



**THE PORT  
OF LOS ANGELES**  
Executive Director's  
Report to the  
Board of Harbor Commissioners

**DATE: JANUARY 3, 2014**

**FROM: COMMISSION OFFICE**

**SUBJECT: RESOLUTION NO. \_\_\_\_\_ - BOARD OF HARBOR  
COMMISSIONERS REVIEW OF SUBSIDIARY COMMITTEES  
AND RELATED GOVERNING BODIES**

**SUMMARY:**

Under the Brown Act, public commissions, boards, councils and other legislative bodies of local government agencies exist to aid in the conduct of the people's business. The members of the Los Angeles Board of Harbor Commissioners (Board) serve on several different subsidiary committees and related governing bodies of other public entities. Service on these committees and the governing bodies of other public entities provides opportunities for the Commissioners to engage in more detailed discussion on specific City of Los Angeles Harbor Department (Harbor Department) functions or issues and provide oversight and involvement in the affairs of other local public agencies. Committees do not have the authority to act, but only to bring forward topics for the full Board to consider and advise the Board concerning those matters under their purview. Currently, members of the Board serve on nine separate bodies, including six subsidiary committees created by the Board, one non-profit public benefit corporation formed by the Board and two separate but related governing boards of distinct public entities that are joint power authorities created by this Board and the Long Beach Board of Harbor Commissioners.

**RECOMMENDATION:**

It is recommended that the Board of Harbor Commissioners:

1. Discuss the Committees, Boards and Corporation as well as the Commissioner assignments to these Committees, Boards and Corporation;
2. Direct staff return to the next Board of Harbor Commissioners meeting and present Resolutions to impanel or terminate specific Committees, Boards or Corporation as necessary and within its authority; and
3. Adopt Resolution No. \_\_\_\_\_.

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Discussion/Background - Currently, the Board is involved with six board subsidiary committees, two local public agencies boards, and one non-profit public benefits corporation.

**I. Board Subsidiary Committees – Standing or Ad Hoc**

- A. Standing Committee - Under state law, local agencies, boards or commissions may create standing committees of the legislative body. A standing committee has continuing subject matter jurisdiction or a meeting schedule set by its parent body. Less-than-a quorum advisory committees, other than standing committees, are exempt from provisions of the Brown Act. Subject to the Brown Act and its posting requirements, standing committees are permanent committees designed to handle issues on a continual basis. In the case of the Harbor Department, standing committees consist of a subset of the full Board and its procedures are open to the public.

The Board has approved four standing committees:

**1) AUDIT COMMITTEE**

- Committee Type: Standing, no expiration date
- Chair: Commissioner Renwick
- Board Member: Commissioner Pirozzi
- Adopted: September 2005

**Purpose or Mission:** Oversee external audits of the Harbor Department and have the ability to request management or internal audits. A report from the City of Los Angeles Controller along with the recommendations from several firms charged with surveying the Harbor Department's industrial, economic and administrative functions, recommended the establishment of a an Audit Committee.

**2) HARBOR PUBLIC SAFETY COMMITTEE**

- Committee Type: Standing, no expiration date
- Chair: Vacant
- Board Member: Vacant
- Staff Members: The Executive Director, Deputy Executive Director of Operations and the Chief of Port Police
- Adopted April 18, 2013

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**Purpose or Mission:** Develop a five-year strategic plan for public safety, homeland security, and emergency management. An internal audit of the Los Angeles Port Police recommended the establishment of this committee.

**3) PORT EFFICIENCY COMMITTEE**

- Committee Type: Standing, no expiration date
- Chair: Vice President Arian
- Board Member: Vacant
- Adopted: October 2011

**Purpose or Mission:** Plan for the increased competition from the widening of the Panama Canal and develop strategies for introducing advanced technologies in terminal and Port facilities and create an open dialog with our tenants.

**4) I-710 EXECUTIVE COMMITTEE**

- Committee Type: Standing, no expiration date
- Board Member: Vacant
- Alternate: Vacant
- Harbor Department Representative: Name Needed
- Adopted: March 2006

**Purpose or Mission:** Address congestion and safety issues along the Long Beach Freeway (I-710) and develop long-term solutions due to population growth, cargo container growth, increasing traffic volumes, and aging infrastructure.

As an essential component of the regional, statewide and national transportation system, the I-710 serves both passenger and goods movement vehicles by linking the Ports of Long Beach and Los Angeles to Southern California and beyond. In March 2005, Metro completed the I-710 Freeway Major Corridor Study analyzing congestion and mobility along the corridor in order to develop transportation solutions that preserve and enhance the quality of life of surrounding neighborhoods and communities. Metro, the Harbor Department, and five other project participants are now conducting an Environmental Impact Report/Environmental Impact Statement (EIR/EIS) to analyze the range of possible improvement alternatives for the I-710 corridor with the objectives of developing transportation alternatives that will improve air quality, improve mobility, congestion and safety, and assess alternative, green goods movement technologies. The I-710 Executive Committee

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(EC) provides overall direction and policy guidance to the I-710 EIR/EIS Corridor Project. This committee is responsible for executive management of the project, including policy guidance on legislative, regulatory, financial and other specialized issues that arise during the course of the study.

- B. Ad Hoc Committee - An ad hoc committee is defined as a temporary advisory committee that consists solely of less than a majority of a governing body. This committee is formed to evaluate a particular task or issue and report its findings, conclusions or recommendations to the governing body. This type of committee cannot be empaneled for more than one year and is required to have a defined purpose or mission. Meeting notices are not required for this kind of meeting. In the case of the Harbor Commission, an ad hoc committee consists of two Board members who have been assigned to investigate an issue and report back to the full Board on a single issue or subject.

The Board has approved one ad hoc committee and an additional committee is awaiting approval:

**1) PORT INDUSTRIAL AND ECONOMIC DEVELOPMENT COMMITTEE**

- Committee Type: Ad hoc, one-year term
- Chair: Vice President David Arian
- Board Member: Commissioner Patricia Castellanos
- Adopted: November 7, 2013

**Purpose or Mission:** Identify areas to assist the Harbor Department and its tenants with planning for the future of shipping. In addition, discuss terminal development or infrastructure upgrades as a key component in introducing more efficiencies and how to add value to each terminal. Devise a plan to attract new and diverse cargo while making the best use of all facilities.

**2) CAPITAL IMPROVEMENT PROGRAM COMMITTEE**

- Committee Type: Ad hoc, one-year term
- Chair: Commissioner Pirozzi
- Board Member: Vacant
- Adopted: Pending - Introduced December 12, 2013, but tabled pending further discussion

**Purpose or Mission:** Provide an opportunity to review in detail and discuss the Port of Los Angeles (Port) Master Plan and long-term

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development strategy, the ten-year capital improvement program and long term financial plan.

- II. **Non-Profit Public Benefit Corporation** - A legislative body may delegate some of its functions to a private corporation or entity; and it may also appoint some of its members to serve as voting members of an entity's board of directors.

The Board has approved one non-profit public benefit corporation:

**1) LOS ANGELES HARBOR IMPROVEMENTS CORPORATION (LAHIC)**

- Entity Type: Non-Profit Public Benefit Corporation
- Board Members: (Five, All Vacant)
  - Two Commissioners
  - Executive Director
  - Two Staff Members: Deputy Executive Director of Finance & Administration, and Chief Financial Officer
- Adopted: 1984

**Purpose or Mission:** Los Angeles Harbor Improvements Corporation (LAHIC) is a California nonprofit public benefits corporation that was established in 1984 to assist the Harbor Department with financing the acquisition, replacement, improvement, and expansion of facilities that the Board deemed necessary or convenient for the promotion or accommodation of commerce, navigation or fishery. In order to carry out this specific and primary purpose, the LAHIC Board of Directors has the power to borrow money and incur indebtedness for the purposes and on behalf of LAHIC. LAHIC issues debt in a manner such that repayment generally comes from lease payments received from the Harbor Department's customers. All five members require reappointment by the Board due to lapses in terms.

- III. **Joint Powers Authority Governance Boards** – California Government Code Section 6500 et. seq. empowers local public agencies by agreement to create joint power authorities with their own governing bodies. The Los Angeles Harbor Department (POLA) and Long Beach Harbor Department (POLB), by agreement, have created two such joint power agencies. The governance boards of these agencies have the power to administer the agencies as specified in the enabling agreements. The Board appoints members to serve on two such governance bodies. Although these entities are not directly managed by the Harbor Department, members of the Board have governance responsibilities for these entities:

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1) ALAMEDA CORRIDOR TRANSPORTATION AUTHORITY BOARD

- Entity Type: Joint Powers Authority
- POLA Board-appointed Board Members: (Four, two Vacant)
  - Commissioner Seat: Vacant
  - Commissioner Alternate: Vice President David Arian
  - Harbor Department Representative Seat: Executive Director
  - Staff Member Alternate: Deputy Executive Director of Development, Michael R. Christensen
- Other Board Members: Two members and alternates appointed by Long Beach Board of Harbor Commissioners
- Adopted: 1989

**Purpose or Mission:** The Alameda Corridor Transportation Authority (ACTA) was established in 1989, with lead responsibility for oversight of design and construction of the rail corridor. ACTA is a joint powers authority with a Governing Board of representatives from the cities of Los Angeles and Long Beach, the Ports of Los Angeles and Long Beach, and the Los Angeles County Metropolitan Transportation Authority.

2) INTERMODAL CONTAINER TRANSFER FACILITY BOARD

- Entity Type: Joint Powers Authority
- POLA Board-appointed Board Members: (Two, both Vacant)
  - Bylaws do not specify specific positions but historically the two appointments have been the Harbor Department Executive Director and a Harbor Commissioner
- Other Board Members: Two members appointed by Long Beach Board of Harbor Commissioners, and the four members from both POLA and POLB jointly elect a fifth member per the bylaws, however this has not occurred.
- Adopted: 1983

**Purpose or Mission:** The Intermodal Container Transfer Facility Joint Powers Authority was created by the Joint Exercise of Powers Agreement dated October 5, 1983 between the City of Los Angeles and The City of Long Beach. Its purpose was to acquire, construct, maintain, operate and lease the Intermodal Container Facility (ICTF).

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Transmittal 1 is a "Commission Committee Summary Matrix" which further defines each committee. Transmittal 2 includes the nine original Resolutions approving each Committee.

**CITY ATTORNEY:**

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

**TRANSMITTALS:**

1. Commission Committee Summary Matrix
2. Nine Original Approved Committee Resolutions
  - 2a. Audit Committee
  - 2b. Harbor Public Safety Committee
  - 2c. Port Efficiency Committee
  - 2d. I-710 Executive Committee
  - 2e. Port Industrial and Economic Development Committee
  - 2f. Capital Improvement Program Committee
  - 2g. Los Angeles Harbor Improvements Corporation
  - 2h. Alameda Corridor Transportation Authority Board
  - 2i. Intermodal Container Transfer Facility Board



JULIE WICHMANN HUERTA  
Commission Chief Administrative Officer



MOLLY CAMPBELL  
Deputy Executive Director of  
Finance and Administration

APPROVED:



GARY LEE MOORE, P.E.  
Interim Executive Director