to exceed \$119,000, was presented to the Board. The recommendation was approved by the Executive Director.

3. **LEVEL I HARBOR DEVELOPMENT PERMITS – RECEIVED AND FILED.**

Communication from Robert Kanter, Director of Planning, dated November 3, 2004, requesting that the following Level I Harbor Development Permits be received and filed:

HDP #04-118	International Transportation Service, Inc. – Crane Relocation
HDP #04-123	Tidelands Oil Production Company – Emergency Pipeline Repair

was presented to the Board. The request was approved by the Executive Director.

5. **REPORT NO. 1 FROM THE HEALTHY HARBOR PROGRAMS – RECEIVED AND FILED.**

Communication from Robert Kanter, Director of Planning, dated November 2, 2004, transmitting Report No. 1 from the Healthy Harbor Programs which focus primarily on air quality-related projects and includes information on the current status of wildlife, storm water, and site cleanup programs be received and filed, was presented to the Board. The report was approved by the Executive Director.

In response to a request by Commissioner Cordero, Dr. Kanter reviewed the Healthy Harbor Programs.

6. **HARBOR REVENUE FUND – APPROVAL OF FUND TRANSFER JOURNALS AND AUTHORIZATION OF TRANSFER OF FUNDS.**

Communication from Michael J. Slavin, Director of Finance, dated November 4, 2004, submitting the following Fund Transfer Journals received from the Department of Financial Management:

<u>AMOUNT</u>	<u>DESCRIPTION</u>
\$397,203.22	Employee Benefits and Insurance Funds – transfer of the October 2004 cost of employees’ fringe benefits
115,670.50	Employee Benefits Fund – pension obligation bonds for October 2004
156,303.25	General Fund – transfer of the October 2004 estimated City general administration costs
(4,359.00)	General Fund – monthly credit for prior year indirect cost adjustment
1,606.17	Public Works Department – maintenance of streetlights for October 2004
2,060.00	Human Resources – employee honesty bond and travel insurance for fiscal year 2005
1,406.86	Reprographics for October 2004
4,800.00	Water Department – installation of (2) 1-1/2 inch service meters at 2 locations
7,588.65	Water Department – installation of fire hydrant

was presented to the Board. The Fund Transfer Journals were approved by the Executive Director.

7. TAM D. HO – APPOINTMENT.

Communication from Toni Whitesell, Director of Administration, by J. E. Warszawski dated November 2, 2004, requesting approval of the appointment of Tam D. Ho, to the position of Port Financial Analyst II, at Range/Step 660/7, effective November 15, 2004, was presented to the Board. The request was approved by the Executive Director.

8. SPECIFICATION NO. HD-S2248 - APPROVED AND NOTICE INVITING BIDS AUTHORIZED – FURNISHING LANDSCAPE MAINTENANCE SERVICES.

Communication from W. D. Bower, Acting Director of Maintenance, dated November 1, 2004, submitting Specification No. HD-S2248 for furnishing landscape maintenance services from February 1, 2005, through January 31, 2008, and requesting authority to advertise for bids for said work, was presented to the Board. The request was approved by the Executive Director.

Commissioner Hankla moved, seconded by Commissioner Topsy-Elvord that the communications be received and filed and that Items Nos. 1-3 and 5-8 be approved as recommended. Carried by the following vote:

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

4. ENVIRON INTERNATIONAL, INC. - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE THIRD AMENDMENT TO CONTRACT FOR A FEASIBILITY STUDY OF IMPLEMENTING COLD-IRONING - DOCUMENT NO. HD-6712C AND EWO NO. 5050, SUPPLEMENT 2 - APPROVED.

Communication from Robert Kanter, Director of Planning, dated November 2, 2004, requesting approval of an amendment to Contract with Environ International, Inc., for a feasibility study of implementing cold-ironing, increasing funding to \$400,000, and EWO No. 5050, Supplement No. 2, in the amount of \$50,000, was presented to the Board. The request was approved by the Executive Director.

In response to a request by Commissioner Cordero, Dr. Kanter reviewed the feasibility studies as they relate to the cold-ironing studies. He stated the original feasibility study was completed and Environ was asked to proceed with some additional studies to look at the feasibility with regard to the entire fleet calling at the Port of Long Beach in terms of cost effectiveness and feasibility for retrofit and electrification. Additionally, Dr. Kanter stated they also are doing a follow-on study with regard to some additionally technology such as the sock on the stack and shroud technology.

Commissioner Topsy-Elvord moved, seconded by Commissioner Hankla that the communication be received and filed, that said amendment to Contract with Environ International, Inc., and EWO No. 5050, Supplement No. 2, be approved and that the Executive Director be authorized to execute the amendment. Carried by the following vote:

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

REGULAR AGENDA.

9. DISCUSSION AND POSSIBLE ACTION ON TIER 2 COMMUNITY ADVISORY COMMITTEE MAJOR OPPORTUNITY/STRATEGY RECOMMENDATIONS AND CONDITIONS AND THE PROPOSED LOCALLY PREFERRED STRATEGY OF THE I-710 CORRIDOR.

Communication from Robert Kanter, Director of Planning, dated November 3, 2004, transmitting for discussion and possible action on the Tier 2 Community Advisory Committee Major Opportunity/Strategy Recommendations and Conditions, and the proposed Locally Preferred Strategy of the I-710 Corridor, was presented to the Board.

Mr. Kerry Cartwright reviewed the background on the I-710 Major Corridor Study.

Mr. Dick Powers, Executive Director of Gateway Cities, addressed the Board and discussed how the I-710 Major Corridor Study Oversight Policy Committee may act on the Tier 2 Community Advisory Committee Major Opportunity/Strategy Recommendations and Conditions, and the proposed Locally Preferred Strategy at the meeting on November 18.

Commissioner Hankla stated there are many recommendations of the Study that he agrees with, many that the Port could support, some that are contradictory, and many of them are unconventional.

President Calhoun stated the tone and tenor of the recommendations are that they are required guidance and conditions for both the planning and the improvement process and that the Tier 2 Committee has assumed a veto power over OPC, which created it as an advisory group. Additionally, he referred to the contradictory goals in the document.

President Calhoun stated he felt there are technical and operational issues, and more importantly legal, jurisdictional, and economic issues that this Port cannot sign off on.

Councilmember Reyes Uranga addressed the Board and stated the City Council Subcommittee I-710 Oversight Committee has a meeting on November 10, with this as the only item on the agenda, and that they do not have the report on the agenda to adopt, but that they have the Resolution from Gateway COG that requests the report be "fully analyzed, evaluated, and considered". Additionally, she stated the role of the Committee as City Council will be to look at this and say, do we want to take what the community has done and give it to OPC for their consideration; the intent is to move these ideas forward, not approving the ideas.

Commissioner Hankla stated this Commission is desperate to be supportive and definitely wants to stand with the City of Long Beach and give instructions to our

President to embrace Tier 1 design and would agree to forward the Tier 2 Report as advisory pre-scoping to the EIR process.

Commissioner Hankla moved, seconded by Commissioner Topsy-Elvord, that the sense of the Board is to embrace the Tier 1 design concepts developed as the locally preferred strategy for purposes of environmental analysis and to move the Tier 2 Major Opportunity/Strategy Recommendations and Conditions forward as pre-scoping comments on the environmental process and not as requirements or conditions of Harbor Department positions or policy. Carried by the following vote:

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

CLOSED SESSION.

At 3:35 p.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 4:00 p.m., the meeting was again called to order by President Calhoun.

ADJOURNED.

At 4:05 p.m., Commissioner Hankla moved, seconded by Commissioner Cordero that the meeting be adjourned sine die. Carried by the following vote:

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