

**MINUTES OF THE REGULAR MEETING OF THE
PORT OF LOS ANGELES COMMUNITY ADVISORY COMMITTEE
TUESDAY, APRIL 21, 2009, 5:30 – 8:00 PM
BANNING'S LANDING
100 E. WATER STREET
WILMINGTON, CA 90744**

ATTENDEES

Jayme Wilson, Co-Chair
Reverend Oliver Buie, Alternate Member, Central San Pedro Neighborhood Council
Peter Warren, Voting Member, Coastal San Pedro Neighborhood Council
Pat Nave, Voting Member, Northwest San Pedro Neighborhood Council
Thomas Dahlgren, Voting Member, Wilmington Neighborhood Council
Donna Ethington, Voting Member, Wilmington Neighborhood Council
June Burlingame Smith, Voting Member, Point Fermin Resident's Association
Kathleen Woodfield, Alternate Member for San Pedro & Peninsula Homeowner's Coalition
Lucy Mejia, Voting Member, Wilmington Citizen's Committee
Cathy Beauregard, Voting Member, At-Large, San Pedro
Jody James, Alternate Member, At-Large San Pedro
Frank Herrera, Voting Member, Wilmington Community Advisory Committee
Gary Kern, Voting Member, Wilmington Community Advisory Committee
Eleanor R. Montano, Voting Member, Wilmington Community Advisory Committee
Anthony Misetich, Voting Member, Harbor Association of Industry and Commerce
Frank O'Brien, Voting Member, L.A. Harbor/Watts EDC
Steve Kleinjan, Alternate Member for San Pedro Peninsula Chamber of Commerce
Patrick Wilson, Voting Member, Wilmington Chamber of Commerce
Kenneth Melendez, Voting Member, Wilmington Commercial District
John Schafer, Voting Member, Non-ILWU
Olivia Cueva Fernandez, Voting Member, Education At Large
Andrew Fox, Voting Member, At-Large

ABSENTEES

Carrie Scoville, Voting Member for Central San Pedro Neighborhood Council
Richard Pavlick, Voting Member, Crescent Area Resident's Association
Noel Park, Voting Member, San Pedro & Peninsula Homeowner's Coalition
Andrew Mardesich, Voting Member, San Pedro & Peninsula Homeowner's Coalition
Dr. John Miller, Voting Member, San Pedro & Peninsula Homeowner's Coalition
Chuck Hart, Voting Member, At-Large San Pedro
William Lyte, Voting Member, Harbor Association Industry and Commerce
Joanne Valle, Voting Member, Harbor City/Gateway Chamber
James Cross, Voting Member, San Pedro Peninsula Chamber of Commerce
Michelle Grubbs, Voting Member, Pacific Merchant Shipping Association
David Beeman, Voting Member, ILWU Local #13
Linda Spink, Voting Member, Education At-Large
Lanny Nelms, Voting Member, At Large (BHC)

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PORT STAFF IN ATTENDANCE

**Kathryn McDermott, Deputy Executive Director, Business Development
Thomas Russell, City Attorney, General Counsel**

- A. CALL TO ORDER:
Jayme Wilson, Chair of the PCAC, called the meeting to order at 5:45PM.**
- B. OPENING STATEMENT - AN OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO ADDRESS THE PORT OF LOS ANGELES COMMUNITY ADVISORY COMMITTEE (PCAC)**
- AS PROVIDED BY THE BROWN ACT, PERSONS IN THE AUDIENCE MAY ADDRESS THE COMMITTEE IN CONNECTION WITH ANY AGENDA ITEM OR DURING THE PUBLIC COMMENT PERIODS. THE COMMITTEE, UNDER ITS RULES, SHALL NOT ADJOURN THE MEETING UNTIL ALL MEMBERS OF THE PUBLIC WISHING TO ADDRESS THE COMMITTEE HAVE HAD THE OPPORTUNITY TO DO SO. ANYONE DESIRING TO SPEAK MUST COMPLETE A SPEAKER CARD AND SUBMIT IT TO THE PCAC SECRETARY.**
- C. DETERMINATION OF A QUORUM BY ROLL CALL OF VOTING MEMBERS
Roll call was taken. There was a quorum of 21 members at roll call.**
- D. APPROVAL OF THE MINUTES FOR THE MARCH 17, 2009 PORT OF LOS ANGELES COMMUNITY ADVISORY COMMITTEE MEETING
ON MOTION OF CATHY BEAUREGARD, SECOND BY JUNE BURLINGAME SMITH, IT WAS RESOLVED THAT THE MINUTES OF THE MARCH 17, 2009 PORT OF LOS ANGELES COMMUNITY ADVISORY COMMITTEE MEETING BE APPROVED. THE MINUTES WERE APPROVED 20 AYES, 0 NAYS AND 1 ABSTENTION.**

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E. GENERAL PUBLIC COMMENTS (3 minutes per speaker)

Co-Chair, Jayme Wilson, opened the floor for public comments.

Peter Warren, a San Pedro resident and a PCAC voting member representing the Coastal San Pedro Neighborhood Council, announced that he had petitions that were being distributed in an attempt to obtain additional endorsements for the LA Sustainable Waterfront Alternative Plan for the San Pedro Waterfront. The Central San Pedro Neighborhood Council, the Coastal San Pedro Neighborhood Council, and the Chamber of Commerce already support the Plan. The intent is to encourage the Port to consider the LA Sustainable Waterfront Alternative Plan in the EIR, and to request that the Board of Harbor Commissioners consider it regardless of whether the POLA staff includes it in their analysis.

F. REPORTS OF CO-CHAIRPERSON AND PORT OF LOS ANGELES STAFF:

- **PCAC Officer Election / June PCAC Meeting**
Co-Chair Wilson reminded the Committee that the annual election for the PCAC Parliamentarian, and the PCAC Co-Chair would be held in June. Nominations would be accepted at the May meeting. Mr. Wilson would not be in the running for a Chair position this year.
- **Discussion on Letter from Dr. Geraldine Knatz, POLA Executive Director, regarding a change in the staffing of Subcommittees.**
A copy of the letter is attached at the end of this document.

Richard Havenick, Chair of the Air Quality Subcommittee, commented on the importance of the work in the AQ Subcommittee and that it was not one of the Subcommittees being staffed. At the May 8th Subcommittee meeting the group would be looking forward to a status report on the contracts for the AQ consultants, Professor Ed Avol and David Howekamp.

Co-Chair Wilson stated that the Steering Committee proposed looking at the reassignment of subcommittees, to try to increase participation, and to reduce repetition within the committees.

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Cathy Beauregard suggested bringing specific issues to the PCAC in lieu of having small committee meetings. Mr. Wilson reminded the committee that for the past several years the process has been to vet the issues through the Subcommittees prior to coming to the PCAC. To change this process would require a look at the By-laws. There will be further discussion on this issue after the election of the new officers.

Donna Ethington inquired as to the availability of staff for Subcommittee meetings during regular business hours. Her concern pertained to the Water Resource Action Plan (WRAP) and how the Water Quality Subcommittee would be able to participate in the discussion on the solutions to the Draft, as well as the implementation of the mitigation measures identified in the Plan. Kathryn McDermott, the Deputy Executive Director of Business Development, explained that many of the Port wide studies were completed or were being completed through other venues like the WRAP. Commissioner Freeman has a great interest in continuing the WRAP, with a large part of the work being done in-house. Ms. McDermott will follow up with information on how the WQ Subcommittee members could continue their participation. Jan Green Rebstock stated that the Stakeholder Outreach Plan would also continue.

Kathleen Woodfield asked how the issues that did not fall within the areas of San Pedro or Wilmington would be addressed with regard to the Port Master Plan (i.e. Terminal Island/Channel Deepening Project). She was concerned that the Port did not want PCAC input, and stated that the PCAC needed a venue and an opportunity to address issues relating to the whole Port Master Plan.

Ms. McDermott responded that those projects were all subject to a public process, where the community and the PCAC always have an opportunity to provide public input. The Port presently does not have the staff resources to accommodate all the subcommittees as

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they have in the past. The PCAC needs to find a way to consolidate their efforts to address the issues.

Carrie Scoville raised a concern from her neighborhood council that having all the monthly PCAC meetings solely in Wilmington would remove the presence of the PCAC from Downtown San Pedro. The neighborhood council recommended that the PCAC try holding their (San Pedro) PCAC meetings at the Croatian Cultural Center. Mr. Wilson stated that it was the will of the PCAC to hold the regular monthly PCAC meeting in a single location.

Pat Nave inquired as to the availability of the PCAC secretary and whether her services would be cut from the PCAC. Staff responded that Ms. Babcock-Doherty's contract was being renewed and that she would continue to provide secretarial services to the PCAC.

- **Knoll Hill Update**

Joanne Ruddell, from the POLA Planning and Research Division, provided an update on Knoll Hill Park Planning Process.

The intent is to development a conceptual plan for Knoll Hill upon the departure of the Eastview Little League. The Port hired the Los Angeles Neighborhood Initiative (LANI) to assist and facilitate the effort. The project commenced in August 2008, and is expected to end by the summer of 2009 with a conceptual plan for the Port to consideration.

To date there have been a total of seven Steering Committee meetings, one Walking Tour, and two Community meetings. The key elements identified in the program include four conceptual alternatives based on site constraints, on development and on comment responses. The California State Lands Commission has declared the various Tidelands Trust land use restrictions.

The Steering Committee reached a consensus that the conceptual plan would be based on a multipurpose field design that would accommodate organized play; 2 ball fields, an amphitheater, walking

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trails, discovery play areas for children, community gathering areas, open space, view points with major/minor activities, and some hill side planting. There is also a parking alternative that would accommodate 135 parking spaces.

There will be a second attempt to negotiate an exception with State Lands from the existing restrictions. The objective is to present the list of elements that will highlight the multi use capacity of the preferred design. The Port of LA will schedule a conference call meeting with State Lands.

- **Status Report on Motions Submitted to the Board by PCAC**

Ms. McDermott provided the following update:

Since the March 17, 2009 PCAC meeting, the Board of Harbor Commissioners have acted on the following PCAC Motions:

- * **Motion #75 - The PCAC recommends to the Board of Harbor Commissioners that they allocate \$2,922,089 from the China Shipping Settlement to fund the remaining projects that the Technical Advisory Committee has recommended.**

The BHC approved the staff recommendation to consider and approve the recommendation, since the requested monies for all TAC projects were allocated by the Board on December 20, 2007, as recommended by PCAC.

- * **Motion #78 - Aesthetic Mitigation proposals #2, the Wilmington Gateway Beautification Project, #6, the Welcome to Wilmington LED Sign, #7, the Storm Drain Improvements for Alameda Street, and #8, the Street Improvement Project for Alameda Street, move forward to the BHC with a recommendation that these projects be funded w/money other than the Aesthetic Mitigation Funds.**

The BHC approved the Staff recommendation to consider and deny the recommendation requesting the Board to fund the specified mitigation projects with monies other than those of the Aesthetic Mitigation Fund.

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- * **Motion #82 - That the BHC direct Port staff to implement the original Ports O' Call enhancement project.**

The BHC approved the staff recommendation to consider and deny the recommendation to construct the Ports O' Call enhancement project at this time and to reconsider the project once the Board acts on the final EIS/EIR.

- * **Motion #92 The Board of Harbor Commission Support the Air Quality Mitigation Incentive Program (AQMIP) Projects approved by the Technical Advisory Committee (TAC). The TAC supported substituting the Crowley Tug Repower Project for the Cal Cartage LNG Yard Tractors.**

The BHC approved the staff recommendation to consider and approve the recommendation since the requested monies for the projects recommended by the PCAC/TAC were approved by the Board on November 20, 2008.

The next BHC meeting will be May 7, 2009, at 6:00PM at the POLA Administration Building.

Co-Chair Wilson has planned to request time at the June Harbor Commission meeting to thank them for the opportunity to participate in PCAC and to give a report on the accomplishments of PCAC over the past few years. If he is unable to get additional time beyond the three minute limit, he will request that each Subcommittee Chair provide a three minute report on the accomplishments of their specific Subcommittee.

G. PCAC EDUCATIONAL PRESENTATION:

- **San Pedro Bay Port Technologies Development Center; A Technology Business Incubator**
The Port Technologies Development Center is a project that the San Pedro Chamber of Commerce has been working on in conjunction with their coalition partners for several years.

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Herb Zimmer from the San Pedro Chamber provided background information on the project. Bill Wallace followed up with a more detailed explanation on the operational/financial side of the project.

The San Pedro Chamber, the Wilmington Chamber and the Port of Los Angeles have together created a (501 c 3) public private partnership, to establish a Maritime focused Technology Center and Business Incubator - a World Center for Maritime related "Green Technology" that would help to create a (financially, socially, and environmentally) sustainable community in San Pedro, Wilmington and the Harbor area.

When the fishing, canning, and ship building industries globalized, back in the 70's and 80's, thousands of well paid/skilled job opportunities were lost. A large percentage of the people in this community had worked within some kind of Port related industry.

This project will create a new job base, via the Port, the biggest asset in the area. The objective is to locate and attract companies with "green" technologies that can be commercialized and used to help solve some of the environmental, energy, transportation, and homeland security issues in the maritime industry. The Technology Development Center/Business Incubator will also help to create better educational resources by tying together all of the educational institutions in LA.

Branches of the Center will include office operations, a light industrial center, and a technology business cluster in Wilmington that would potentially become a large campus center with a world class facility that would attract the academics, business and the Port.

The entity has been structured to require about \$1 M for the first year of operations, with a total of about \$4.2 M for the first three years. There are a number of businesses and organizations that have committed to supporting this project. (i.e.: The Bank of America Foundation, SA Recycling, as well as County and Governmental

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Agencies). The Chamber has also done outreach in Washington D.C., where the project has gained a lot of support from elected officials.

H. ACTION ITEM:

The EIR/Aesthetic Mitigation Subcommittee adopted the following motion on February 26, 2009. It was moved by Kathleen Woodfield, Second by Pat Nave. It carried with 10 Ayes, 0 Nays, and 1 Abstention.

MOTION

The EIR/Aesthetic Mitigation Subcommittee recommends that the PCAC request from the Board of Harbor Commissioners that the June 2009 term date for the allocation of China Shipping Aesthetic Mitigation funds be extended until December 31, 2009.

Ms. Woodfield emphasized that it was apparent that the PCAC would not meet the June 2009 deadline.

The EIR/Aesthetic Mitigation Subcommittee and the Wilmington Waterfront Development Subcommittee would bring forward a recommendation for the final Aesthetic Mitigation Projects in May. At that time the motion would be heard as an informational item, and would be deemed an action item for the June PCAC meeting. From there, Port staff would have to take action before the projects could be forwarded to the Board who would then take the final action to allocate the funds.

She encouraged the committee to support the extension of the June deadline. She stated further that all of the parties to the lawsuit except for the Port had already agreed to an extension. The Natural Resource Defense Council (NRDC), on behalf of the litigants, has issued a letter to the Port requesting this extension.

City Attorney Thomas Russell stated that neither the City Attorney, nor the Port staff had the authority to change the Amended Stipulated Judgment. It is a matter between the parties to the Judgment. It is a

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court approved judgment. The Judgment was filed on June 14, 2004. On page 24 of the Judgment, it states that all funds shall be committed for use within five years. At the conclusion of the five years any funds that remain that have not yet been committed, shall be applied to an independent air quality mitigation program, within thirty days. If the parties cannot agree on the emissions reduction program to receive the remaining funds, the parties shall submit the issue to the arbitrator.

Pat Nave stated that the PCAC, as a group, was asking the Port not to assert a right that they might have, as a party to the agreement, to transfer the funds and to ensure that the funds be set aside for the benefit of the community. PCAC is and has been working diligently to expend these funds. This request could be sent through to the Executive Director and to the Board by either a PCAC motion or by having Ms. McDermott or Attorney Russell take it back and perhaps propose a motion from the Port asking the Board to issue a statement that they would not execute their right to transfer the funds before December 30, 2009.

Ms. McDermott explained that the letter from Dr. Knatz, was a commitment to allow the time necessary to finish the review of the pending projects. She would however; take this discussion back to Dr. Knatz.

Kathleen Woodfield, Frank O'Brien, and Pat Nave spoke in favor of the motion. John Schafer asked for clarification on several issues. He was opposed to the motion.

Gary Kern called for the Question:

The Motion carried with 18 Ayes, 1 Nay and 1 Abstention.

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I. INFORMATIONAL ITEM #1

The Wilmington Waterfront Development Subcommittee and the EIR /Aesthetic Mitigation Subcommittee adopted this recommendation on April 14, 2009. It was moved by Ken Melendez, and Second by Arthur Hernandez. It carried with 11 Ayes, 0 Nays, and 2 Abstentions.

RECOMMENDATION

Whereas, the California State Lands Commission approved the Wilmington Youth Sailing Center Aesthetic Mitigation Proposal in June 2003 that included facility construction costs as well as \$230K for startup and operating costs, and;

Whereas, the Board of Harbor Commissioners approved the Sailing Center project in 2006 and allocated \$3.1M for construction of the facility only, based on construction of a new facility on undeveloped land and water, and;

Whereas, in 2008, Port staff determined that the proposed location would not be available for ten or more years and has proposed an alternate site within an existing marina that will not require extensive development of land and water as originally anticipated and will result in a cost savings.

Therefore, Be it Resolved that the Wilmington Waterfront Subcommittee and the EIR/Aesthetic Mitigation Subcommittee recommends that the PCAC request the Board to reallocate \$500,000 of the approved \$3.1M in construction funds to operating revenue to cover startup and approximately three years of operating costs for the Sailing Center.

Ken Melendez explained that the motion was intended to help get the Wilmington Sailing Center up and running as soon as possible. There was no further discussion.

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I. INFORMATIONAL ITEM #2

The EIR/Aesthetic Mitigation Subcommittee adopted this recommendation on February 28, 2008. The recommendation was moved by Janet Gunter, Second by Chuck Hart and adopted with 3 Ayes, 0 Nays, 0 Abstentions, and 2 Recusals.

RECOMMENDATION

Whereas, this project was the highest ranked project when the Wilmington Aesthetic Mitigation Committee initially met on June 28, 2007 to evaluate and prioritize the Wilmington Aesthetic Mitigation Proposals, and;

Whereas, all of the members of the Committee that voted were from Wilmington.

Therefore, Be It Resolved that the EIR/Aesthetic Mitigation Subcommittee recommends to the PCAC that the PCAC recommend to the Board of Harbor Commissioners that the "East Wilmington Open Space, a Park" be considered a priority project in order to honor the true spirit and intent of the China Shipping Aesthetic Mitigation Settlement.)

SUBSTITUTE RECOMMENDATION

Whereas, this project was the highest ranked project when the Wilmington Aesthetic Mitigation Committee initially met on June 28, 2007 to evaluate and prioritize the Wilmington Aesthetic Mitigation Proposals, and;

Whereas, all of the members of the Committee that voted were from Wilmington.

Therefore, Be It Resolved that the EIR/Aesthetic Mitigation Subcommittee recommend to the PCAC that the PCAC recommend to the Board of Harbor Commissioners that the "East Wilmington Open Space, a Park" project be re-established as the highest ranked priority project as voted in the EIR/Aesthetic Mitigation Subcommittee meeting of June 28, 2007, in order to honor the true spirit and intent of the China

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Shipping Aesthetic Mitigation Settlement.

Ken Melendez raised a concern on the protocol for reintroducing this motion. Ms. Burlingame Smith stated that the main motion would be put on the floor for discussion at the May PCAC meeting and that someone would have to move the substitute motion, which would have to be seconded before it could be considered.

Pat Nave asked for clarification on the Wilmington Working Committee, those who were deciding on the priorities for project selection. Was there a reason why this project wasn't one of the projects being considered?

Kathleen Woodfield explained that the Wilmington Working Group considered applications that were submitted in response to the RFP that closed on March 1, 2009. This project was not in among those submitted for this RFP.

Ken Melendez stated that the project had been denied by State Lands and that one of the criteria they used to select projects was State Lands' approval.

Frank O'Brien stated for the record, a few key points:

- That State Lands was never going to be the ultimate decision maker on these projects.**
- There are definitely worthwhile projects that should not be funded necessarily out of a mitigation fund, but rather the Port's general fund, for which the PCAC should have the opportunity to advocate.**
- The original amended recommendation was accepted for discussion, and was not ruled out of order when it was made. In fact, before that particular meeting Mr. O'Brien consulted with the Chair and the Parliamentarian who informally advised that the recommendation could be presented. It was not until after an extensive discussion, just prior to the vote, that the motion was ruled out of order.**

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The fact that we are still considering this motion shows that it is an important issue and it is not going to go away.

In addition, Mr. O'Brien clarified that it was his understanding that Lieutenant Governor Garamendi's statement regarding State Lands interpretation of the Tide Lands Trust was that State Lands should be more flexible if the evidence leads to that flexible conclusion.

Cathy Beauregard asked why this project had not been resubmitted to the Wilmington Working Group? (There was no answer.) She stated that she thought there had been some talk that Councilwoman Janice Hahn had come up with some funds for one of these projects for a Wilmington Park?

Mr. O'Brien stated that at one time, Councilwoman Hahn did obtain additional funds that were being used. However, this was for a different project.

Donna Ethington stated that the Wilmington Neighborhood Council would not have an opportunity to vote on this issue before it comes to PCAC for action in May.

There was no further discussion. The recommendation will go before the PCAC for action in May.

J. REPORTS FROM SUBCOMMITTEES (2 minutes each)

1. Air Quality Subcommittee

Kathleen Woodfield provided a written report. (Attached at the end of this document)

2. San Pedro Coordinated Plan Subcommittee

Jayne Wilson, as Acting Chair for June Burlingame Smith, reported that Jan Green Rebstock gave an update on the San Pedro Waterfront EIR at their April 8th meeting. The POLA engineering staff was not available for an update on the Marina Project or the Cruise Center Project.

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J. REPORTS FROM SUBCOMMITTEES CONTINUED

- 3. EIRs/Aesthetic Mitigation Subcommittee**
Kathleen Woodfield provided a written report. (Attached at the end of this document)
- 4. Light, Aesthetics and Noise (LAN) Subcommittee**
Carrie Scoville, Chair of the Subcommittee, reported that the April Subcommittee meeting had been cancelled in an attempt to help consolidate subcommittee meetings and to reduce Port expenses. The Subcommittee will meet on a bi-monthly basis. The next meeting will be held on May 11, 2009 at 5PM at Banning's Landing.
- 5. Port Master Plan/Quality of Life Subcommittee**
The April meeting was cancelled.
- 6. Traffic Subcommittee**
Donna Ethington provided a brief report. The committee reviewed a rendering of the Pacific Harbor Line Rail Yard relocation. There is a major issue in that there is no mitigation proposed for the impacts on the marinas. Ms. Ethington will bring a motion forward to the next Traffic Subcommittee meeting.
- 7. Water Quality Subcommittee**
Cathy Beauregard reported that in lieu of holding Subcommittee meetings, they have been participating in the Port's Water Resource Action Plan (WRAP) Committee meetings.
- 8. Wilmington Waterfront Development (WWD) Subcommittee**
Ken Melendez reported that the Subcommittee met with the EIR / Aesthetic Mitigation Subcommittee to work on the Aesthetic Mitigation Proposals. The EIR / Aesthetic Mitigation Subcommittee will bring forward one motion for all the projects for both San Pedro and Wilmington, which will be endorsed by the WWD Subcommittee.

The Port is moving forward on the Wilmington Buffer as well as the Avalon Triangle Park Project.

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K. GENERAL PUBLIC COMMENT

There were no speaker cards submitted.

L. DISCUSSION OF AGENDA ITEMS FOR THE TUESDAY, MAY 19, 2009, PCAC MEETING, TO BE HELD AT BANNING'S LANDING, 100 E. WATER STREET, WILMINGTON, CA 90744

- Update on the TraPac MOU
- Update/Brochure on the Marine Institute, and the Feasibility Study
- Report on the Port's Travel Budget for July 2008 / June 2009 covering all out of Los Angeles Travel for Port staff

M. ADJOURNMENT:

THERE BEING NO FURTHER BUSINESS, AT APPROXIMATELY 7:45 PM, THE TUESDAY, APRIL 21, 2009 MEETING OF THE PORT OF LOS ANGELES COMMUNITY ADVISORY COMMITTEE WAS ADJOURNED.

Signature on File

Jayme Wilson, Co-Chair
Port of Los Angeles Community Advisory Committee

Signature on File

Debra Babcock-Doherty, PCAC Executive Assistant

Attachments:

1. Letter from Dr. Geraldine Knatz, POLA Executive Director
2. PCAC Chair Reports:
 - Air Quality Subcommittee
 - EIR/Aesthetic Mitigation Subcommittee



**THE PORT
OF LOS ANGELES**

425 S. Palos Verdes Street Post Office Box 151 San Pedro, CA 90733-0151 TEL/TDD 310 SEA-PORT www.portoflosangeles.org

Antonio R. Villaraigosa Mayor, City of Los Angeles

**Board of Harbor
Commissioners**

S. David Freeman
President

Jerilyn López Mendoza
Vice President

Kaylynn L. Kim

Douglas P. Krause

Joseph R. Radtsich

Geraldine Knatz, Ph.D

Executive Director

April 8, 2009

Port Community Advisory Committee
c/o Mr. Jayme Wilson, Chair

Dear Jayme and PCAC Members:

Due to reductions in revenues from our customers, the Harbor Department is significantly reducing its' budget for this year and next year. This has resulted in major reductions in outside consulting services, a hold on filling staff vacancies, a reduction of staff overtime and reductions in the use of outside vendors providing meeting facilities. A corollary to all this is that existing staff will be shouldering increased workloads to accomplish our core functions.

Beginning the next fiscal year (July 1), the Harbor Department will need to reduce overtime (evening meetings) and staffing of PCAC subcommittee meetings. Based on our known resources at this time, we will staff the Steering Subcommittee, the San Pedro Coordinated Plan Subcommittee, the Wilmington Coordinated Plan Subcommittee and the Environmental/EIR Subcommittee. We have found that subcommittee meetings are often attended by many of the same dedicated people and that in some cases, our staff and consultants may actually outnumber the subcommittee members present at the meeting. Further, there appears to be overlap in the agendas of the various subcommittees requiring staff to go to several meetings on the same general topic (e.g., to discuss a specific EIR). Finally, a number of the subcommittees were originally established to work with staff to conduct port-wide studies identified by the previous Board of Harbor Commissioners. Many of these port-wide studies have now been completed (e.g., Air Quality, Noise, Lighting, Traffic, past EIRs) or are being completed through other venues (e.g., the Water Resources Action Plan (WRAP) and Off-Port Impact Study to be conducted under the Community Mitigation Trust Fund Agreement. As a result, subcommittees have taken on new roles such as reviewing EIRs in a specific technical area, a subject that would appear to fall under the purview of the EIR subcommittee. The San Pedro and Wilmington Plan Subcommittee could address Master Plan issues in their respective communities and the Environmental Subcommittee could address a wider array of environmental issues previously covered by other subcommittees.



April 8, 2009
Port Community Advisory Committee
Mr. Jayme Wilson
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Also, as you have been informed, beginning in April, the Harbor Department will no longer hold the full PCAC meetings at the Crowne Plaza hotel. Rather, the San Pedro meetings of the full PCAC will be held at the POLA High School. The Wilmington meetings will continue to be held at Banning's Landing.

We regret that we will be unable to continue providing resources to the level we have in the past. Nevertheless, we will continue to support the monthly meeting of the full PCAC. We value the dedication of PCAC members and hope that you can work with us to get through our difficult economic times.

Sincerely,



GERALDINE KNATZ, Ph.D.
Executive Director

cc: Board of Harbor Commissioners
Councilmember Janice Hahn, 15th Council District

Air Quality Subcommittee
April 21, 2009
Chair Report

The Committee heard a presentation from Christopher Cannon of the Clean Trucks Program. The 1989 and older trucks have already been removed from the Port. There are many clean fuel trucks operating at the two Ports. Replacements will continue to phase-in over the next few years. The legal challenges have not interfered with many aspects of the program. Discussion of the merits of the Concession Agreements and the Employee Mandate also took place.

Note, the California Air Resources Board (CARB) rule requiring low sulfur fuel at .5% sulfur content will go into effect July 2009, as applicable to ships from 20 miles out. CARB believes the rule will stand up to legal challenges better than January 2007 rule as was applicable to auxiliary engines.

EIR /Aesthetic Mitigation Subcommittee
April 21, 2009
Chair Report

The committee has continued its focus on the Aesthetic Mitigation projects for the China Shipping Settlement Fund. The Wilmington Working Group met several times to discuss the Applications resulting from the RFP that closed on March 1, 2009. There was a joint meeting with the Wilmington Waterfront Committee and the EIR/Aesthetic Mitigation Subcommittee on April 14, 2009. It is expected that the Committee will come forward with a motion outlining its recommendations as an informational item at the May PCAC meeting. The committee wishes to bring forward a joint recommendation so that neither community faces the uncertain deadline and its potential consequences alone. The Committee

continues to identify a pressing need for an extension to the June 2009 term date of the ASJ.