

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, SEPTEMBER 26, 2005, AT 1 P.M.

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

Also present:

| | |
|-----------------|---------------------------------------|
| R. D. Steinke | Executive Director |
| G. Knatz | Managing Director |
| S. B. Rubin | Managing Director |
| T. Teofilo | Managing Director |
| D. A. Thiessen | Chief Harbor Engineer |
| T. K. Whitesell | Director of Administration |
| H. C. Morris | Director of Communications |
| M. J. Slavin | Chief Financial Officer |
| D. L. Albrecht | Director of Information Management |
| R. Rich | Director of Maintenance |
| L. L. Cottrill | Manager of Master Planning |
| K. J. McDermott | Director of Properties |
| C. Perrone | Director of Security |
| D. B. Snyder | Director of Trade & Maritime Services |
| C. A. Kemp | Director of Community Relations |
| D. T. Holzhaus | Principal Deputy City Attorney |

PRESIDENT TOPSY-ELVORD PRESIDED AS CHAIRPERSON.

APPROVAL OF MINUTES.

Upon motion by Commissioner Hankla, seconded by Commissioner Walter and unanimously carried, the minutes of the regular meeting of September 19, 2005, were declared read and approved as read.

PUBLIC COMMENTS.

Mr. Don May addressed the Board and asked the Port to consider investing in the restoration of Los Cerritos Wetlands instead of, or in addition to, Bolsa Chica.

Commissioner Hankla asked staff to prepare a report that includes the recent history of Los Cerritos restoration and what the current status is, and explore port benefits from contributing toward its restoration.

CONSENT CALENDAR – ITEMS NOS. 1-8.

1. LEVEL I HARBOR DEVELOPMENT PERMITS – RECEIVED AND FILED.

Communication from Robert Kanter, Director of Planning, dated September 21, 2005, requesting that the following Level I Harbor Development Permits be received and filed:

| | |
|-------------|--|
| HDP #05-069 | Island Yacht Anchorage, Inc. – Abatement Boom Placement |
| HDP #05-071 | Mitsubishi Cement Corporation – Ship Unloader Facility Modifications |
| HDP #05-077 | Montenay Pacific Power – Modular Office Installation |
| HDP #05-078 | Toyota Logistics Services – Modular Office Installation |
| HDP #05-079 | THUMS Long Beach Co. – Conduit Installation |
| HDP #05-080 | Total Terminals International – Radiation Portal Monitors (RPM) Installation |
| EMA #05-083 | Tidelands Oil Production Company – Emergency Pipeline Repair |

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

2. ALLAN SPIVAK - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE FIFTH AMENDMENT TO CONTRACT FOR OIL OPERATION CONSULTING SERVICES – DOCUMENT NO. HD-6599C.

Communication from Robert Kanter, Director of Planning, dated September 20, 2005, requesting approval of an amendment to Contract with Allan Spivak, Ph.D., for as-needed consulting services related to oil operations, increasing the contract by \$100,000 and extending the term to September 30, 2007, was presented to the Board. The request was approved by the Executive Director.

3. STARCREST CONSULTING GROUP, LLC - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE FIRST AMENDMENT TO CONTRACT TO DEVELOP AIR EMISSIONS INVENTORIES AND AIR QUALITY METRICS IN SUPPORT OF THE GREEN PORT POLICY – DOCUMENT NO. HD-6972.

Communication from Robert Kanter, Director of Planning, dated September 20, 2005, requesting approval of an amendment to Contract with Starcrest Consulting

Group, LLC, to develop air emissions inventories and air quality metrics in support of the Green Port Policy, in the amount of \$590,000, and extending the term to May 31, 2007, was presented to the Board. The request was approved by the Executive Director.

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

Communication from Michael J. Slavin, Chief Financial Officer, dated September 21, 2005, submitting the following Fund Transfer Journals received from the Department of Financial Management:

| <u>AMOUNT</u> | <u>DESCRIPTION</u> |
|---------------|--|
| 13,229.00 | Information Services Bureau – estimated data processing operations and maintenance for September 2005 |
| 179.40 | Information Services Bureau – wireless communication for August 2005 |
| 137,491.12 | Gas, water, and sewer for August 2005 |
| 1,060.13 | Public Works Department – maintenance of streetlights for September 2005 |
| 27,179.00 | Public Works Department – maintenance of traffic signals for 3 rd & 4 th quarters of FY 2005 |
| 2,874.77 | Regraphics for August 2005 |
| 2,374,922.25 | Tidelands Fund – first installment of the operating transfer of 10% of FY 2004 Harbor net income. Due 10/1/05 |
| 2,981.24 | Planning and building permits for July 2005 |
| 160.00 | Fingerprinting for July 2005 |
| 14,383.70 | Utility user's tax billed for August 2005 |
| 178.42 | Energy Department – Compressed Natural Gas (CNG) usage for August 2005 |

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

5. FINANCIAL STATEMENTS FOR THE LONG BEACH HARBOR DEPARTMENT FOR THE MONTH OF AUGUST 2005 – RECEIVED AND FILED.

Communication from Michael J. Slavin, Chief Financial Officer, dated September 20, 2005, transmitting financial statements for the Long Beach Harbor Department for the month of August 2005, was presented to the Board. The financial statements were approved by the Executive Director.

6. KENNETH M. URIU – APPOINTMENT.

Communication from Toni K. Whitesell, Director of Administration, by Claudia Lewis, dated September 20, 2005, requesting approval of the appointment of Kenneth M. Uriu to the position of Marketing Manager, at Range/Step 680/06, effective October 3, 2005, was presented to the Board. The request was approved by the Executive Director.

7. TRAVEL STORE - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE CONTRACT FOR PORT TRAVEL SERVICE ARRANGEMENTS - DOCUMENT NO. HD-6973.

Communication from Gustav T. Hein, Executive Officer, dated September 20, 2005, recommending authorization of a Contract with Travel Store for Port travel service arrangements for the period of October 1, 2005, through September 30, 2006, was presented to the Board. The recommendation was approved by the Executive Director.

8. ASIA SHIPPING CO. LTD – DOCUMENT NO. HD-6974 - STRANG INTERNATIONAL PTY. LTD. – DOCUMENT NO. HD-6975 - JIRO TAKASAKI – DOCUMENT NO. HD-6976 - UNITED TRANSPORTATION (HK) LTD. – DOCUMENT NO. HD-6977 - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE CONTRACTS FOR OVERSEAS REPRESENTATION SERVICES.

Communication from Donald B. Snyder, Director of Trade and Maritime Services, dated September 21, 2005, recommending authorization of Contracts with Asia Shipping Co., Ltd., Strang International Pty. Ltd., Jiro Takasaki, and United Transportation (HK) Ltd., for overseas representation services for the term October 1, 2005, through September 30, 2006, was presented to the Board. The recommendation was approved by the Executive Director.

Without objection the communications were received and filed and Items Nos. 1-8 were approved by unanimous consent. Carried by the following vote:

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

REGULAR AGENDA.

9. DELL MARKETING, L.P. – EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE A THREE-YEAR MICROSOFT ENTERPRISE AGREEMENT AND PURCHASE ORDER – DOCUMENT NO. HD-6978 – RESOLUTION NO. HD-2275 – ADOPTED.

Communication from Douglas Albrecht, Director of Information Management, dated September 21, 2005, authorizing the Executive Director to execute a three-year Microsoft Enterprise Agreement developed for California government agencies for the purchase of software licenses and authorization of a purchase order, in an amount not-to-exceed \$318,000, was presented to the Board together with the authorizing resolution therefore. The recommendation was approved by the Executive Director.

Commissioner Hancock moved, seconded by Commissioner Cordero 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 AUTHORIZING ENROLLMENT IN A SOFTWARE LICENSING JOINT PURCHASE AGREEMENT," be declared read and adopted as read. Carried by the following vote:

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

10. FOREIGN TRADE ZONES BOARD – FOREIGN TRADE ZONE OPERATIONS AGREEMENT WITH THE TIMBERLAND COMPANY – DOCUMENT NO. HD-6979 – RESOLUTION NO. HD-2276 – ADOPTED.

Communication from Kathryn McDermott, Director of Properties, dated September 19, 2005, recommending approval of a Foreign Trade Zone Operations Agreement with The Timberland Company, for activation of a facility located within Foreign Trade Zone 50, Site 2 at 3950 East Airport Drive, in the City of Ontario, was presented to the Board together with the authorizing resolution therefore. The recommendation was approved by the Executive Director.

Commissioner Hancock moved, seconded by Commissioner Walter 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 AUTHORIZING THE EXECUTIVE DIRECTOR OF THE LONG BEACH HARBOR DEPARTMENT TO ENTER INTO A FOREIGN-TRADE ZONE OPERATIONS

AGREEMENT WITH THE TIMBERLAND COMPANY, AND MAKING CERTAIN DETERMINATIONS RELATIVE THERETO," be declared read and adopted as read. Carried by the following vote:

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

11. PACIFIC COAST RECYCLING, LLC – EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE SECOND AMENDMENT TO LEASE FOR A STEEL IMPORT AND EXPORT TERMINAL – DOCUMENT NO. HD-5095B – ORDINANCE NO. HD-1953 – ADOPTED.

Ordinance entitled, "AN ORDINANCE OF THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LONG BEACH AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE A SECOND AMENDMENT TO LEASE BETWEEN THE CITY OF LONG BEACH, ACTING BY AND THROUGH ITS BOARD OF HARBOR COMMISSIONERS, AND PACIFIC COAST RECYCLING FOR THE USE OF CERTAIN PREMISES IN THE HARBOR DISTRICT, AND MAKING A DETERMINATION RELATING THERETO," was presented to the Board for its second and final reading.

Commissioner Hancock moved, seconded by Commissioner Walter that said ordinance be declared read for the second time and adopted as read. Carried by the following vote:

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

NEW BUSINESS.

Ms. Morris, Director of Communications, announced the Green Port Open House event will take place this Saturday, October 1 from 9 a.m. to NOON at the Port Administration Building. She stated the event will showcase the efforts being made to improve the environment and there will be harbor cruises, information and interaction booths, entertainment, and food.

President Topsy-Elvord thanked the staff for all of their dedication and hard work on this event.

Commissioner Cordero suggested either Calvotec be asked to make a presentation to the Board regarding their cold ironing works and how receptive the industry is in working towards this option or staff could provide the Board with a status of the cold-ironing infrastructure issues.

In response to Commissioner Cordero, Mr. Thiessen stated staff will be presenting cold-ironing plugs, which are installed on the side of a dock and then the cable connects to the ship. He stated Calvotec has loaned the plugs to us for display at the Green Port Open House.

Additionally, Mr. Thiessen stated staff would provide the Board with information on Calvotec's products.

Commissioner Cordero stated there are a number of plans that have been outlined in regards to the goods movement policy planning infrastructure and funding, and he suggested we invite Southern California Association of Governments (SCAG), Los Angeles Economic Development Corporation (LAEDC), and some of the other interested parties, who have developed possible goods movement and infrastructure programs, to present their options at a future Board meeting.

ADJOURNED.

At 1:50 p.m., Commissioner Walter moved, seconded by Commissioner Cordero that the meeting be adjourned sine die. Carried by the following vote:

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

MINUTES
REGULAR MEETING OF THE BOARD OF WATER COMMISSIONERS
LONG BEACH, CALIFORNIA
SEPTEMBER 29, 2005

The Board of Water Commissioners of the City of Long Beach met in the Board Room of the Administration Building, 1800 E. Wardlow Road, Long Beach, California, on September 29, 2005.

The meeting was called to order at 9:15 a.m. by President Hansen.

| | | |
|-----------------|---------------------|---|
| PRESENT: | Helen Z. Hansen | Commissioner |
| | Stephen T. Conley | Commissioner |
| | Frank Clarke | Commissioner |
| | William B. Townsend | Commissioner |
| | Lillian Y. Kawasaki | Commissioner |
| | Donna F. Gwin | Senior Deputy City Attorney |
| | Kevin L. Wattier | General Manager |
| | Lynnette L. French | Secretary to the Board of Water Commissioners |
| | Robert C. Cheng | Deputy General Manager-Operations |
| | B. Anatole Falagan | Deputy General Manager-Business |
| | Ryan J. Alsop | Manager, Government & Public Affairs |
| | Matthew P. Lyons | Manager, Planning and Conservation |
| | Paul T. Fujita | Director of Finance |
| | Isaac C. Pai | Director of Engineering |
| | K. Eric Leung | Manager, Water Resources |
| | Robert Villanueva | Division Engineer |
| | Carolyn A. Hill | Senior Secretary |

ABSENT: None

1. PLEDGE OF ALLEGIANCE

Stephen T. Conley, President-Elect, Board of Water Commissioners, led the Board and audience in the Pledge of Allegiance.

2. APPROVAL OF MINUTES

September 15, 2005

Upon motion by Commissioner Clarke, seconded by Commissioner Conley, and unanimously carried, the Minutes of the Regular Meeting of September 15, 2005, were approved.

PUBLIC COMMENT

President Hansen opened the public comment period. As there were no requests to address the Board, the public comment period was closed.

4. PRESIDENT'S REPORT

- **Helen Z. Hansen, President, Board of Water Commissioners**

Board Meeting – September 29, 2005

President Hansen announced that the business portion of today's Board meeting has been condensed in order to allow time for the Board to tour the Long Beach Water Department (LBWD) seawater desalination prototype facility.

BOARD DISCUSSION – LONG BEACH WATER DEPARTMENT FIELD TRIPS/INSPECTION TOURS

- **Helen Z. Hansen, President, Board of Water Commissioners**

President Hansen stated that the Board is in receipt of a map depicting the various facilities which comprise the LBWD, e.g., wells, pump stations, and reclaimed water facilities. She asked the Board to review the map and to consider which of the facilities would be of the most interest for an on-site inspection tour. Commissioner Conley suggested including a tour of the two tank farms as this would be very informative.

CONSENT CALENDAR

6a. Request Authorization to Attend the National Association for the Advancement of Colored People (NAACP) 26th Freedom Fund Banquet and Award Presentation, October 7, 2005

A communication was presented to the Board from Kevin Wattier which is on file at the Long Beach Water Department.

Action Requested

- That the Board determine that an invitation to participate as a Liberty Table Sponsor in the NAACP 26th Freedom Fund Banquet & Award Presentation on October 7, 2005, at the Long Beach Hilton Hotel, in the amount of \$1,000, complies with Board Policy Statement 1998-31, Expenditure of Water Department Funds for Board approved Long Beach related community and civic activities.

Funds for the event are included in the Fiscal Year 2005-2006 annual budget.

Board Action

It was moved by Commissioner Conley and seconded by Commissioner Kawasaki that the Board approve Consent Calendar Item 6a. The motion was carried by the following vote:

| | | |
|----------|----------------|--|
| AYES: | COMMISSIONERS: | <u>HELEN HANSEN, STEPHEN CONLEY,</u> <u>FRANK CLARK, WILLIAM TOWNSEND,</u> <u>LILLIAN KAWASAKI</u> |
| NOES: | COMMISSIONERS: | <u>NONE</u> |
| ABSENT: | COMMISSIONERS: | <u>NONE</u> |
| ABSTAIN: | COMMISSIONERS: | <u>NONE</u> |

Please Note: The following Minutes reflect the order in which items on the agenda were addressed by the Board.

8. GOVERNMENT/PUBLIC AFFAIRS UPDATE

Long Beach Unified School District (LBUSD) – “Principal for a Day”

Mr. Alsop announced that the LBUSD, in cooperation with the Long Beach Area Chamber of Commerce and the Long Beach Education Foundation, will host “Principal for a Day” on Thursday, November 3, 2005. The event allows educators to learn what is important to the public and the community learns first-hand what is expected from today's teachers and students.

Mr. Alsop explained that he is a co-chair for the event and invited the Board to participate.

9. NEW BUSINESS

Aquarium of the Pacific to Host Southeast Asia Day on October 8, 2005

Commissioner Conley reported that representatives of the local Cambodian, Thai, and Vietnamese communities will share their heritage through a special daylong program of activities at the Aquarium of the Pacific on Saturday, October 8th, from 9:00 a.m. – 5:00 p.m.

A special award ceremony will be held at 2:30 p.m. to honor Diem Vuong, the former Assistant General Manager of the LBWD, for his service to the Long Beach community.

**7. INSPECTION TOUR OF THE LONG BEACH WATER DEPARTMENT
PROTOTYPE SEAWATER DESALINATION FACILITY AT THE LOS
ANGELES DEPARTMENT OF WATER AND POWER HAYNES
GENERATION STATION**

- Kevin L. Wattier, General Manager

The Board of Water Commissioners, accompanied by General Manager Kevin Wattier and members of the LBWD management staff, toured the Water Department's seawater desalination facility located at the Los Angeles Department of Water and Power Haynes Generation Station.

The 300,000 gallon-per-day research and development facility will begin operations on Friday, September 30th, and is targeted to provide operating information on new advances in technology to demonstrate a cost-effective and environmentally-responsive approach to seawater desalination. The construction of the facility is the result of a partnership between the Long Beach Water Department, the United States Department of the Interior, Bureau of Reclamation, and the Los Angeles Department of Water and Power.

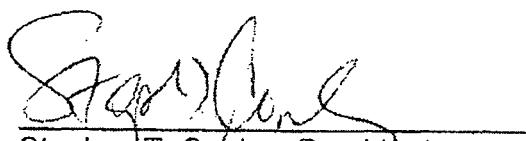
10. ADJOURNMENT

There being no further business to come before the Board, it was moved by Commissioner Clarke, seconded by Commissioner Conley, and unanimously carried, that the meeting be adjourned at 10:35 a.m. to the next Regular Meeting of the Water Commission to be held on Thursday, October 6, 2005, at 9:15 a.m., in the Board Room of the Administration Building, 1800 E. Wardlow, in Long Beach, California.



William B. Townsend, Secretary

Attest:



Stephen T. Conley, President