



Executive Director's

Report to the

Board of Harbor Commissioners

DATE: NOVEMBER 7, 2017

FROM: ENVIRONMENTAL MANAGEMENT

SUBJECT: RESOLUTION NO. _____ - APPROVAL OF AGREEMENTS BETWEEN THE CITY OF LOS ANGELES HARBOR DEPARTMENT AND LIGHTHOUSE YACHT LANDING AND MARINA VENTURES PARTNERSHIP

SUMMARY:

Staff requests approval of two proposed Agreements (Agreements) between the City of Los Angeles Harbor Department (Harbor Department) and two marina operators located in the Wilmington District. These marina operators are: Lighthouse Yacht Landing and Marina Ventures Partnership (dba Holiday Harbor – Wilmington). The Agreements allow for distribution of funds the Harbor Department received from SA Recycling as part of a Stipulated Final Judgment between the State of California and SA Recycling. Funds are to be distributed to individual marina operators and are to be used to target water and sediment pollution sources, as identified in the Port of Los Angeles (Port) and Port of Long Beach Water Resources Action Plan (WRAP). The Agreements will allow three years for the purchase and installation of approved items and to fully expend funds, thereby garnering maximum benefit to water and sediment quality. Each marina operator will receive up to \$16,500.

RECOMMENDATION:

It is recommended that the Board of Harbor Commissioners (Board):

1. Find 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 as determined by the Director of Environmental Management;
2. Approve the Agreement with Lighthouse Yacht Landing for a term of three years for the total not-to-exceed amount of \$16,500;

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3. Approve the Agreement with Marina Ventures Partnership for a term of three years for the total not-to-exceed amount of \$16,500;
4. Authorize the Executive Director to execute and the Board Secretary to attest to said Agreements for and on behalf of the Board; and
5. Adopt Resolution No. _____.

DISCUSSION:

Background/Context – The State of California and SA Recycling entered into a Stipulated Final Judgment to settle without litigation allegations of violations of the Health and Safety Code. One settlement term was that SA Recycling provide money to help improve water quality in the Port. The Harbor Department was designated to receive a total of \$165,000 for this purpose, and distribute it to owners/operators of the 10 marinas located in the Wilmington District of the Port to target water and sediment pollution sources.

The Harbor Department has previously executed eight Agreements and subsequent Amendments with the following marina operators: Island Yacht Anchorage, Inc. (Berth 205D), Island Yacht Anchorage, Inc. (Berth 200V), California Yacht Marina L.P., Yacht Haven Marina Inc., Yacht Centre, Inc., Leeward Bay Marina, Pacific Yacht Landing, and Cerritos Yacht Anchorage. The proposed Agreements are with the remaining two of the 10 Wilmington marinas (Transmittals 1-2). Under the Agreements, the Harbor Department reimburses marina operators for pre-approved items, equipment, and services that improve water and sediment quality, with the total reimbursement amount not to exceed \$16,500 to each marina operator. A list of pre-approved items was prepared after consultation with water quality experts and marina managers. Installation of any purchases, as appropriate, is required prior to reimbursement.

Purpose - The purpose of the Agreements is to allow for purchase and installation of approved items, thereby garnering maximum benefit to water and sediment quality.

ENVIRONMENTAL ASSESSMENT:

The proposed action is approval of two Agreements with Lighthouse Yacht Landing and Marina Ventures Partnership for the purchase and installation of equipment targeting water and sediment pollution with funds distributed through a Stipulated Final Judgment between the State of California and SA Recycling. This action does not constitute approval of any specific projects utilizing the funds. Such projects will be assessed separately for environmental impacts as appropriate. Therefore, as an administrative

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activity, the Director of Environmental Management has determined that the proposed action is administratively exempt from the requirements of CEQA in accordance with Article II Section 2(f) of the Los Angeles City CEQA Guidelines.

FINANCIAL IMPACT:

The Agreements are funded out of a settlement agreement between SA Recycling and the State of California. The Harbor Department was not a party to the settlement but was designated as a recipient of settlement funds to distribute to marina operators located in the Wilmington District.

Payments against the Agreements are made out of Account 21991, Center 7000, Program 000. The total of the two Agreements is \$33,000.

Marina operators will be responsible for any ongoing operating and maintenance expenses of equipment installed.

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CITY ATTORNEY:

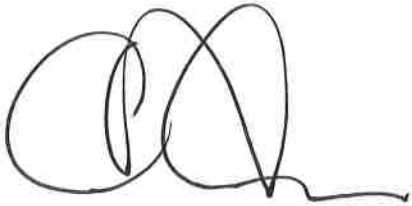
The Office of the City Attorney has reviewed and approved the proposed Agreements as to form and legality.

TRANSMITTALS:

1. Agreement with Lighthouse Yacht Landing
2. Agreement with Marina Ventures Partnership

FIS Approval: MB (initials)

CA Approval: me (initials)



CHRISTOPHER CANNON
Director of Environmental Management



MICHAEL DIBERNARDO
Deputy Executive Director

APPROVED:

 FOR

EUGENE D. SEROKA
Executive Director

CC:yo
AUTHOR: K. PRICKETT

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