

**MINUTES OF THE REGULAR MEETING OF THE  
PORT OF LOS ANGELES COMMUNITY ADVISORY COMMITTEE  
TUESDAY, NOVEMBER 17, 2009, 5:30 – 8:00 PM  
BANNING'S LANDING  
100 E. WATER STREET  
WILMINGTON, CA 90744**

**ATTENDEES**

June Burlingame Smith, Co-Chair  
Carrie Scoville, Voting Member for Central San Pedro Neighborhood Council  
Peter Warren, Voting Member for Coastal San Pedro Neighborhood Council  
Pat Nave, Voting Member, Northwest San Pedro Neighborhood Council  
Arthur Hernandez, Alternate for Donna Ethington, Wilmington Neighborhood Council  
Andrew Mardesich, Voting Member, San Pedro & Peninsula Homeowner's Coalition  
Kathleen Woodfield, Voting Member for San Pedro & Peninsula Homeowner's Coalition  
John Miller, Voting Member for San Pedro and Peninsula Homeowner's Coalition  
Lucy Mejia, Voting Member, Wilmington Citizen's Committee  
Cathy Beauregard, Voting Member, At-Large, San Pedro  
Chuck Hart, Voting Member, At-Large San Pedro  
Kenneth Melendez, Voting Member, Wilmington At-Large  
Eleanor R. Montano, Voting Member, Wilmington Community Advisory Committee  
Gary Kern, Voting Member, Wilmington Community Advisory Committee  
Bill Walles, Alternate for Anthony Misetich, Harbor Association of Industry and Commerce  
Donald Norton, Voting Member, Harbor Association of Industry and Commerce  
Jayme Wilson, Voting Member, Pacific Corridor Task Force  
Olivia Cueva Fernandez, Voting Member, Education At Large

**ABSENTEES**

Thomas Dahlgren, Voting Member for Wilmington Neighborhood Council  
Donna Ethington, Voting Member, Wilmington Neighborhood Council  
Richard Pavlick, Voting Member, Crescent Area Resident's Association  
Frank Herrera, Voting Member, Wilmington Community Advisory Committee  
Anthony Misetich, Voting Member, Harbor Association of Industry and Commerce  
Joanne Valle, Voting Member, Harbor City/Gateway Chamber  
Frank O'Brien, Voting Member, L.A. Harbor/Watts EDC  
James Cross, Voting Member, San Pedro Peninsula Chamber of Commerce  
Michelle Grubbs, Voting Member, Pacific Merchant Shipping Association  
Patrick Wilson, Voting Member, Wilmington Chamber of Commerce  
David Beeman, Voting Member, ILWU Local #13  
John Schafer, Voting Member, Non-ILWU  
Linda Spink, Voting Member, Education At-Large  
Lanny Nelms, Voting Member, At Large (BHC)  
Andrew Fox, Voting Member, At-Large

**PORT STAFF IN ATTENDANCE**

David Mathewson, Director of Planning and Research  
Thomas Russell, City Attorney, General Counsel

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- A. **CALL TO ORDER:**  
June Burlingame Smith, PCAC Co-Chair, called the meeting to order.
- 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. **ROLL CALL / DETERMINATION OF A QUORUM:**  
Roll call was taken. There were 16 members present. No quorum
- D. **APPROVAL OF THE MINUTES FOR THE SEPTEMBER 15, 2009 AND THE OCTOBER 20, 2009 PORT OF LOS ANGELES COMMUNITY ADVISORY COMMITTEE MEETINGS:**  
The approval of the minutes was postponed and carried over to the next meeting, as there was no quorum.
- E. **PUBLIC COMMENT:**  
Co-Chair, Burlingame Smith, opened the floor for public comments.
- Chuck Hart asked if the Committee could look into the By-laws to see if they could address issues of non-participation and lack of a quorum.
- Dr. John Miller stated that perhaps putting controversial issues on the agenda would get members to attend and participate.
- Cathy Beauregard requested that the Committee do more outreach to get members to participate before excising them from the group.

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City Attorney, Thomas Russell, referred to Section 201.9, of the PCAC By-laws, where it addresses the Replacement of Voting Members:

“Individual voting members shall be subject to replacement by their respective organizations or appointing authorities should they have three un-excused absences from convened meetings of the Committee. Members may also be replaced upon 2/3 vote of the members present at a convened meeting of the Committee. The names of such replacement members shall be submitted in writing to the Board for appointment by the Board.”

He stated that the Committee could take action; however, they needed a quorum in order to do so.

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

David Mathewson, the Director of Planning and Research, provided the following update:

- Staff reports for PCAC motions #66, #90, and #96 are scheduled to go to the Board on Thursday, November 19, 2009, at 6:00 PM at Banning's Landing. Presently, there are twelve motions pending.

#66, Recommends, the Port find a more appropriate method/location for storing contaminated dredged materials, phase out the 40-acre Anchorage Road Soil Storage Site

#90, Recommends that Port staff put through Motion No. 66 regarding the storage & transport of dredged materials at & to Anchorage Road to the BHC. Additionally, the PCAC requests timely movement of all previously passed motions from POLA to the BHC for their consideration.

#96, Recommends that a land use feasibility study be conducted for the 40-acre Anchorage Road Soil Storage Site to identify uses that are compatible with existing recreational uses, and Be it further recommended that the evaluation include uses proposed in the 1987 Cal Hamilton, Wilmington Harbor Interface Study, the 2006 Cal Poly Wetlands Presentation as well as uses proposed by the Wilmington community and Port Master Plan Subcommittee that include: Boat Yard/Boat Building Facility, Wetlands, Visitor Serving Facilities, Park Space, Golf Course, Botanical Garden, Consolidated Slip Storm Water Treatment Facility, aquaculture (fish hatchery).

- Motion #101 (regarding the rail yard behind Berth 195, requesting a sound wall and an internal road that by-passes the rail lines) is tentatively scheduled to go to the Board on December 10, 2009.

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Motion #99 (the request to reallocate \$500,000 for the Wilmington Youth Sailing Center) is tentatively scheduled to go to the Board on January 7, 2010.

**G. PRESENTATION TO PCAC, NOVEMBER 17, 2009:**

• **Knoll Hill Update:**

Mr. Mathewson provided a brief update on the Knoll Hill / Preferred Conceptual Plan that had been developed through the efforts of the three San Pedro Neighborhood Councils, the Wilmington Neighborhood Council, as well as the input obtained through three community hearing meetings.

The Port has acquired the property on Knoll Hill through a voluntary acquisition, with the exception of one residential lot.

**Elements Within the Plan Include:**

- Recreational and Passive Uses
- 2 Ball Fields with Limited Infrastructure, No Fencing in the Out Fields
- Unobstructed Open Space
- Trails and Bike Paths / Automobile and Bicycle Parking
- Overlook Points with Seating
- Native Plantings and Garden Walks
- Interactive Discovery Play Area for Children
- Picnic Areas
- Gateway Feature / Restroom Facilities / and a Small Building for Potential Food Sales or Storage

There are still issues with regard to the ball fields. In an attempt to accommodate both the Little League and the community, the fields will remain as open space, as permitted by State Lands.

The Los Angeles Neighborhood Initiative (LANI) has worked with the Melendrez Landscape Architect Firm, on a conceptual plan, as requested by the Central San Pedro Neighborhood Council. The plan reflects the input from all the Neighborhood Councils (N/Cs) and the community as a whole. LANI is scheduled to present the conceptual plan to the Board of Harbor Commission on November 19, 2009. It will be presented as an informational item. No action will be taken on this issue at that meeting.

The Neighborhood Councils have taken formal action to oppose the plan and the land swap. The land swap concept would entail transferring Knoll

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Hill to the Department of Water and Power (DWP) in exchange for the DWP Tank Farm site. DWP would then transfer the Knoll Hill property to the City of Los Angeles so that it could be administered as open space by Recreation and Parks. With the land swap there wouldn't be any more Tide Land Trust restrictions and the DWP site would allow for the Avalon Boulevard portion of the Wilmington Waterfront project to proceed. The land swap would involve the DWP, the Port, the City of LA, and Recreation and Parks. To date there is no agreement and or resolution.

The Central San Pedro Neighborhood Council (CSPNC) has opposed the land swap concept and would prefer to have the site remain as trust property, providing the uses that are consistent with the Tide Lands Trust. The CSPNC passed a motion not only asking that Knoll Hill stay within the prevue of the State Tide Lands, but that the plan not be approved, instead, approve the original Alternative 4 plan, which had no ball fields at all.

The Coastal San Pedro and the Northwest Neighborhood Councils also oppose a land swap.

**Knoll Hill Discussion Issues:**

- Total Acreage for Project on Knoll Hill (16 acres)
- Impacts / Proposed Off-Ramp from SR-47 to the North Side of the China Shipping Terminal
- Handicap Accessibility / ADA Compliant Restrooms as well as the Walkways
- Rezoning Knoll Hill for Open Space
- Land Use Between the Planned Area and the Rail Alignment Area
- An Equitable Transaction Between POLA and the DWP for the Tank Farm may Include Additional Parcels Presently Being Leased to DWP
- No Need For a Land Swap if the Back Stop is Eliminated from the Plan (Have Little League Provide Their Own Portable Back Stop)
- Request Assistance from the Mayor to Zone Knoll Hill as Open Space, and to Help the Port Sell its Surplus Property Thereby Eliminating the Tide Lands Trust Restrictions
- Guarantee / Strategy for Implementing the Plan
- Funding the Implementation Plan
- **Cabrillo Beach Contamination Clean-Up:**  
Kathryn Curtis, from the Port's Environmental Management Division, provided an overview on the Port's efforts, to date, to resolve the bacteria issues at Cabrillo Beach, and how they plan to move forward.

The City/Port has had concerns about the bacteria levels at the beach

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long before the implementation of the Federal Total Maximum Daily Load (TMDL) Program, a Program under the Clean Water Act, that identifies impaired water bodies and the impairments which can come from a number of sources; chemicals, bacteria, trash.... The program was structured to develop and monitor federal standards for TMDLs and the load allocations / limits for contaminants on any given water body.

The Port of LA had begun studying the issues at the beach prior to the Federal TMDL Program. Their studies were integrated into the program as implemented by the Regional Water Quality Control Board.

To date, the Port has expended about \$20 Million on background studies and remedies at the beach. The activities / studies that have been done to date include:

- Looking at trash management / improving the timing and the collection of trash at the beach, and providing secure lids on trash cans / barrels and containers
- Working aggressively on a sand management program, the removal / replacement of the contaminated sand and regular maintenance / grooming of the sand
- Displaying Signage:
  - Prohibiting children with diapers from the water
  - Prohibiting the feeding of animals
- Series of investigations on storm drain system and sewer lines in the vicinity of the beach. Active lines have been repaired, and the outfalls have been diverted so that low flow is redirected away from the beach
- Circulation of Water, hydro dynamic modeling has been done as well as many different studies to see how the currents and the tides influence and impact the process of water exchange. Major bacterial issues seem to be mostly in the ankle deep water, as opposed to off shore waters.

Part of the TMDL Implementation Plan is the installation of a newly designed bird exclusion structure which will deter the birds from that part of the beach. It is expected to be installed this winter.

The Compliance Deadline to meet the TMDL Federal Standards is March 2010. The Port continues to work on other remedies like re-contouring the beach face, which will require cooperation and coordination between the Regional Water Quality Control Board, the National Marine Fishery Service, The California Fish and Game and the US Fish and Wildlife Service.

The Port is looking to create a trench for the placement of big, slow speed mixers (that will be encapsulated for environmental safety) that will help to maximize water circulation, partly impeded by the eel grass, and to help resolve the concentration of bacteria in the shallow water where kids

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play.

Plans for additional hydro dynamic studies and further conceptual designs for the circulation system are on hold, pending the results of Port's current actions. POLA has applied for permits with the Regional Board and the Army Corp of Engineers. They have initiated the Mitigated Negative Declaration (MND) process for the project, and are coordinating with the Army Corp. for the preparation of the Environmental Assessment under (NEPA) the National Environmental Policy Act.

The Port has recently finalized a Draft Sediment Sampling Plan that will assess the levels of contamination prior to the required dredging. If the monitoring data shows that we are not in compliance, then this will be proposed as the next step.

Mitigation will be required for the removal of 6.4 acres of eel grass in order to re-contour the beach. At Pier 300, the Port constructed a 15 acre eel grass mitigation site a few years back in conjunction with a forty acre fill, part of the Channel Deepening Project. We propose a transplant effort creating an additional 10 acre eel grass mitigation area adjacent to the current site. The dredge material would be used to re-contour the beach. There will continue to be long term monitoring associated with this site as well as monitoring the water quality of the beach.

The Committee asked questions with regard to:

- Maintaining the area where the eel grass had been removed
- Circulation Systems
- Feral Cat Population
- Fecal Matter Detected / Birds 50/60%, Cats 10/20%, Human 10%
- Impacts for Not Meeting Compliance / Notice of Violation / Fines
- Required Mitigation Measures for Re-Contouring the Beach and the Installation of the Eel Grass Mitigation Site
- The Status of the Eel Grass Mitigation Site adjacent to Pier 300
- Create Recreational Area within the Newly Circulated Water

**H. DISCUSSION:**

**Committee Recommendation Regarding the Stakeholders Group for the San Pedro Waterfront EIR Project:**

In response to the Board motion of September 29, 2009, regarding the San Pedro Waterfront EIR, Port staff has provided a draft implementation plan which entails the formation of a stakeholder group. The San Pedro Coordinated Plan Subcommittee drafted a list of potential representatives

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for this group.

- A PCAC representative (chair?)
- One member from each of the SP Neighborhood Councils, appointed by the respective Councils
- One member appointed by the SP Peninsula Chamber of Commerce
- One member appointed by the CRA Community Advisory Committee
- One member from labor (ILWU or trades)
- One member from the SP Homeowners Coalition
- One member from the Sierra Club
- One member from the Harbor Area Economic Development Corporation
- One member from a regional group like the sustainable waterfront group
- One member from the cruise ship industry
- Resource members from Council Office District 15, the Community Redevelopment Agency, and Port Staff

**Suggestions made from the full PCAC:**

- Add Representation, Someone from the Arts Community (Downtown Arts, Culture and Entertainment District / Board?)
- Add Representation, Someone Affiliated with Technology
- Add a Recreational Seat, Someone Familiar with Tide Lands Compliance Issues
- Add a Representative from a Historical Cultural Nature
- Keep the Stakeholder Group as Small as Possible. Many of these particular groups can be good resources, without being members of the Stakeholder Group.

**I. REPORTS FROM SUBCOMMITTEES:**

**1. Air Quality Subcommittee:**

Richard Havenick provided a written report (Attached)

**2. San Pedro Coordinated Plan Subcommittee:**

June Burlingame Smith provided a written report (Attached)

**3. EIRs/Aesthetic Mitigation Subcommittee:**

Kathleen Woodfield reported that the Subcommittee met on November 12, 2009. They continued their discussion on the Plaza Park Project and were concerned that construction had not yet started. The China Shipping EIR had been certified a year ago. They were also concerned about the fact that the Plaza Park project had been approved by the PCAC with a cost of \$1 Million, which had now morphed into a \$5 Million project. The issue at hand was the cost of stabilizing the slope. The

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question was raised as to why it was the community's responsibility to stabilize the slope rather than the Port, in light of the fact that the Port was working on the street in front of the Plaza Park as part of the larger redevelopment plan.

Other discussion items included the Anchorage Road Soil Storage Site and its temporary use as a storage facility, which is expected to end in 2011. The Port will be working with the Wilmington Community to transform it into a public access site with green space. In the meantime, the PCAC recommendations regarding Anchorage Road are expected to go to the Board on November 19, 2009.

The ICTF and the SCIG rail EIRs are expected to be released in late spring 2010.

4. **Wilmington Waterfront Development Subcommittee**  
Gary Kern reported that the development of the Buffer area was moving forward at a rapid pace.
5. **Light, Aesthetics and Noise Subcommittee:**  
Carrie Scoville is planning a meeting on Monday, December 7, 2009.
6. **Port Master Plan Subcommittee:**  
No Report
7. **Water Quality Subcommittee:**  
No Report
8. **Traffic Subcommittee:**  
No Report

**J. GENERAL PUBLIC COMMENT:**

Co-Chair, Burlingame Smith, opened the floor for public comments.

Chuck Hart requested an attendance report for PCAC meetings, specifically for those organizations that are not participating regularly. This information is needed to determine how to modify / restructure PCAC's membership.

**K. AGENDA ITEMS FOR THE TUESDAY, DECEMBER 15, 2009, PCAC MEETING. TO BE HELD AT BANNING'S LANDING, 100 E. WATER STREET, WILMINGTON, CA 90744:**

If there aren't any urgent issues, the December PCAC meeting may be cancelled as it has been in the past, for the holidays.

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- L. ADJOURNMENT:  
THERE BEING NO FURTHER BUSINESS, AT APPROXIMATELY 7:20PM,  
THE TUESDAY, NOVEMBER 17, 2009 MEETING OF THE PORT OF LOS  
ANGELES COMMUNITY ADVISORY COMMITTEE WAS ADJOURNED.**

**Signature on File**

**June Burlingame Smith, Co-Chair  
Port of Los Angeles Community Advisory Committee**

**Signature on File**

**Debra Babcock-Doherty, PCAC Executive Assistant**

San Pedro Coordinated Plan Subcommittee  
Report to PCAC  
November 17, 2009

The San Pedro Coordinated Plan (CPSC) met Monday, November 9 to discuss the progress of the enhancement projects and to craft a response to the Executive Director's stakeholder implementation plan for the San Pedro Waterfront. The group identified several constituencies, but these are only suggestions:

- Meetings of the stakeholder group should always be Brown Acted
- The CPSC will form a Downtown First Stakeholder Focus Group (DTFS) to address the implementation of the SP Waterfront Plan adopted by the Board of Harbor Commissioners on September 30, 2009
- Voting membership of the committee should include:
  1. A PCAC representative (chair?)
  2. One member from each of the SP Neighborhood Councils, appointed by the respective Councils
  3. One member appointed by the SP Peninsula Chamber of Commerce
  4. One member appointed by the CRA Community Advisory Committee
  5. One member from labor (ILWU or trades)
  6. One member from the SP Homeowners Coalition
  7. One member from the Sierra Club
  8. One member from the Harbor Area Economic Development Corporation
  9. One member from a regional group like the sustainable waterfront group
  10. One member from the cruise ship industry
  11. Resource members from Council office #15, Port staff, and the Community Redevelopment Agency
- The charge of the committee would be to work collaboratively with Port staff, the Council Office and the CRA to assure that the San Pedro downtown business, cultural, and citizen interests are the highest priority as the Port develops timelines and budgets to implement the SP Waterfront Plan
- The focus group would participate in developing timelines and priorities for implementing the Downtown First philosophy expressed by the citizens of San Pedro to the Board of Harbor Commissioners at the meeting of September 29, 2009.
- Community outreach meetings for the greater community would be held as joint efforts of Port staff and the Downtown Focus group

The committee also discussed how a comprehensive bike plan and light rail plan could be used to enhance the waterfront development.

June Burlingame Smith  
San Pedro Coordinated Plan Subcommittee Chair

Port Community Advisory Committee PCAC Report for 11/17/09  
Air Quality Subcommittee

1. Received commitment at 11/04/09 meeting from CD15 Office for use of meeting room with teleconference capability in San Pedro City Building in room #426 with call-in phone number 310 732 4665.
2. Requested from AQMD the preliminary results obtained from the Air Quality Monitoring station at the Science Center station.
3. Discussed sub-committee focus/goals related to Railroad emissions.
4. Learned that Air Resources Board and AQMD plan to release plans in near term for specific reductions in Railroad locomotives and agreed to review ARB/AQMD plans for possible recommendation of support from PCAC/Harbor Commissioners. The ARB Report is expected in February 2010.
5. Agreed that local government agencies should be involved within their specific jurisdictions and responsibilities to support AQMD/ARB plans for Railroad emission reductions.
6. Discussed recommendation that emission reduction plans should state reduction standards based on exposure (e.g., stated quantity/per million population) rather than on percent reduction.
7. Learned that reduction in NOX and PM of between 80 and 90 percent could be achieved through the following specific measures:
  - a. Ensure switch locomotive engines are Tier 2 (15 ppm) or cleaner;
  - b. Retro-fit engines with Diesel Particulate filters and/or Catalytic Reduction devices;
  - c. Replace all Pre 1973 locomotives with Tier 2 engines; and,
  - d. Phase in dual engine (diesel/electric) technology.
8. Discussed Clean Air Action Plan measure RL2 and possibilities that all locomotives entering Port property be Tier 2 or better in the near term and Tier 4 by 2014.

Next meeting is 12/02/09 4:30PM in City Building Room #426.

Richard Havenick  
Air Quality Subcommittee Chair.