



**LOS ANGELES BOARD OF
HARBOR COMMISSIONERS**

Harbor Administration Building
425 S. Palos Verdes Street
San Pedro, California 90731

April 18, 2024

SPECIAL MEETING NOTICE

TIME CHANGE

**SUBJECT: LOS ANGELES BOARD OF HARBOR COMMISSIONERS
SPECIAL MEETING – THURSDAY, APRIL 25, 2024**

The Los Angeles Board of Harbor Commissioners shall convene for a Special Meeting at 8:30am on Thursday, April 25, 2024. The new meeting time supersedes the previously scheduled time at 10:00am.

Please refer to the posted agenda at www.portoflosangeles.org for further details.

AMKlesges

**AMBER M. KLESGES
Board Secretary**



**LOS ANGELES BOARD OF
HARBOR COMMISSIONERS**

Harbor Administration Building
425 S. Palos Verdes Street
San Pedro, California 90731

**SPECIAL MEETING AGENDA
THURSDAY, APRIL 25, 2024 AT 8:30 AM**

Board of Harbor Commissioners

Lucille Roybal-Allard, President
Diane L. Middleton, Vice President
Michael Muñoz
Edward R. Renwick
I. Lee Williams

BOARD MEETINGS - The Board's Regular Meetings are held at 10:00 A.M. at the Harbor Administration Building Boardroom as scheduled on the Port's website at www.portoflosangeles.org. A quorum of three of five Commissioners is required to transact business and three Aye votes are required to carry a motion.

**OPPORTUNITIES FOR THE PUBLIC TO ATTEND THE MEETING
AND PROVIDE PUBLIC COMMENTS**

- Members of the public may attend the Board meeting in person at the Harbor Administration Building located at 425 S. Palos Verdes St., San Pedro, CA 90731.
- The Board meeting will also be broadcast live at <https://www.portoflosangeles.org/commission/agenda-archive-and-videos>. Live Board meetings can also be heard at: (213) 621-CITY (Metro), (818) 904-9450 (Valley), (310) 471-CITY (Westside) and (310) 547-CITY (San Pedro Area).
- In-Person Comments: Live, oral public comments will be taken in person, only, and not via teleconference. Members of the public will be given an opportunity to address the Board on (1) any item on the agendas prior to the Board's consideration of that item, including the consent and closed session agenda; and (2) subjects within the subject matter jurisdiction of the Board (general public comment). Members of the public who wish to speak should complete a speaker card indicating the agenda item number on which they will comment, or designate "general public comment." Each speaker is allowed to speak up to 3 minutes per agenda item. The Presiding Officer shall, however, exercise discretion to determine if such period of time should be reduced or extended based upon, but not limited to, such factors as the length of the agenda or substance of the agenda items, the quantity of public comment speaker cards submitted, the need for the Board to conclude its business as expeditiously as is practicable and/or the Board is at risk of losing a quorum, among other factors. Members of the public who do not complete their comments within the time allotted, can submit their full comments in writing for inclusion in the record. Upon request, non-English speakers will be granted additional speaking time for translation assistance.

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THURSDAY, APRIL 25, 2024 AT 8:30 AM**

- Written comments or materials may be submitted by emailing commissioners@portla.org or brought to the meeting. If you request to distribute documents to the full Commission, please present the Board Secretary with twelve (12) copies. Otherwise, your materials will simply be added to the official meeting record. All written comments or materials submitted for this meeting will be provided to the Commissioners and entered into the official meeting minutes. Please submit your written comments prior to 3:00 pm on the day before the scheduled meeting. Requests to distribute literature to the general public attendees of the meeting shall be placed on a literature table outside the Boardroom during and until 30 minutes after the Board meeting.
- ***Para sumetir su comentario en español, se puede enviar a nuestro correo electrónico: commissioners@portla.org, un día antes de la junta, o puede llamar a nuestra Oficina de Comisionados al (310) 732-3444 para grabar su mensaje. Alguien de nuestra oficina estará disponible para traducir su comentario en inglés y entregarlo a los Comisionados del Puerto.***

ADDITIONAL INFORMATION

- Commission actions are not final until the expiration of the next five meeting days of the City Council except actions subject to appeal or review by the Council pursuant to the Charter, ordinance or other applicable law. If the Council asserts jurisdiction during this five meeting-day period, the Council has 21 calendar days thereafter in which to act on the matter.
- Please note that this agenda is subject to revision in accordance with the Brown Act. In the event the agenda is revised prior to the meeting, Port staff will post the revised agenda on the Port's web site (www.portoflosangeles.org/). Updated agendas will also be available at the meeting.
- Notice to Paid Representatives: If you are compensated to monitor, attend, or speak at this meeting, City law may require you to register as a lobbyist and report your activity. See Los Angeles Municipal Code 48.01 et seq. More information is available at ethics.lacity.org/lobbying. For assistance, please contact the Ethics Commission at (213) 978-1960 or ethics.commission@lacity.org.
- As a covered entity under Title II of the Americans with Disabilities Act, the City of Los Angeles does not discriminate on the basis of disability and, upon request, will provide reasonable accommodation to ensure equal access to its programs, services, and activities. Sign language interpreters, assistive listening devices, and translation services may be provided. To ensure availability, 72-hour advance notice is required.
- If you have any questions regarding meeting procedures, please contact the Harbor Commission Office prior to the meeting at (310) 732-3444.

**SPECIAL MEETING AGENDA
THURSDAY, APRIL 25, 2024 AT 8:30 AM**

ORDER OF BUSINESS

OPEN SESSION

A. Roll Call

B. Approval of the Minutes

- Special Meeting of April 11, 2024

C. Executive Director Remarks

D. Comment from the Public on Non-Agenda Items

E. Report from the Neighborhood Council Representatives – An opportunity for Neighborhood Council representatives to provide remarks on Neighborhood Council Resolutions or Community Impact Statements filed with the City Clerk which relate to any agenda item listed or being considered on this agenda for the Board of Harbor Commissioners.

F. Reports of the Commissioners

G. Board Committee Reports

None

H. Presentation

- Continuation of Budget Presentation

I. Level I Coastal Development Permit

None

**SPECIAL MEETING AGENDA
THURSDAY, APRIL 25, 2024 AT 8:30 AM**

J. Board Reports of the Executive Director

Consent Items (1 – 3)

Port Pilots

1. RESOLUTION NO. ____ - AGREEMENT WITH TRELLEBORG MARINE SYSTEMS DENMARK A/S FOR A PORTABLE PILOTING UNIT SYSTEM

Summary: Staff requests approval of an agreement between the City of Los Angeles Harbor Department and Trelleborg Marine Systems Denmark A/S. Under the proposed agreement, Trelleborg will lease navigation equipment, license software, and provide support for a portable piloting unit system used by Port Pilots. The proposed Agreement is a successor agreement to Agreement No. 21-3553-A that expired on January 24, 2024. The proposed Agreement has a three-year term, with an effective date retroactive to January 25, 2024, to maintain continuity of services. The proposed compensation amount is \$114,270. The Harbor Department will be financially responsible for expenses incurred under the proposed Agreement.

Recommendation: Board resolve to (1) find that the Director of Environmental Management has determined that the proposed action is administratively exempt from the requirements of the California Environmental Quality Act (CEQA) under Article II Section 2(f) of the Los Angeles City CEQA Guidelines; (2) approve the proposed Agreement between the City of Los Angeles Harbor Department and Trelleborg Marine Systems A/S; (3) authorize the Executive Director to execute and the Board Secretary to attest to said Agreement for and on behalf of the Board; and (4) adopt Resolution No. _____.

**SPECIAL MEETING AGENDA
THURSDAY, APRIL 25, 2024 AT 8:30 AM**

Construction & Maintenance

2. RESOLUTION NO. _____ - CHANGE NO. 1 TO PURCHASE ORDER NO. 39939-23 WITH JOHNSON CONTROLS FIRE PROTECTION LP FOR FIRE ALARM AND FIRE SUPPRESSION SYSTEM MAINTENANCE

Summary: Staff requests approval of Change No. 1 to Purchase Order No. 39939-23 with Johnson Controls Fire Protection LP of Westminster, Massachusetts for fire alarm and fire suppression system maintenance. The proposed change will increase the second renewal period's expenditure authority amount by \$1,100,000 from \$3,130,000 currently to \$4,230,000, as proposed. The requested increase is necessary to complete current and planned capital and maintenance projects. The City of Los Angeles Harbor Department (Harbor Department) will continue to be financially responsible for the payment of expenses incurred under the Contract.

Recommendation: Board resolve to (1) find that the Director of Environmental Management has determined that the proposed action is administratively and categorically exempt from the requirements of the California Environmental Quality Act (CEQA) under Article II Section 2(f) and Article III Class 2(2) and 3(4) of the Los Angeles City CEQA Guidelines; (2) approve Change No. 1 to Purchase Order No. 39939-23 with Johnson Controls Fire - Protection LP to increase the annual expenditure authority from \$3,130,000 to \$4,230,000 for the current contract period, which is in its second renewal option; (3) authorize the Executive Director to execute and the Board Secretary to attest to Change No. 1 to Purchase Order No. 39939-23 for and on behalf of the Board; and (4) adopt Resolution No. _____.

**SPECIAL MEETING AGENDA
THURSDAY, APRIL 25, 2024 AT 8:30 AM**

Construction & Maintenance

3. RESOLUTION NO. _____ - AWARD OF CONTRACT NO. 40035 TO GRATING PACIFIC, INC. FOR PURCHASE OF WELDED BAR GRATING MATERIALS

Summary: Staff requests approval of Contract No. 40035 with Grating Pacific, Inc. This one-time Purchase Order will provide for the purchase of welded bar grating materials in the amount of \$520,321. The City of Los Angeles Harbor Department will be financially responsible for the payment of expenses incurred under the proposed Contract.

Recommendation: Board resolve to (1) find that the Director of Environmental Management has determined that the proposed action is administratively and categorically exempt from the requirements of the California Environmental Quality Act (CEQA) under Article II Section 2(f) and Article III Class 2(2) of the Los Angeles City CEQA Guidelines; (2) find that in accordance with Los Angeles City Charter Section 1022, work under the subject contract can be performed more feasibly by independent contractors than by City employees; (3) approve Contract No. 40035 with Grating Pacific, Inc. for the purchase of grating materials in the amount of \$520,321; (4) authorize the Executive Director to execute and the Board Secretary to attest to Contract No. 40035 for and on behalf of the Board; and (5) adopt Resolution No. _____.

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Regular Item No. 4

Accounting

4. RESOLUTION NO. _____ - APPROVAL OF WRITE-OFF OF
\$5,852,838 IN VARIOUS UNCOLLECTIBLE ACCOUNTS

Summary: Staff requests approval of the write-off of uncollectible receivables in accordance with US Generally Accepted Accounting Principles. The total amount of the proposed write-off is \$5,852,838.21 which consists of 88 items in various permits and lease agreements. These receivables are deemed uncollectible due to settlement agreements with tenants, business closure and/or bankruptcy, or statute of limitation. It is recommended for best practices to periodically review aged delinquent receivables and perform write-offs of uncollectible receivables to ensure that accounts receivable and related allowance balances are properly managed and recorded.

Recommendation: Board resolve to (1) find that the Director of Environmental Management has determined that the proposed action is administratively exempt from the requirements of the California Environmental Quality Act (CEQA) under Article II, Section 2(f), of the Los Angeles City CEQA Guidelines; (2) approve the write-off of \$5,852,838.21 in unpaid rent, dockage, accommodation work order, utilities, and penalty charges to be written-off from the accounts noted within Transmittal 1, in accordance with the Harbor Department's financial policies; and (3) adopt Resolution No. _____.

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K. Closed Session

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Subdivision (d)(1) of Government Code Section 54956.9)

Natural Resources Defense Council, et al. v. City of Los Angeles, et al.
Los Angeles Superior Court Case No. BS070017

2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Subdivision (d)(1) of Government Code Section 54956.9)

Natural Resources Defense Council, et al. v. City of Los Angeles, et al.
San Diego Superior Court Case No. 37-2021-00023385-CU-TT-CTL

3. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code Section 54956.8)

Provide instructions to its real estate negotiators with respect to Permit 999 with China Shipping Holding Company, Ltd.:

Property:	Berths 100-103, San Pedro
City Negotiator:	Michael DiBernardo
Tenant Negotiator:	Paul Nazzaro
Negotiating Parties:	City and China Shipping Holding Company, Ltd.
Under Negotiation:	Price and Terms

4. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
(Subdivision (d)(2) of Government Code Section 54956.9)

Significant exposure to litigation pursuant to subdivision (d)(2) of Section 54956.9:
(one case)

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5. CONFERENCE WITH LEGAL COUNSEL – INITIATE LITIGATION
(Subdivision (d)(4) of Government Code Section 54956.9) (1 case)

Initiation of litigation pursuant to subdivision (d)(4) of Section 54956.9: (one case)

6. CONFERENCE WITH LEGAL COUNSEL – SIGNIFICANT EXPOSURE TO LITIGATION
(Subdivision (d)(2) of Government Code Section 54956.9)

Significant exposure to litigation pursuant to subdivision (d)(2) of Section 54956.9:
(one case)

7. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code Section 54956.8)

Provide instructions to its real estate negotiators with respect to Fenix Marine Services, Ltd., Permit 733:

Property:	614 Terminal Way, San Pedro, CA
City Negotiator:	Marisa Katnich
Tenant Negotiator:	Steven Trombley
Negotiating Parties:	City and Fenix Marine Services, Ltd.
Under Negotiation:	Price and Terms

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8. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code Section 54956.8)

Provide instructions to its real estate negotiators with respect to Trapac, LLC, Permit 881:

Property: 630 West Harry Bridges Boulevard, Wilmington, CA
City Negotiator: Marisa Katnich
Tenant Negotiator: Ron Triemstra
Negotiating Parties: City and Trapac, LLC
Under Negotiation: Price and Terms

9. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code Section 54956.8)

Provide instructions to its real estate negotiators with respect to Kinder Morgan Tank Storage Terminals LLC, Permit 708:

Property: Berth 118, Wilmington, CA
City Negotiator: Michael Galvin
Tenant Negotiator: Daniel Sanborn
Negotiating Parties: City and Kinder Morgan Tank Storage Terminals LLC
Under Negotiation: Price and Terms

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10. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code Section 54956.8)

Provide instructions to its real estate negotiators with respect to Ultramar Inc. (Valero), Permit 306:

Property: Berth 164, Wilmington, CA
City Negotiator: Michael Galvin
Tenant Negotiator: Hanna Rochelle
Negotiating Parties: City and Ultramar Inc. (Valero)
Under Negotiation: Price and Terms

11. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code Section 54956.8)

Provide instructions to its real estate negotiators with respect to Shore Terminals LLC (NuStar Energy), Permits 712 and 713:

Property: Berth 163, Wilmington, CA
City Negotiator: Michael Galvin
Tenant Negotiator: K.C. Purgason
Negotiating Parties: City and Shore Terminals LLC (NuStar Energy)
Under Negotiation: Price and Terms

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12. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code Section 54956.8)

Provide instructions to its real estate negotiators with respect to Shell Oil Company, Permit 916

Property: Berth 168, Wilmington, CA

City Negotiator: Michael Galvin

Tenant Negotiator: David P. Bergeron, Jr.

Negotiating Parties: City and Shell Oil Company

Under Negotiation: Price and Terms

13. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code Section 54956.8)

Provide instructions to its real estate negotiators with respect to Phillips 66 Company, Revocable Permit 92-24:

Property: Berth 148, Wilmington, CA

City Negotiator: Michael Galvin

Tenant Negotiator: Tracey R. Brown

Negotiating Parties: City and Phillips 66 Company

Under Negotiation: Price and Terms

**SPECIAL MEETING AGENDA
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14. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code Section 54956.8)

Provide instructions to its real estate negotiators with respect to PBF Energy Western Region LLC, Permit 936:

Property: 799 S. Seaside Avenue, Terminal Island, CA
City Negotiator: Michael Galvin
Tenant Negotiator: Teri Shinde
Negotiating Parties: City and PBF Energy Western Region LLC
Under Negotiation: Price and Terms

15. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code Section 54956.8)

Provide instructions to its real estate negotiators with respect to J & D Seafood, Inc., Permit 920:

Property: 2198 Signal Place, San Pedro, CA
City Negotiator: Michael Galvin
Tenant Negotiator: Paul Ciaramitaro
Negotiating Parties: City and J & D Seafood, Inc.
Under Negotiation: Price and Terms

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16 CONFERENCE WITH REAL PROPERTY NEGOTIATORS
 (Government Code Section 54956.8)

Provide instructions to its real estate negotiators with respect to J DeLuca Fish Company, Inc., Permit 917:

Property: 2190 Signal Place, San Pedro, CA
City Negotiator: Michael Galvin
Tenant Negotiator: Chris DeLuca
Negotiating Parties: City and J DeLuca Fish Company, Inc.
Under Negotiation: Price and Terms

17. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
 (Government Code Section 54956.8)

Provide instructions to its real estate negotiators with respect to Standard Fisheries Corporation, Permit 919:

Property: 2196 Signal Place, San Pedro, CA
City Negotiator: Michael Galvin
Tenant Negotiator: Erik Rosini
Negotiating Parties: City and Standard Fisheries Corporation
Under Negotiation: Price and Terms

L. Adjournment