

PORT OF LOS ANGELES COMMUNITY ADVISORY COMMITTEE
EIR/AESTHETIC MITIGATION SUBCOMMITTEE

Port of Los Angeles
425 S. Palos Verdes Street
San Pedro, California

Minutes
November 20, 2008

ATTENDEES

COMMITTEE MEMBERS/PCAC

Kathleen Woodfield, Acting Chair
Skip Baldwin, Alternate
Chuck Hart, Voting
Lucy Mejia, Voting
Anthony Misetich, Voting Member

PORT STAFF

Jose Alvarez
Teresa Scognamillo

PUBLIC PARTICIPANTS

Lou Baglietto
Richard Pawlowski
Marifrances Trivelli
Barbara Wallace

LOCATION OF MEETING: Northup Grumman Bldg., 222 6th St. 10th Fl., Room 1080-2,
San Pedro, CA

- A. Call to Order: 3:35PM
- B. Sign In / Introductions
- C. Agenda Approved as Amended (An update on the EIR Schedule was postponed, as Port staff was committed to the BHC meeting at which they were presenting the Board with the Pacific LA Marine Terminal, Pier 400, Plains All American Pipeline SEIR.
- D. The approval of the minutes for the August 28, 2008, September 25, 2008, and October 23, 2008 Subcommittee meetings was postponed, as Dr. Miller, the Chair of those meetings, was absent.
- E. Public Comment:
Richard Pawlowski, a San Pedro resident, voiced his concern about the conflict of interest and unfair advantage PCAC members have who submit Aesthetic Mitigation Proposals and also participate in the selection process.
- F. POLA Staff Update:
 - 1. China Shipping Aesthetic Mitigation Fund:
 - a. Review of Overall Process
Teresa Scognamillo, the POLA Aesthetic Mitigation Coordinator, reviewed the status of the overall process. According to the Stipulated

Judgment, the PCAC EIR Subcommittee Working Group evaluates all of the proposed projects based on criteria in the Stipulated Judgment. Projects are ranked by category; Open Space and Park, Landscaping and Beautification, and Education, Arts and Athletic Facilities.

The PCAC shall submit to State Lands for its review all proposals for which the Working Group found a demonstrable nexus to a past Port project along with the Working Group evaluation, for which State Lands' has 30 days to respond. The Working Group shall review State Lands response and forward their comments or reactions. The EIR Working Group will make their recommendation to PCAC followed by PCAC's action to either vote to approve the proposals, deny the proposals, or to approve proposals with modifications.

- In addition, the Working Group considered whether the proposal reflected the intent of the Amended Stipulated Judgment (ASJ)?
- b. Discussion of ASJ Language / Cost of Projects / Improved Process
The Subcommittee had some concerns about projects that became more costly than what had been originally approved by the PCAC.

Ms. Scognamillo was informed by the City Attorney that the language in the ASJ did not provide PCAC with direction to address the cost of a project. As a matter of fact, the cost of the project doesn't come into play until after it goes to the Board of Harbor Commissioners. Since the RFP requires a cost estimate, there seems to be a discrepancy between practicality and the language of the Judgment.

Dr. Appy spoke with Ms. Scognamillo and stated that he would like, at the time the proposals go to State Lands, to have Real Estate, Planning and Research, and the Construction and Engineering staffs review the projects to get an idea of cost and feasibility. Ms. Woodfield stated that this was an issue to be discussed further by the Subcommittee, and that it would really be helpful to have a more professional review of the projects.

Mr. Pawlowski stated that the RFP did not specify a preference between off-Port or on-Port projects. To decide after the fact, on one over the other is outside the bounds of the committee. In addition, the business model for the RFP was not clear and therefore there should be no favoritism on projects based on their status as a Not-For-Profit, For Profit, or a partnership. This kind of decision would also be beyond the Committee's scope.

- c. Discussion of Results to Date of Working Group
Ms. Woodfield reported that the Working Group, which was made up of at least 6 EIR Subcommittee members, has met twice and spent

many hours working on the preliminary ranking of proposals. Since the deadline for the allocation of funds is June 2009, the Committee is concerned with the need to expedite the process, to come up with a manageable list of projects to review, discuss and consider further. The committee stated that they would discuss the projects based on the spirit and intent of the ASJ. The RFP - call for projects - did ask applicants to identify whether the project was on or off Port property. Being on or off- Port property does not exclude the project from consideration; however, the intent of the settlement was to have some aesthetic mitigation off-Port. So this does become a big part of the discussion. Ms. Scognamillo will set up a van tour of the areas being looked at for the Mitigation Proposals.

Funding resources is another major concern, as there are limited funds available. So, if a project may possibly be funded by another entity, this is taken into consideration. We want to fund projects that would ordinarily not have the opportunity to be funded elsewhere.

Ms. Wallace, representing the Angel's Gate Lighthouse provided a letter to Ms. Scognamillo stating that the draft cost estimate to repair the LA Lighthouse was under \$2 Million. The concrete structure, steel pilings, and foundation all have major areas of corrosion and other deterioration that would need to be restored to meet Historical Standards. The Coast Guard is focused on the functionality of the light itself. They do not have funds available to undertake a major restoration. It is unclear as to whether the Coast Guard will maintain the lighthouse after its restoration.

2. Status of China Shipping Settlement Mitigation Projects/Current Wilmington and San Pedro Projects

There are no major updates from that given in October. Port staff is still working with the Youth Sailing Center group to resolve location issues.

The contract for the North Gaffey Street Beautification project (on the east side of Gaffey Street from Westmont to Channel Street) has been authorized. Phase one of the construction should begin very shortly.

There is no change with regard to the YMCA Aquatic Center. The local YMCA is working out some of their issues with their LA office. The money has been allocated. We just need to finalize the agreement which will have to go back to the Board for action and final approval - hopefully by the end of January 2009.

Ms. Scognamillo was asked to confirm who owned and controlled the land coming down from Knoll Hill as well as the property along Front Street (Knoll Hill Park), including the intersection at Pacific Avenue and Front

Street on the southeast corner. Is the Port planning on spending money on that blighted area on Front Street or the areas adjacent on Swinford?

3. Update on Efforts to Provide a Consultant to Assist Subcommittee
Ms. Woodfield received an email from Dr. Appy, who stated that Staff was moving forward on the issue and that he expects to provide more information in December.
4. EIR Schedule - No Update
Port staff was unavailable for this meeting. They were occupied with the Pacific LA Marine Terminal Project SEIS/SEIR which was being presented to the Board at 6:00PM.

G. Discussion

1. San Pedro Waterfront DEIS/DEIR, Formulation of Comments /Deadline, December 8, 2008
Committee comments will be sent to Ms. Woodfield via email. She will finalize the comment letter and distribute it to the Subcommittee for their final approval prior to sending it to the Army Corp of Engineers and the Port Environmental Division.
 - a. Contracts for Design Work on San Pedro Waterfront Plan
Ms. Scognamillo could not locate the preliminary design documents (Exhibits) on the San Pedro Waterfront from the May 2008 BHC meeting. She will mail it out to the members of the Subcommittee.
 - b. Waterfront Sustainability Plan
The LA Waterfront Sustainability Working Group provided a brief presentation at the public scoping meeting/public hearing for the San Pedro Waterfront DEIS/DEIR. June Burlingame Smith, the Chair of the San Pedro Coordinated Plan Subcommittee, spoke in support of this plan on behalf of her Subcommittee. The Sustainability Waterfront Plan is very close to Alternative Four in the EIR. The Sustainable Plan has additional components that are not represented in Alternative Four and it removes some components that are in Alternative Four.

The San Pedro Chamber of Commerce has put forward some information indicating that they are also looking to Alternative Four, most specifically the cruise berth in the Downtown area rather than out at Kaiser Point.

2. Mitigation Monitoring Reporting Program (MMRPs)
With the increase in mitigation in the new EIRs, the Port has developed a reporting program (MMRP) that will be associated with each EIR, ensuring that the required mitigations are implemented. Each EIR has its own MMRP associated with it, once the EIR has been approved. Dr. Appy will provide additional information at the December Subcommittee meeting.

H. Old Business: None

- I. New Business/Non Agenda Items: None
- J. December 25, 2008, EIR/Aesthetic Mitigation Subcommittee meeting has been changed to December 15, 2008, at 4:00PM at the POLA Charter High School at 4:00PM.
- K. Agenda for Next Meeting:
 - Knoll Hill
 - Update on Efforts to Provide a Consultant to Assist Subcommittee
 - Contracts for Design Work on San Pedro Waterfront Plan
 - EIR Schedule
- L. Adjournment: 4:45PM

Signature on File

Kathleen Woodfield, Acting Chair
EIR/Aesthetic Mitigation Subcommittee

Signature on File

Debra Babcock-Doherty, PCAC Executive Assistant