



## 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 October 10, 2016 at 6:00 pm

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

### **I. REPORTS**

- 1R.** HD-16-621 Update on the Port of Long Beach Land Use Study and Port Master Plan update process. (Executive - R. Cameron)

[Legislation Text](#)

[BHC LUS and PMP Update 10-10-2016 v1.5](#)

Motion: Receive and file.

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

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

## II. NEW BUSINESS

Motion: Approve Consent Items #1-3.

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

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

### Consent Agenda

1. HD-16-603 Approval of Minutes - September 21, 2016 & September 26, 2016.  
(Commission - S. Ortiz)  
[Legislation Text](#)  
[092116 BHC Special Meeting Minutes.pdf](#)  
[92616 BHC Minutes.pdf](#)
2. HD-16-584 Authorize the Chief Executive Officer to execute the First Amendment to Contract with Lovco Construction, Inc., extending the term by three months to February 9, 2017, for on-call rental of construction equipment and other related services.  
(Construction Management - S. Plezia) (DOCUMENT NO. HD-8397A)  
[Legislation Text](#)  
[First Amendment to Contract HD-8397](#)
3. HD-16-595 Approve Final Acceptance of Work by Convergent Technologies, LLC under Contract HD-8562, CCTV System Enhancements Project. (Security - R. Parsons)  
[Legislation Text](#)

### Regular Agenda

4. HD-16-592 Approve appointment of Duane Kenagy as a representative to the Alameda Corridor Transportation Authority Governing Board for a five-year term and as a Governing Board Member of the Intermodal Container Transfer Facility - Joint Powers Authority for a five-year term. (Commission - R. Jordan)  
[Legislation Text](#)

Motion: Approve recommendation.

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

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

5. HD-16-606 Approve 80 hours of executive leave per calendar year for the Acting Chief Executive of the Harbor Department, Duane Kenagy, effective October 1, 2016.  
(Commission - R. Jordan)  
[Legislation Text](#)

Motion: Approve recommendation.

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

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

6. HD-16-575 Approve First Amendment to Contract with the Dardanelle Group in the amount of \$505,000 for a term of two years to December 2019, for Grant and Federal Funding Project Management and Administrative Support Services for Gerald Desmond Bridge Replacement project. (Finance - M. Lee) (DOCUMENT NO. HD-8310A)  
[Legislation Text](#)  
[BOH - Dardanelle First Amendment 10-10-16](#)

Motion: Approve recommendation.

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

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

7. HD-16-596 Approve Conditional Award of Contract and authorize the Chief Executive Officer to execute a contract with Excelsior Elevator Corporation in the amount of \$195,489.00 for a three-year term for furnishing elevator maintenance services. (Maintenance - F. Greco) (DOCUMENT NO. HD-8684)  
[Legislation Text](#)  
[HD-S2552 Furnishing Elevator Maintenance Service Bid Analysis 09-20-2016](#)

Motion: Approve recommendation.

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

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

8. HD-16-600 Adopt Resolution and approve First Reading of Ordinance establishing rates and charges for water and sewer services for certain customers within the Harbor District consistent with the rates and charges adopted by City of Long Beach Board of Water Commissioners Resolution No. WD-1357 for FY 2016-2017. (Maintenance - F. Greco) (RESOLUTION NO. HD-2862)

[Legislation Text](#)

[Resolution WD-1357attach](#)

[Ordinance No. Ord-16-0020attach](#)

[A16-02522 Water Rates 2016 - Resolution HD-attach](#)

[A16-02522 Water Rates 2016 - Ordinance HD-attach](#)

Motion: Approve recommendation.

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

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

9. HD-16-597 Authorize the Chief Executive Officer to execute Contracts with Moffatt & Nichol, Jacobs Engineering, Inc., and T.Y. Lin International in the amount of \$1,000,000 each for a term of three years, and with VCA Engineers, Inc. in the amount of \$500,000 for a term of three years for on-call professional structural engineering services. (Engineering Design - J. Chun) (DOCUMENT NO. HD-8685) (DOCUMENT NO. HD-8686) (DOCUMENT NO. HD-8687) (DOCUMENT NO. HD-8688)

[Legislation Text](#)

[Moffatt&Nichol On-Call Structural Contract.pdf](#)

[Jacobs - On-Call Structural \(Signed by Firm\).pdf](#)

[T.Y. Lin - On-Call Structural - \(signed by firm\).pdf](#)

[VCA Engineering - On-Call Structural Engineering \(Signed by Firm\).pdf](#)

Motion: Approve recommendation.

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

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

10. HD-16-553 \*\*\*\*WITHDRAWN\*\*\*\* ~~Authorize the Chief Executive Officer to execute the Third Amendment to Contract with CH2M Hill Engineers in the amount of \$1,209,372 and Authorize Spending in the amount of \$2,253,000 for the Fireboat Station No. 15 Project. (Program Management—D. Sereno)~~
11. HD-16-598 \*\*\*\*WITHDRAWN\*\*\*\* ~~Authorize the Chief Executive Officer to execute the Third Amendment to Contract with CH2M Hill Engineers, Inc. in the amount of \$4,361,591, extend the term of the contract from October 14, 2016 to September 30, 2020, and authorize spending in the amount of \$8,271,591 for Fireboat Station No. 20 Project. (Engineering Design—J. Chun)~~
12. HD-16-583 \*\*\*\*WITHDRAWN\*\*\*\* ~~Authorize Negotiation of an On-Call Construction Services Contract for Furnishing and Operating Waterborne Construction Equipment for a term of two years. (Program Management—D. Sereno)~~
13. HD-16-602 Approve Contracts with Desmond, Marcello & Amster, LLC, The Dore Group, Inc., Epic Land Solutions, Inc., Ellis Group, Inc., Overland, Pacific & Cutler, Inc., and Steven R. Norris and Associates, Inc. in the amount of \$100,000 and a term of three years per contract for on-call consulting services. (Real Estate - K. Adamowicz)  
(DOCUMENT NO. HD-8689) (DOCUMENT NO. HD-8690)  
(DOCUMENT NO. HD-8691) (DOCUMENT NO. HD-8692)  
(DOCUMENT NO. HD-8693) (DOCUMENT NO. HD-8694)  
[Legislation Text](#)  
[Contract for Consulting Services - DM&A, LLC. - HD-IC-01936](#)  
[Contract for Consulting Services - Epic Land Solutions, Inc. - HD-IC-01939](#)  
[Contract for Consulting Services - Ellis Group, Inc. - HD-IC-01938](#)  
[Contract for Consulting Services - OPC, Inc - HD-IC-01940](#)  
[Contract for Consulting Services - Steven R. Norris & Assoc, Inc. - HD-IC-01937](#)  
[Contract for Consulting Services - The Dore Group, Inc. - HD-IC-09135](#)

Motion: Approve recommendation.

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

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

## SUPPLEMENTAL

- 14.** HD-16-617 Approve the appointments of Drew Schneider to the position of Assistant Director of Security, Matthew Lyman to the position of Intermodal Operations Coordinator, Hung Ding to the position of Survey Technician, and Yesica Franco Romo to the position of Clerk Typist III - NC. (Human Resources - M. Huebner)

[Legislation Text](#)

Motion: Approve recommendation.

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

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

- 15.** HD-16-615 Approve the Strategic Plan components developed at the Board and Management retreat on September 16, 2016. (Master Planning - M. Plezia)

[Legislation Text](#)

[FY17 Port of Long Beach Objectives Grid](#)

[FY17 Port of Long Beach Strategic Plan Summary](#)

[BHC Strategic Plan Update 10-10-16](#)

Motion: Approve recommendation.

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

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

- 16.** HD-16-628 Authorize the Acting Chief Executive to enter into an amended and restated Memorandum of Understanding between the City of Los Angeles and the City of Long Beach regarding Common Interest Defense, Outside Counsel and Cost Sharing related to the Clean Air Action Plan. (Environmental Planning - H. Tomley)  
(DOCUMENT NO. HD-8695)

[Legislation Text](#)

[20161010\\_Joint Defense MOU for CAAP 2016 10 04 clean.pdf](#)

Motion: Approve recommendation

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

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

### **III. 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.

Commissioner Egoscue reported on her attendance at the Gateway Cities Council of Governments meeting on October 5, 2016.

### **IV. PUBLIC COMMENTS ON NON-AGENDA ITEMS**

### **V. ANNOUNCEMENTS**

### **VI. CLOSED SESSION**

#### **CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

1CS. HD-16-607 Closed session pursuant to Section 54956.8 of the Government Code for conference with real property negotiator Duane Kenagy to discuss price and terms of payment for the Pier T Container Terminal. The negotiating party is Total Terminals International, LLC.

2CS. HD-16-609 Closed session pursuant to Section 54956.8 of the Government Code for conference with Harbor Department negotiator Duane Kenagy to discuss terms and conditions as regards the Preferential Assignment Agreement between the City and OOCL LLC for the Middle Harbor Container Terminal.

3CS. HD-16-630 Closed session pursuant to Section 54956.8 of the Government Code for conference with Harbor Department negotiator Noel Hacegaba to discuss price and terms of payment as regards the Lease Agreement (HD-5095) with SA Recycling LLC for its scrap metal and iron ore terminal on Pier T located at 482 Pier T Avenue.

#### **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

4CS. HD-16-608 Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9 of the Government Code. (one case).

#### **PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT**

5CS. HD-16-610 Closed session pursuant to Section 54957 of the Government Code to consider the interim appointment of an Acting Director of Communications.

## CONFERENCE WITH LEGAL COUNSEL - EXPOSURE TO LITIGATION

6CS. HD-16-624 Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) and paragraphs (2) and (3) of subdivision (e) of Section 54956.9 of the Government Code (two cases regarding the leasehold interests at Pier D, Berths D48-54 involving leaseholds held by Foss Maritime Company and Crescent Warehouse Company, Ltd.).

## **Adjournment**

President Guzmán adjourned the meeting at approximately 11:30 pm.