



THE PORT  
OF LOS ANGELES  
Executive Director's  
Report to the

Board of Harbor Commissioners

**DATE: JULY 12, 2016**

**FROM: EXECUTIVE OFFICE**

**SUBJECT: RESOLUTION NO. \_\_\_\_\_ - APPROVAL OF THE SELECTION OF THE HARBOR COMMUNITY BENEFIT FOUNDATION'S BOARD OF DIRECTORS CANDIDATE**

**SUMMARY:**

Staff requests that the Board of Harbor Commissioners approve the selection of Ed Avol as Director G of the Harbor Community Benefit Foundation (HCBF) for a two-year term. HCBF is a non-profit organization that receives funding from the Port Community Mitigation Trust Fund (PCMTF) from the Los Angeles Harbor Department (Harbor Department) and operates the grant administration process of soliciting, selecting and approving grants from the PCMTF under certain guidelines and subject to Board of Harbor Commissioners (Board) approval. The HCBF bylaws, adopted by the HCBF Board of Directors (HCBF Board) and approved by the Board, require that the appointment of three of the seven HCBF Directors, Directors E, F and G, receive concurrence from the Board. The current vacancy for the HCBF Director G candidate is jointly selected by the TraPac Appellants and the University of California, Los Angeles (UCLA) Luskin Center. HCBF is requesting approval from the Board of the selection of Ed Avol to its Board of Directors through May 2018. No funding from the Harbor Department is required for this request.

**RECOMMENDATION:**

It is recommended that the Board of Harbor Commissioners:

1. Find that the proposed action is 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 selection by the TraPac Appellants and the UCLA Luskin Center of Ed Avol as Director G of the Harbor Community Benefit Foundation for a two-year term through May 2018; and
3. Adopt Resolution No. \_\_\_\_\_.

**SUBJECT: APPROVAL OF SELECTION OF HCBF BOARD OF DIRECTOR CANDIDATE**

**DISCUSSION:**

Background/Context - On April 3, 2008, the Board approved a Memorandum of Understanding (MOU) between the City of Los Angeles and certain organizations and individuals (TraPac Appellants) to resolve an appeal of the certification of the Environmental Impact Report/Environmental Impact Statement (EIR/EIS) for the TraPac Container Terminal Project (TraPac) to the Los Angeles City Council. The TraPac MOU provides for resolution of the EIR/EIS appeals and creation of a Port Community Mitigation Trust Fund (PCMTF) designated for mitigation projects that mitigate impacts from port and port-related operations and are consistent with the Tidelands Trust and the TraPac MOU. In addition the MOU required the creation of a nonprofit entity, the HCBF, to operate the PCMTF and oversee the grant selection and grant-making process in accordance with the TraPac MOU.

On October 26, 2010, the Board approved the Operating Agreement of the TraPac MOU (Operating Agreement), among the Harbor Department, TraPac Appellants, and the HCBF. The Operating Agreement provides specific details regarding the PCMTF and the role and responsibilities of the nonprofit entity and the bylaws which govern it. The terms of the Operating Agreement will remain in effect as long as there is balance in the PCMTF.

HCBF Board of Directors – The HCBF bylaws, adopted by the HCBF Board and approved by the Board, require that the appointment of three of the seven HCBF Directors receive concurrence from the Board. Section 7.1.2 of the bylaws provides that Director E, F, and G candidates be jointly selected by the TraPac Appellants and the USC Keck School of Medicine, the LACDPH, and the UCLA Luskin Center, respectively. The current vacancy is Director G, to be selected by the Luskin Center, and qualifications require “This Director shall have a demonstrated commitment to labor in the Los Angeles area and must have experience working in coalition with both community and environmental groups.”(Bylaws, Section 7.1.3)

The term of the current Director G, Sean Hecht, reached its limit in May 2016. The TraPac Appellants and the UCLA Luskin Center have jointly selected Ed Avol to serve as the new Director G (Transmittal 1). Mr. Avol has over 40 years of experience in air quality monitoring and health research and holds a master’s degree in environmental engineering. Mr. Avol is currently an Associate Professor and Professor, Department of Preventive Medicine, at the University of Southern California, Los Angeles.

In accordance with its bylaws, HCBF is requesting approval from the Board of the selection of Ed Avol as Director G of the HCBF. If approved, Mr. Avol’s two-year term will commence upon election by the HCBF Board and will expire at the annual HCBF Board meeting in May 2018.

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SUBJECT: APPROVAL OF SELECTION OF HCBF BOARD OF DIRECTOR CANDIDATE

**ENVIRONMENTAL ASSESSMENT:**

The proposed action is approval of Ed Avol as the Director of the HCBF. As an administrative activity, the Director of Environmental Management has determined that the proposed action is exempt from the requirements of the California Environmental Quality Act (CEQA) in accordance with Article II, Section 2(f), of the Los Angeles City CEQA Guidelines.

**ECONOMIC BENEFITS:**

This Board action will have no employment impact.

**FINANCIAL IMPACT:**

Approval of this proposed Board item is not expected to have a financial impact upon the Harbor Department.


**CITY ATTORNEY:**

The Office of the City Attorney has reviewed this Board report and has identified no legal issues at this time.

**TRANSMITTAL:**

1. HCBF Request for Approval of Director Candidate

FIS Approval: MB (initials)  
CA Approval: JS (initials)

*FGW*  
  
DOANE LIU  
Deputy Executive Director and Chief of Staff

APPROVED:

*FOR*  
  
EUGENE D. SEROKA  
Executive Director

Author: T. Adams Lopez