



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

DATE: JUNE 9, 2011

FROM: ENGINEERING DIVISION

**SUBJECT: RESOLUTION NOS. _____ AND _____ STATEWIDE PARK
PROGRAM GRANT FUNDS APPLICATION**

SUMMARY:

The State of California Department of Parks and Recreation is accepting grant applications for funds made available through the Proposition 84 Statewide Park Development and Community Revitalization Program – Round Two. It is recommended that the City of Los Angeles Harbor Department (Harbor Department) apply for a \$5 million grant, the maximum amount allowed, for the Downtown Harbor Project. The grant is a reimbursable grant and while it does not require matching funds, it does require completion of the project prior to reimbursement. The Downtown Harbor Project has an estimated total cost of approximately \$36 million.

RECOMMENDATION:

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

1. Authorize and direct the Executive Director to apply to the State of California Department of Parks and Recreation for a \$5 million "Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006" - Proposition 84 Statewide Park Program Grant for the Downtown Harbor Project (Transmittal 2);
2. Authorize and direct the Executive Director to negotiate and return to the Board of Harbor Commissioners for consideration of the grant agreement with the California State Department of Parks and Recreation for any grant award;
3. Adopt Resolution concerning the State Application for Grant Funding for the Downtown Harbor Project, Resolution No. _____ (Transmittal 1); and
4. Adopt Resolution No. _____

DISCUSSION:

Background - The Sustainable Communities and Climate Change Reduction chapter in Proposition 84 provided funding in the amount of \$368 million for the Statewide Park

SUBJECT: DOWNTOWN HARBOR- STATEWIDE PARK GRANT APPLICATION

Development and Revitalization Grant Program. Funding was split into two grant rounds of \$184 million each. Round One grant applications were due in Summer 2010 and grants were awarded in February 2011. The Harbor Department submitted a Round One grant application for the Downtown Harbor Project (Project) but was not awarded a grant. Round one was very competitive with 475 applications submitted totaling \$1.6 billion and only 62 projects were funded with the available \$184 million.

Round Two grant applications are due July 1, 2011. Although the Downtown Harbor Project is considered a park expansion, rather than a new park, and therefore is provided a lower funding priority under the grant guidelines, it is recommended that the Harbor Department re-apply for a grant for the Project through the Round Two process. The substantial Downtown Harbor Project community outreach and planning activities undertaken since July 2010 are anticipated to improve the Project's chances for a grant award. The grant is a reimbursable grant and while it does not require matching funds, it does require completion of the Project prior to reimbursement. The Downtown Harbor Project has an estimated total cost of approximately \$36 million.

The Downtown Harbor Project comprises the improvement and development of the underutilized space between Fireboat Station No.112 at 5th Street and the Maritime Museum at 6th Street. The Project will create connectivity between the water and Downtown San Pedro and expand open space available for public uses and activities. The Project includes a 30-foot wide promenade that will extend alongside the new Downtown Harbor for pedestrian use and enjoyment, floating docks within the new water cuts that will be available for berthing of recreational boats, improvements of the existing John S. Gibson Memorial Park, and construction of a 10,000 square foot multi-level display structure museum for the historic Ralph J. Scott Fireboat.

Total cost for the Downtown Harbor Project is estimated to be \$36 million. Project design is nearing completion, and the Harbor Department has invested approximately \$4.5 million to date in design and engineering costs. Provided that funding is approved, Phase I of the Project will be ready for release for competitive construction bids in Summer 2011. Construction of the Project is anticipated to require a three-year period.

Statewide Park Development and Community Revitalization Grant Program grant requests are limited to a maximum of \$5 million. The grant performance period is eight years, with the start date yet to be defined by the State of California (State), which would be July 1, 2011 at the earliest. The grant is reimbursable upon completion of the Project. Therefore, the Harbor Department would be committed to funding the entire \$36 million project cost upfront and upon project completion request the \$5 million grant reimbursable amount, resulting in a Harbor Department cost share amount of \$31 million. The Harbor Department would have to complete the Project by approximately July 2019 in order to collect the grant funds, if awarded. The Downtown Harbor Project development schedule is well within the 8-year grant performance period, allowing for phased construction should funding limitations require such an approach.

SUBJECT: DOWNTOWN HARBOR- STATEWIDE PARK GRANT APPLICATION

The grant procedures encourage adoption of a Resolution in a specified format to be submitted as part of the grant application. Therefore, it is recommended that the Board adopt the attached Resolution (Transmittal No. 1) authorizing the Executive Director to apply for a \$5 million grant for the Downtown Harbor Project. It is further recommended that the Board authorize and direct the Executive Director, in the event the Downtown Harbor Project is selected for a grant award, to negotiate the related grant agreement and to submit such grant agreement to the Board for consideration and action.

ENVIRONMENTAL ASSESSMENT:

The proposed action is approval to apply for grant funding through the Proposition 84 Statewide Park Development and Community Revitalization Grant Program-Round Two for the construction of the Downtown Harbor Project. The Downtown Harbor Project is an approved element of the San Pedro Waterfront Project Environmental Impact Statement/Environmental Impact Report certified by the Board in 2009. As an administrative activity for which the underlying project has been previously assessed, the Director of Environmental Management has determined that the proposed action is exempt from the California Environmental Quality Act (CEQA) under Article II, Section 2 (i) of the Los Angeles City CEQA Guidelines.

ECONOMIC BENEFITS:

Approval of this Board action will have no employment impact for the five county region although the Downtown Harbor Project completion will support approximately 397 direct and 332 secondary jobs in the region.

FINANCIAL IMPACT:

Applying for the grant will not have an immediate financial impact on the Harbor Department as the current CIP assumes that the Phase 1 of the Downtown Harbor project is fully self-funded with no grant funding contemplated. Should the Harbor Department be approved for the grant, staff will present the grant agreement to the Board for consideration. The grant, if accepted by the Board, would allow reimbursement of the Harbor Department's construction costs up to the amount of the award. If the grant application is awarded and approved, it will reduce either the cash outlay or borrowing need of the Harbor Department by the awarded amount, which if it is \$5 million, would save in either imputed or actual interest costs of approximately \$250 thousand a year. Acceptance of the grant would also commit the Harbor Department towards completing the Project, which is consistent with the current CIP. Administration of the grant would be performed by Harbor Department staff.

SUBJECT: DOWNTOWN HARBOR- STATEWIDE PARK GRANT APPLICATION

Total cost for the Downtown Harbor Project is estimated to be \$36 million, of which \$4.5 million has been spent to date, leaving an estimated project cost remaining of \$31.5 million. The Project is expected to be completed in FY 2013/2014 and is on schedule.

No funds are requested in support of the proposed grant application to the State as the proposed Resolution merely requests Board authorization to apply for the grant discussed herein.

CITY ATTORNEY:

The City Attorney has reviewed the Board Report and the Grant Application and determined that this matter raises no legal issues at this time.

TRANSMITTALS:

- 1. Downtown Harbor Project, Resolution No. _____
- 2. Downtown Harbor Project: Application for Statewide Park Program Grant Funds

FIS Approval: KP (initials)

CA Approval: TAR (initials)
by CPAS

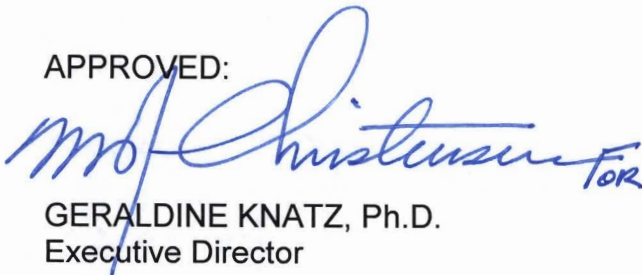


ANTONIO V. GIOIELLO
Chief Harbor Engineer



MICHAEL R. CHRISTENSEN, P.E.
Deputy Executive Director

APPROVED:


FOR

GERALDINE KNATZ, Ph.D.
Executive Director

PRO24977
24977b1
JC:rj:sc

Author: Jonathan Cuevas

Resolution No: _____

**RESOLUTION OF THE Harbor Board of Commissioners
OF The Port of Los Angeles, Approving the Application for STATEWIDE PARK
PROGRAM GRANT FUNDS**

WHEREAS, the State Department of Parks and Recreation has been delegated the responsibility by the Legislature of the State of California for the administration of the Statewide Park Program, setting up necessary procedures governing the Application; and

WHEREAS, said procedures established by the State Department of Parks and Recreation require the applicant to certify by resolution the approval of application(s) before submission of said application(s) to the State; and

WHEREAS, the applicant will enter into a contract with the State of California to complete the grant scope project;

NOW, THEREFORE, BE IT RESOLVED that the Harbor Board of Commissioners hereby:

Approves the filing of an application for the Downtown Harbor Improvements – Phase I, and

1. Certifies that said applicant has or will have available, prior to commencement of any work on the project included in this application, the sufficient funds to complete the project; and
2. Certifies that the applicant has or will have sufficient funds to operate and maintain the project(s), and
3. Certifies that the applicant has reviewed, understands, and agrees to the General Provisions contained in the contract shown in the Grant Administration Guide; and
4. Delegates the authority to Executive Director to conduct all negotiations, sign and submit all documents, and to return to the Board of Harbor Commissioners with any final agreement, amendment or request for payment requiring its approval, which may be necessary for the completion of the grant scope; and
5. Agrees to comply with all applicable federal, state and local laws, ordinances, rules, regulations and guidelines.

Approved and adopted the _____ day of _____, 20____
I, the undersigned, hereby certify that the foregoing Resolution Number _____ was duly adopted by the Board of Harbor Commissioners following a roll call vote:

Ayes: _____

Noes: _____

Absent: _____

APPROVED AS TO FORM AND LEGALITY _____ (Clerk)

Version: 210201
June 10 2011
CARMEN A. TRUTANICH, City Attorney
By [Signature]
Assistant City Attorney



State of California – The Resources Agency
DEPARTMENT OF PARKS AND RECREATION

**Statewide Park Development and Community Revitalization Program of 2008
Project Application Form**

PROJECT NAME Downtown Harbor Improvements - Phase I		Requested GRANT Amount	\$ <u>5,000,000</u>
		Other Funding Sources	\$ <u>31,000,000</u>
PROJECT PHYSICAL ADDRESS (including zip code) 510 S. Sampson Way San Pedro, CA 90733		Estimated TOTAL PROJECT COST \$ <u>36,000,000</u>	
		Nearest Cross Street 5th Street & 6th Street	County of Project Location Los Angeles
GRANT APPLICANT (entity applying for the grant) Port of Los Angeles		GRANT APPLICANT's Mailing Address 425 S. Palos Verdes St., San Pedro, CA 90733	
AUTHORIZED REPRESENTATIVE AS SHOWN IN RESOLUTION OR CERTIFICATION LETTER			
<u>Dr. Geraldine Knatz, Executive Dir</u> Name (typed or printed) and Title		<u>gknatz@portla.org</u> Email address	<u>310 _ 732 _ 3456</u> Phone
DIRECTOR/PRESIDENT/CEO			
<u>Dr. Geraldine Knatz, Executive Dir</u> Name (typed or printed) and Title		<u>gknatz@portla.org</u> Email address	<u>310 _ 732 _ 3456</u> Phone
DAY-TO-DAY CONTACT for ADMINISTRATION of the GRANT (if different from AUTHORIZED REPRESENTATIVE)			
<u>Jonathan Cuevas, Project Manager</u> Name (typed or printed) and Title		<u>jcuevas@portla.org</u> Email address	<u>310 _ 221 _ 4714</u> Phone
For ACQUISITION: Total land acquired will be _____ acres _____ Acres to be acquired in fee simple by Applicant _____ Acres to be acquired in other than fee simple (attach explanation)		For DEVELOPMENT: Total acreage of the PARK will be <u>2</u> (include land to be acquired if applicable) <u>2</u> Acres owned in fee simple by Applicant <u>0</u> Acres available under a _____ year lease or easement.	
GRANT SCOPE: I represent and warrant that this APPLICATION PACKET describes the intended use of the requested GRANT to complete the RECREATION FEATURES and MAJOR SUPPORT AMENITIES listed in the attached GRANT SCOPE/Cost Estimate Form. I declare under penalty of perjury, under the laws of the State of California, that the information contained in this APPLICATION PACKET, including required attachments, is accurate.			
Signature AUTHORIZED REPRESENTATIVE as shown in Resolution		Date	
Print Name	<u>Dr. Geraldine Knatz</u>		
Title	<u>Executive Director</u>		

GRANT SCOPE/Cost Estimate Form

GRANT SCOPE ITEMS:	
ACQUISITIONS: List each parcel number, acreage, estimated date of purchase, cost	Estimated Cost
DEVELOPMENT: List each RECREATION FEATURE and MAJOR SUPPORT AMENITY	
Landside Promenade	\$ 6,400,000
Town Square	\$ 6,000,000
John S. Gibson Park	\$ 2,400,000
Docks	\$ 2,500,000
Piles/Utilities	\$ 3,600,000
Excavation	\$ 3,800,000
Bulk Head	\$ 2,500,000
Ralph J. Scott Fireboat Museum	\$ 8,800,000
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
Total Estimated Cost for the RECREATION FEATURES and MAJOR SUPPORT AMENITIES	\$ 36,000,000
Total Estimated PRE-CONSTRUCTION COST	\$ 0
Total PROJECT Cost	\$ 36,000,000
Requested GRANT Amount	\$ 5,000,000

The APPLICANT understands that this form will be used to establish the expected GRANT deliverables, and that all of the RECREATION FEATURES and MAJOR SUPPORT AMENITIES listed on this form must be completed and open to the public before final GRANT payment is processed as specified in the "Grant Process - End of GRANT PERFORMANCE PERIOD" section found in the GRANT ADMINISTRATION GUIDE. The APPLICANT also understands that no more than 25% of the GRANT amount may be spent on PRE-CONSTRUCTION costs. See the ELIGIBLE COSTS charts before creating a cost estimate.

 APPLICANT'S AUTHORIZED REPRESENTATIVE Signature

 Date

Funding Sources Form

Funding Source	Date	Amount
Statewide Park Program GRANT Request	TBD	\$ 5,000,000
Port of Los Angeles		\$ 31,000,000
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
		\$
Grand Total All Funding Sources (Estimated TOTAL PROJECT COST)		\$ 36,000,000

The APPLICANT understands that the PROJECT cannot be funded unless the requested GRANT equals the estimated cost needed to complete the PROJECT, or, the requested GRANT plus the total amount of additional COMMITTED FUNDS equals the estimated cost of the PROJECT. The PROJECT must be completed and open to the public before final GRANT payment is processed.

 APPLICANT'S AUTHORIZED REPRESENTATIVE Signature

 Date



CEQA Compliance Certification Form

Applicant/Grantee: Port of Los Angeles

Project Name: Downtown Harbor Improvements - Phase I

Project Address: 510 S. Sampson Way, San Pedro, CA 90733

When was CEQA analysis completed for this project? Date: 09/29/2009

What documents were filed for this project's CEQA analysis: (check all that apply)

- Initial Study Notice of Exemption Negative Declaration
- Mitigated Negative Declaration Environmental Impact Report
- Other _____

Please attach the Notice of Exemption or the Notice of Determination as appropriate.

If these forms were not completed please attach a letter from the Lead Agency explaining why, certifying the project has complied with CEQA and noting the date that the project was approved by the Lead Agency.

Lead Agency Contact Information:

Agency Name: Port of Los Angeles

Contact Person: Christopher Cannon

Mailing Address: 425 S. Palos Verdes St, San Pedro, CA 90731

Phone: 310 - 732 - 3,763 **Email:** ccannon@portla.org

Certification:

I hereby certify that the Lead Agency listed above has determined that it has complied with the California Environmental Quality Act (CEQA) for the project identified above and that the project is described in adequate and sufficient detail to allow the project's construction or acquisition.

I certify that the CEQA analysis for this project encompasses all aspects of the work to be completed with grant funds.

Christopher Cannon, Dir. of Environmental Management
(Printed Name and Title)

AUTHORIZED REPRESENTATIVE (Signature)

06/09/2011
DATE

Notice of Determination

Appendix D

To:

Office of Planning and Research
 For U.S. Mail: Street Address:
 P.O. Box 3044 1400 Tenth St.
 Sacramento, CA 95812-3044 Sacramento, CA 95814

County Clerk

County of: Los Angeles
 Address: 12400 Imperial Highway
Norwalk, CA 90650

From:

Public Agency: Los Angeles Harbor Department
 Address: 425 S. Palos Verdes St
San Pedro CA 90731
 Contact: Dr. Ralph Appy
 Phone: (310) 732-3675

Lead Agency (if different from above):

Address: _____
 Contact: _____
 Phone: _____

SUBJECT: *Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.*

State Clearinghouse Number (if submitted to State Clearinghouse): 2005061041

Project Title: San Pedro Waterfront Project

Project Location (include county): Port of Los Angeles (San Pedro CA), Los Angeles County

Project Description:

The proposed Project is the redevelopment the San Pedro Waterfront area. The overall purposes are to increase public access to the waterfront, allow additional visitor-serving commercial development within the Port, respond to increased demand in the cruise industry, and improve vehicular access to and within the waterfront area. The proposed Project seeks to achieve these goals by improving existing infrastructure, providing waterfront linkages, pedestrian enhancements, and providing berthing opportunities for increased cruise ship capacity.

This is to advise that the Los Angeles Harbor Department has approved the above described project on Lead Agency or Responsible Agency

September 29, 2009 and has made the following determinations regarding the above described project:
(Date)

1. The project [will will not] have a significant effect on the environment.
2. An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
 A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [were were not] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [was was not] adopted for this project.
5. A statement of Overriding Considerations [was was not] adopted for this project.
6. Findings [were were not] made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at: Los Angeles Harbor Department, 425 S. Palos Verdes St. San Pedro CA 90731

Signature (Public Agency)  Title Director, Environmental Management

Date September 29, 2009 Date Received for filing at OPR _____

ORIGINAL FILED

SEP 30 2009

LOS ANGELES COUNTY CLERK

Authority cited: Sections 21083, Public Resources Code.
Reference Section 21000-21174, Public Resources Code.

Revised 2005



State of California—The Resources Agency
 DEPARTMENT OF FISH AND GAME
2009 ENVIRONMENTAL FILING FEE CASH RECEIPT

RECEIPT # **385740**
 STATE CLEARING HOUSE # (if applicable)

Los Angeles County Registrar / Recorder
 12400 Imperial Highway, Norwalk, CA
 (800)201-8999

Business Filings
 NORWALK

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY

LEAD AGENCY: **Los Angeles Harbor Department**
 COUNTY/STATE AGENCY OF FILING: **Los Angeles, CA**
 DATE: **9/30/09**
 DOCUMENT NUMBER:

PROJECT TITLE: **SAN PEDRO WATERFRONT PROJECT**
 PROJECT APPLICANT NAME: **Dr. Ralph Arroy**
 PROJECT APPLICANT ADDRESS: **425 S. Palms Verdes St.** CITY: **San Pedro** STATE: **CA** ZIP CODE: **90731**
 PHONE NUMBER: **(310) 732-3675**

HECK APPLICABLE FEES:
 Environmental Impact Report
 Negative Declaration
 Application Fee Water Diversion (State Water Resources Control Board) **TOTAL: \$2,768.25**
 Projects Subject to Certified Regulatory Programs
 County Administrative Fee
 Project that is exempt from fees
 Notice of Exemption
 DFG No. Effect Determination (Form Attached)
75.00
75.00

PROJECT APPLICABLE FEES:
 Environmental Impact Report
 Negative Declaration
 Application Fee Water Diversion (State Water Resources Control Board) **TOTAL: \$2,768.25**
 Projects Subject to Certified Regulatory Programs
 County Administrative Fee
 Project that is exempt from fees
 Notice of Exemption
 DFG No. Effect Determination (Form Attached)
75.00
75.00

PROJECT METHOD:
 Cash
 Credit
 Check
 Other **Billing**

NATURE: **ITC**
 TITLE: **ITC**
 TOTAL RECEIVED \$ **2843.25**

WHITE - PROJECT APPLICANT
 YELLOW - BUREAU
 PINK - LEAD AGENCY
 GOLDEN ROD - COUNTY CLERK
 FG 753.5a (Rev. 7/08)

Cashier: **K. BRADLEY**
 * 2 0 0 9 0 9 3 0 0 4 9 0 0 1 7 *

Wednesday, September 30, 2009 12:16 PM

City of Los Angeles - Post of Los A...

Item(s)	Qty	Total
Fee		
NOD - County Posting Fee	1	\$75.00
NOD - Environmental Impact	1	\$2,768.25
Total		\$2,843.25
Customer payment(s):		\$2,843.25
Billing		\$2,843.25