



The Port of
LONG BEACH

**MINUTES OF THE SPECIAL MEETING OF THE
LOS ANGELES BOARD OF HARBOR COMMISSIONERS
AND LONG BEACH BOARD OF HARBOR COMMISSIONERS
THURSDAY, NOVEMBER 2, 2017, AT 8:30 A.M.
CROWNE PLAZA LOS ANGELES HARBOR HOTEL
601 S. PALOS VERDES ST., SAN PEDRO, CA 90731**

Meeting Start Time: 8:50 a.m

ORDER OF BUSINESS

A. Roll Call

Port of Los Angeles

Present: Ambassador Vilma S. Martinez, Vice President David Arian, Commissioner Lucia Moreno-Linares, Commissioner Anthony Pirozzi, Jr., and Commissioner Edward R. Renwick. (5)

Absent: None.

Port of Long Beach

Present: President Lou Anne Bynum, Vice President Tracy J. Egoscue, Commissioner Bonnie Lowenthal, and Commissioner Frank Colonna. (4)

Absent: Commissioner Lori Ann Guzmán. (1)

**AMBASSADOR VILMA S. MARTINEZ AND PRESIDENT LOU ANNE BYNUM
PRESIDED**

**SPECIAL JOINT CAAP MEETING
THURSDAY, NOVEMBER 2, 2017**

B. Welcome Remarks

Ambassador Vilma Martinez, President of Los Angeles Board of Harbor Commissioners and Lou Anne Bynum, President of Long Beach Board of Harbor Commissioners

C. Mayors' Comments

Eric Garcetti, City of Los Angeles and Dr. Robert Garcia, City of Long Beach

D. Executive Director Remarks

Gene Seroka, Executive Director of the Port of Los Angeles and Mario Cordero, Executive Director of the Port of Long Beach

E. Presentation on the Recommended Clean Air Action Plan 2017 Update

Chris Cannon, Director of Environmental Management at the Port of Los Angeles and Heather Tomley, Director of Environmental Planning at the Port of Long Beach

**SPECIAL JOINT CAAP MEETING
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F. Recommendation to Adopt a Joint Resolution of the Board of Harbor Commissioners of the City of Los Angeles and the Board of Harbor Commissioners of the City of Long Beach Adopting the 2017 San Pedro Bay Ports Clean Air Action Plan Update

Ambassador Vilma Martinez, President of Los Angeles Board of Harbor Commissioners and Lou Anne Bynum, President of Long Beach Board of Harbor Commissioners

Environmental Management

1. RESOLUTION NO. 17-8185 - FINAL 2017 SAN PEDRO BAY PORTS CLEAN AIR ACTION PLAN UPDATE

Summary: On November 20, 2006, the Boards of Harbor Commissioners (Boards) for the City of Los Angeles Harbor Department (Harbor Department) and City of Long Beach Harbor Department took an unprecedented joint action to improve air quality in the South Coast Air Basin by adopting the San Pedro Bay Ports Clean Air Action Plan (CAAP). The CAAP is a sweeping plan aimed at significantly reducing the health risks posed by air pollution generated by the ocean-going vessels, trains, trucks, cargo handling equipment and harbor craft that move cargo in and out of the Ports of Los Angeles and Long Beach (Ports). Building on the across-the-board success of the 2006 CAAP, on November 22, 2010, the Boards once again took a joint action to approve the 2010 San Pedro Bay Ports Clean Air Action Plan Update (2010 CAAP) adopting long-term goals for emission reductions, and reductions in health risk from port-related diesel pollution compared to 2005 levels. Much has changed since the adoption of the original and 2010 CAAP documents. The strategies outlined in the first two CAAPs have been fully implemented or are well underway. Technologies that use much cleaner engines and zero-emission technologies that once existed only in concept are becoming a reality. The Ports have engaged in Supply Chain Optimization efforts with a goal to improve efficiency in the freight system. Cleaner and more reliable sources of energy through energy planning activities by the Ports are also being pursued. The air pollution strategies contained in the 2017 CAAP have been shaped by more than two years of extensive outreach and engagement with our stakeholders, including customers and operators, industry trade associations, the broader business community, environmental groups, technology developers, equipment and fuel vendors, regulatory agencies, elected officials, and the local communities. In order to continue our success in reducing emissions and the health risk, the Ports are now proposing the third iteration of the CAAP, the 2017 San Pedro Bay Ports Clean Air Action Plan Update (2017 CAAP).

Recommendation: Board resolve to (1) find that the proposed action is statutorily and categorically exempt from the requirements of the California Environmental Quality Act (CEQA) under Sections 15262 and 15306 of the State CEQA Guidelines as determined by the Director of Environmental Management; and (2) adopt Resolution No. 17-8185 adopting the 2017 San Pedro Bay Ports Clean Air Action Plan Update.

**SPECIAL JOINT CAAP MEETING
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1. (Continued)

The following persons provided public comment:

1. Vivian Romero, Mayor of the City of Montebello
2. Maria Davila, Mayor of the City of South Gate
3. Wayne Nastri, South Coast Air Quality Management District (SCAQMD)
4. Cynthia Marvin, California Air Resources Board (CARB)
5. Joe Lyou, SCAQMD
6. Gary Toeppen, LA Chamber of Commerce
7. Tracey Hernandez, BizFed
8. Lisa Alexander, SoCal Gas
9. Kevin Maggay, Socal Gas
10. John McLaurin, Pacific Merchant Shipping Association (PMSA)
11. Melida Hinds, East Village 2nd District – Long Beach
12. Dan Hoffman, South Bay Association of Chambers of Commerce
13. Tom Fulks, Diesel Technology Forum
14. Mark Hirzel, LA County Customs Brokers & Freight Forwarders Association
15. Todd Campbell, Clean Energy
16. Daniel Witt, Tesla
17. Jim Kennedy, Self
18. Greg Roche, Clean Energy
19. Richard Havenick, Coastal San Pedro Neighborhood Council
20. Dwight Hanson, Rush Enterprises Momentum Fuel
21. Anne Carpenter, CEO of Braid Theory, Inc.
22. Angelo Logan, GASPI
23. Louise Fleming, Sierra Club
24. Kat Janowics, 3COTECH, Inc.
25. Mitchell Veintimilla, Self
26. Xochitl Rosales, Long Beach Resident
27. Jesse N. Marquez, Coalition for a Safe Environment
28. Mike Gatto, Former Assemblyman
29. Kathleen Woodfield, San Pedro Peninsula Homeowners Coalition
30. David Serrato, ILWU
31. Seko Vaina, Intermodal Bridge Transport
32. Manuel Rios, Teamsters
33. Rene Flores, Teamsters
34. Evangelina Ramirez, Long Beach Alliance for Children with Asthma (LBACA)
35. Phaktra Huch, LBACA
36. LaDonna DiCamillo, BNSF Railway
37. Sherry Lear, San Pedro Resident
38. Jessica Figueroa, LBACA/ San Pedro Resident
39. Sylvia Betancourt, LBACA

**SPECIAL JOINT CAAP MEETING
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1. (Continued)

40. Thomas Lawson, CA Natural Gas Vehicle Coalition
41. Mathew Veintimilla, Community Resident
42. Sandra Vasconcellos, Long Beach Resident
43. Barry Sedlik, California Business Bentures
44. Victor Nguyen, Self
45. James Fridell, Los Angeles County Resident
46. Ashley White, Clean Energy
47. Adeline Yoong, Southern California Edison
48. Christian Young, Self
49. Jake Filipovich, San Pedro Resident
50. Danielle Marquez, Community Resident
51. Laura Cortez, East Yard Communities for Environmental Justice
52. Tommy Faave, IBEW Local 11
53. Jennifer Kropke, IBEW Local 11
54. Maria Reyes, East Yard Communities for Environmental Justice
55. Tim McOsker, San Pedro Chamber of Commerce
56. Julins Calacsan, East Yard Communities for Environmental Justice
57. Ricky Jimenez, Community Member
58. Jan Victor Andasan, East Yard Communities for Environmental Justice
59. Carrie Scoville, San Pedro Resident
60. Tracey Ellis, Teamsters
61. Morgan Wyenn, Natural Resources Defense Council
62. Peter Warren, San Pedro Peninsula Homeowners Coalition
63. Peter Herzog, Commercial Real Estate Development Association
64. Taylor Thomas, East Yard Communities for Environmental Justice
65. June Smith, Former Chair of the Port Community Advisory Committee
66. Joe Hower, Future Ports/BizFed
67. Herendira Razcon, Local Resident
68. Stan Tomsic, MagnaPoint Group
69. Elizabeth Warren, Future Ports
70. Maria Garcia, LBACA

**SPECIAL JOINT CAAP MEETING
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1. (Continued)

Port of Los Angeles Motion

Motion by Vice President Arian, seconded by Commissioner Renwick, and carried the following vote:

Ayes: Ambassador Martinez, Vice President Arian, Commissioner Moreno-Linares, Commissioner Pirozzi, Jr., and Commissioner Renwick. (5)

Noes: None.

Port of Long Beach Motion

Motion by Vice President Egoscue, seconded by Commissioner Lowenthal, and carried the following vote:

Ayes: President Lou Anne Bynum, Vice President Tracy J. Egoscue, Commissioner Bonnie Lowenthal, and Commissioner Frank Colonna. (4)

Noes: None.

Absent: Commissioner Lori Ann Guzmán. (1)

RECOMMENDATION APPROVED AND RESOLUTION NO. 17-8185 ADOPTED

**SPECIAL JOINT CAAP MEETING
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G. Comments from the Public on Non-Agenda Items

There were no comments from the public on non-agenda items.

H. Report from the Neighborhood Council Representatives

There were no reports from the Neighborhood Council Representatives.

I. Adjournment

THERE BEING NO FURTHER BUSINESS, AT APPROXIMATELY 2:10 P.M., AMBASSADOR MARTINEZ AND PRESIDENT LOU ANNE BYNUM ADJOURNED THE NOVEMBER 2, 2017 SPECIAL JOINT CLEAN AIR ACTION PLAN MEETING OF THE BOARD OF HARBOR COMMISSIONERS.


Los Angeles Harbor
Commissioner


Board Secretary

APPROVED AS AMENDED BY THE
LOS ANGELES BOARD OF HARBOR
COMMISSIONERS AT ITS MEETING
HELD NOVEMBER 16, 2017.

LOS ANGELES RESOLUTION NO.
LONG BEACH RESOLUTION NO. HD- 2899

A JOINT RESOLUTION OF THE BOARD OF HARBOR
COMMISSIONERS OF THE CITY OF LOS ANGELES AND THE
BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LONG
BEACH ADOPTING THE 2017 SAN PEDRO BAY PORTS CLEAN AIR
ACTION PLAN UPDATE

FINDINGS

The Board of Harbor Commissioners of the City of Los Angeles ("LA Board") and the Board of Harbor Commissioners of the City of Long Beach ("LB Board") (each a "Board" and collectively "Boards") find as follows:

Ports and Maritime Commerce

1. Each of the LA Board, for the Port of Los Angeles ("POLA") and the LB Board, for the Port of Long Beach ("POLB") (each a "Port" and collectively, the "Ports") takes this planning action regarding the San Pedro Bay Ports Clean Air Action Plan ("CAAP") under its respective authority under its City Charter to manage the granted State Tidelands and submerged lands, related assets and revenues at its own Port for purposes of maritime commerce, navigation, recreation and fisheries.

2. The Ports together handled 37.7% of U.S. waterborne containerized import twenty-foot equivalent units ("TEU") through the San Pedro Bay in 2016. The dollar value of import and export waterborne cargo moving through the San Pedro Bay in 2016 was \$361.4 billion. The number of jobs in the region dependent on or related to the San Pedro Bay Ports is approximately 976,000. The number of jobs in the U.S. related to trade moving through the San Pedro Bay Ports is approximately 2.8 million.

3. Although the Port of Long Beach and Port of Los Angeles are geographically adjacent and together form the "San Pedro Bay Ports", and the CAAP is a jointly developed high level plan guidance, each Board retains its individual discretion and authority to use the CAAP to make future decisions for each Port, as required by their position of Tidelands Trustees under the law.

4. The original 2006 CAAP was prompted by both Ports' concerns in the early 2000s that their ability to develop additional marine terminal facilities to accommodate forecast trade growth depended upon their ability to address adverse environmental impacts, especially air impacts, which result from maritime goods movement emission sources. The 2017 CAAP Update assesses the effectiveness of the original CAAP strategies by evaluating progress to date and projecting future emissions from port activities, with and without CAAP measures and other emission reduction measures. The 2017 CAAP Update includes additional strategies and measures aimed at improving air quality in the vicinity of the Ports.

Clean Air Action Plan History and Results

1. The CAAP is a high-level policy guidance document jointly developed by the Ports to help the region achieve its clean air goals and to support the statewide vision for more sustainable freight movement.

2. By adopting the original CAAP in November 2006, the Ports took an unprecedented joint action to improve air quality and reduce health risks from maritime goods movement in the South Coast Air Basin, with a voluntary plan with comprehensive strategies for reductions from major emission sources: drayage trucks, locomotives, ships, cargo handling equipment and harbor craft. The CAAP was developed voluntarily and implemented through the collaborative partnership among the Ports, regulatory agencies, and industry partners, including shipping lines, terminal operators and the trucking industry.

3. The CAAP is a living document intended to establish a process to develop solutions, not a static document binding the Ports to particular future actions; it is regularly reviewed and updated as necessary. The 2010 CAAP Update built on the successes of the 2006 CAAP, set further voluntary plan goals and emission-reduction targets and new strategies for cleaner air in the vicinity of the Ports.

4. The Ports have a strong track record for using their leadership to help the maritime goods movement achieve their CAAP goals as evidenced in the 2016 Emissions Inventories: DPM reduced by 87%, NO_x reduced by 56%, and SO_x reduced by 97% - reflecting achievement of the 2014 targets and well on the way to achieving the 2023 targets.

5. Since the 2006 adoption of the CAAP, diesel particulate emissions from mobile sources in and around the Ports are down 87% reflecting a significant improvement to health risk indicators for Port communities. As a result of the CAAP and other goods movement-related initiatives, the communities around the Ports have seen a greater decline in air-related cancer risk than Southern California as a whole. According to the South Coast Air Quality Management District's MATES-IV (Multiple Air Toxics Exposure Study), between 2005 and 2012, cancer risk near the Ports dropped 66% compared to a 56% reduction for the rest of the region. (MATES IV Final Report, p. 4-11)

6. Despite this significant progress, the Ports recognize that more needs to be done. The Boards desire by this action to stimulate further emissions reductions by the freight industry through the latest CAAP update.

Clean Air Action Plan 2017 Update

7. The Final 2017 CAAP Update published on October 23, 2017 ("Final 2017 CAAP Update") is the result of an Ports' extensive public process and several iterative public drafts that were revised in direct response to stakeholder comments, and

regulatory agencies' collaboration and regulatory actions.

8. Over the past two years, the Ports have engaged in stakeholder outreach that has included multiple small focused meetings as well as three large public meetings that took place in October 2015, January 2017, and August 2017. Since the beginning of this process, the Ports have held more than 70 stakeholder meetings, conducted three public workshops drawing more than 375 people, and received more than 400 comment letters totaling nearly 1000 pages from industry, environmental, neighborhood, and regulatory organizations as well as technology providers. Comment letters are posted on the CAAP website at www.cleanairactionplan.org. Updates on CAAP progress and opportunities for community interaction were advertised through press releases, each Port's website, the CAAP website, Facebook, and Twitter.

9. On November 17, 2016 the Boards held a joint public meeting where the Ports presented a new CAAP 2017 Update Discussion Document ("Discussion Document"), posted on both Ports' and the CAAP website for public review and comment, initially through February 17, 2017 and then extended until the release of the draft final 2017 CAAP Update ("Draft Final") on July 19, 2017.

10. The Draft Final was released to the public and posted on the CAAP and each Port's website on July 19, 2017 with a public review period of 60 days ending on September 19, 2017.

11. Additionally, the development of the Final 2017 CAAP Update has been guided by the California Sustainable Freight Action Plan, the South Coast Air Quality Management District ("SCAQMD") 2016 Air Quality Management Plan ("AQMP"), approved by the SCAQMD Governing Board on March 3, 2017, and the California State Implementation Plan ("SIP"), amended by the California Air Resources Board ("CARB") Governing Board on March 23, 2017. The Ports participated in various collaboration meetings to discuss the CAAP, AQMP and SIP throughout this period with SCAQMD, CARB, and the Environmental Protection Agency.

12. On June 12, 2017, Mayor Eric Garcetti of the City of Los Angeles and Mayor Robert Garcia of the City of Long Beach issued a joint declaration for creating a zero-emissions goods movement future – with ultimate goals of zero emissions for cargo handling equipment by 2030 and zero emissions for on-road drayage trucks serving the ports by 2035. In the declaration, the mayors made a commitment to continue focusing on advancing clean technologies to reduce emissions and combat climate change, with suggestions regarding at-berth emission reductions, zero-emission drayage trucks, funding, a CAAP Implementation Stakeholder Advisory Group monitoring CAAP implementation progress and related energy projects, and a Green Ports Collaborative to advance similar goals along the West Coast and throughout the nation. These goals have been captured in this Final 2017 CAAP Update.

13. Further, following adoption of the Final CAAP 2017 Update, the Ports will continue to work with stakeholders throughout the development of specific programs and implementation of the strategies identified in the document. It is vital that all stakeholders continue to work together if we are going to be successful in achieving our shared vision of an economically competitive, efficient, and environmentally sustainable port complex.

14. Based on the input received throughout this process, the Ports have modified, refined, and clarified the CAAP air emissions reduction strategies as policy guidelines that are feasible and consistent with the Ports' jurisdiction to provide for the needs of commerce, navigation, recreation and fisheries in their respective Harbor Districts.

RESOLUTION

NOW, THEREFORE, based on the above findings, the contents of the Final 2017 CAAP Update, and the Initial Study, the Board of Harbor Commissioners of the City of Los Angeles and the Board of Harbor Commissioners of the City of Long Beach resolve as follows:

Section 1. The Final 2017 CAAP Update is an information collection and analysis activity, as described in 14 California Code of Regulations, Section 15306, and is categorically exempt from the California Environmental Quality Act.

Section 2. The Final 2017 CAAP Update is a feasibility and planning study, as described in 14 California Code of Regulations, Section 15262, and is statutorily exempt from the California Environmental Quality Act.

Section 3. The Final 2017 CAAP Update is a general policy guideline document, as described in 14 California Code of Regulations, Section 15378(b)(2), and is not a project for California Environmental Quality Act purposes.

Section 4. It can be seen with certainty that there is no possibility that the preparation and approval of the Final 2017 CAAP Update may have a significant adverse effect on the environment, as described in 14 California Code of Regulations, Section 15061(b)(3), and the Plan is therefore exempt from the California Environmental Quality Act.

Section 5. The Final 2017 CAAP Update is hereby adopted as a high level policy and planning document, as reflected in the record of the proceedings.

Section 6. Each Port's Board of Harbor Commissioners shall exercise its own discretion regarding implementation of the CAAP strategies at its respective Port through future Board approval of programs, contracts, tariff amendments, budget authorizations, or other actions, through a public process as required by applicable law.

Section 7. The Ports will establish a CAAP Implementation Advisory Group to (i) participate in periodic meetings to advise the Executive Directors and staff regarding the specific details of CAAP implementation, and (ii) oversee regular CAAP implementation status reports that shall be shared publicly and with the Mayors of Long Beach and Los Angeles.

Section 8. The Director of Environmental Management of the Los Angeles Harbor Department, whose office is located at 425 South Palos Verdes Street, San Pedro,

California 90731, is hereby designated as the custodian of the documents and other materials which constitute the record of proceedings upon which the decision of the Board of Harbor Commissioners of the City of Los Angeles is based, which documents and materials shall be available for public inspection and copying in accordance with the provisions of the California Public Records Act (Cal. Government Code Sec. 6250 et seq.). The Director of Environmental Planning of the Long Beach Harbor Department, whose office is located at 4801 Airport Plaza Drive, Long Beach, California 90815, is hereby designated as the custodian of the documents and other materials which constitute the record of proceedings upon which the decision of the Board of Harbor Commissioners of the City of Long Beach is based, which documents and materials shall be available for public inspection and copying in accordance with the provisions of the California Public Records Act (Cal. Government Code Sec. 6250 et seq.).

Section 9. The Director of Environmental Management for Los Angeles and the Director of Environmental Planning for Long Beach shall file notices of exemption with the County Clerk of the County of Los Angeles and with the state Office of Planning and Research.

Section 10. This resolution shall take effect immediately upon its adoption by the Board of Harbor Commissioners of the City of Los Angeles and the Board of Harbor Commissioners of the City of Long Beach. The Secretaries of the Boards shall certify to the vote adopting this resolution and shall cause certified copies of this resolution to be filed forthwith with the respective City Clerks of the City of Long Beach and City of Los Angeles. The City Clerks shall post the resolution in compliance with the requirements in each City.

ACTION BY LOS ANGELES BOARD OF HARBOR COMMISSIONERS

I hereby certify that the foregoing resolution was adopted by the Board of Harbor Commissioners of the City of Los Angeles at its meeting of November 2, 2017 by the following vote:

Ayes: Commissioners: _____

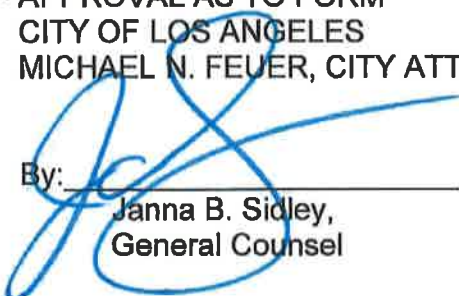
Noes: Commissioners: _____

Absent: Commissioners: _____

Not Voting: Commissioners: _____


Secretary

APPROVAL AS TO FORM
CITY OF LOS ANGELES
MICHAEL N. FEUER, CITY ATTORNEY

By: 
Janna B. Sidley,
General Counsel

Nov 2, _____, 2017

ACTION BY LONG BEACH BOARD OF HARBOR COMMISSIONERS

I hereby certify that the foregoing resolution was adopted by the Board of Harbor Commissioners of the City of Long Beach at its meeting of November 2, 2017 by the following vote:

Ayes: Commissioners: Colonna, Lowenthal, Egoscue, Bynum

Noes: Commissioners: _____

Absent: Commissioners: Farrell

Not Voting: Commissioners: _____


Secretary