



**Northwest San Pedro Neighborhood Council
November 14, 2011 Board and Stakeholder Meeting Approved Minutes
Peck Park, 6:00pm**

1. **Call to Order:** President Diana Nave called the meeting to order at 6:00 pm and welcomed those in attendance. Approximately 20 stakeholders present.
2. **Roll Call:** Board members in attendance were: Scott Allman, Bob Bryant, Peter Burmeister, Daniel Dixon, Charles Eldred Jr., Anise Goldfarb, Craig Goldfarb, Cynthia Gonyea, John Greenwood (6:23pm); Carolyn Grayson, Diana Nave, Barbara Schach and Capt. George Thompson. John Stammreich and Laureen Vivian were excused.
3. **Presentation by Geraldine Knatz, Director of the Port of Los Angeles.** Director Knatz reported on the following:
 - Topics at next Port Board Meeting will be 1) awarding of construction for the downtown harbor which is the first focal piece of the waterfront plan; and (2) the lease for “Crafted in the Port of LA” the project at Warehouses 9 and 10 by the Bergamont Station developers. This is a very committed developer. Their goal is to open next Summer.
 - USS Iowa and Marymount are additional elements for the critical mass to improve our area. The IOWA group expects to have the EIR by mid December. After Navy week Knatz sent letters requesting that the POLA become a permanent home for Navy Week.
 - LPG Tanks: Revocable permit is being looked at by the City Attorney.
 - Harbor Community Benefit Fund: They started meeting in May, they are close to hiring an executive director, they have two RFP’s out. They have about \$10 million. More funds will be put in at a future time. The RFP’s are on the Port’s website.
 - Quiet Zones: New study is being undertaken with noise mitigation included. The Port is working on this issue.
 - PCAC: The proposed meeting with the Board and PCAC did not take place. A meeting has now been set for Thursday.
4. **Report from LAPD:** Northwest San Pedro has been hit hard with property theft from vehicles. The community continues to leave valuables in plain sight in their vehicles. Prevention is the most important tactic. Stakeholders voiced concern about skateboarders.
5. **Council District 15 Report:** Ana Dragin reported on the following:
 - Paseo del Mar: City will be funding a geotechnical study.
 - Motion introduced by Councilwoman Perry on Oct. 25th asking for departments to look into the LPG tank issue. The motion is waiting to be heard in the Public Safety committee.
 - Skatepark at Peck Park: 3 Community meetings have been held. Skateboard association is involved. This should go out to bid by March.
 - Western & Weymouth: City has asked DOT to work with Cal Trans and switch the changes back to the original configuration.
 - Update on Sanitation Work below the Field of Dreams: This is maintenance work. Trees and shrubs will be planted. Suggestion from stakeholder to have the words “Field of Dreams” created with stones.
 - Free Parking Downtown for the Holiday Season is being processed.
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- Ana was thanked for her work in facilitating the Holiday Parade.
6. **Approval of Minutes:** The minutes of the October 10, 2011 meeting were approved by the Board as presented.
 7. **BNSF Presentation:** Ladonna DeCamilla reported on the Southern California International Gateway (SCIG). Highlights included:
 - They are looking for property and considering a location on PCH only 4 miles from the Port.
 - They have come up with a new concept for this facility including all electric cranes to load the containers onto the trains.
 - Helps eliminate trucks on the facility.
 - The SCIG will remove 1.5 million truck trips per year from the 710 Freeway while keeping trucks out of residential area.
 8. **Public Comment on Non-Agenda Items:**
 - Representative from the Harbor Animal Shelter brought a brochure to share with stakeholders.
 9. **Port Committee:**
 - **Consider Motion regarding rail and tank car movements in the port.** Phil Nicolay and Pat Nave discussed the motion. **Phil Nicolay and Pat Nave..**
 - Chuck Eldred moved to amend the Proposed Substitute Amendment requesting that the words “revoke Permit No. 10-05 and” be removed from paragraph 9, seconded by Craig Goldfarb. After discussion the motion to amend failed with 5 yes votes and 7 no votes.
 - **The Board then passed a motion instructing the PCAC representative to submit to PCAC the Proposed Substitute Amendment as attached to these minutes: (10 yes votes, 1 no votes, 1 abstention).**
 - **The Board passed a motion that in the event the substitute motion fails, the PCAC representative is instructed to vote yes on the original motion presented by the PCAC (10 yes votes, 2 abstentions).**
 10. **President’s Report:** Diana Nave provided highlights from her written report.
 - Appointed to the Harbor Highlands Task Force: Ray Reygalado, Dan Dixon, Molly Abatiello, Chuck Hart, Chris Trauber, Pete Burmeister, David Rivera and Laureen Vivian
 - Issues Committee will look into the issue of the billboard located at Gaffey/end of 110 Fwy.
 - HANC (Harbor Alliance of Neighborhood Councils): Written report provided in agenda packet.
 11. **Planning and Land Use Report:**
 - Marymount Traffic Study: Marymount agreed to have some new counts based on when school is out. They were also asked to study more intersections on Western.
 - Harbor Highlands: A committee member has been asked to assist with aspects of the Harbor Highlands Park. He will meet with a Harbor Highlands Planning Committee. Rec and Parks is willing to take those ideas into their design plan.
 - Next meeting is Thurs 17th 6:30, City Hall. Ponte Vista people will be at that meeting to present their traffic study. There is also a meeting Dec. 8th at 6pm.
 12. **Port of Los Angeles Report:** Augie Bezmalinovich announced upcoming events.
 13. **Bylaws & Election Committee Report:**
 - Open Board Seat: The Deadline has been changed to December 2nd.
 - Proposed Bylaws Amendments: **The following Proposed Bylaws Amendment was passed unanimously by the Board (12 yes votes, 0 no votes).**

**NORTHWEST SAN PEDRO NEIGHBORHOOD COUNCIL
PROPOSED BYLAWS AMENDMENT**

Note: This proposed amendment is to the Bylaws submitted to DONE on May 18, 2011 and are now awaiting DONE approval. Proposed New language is in italics.

A. Amend Article VII, Committees and their duties, section I, Standing, as follows:

Section 1: Standing Committees

Delete existing language naming specific committees in its entirety and replace it with the following language:

“The Standing Committees are as set forth in the Standing Rules adopted by the Northwest San Pedro Neighborhood Council.”

B. Amend Article X Elections as follows:

- Rename the Article X Elections/*Selection*
- Rename Section 1: Administration of Election/*Selection*
- Change paragraph B to C and insert *“/selections”* in the title and first sentence after the word “elections”
- Create a new paragraph B as follows: *“Selection: In the years in which the City Clerk does not hold an election, the NWSPNC Board may by a majority vote elect to conduct a selection process in accordance with the Selection Procedures adopted as part of the standing rules.”*
- Change Section 5 to add *“/selection”* after “election” at the end of the sentence.
- Section 6
 - Rename Section 6: Other Election/*Selection* Related Language
 - Reword Paragraph A, Voting, creating two sub sections:
 - 1. All voting *for an election* shall be done in person on the day and within the hours specified by the City Clerk, or using the Vote By Mail process as set forth in instructions from the City Clerk
 - 2. *All voting in a selection shall be done in person in a town hall meeting in accordance with the adopted Selection Procedures*

SECTION I SHOWING REVISIONS:

Article X ELECTIONS/*Selection*

Section 1: Administration of Election/*Selection*

A. Time of Elections. Elections shall be conducted by the City Clerk between March and June in every even-numbered year in accordance with the rules and regulations promulgated by the City Clerk. The rules and regulations developed by the City Clerk shall take precedence over any inconsistent language in the Council bylaws.

B. *Selection:* *In the years in which the City Clerk does not hold an election, the NWSPNC Board may by a majority vote elect to conduct a selection process in accordance with the Selection Procedures adopted as part of the standing rules.*

B. C. Elections/*Selection* Committee. An Elections/*Selection* Committee shall be appointed by the Board.

The Committee shall be comprised of members who are not themselves candidates for the Board. The Committee shall recruit potential candidates (with the assistance of the Communication and Outreach Committee for advertising the election) and shall work with the City Clerk to ensure a fair and open election.

SECTIONS 5 & 6 SHOWING REVISIONS:

Section 5: Restrictions on Candidates Running for Multiple Seats

A candidate shall declare their candidacy for no more than one position on the Council Board during a single election/*selection*

Section 6: Other Election/*Selection* Related Language

A. Voting.

1. All voting *for an election* shall be done in person on the day and within the hours specified by the City Clerk, or using the Vote By Mail process as set forth in instructions from the City Clerk.
2. All voting in a selection shall be done in person in a town hall meeting in accordance with the adopted Selection Procedures.

- **Proposed Standing Rules:** The Proposed Standing Rules were brought forth by the Bylaws Committee and approved by the full board with 12 yes votes, 0 no votes.

STANDING RULES OF THE NORTHWEST SAN PEDRO NEIGHBORHOOD COUNCIL

1. Meetings

The Governing Board meetings will be held at 6:00 pm on the second Monday of every month at Peck P

2. Executive Committee Membership.

a. The Executive Committee shall consist of the President, Vice President, Secretary, Treasurer, Immediate Past President (if still a member of the board), and anyone else appointed by the president.

b. Roles/Functions of Executive Committee: The primary function of the Executive Committee is to assist the President in setting the agenda for upcoming meetings. The President retains the final say over the agenda allowing changes to be made after the Committee meeting.

c. Other functions may include:

1. Consideration of Administrative Issues such as the oversight of the Administrative Assistant and coordination among various committees.
2. Consideration of Issues which fall outside of the purview of any other committee or which the appropriate committee is unable to consider in a timely manner.
3. Development of recommendations to remove Board Members or Officers pursuant to the By-Laws.
4. Planning for future meetings

3. The Standing Committees of the Council.

- *Budget and Finance:* Responsible for budgetary and fiscal matters.
- *Community Involvement and Collaboration:* Responsible for all outreach and community relations, including website, publications and events, and youth and education.
- *Planning and Land Use:* Responsible for all planning and land use matters. *Community Vision:* Responsible for issues related to quality of life matters.
- *Port:* Responsible for all matters regarding the Port of Los Angeles
- *Safety and Security:* Responsible for public safety and emergency preparedness matters.

4. Committee Reports.

The committee chairpersons shall submit written reports of their committee's activities and actions no later than seven days following their committee's meetings to the board secretary including a list of those in attendance at the meeting and any actions taken.

5. Speaker Time Limits.

Because the Northwest San Pedro Neighborhood Council wishes to hear as diverse a set of stakeholder opinions as possible, and prolonged orations by Board members can inhibit that, any single address by a Board member during a Board meeting shall be no longer than two minutes. A Board Member shall not speak a second time on an issue until all other board members have had an opportunity to speak. Once an agenda item has been placed on the floor for consideration and seconded, comments from the public shall be heard before comments by members of the Board.

6. Website Guidelines.

The NWSPNC website is for dissemination of NWSPNC documents and other information that is of use to stakeholder. It is to be used for announcements of NWSPNC and other governmental meetings, a record of NWSPNC actions and positions, and background information (pros and cons) on issues of interest to the council.

14. **Proposed Standing Safety and Security Committee Report:** Cynthia Gonyea reported on the following:
- A Community Forum with Rancho Holdings is being considered. John Stammerich will contact Rancho Holdings to see if they are interested in such a forum.
 - **The following Motion was brought forth from the Committee and passed with 10 yes votes, 1 no, 1 abstention.**

Motion Regarding Rancho LPG, Ltd.

WHEREAS, stakeholders in the Northwest San Pedro Neighborhood Council (NWSPNC) area have voiced concern to the City of Los Angeles for their safety from the operation of Rancho Holdings, LPG Ltd., a 25 million gallon Butane and 300,000 thousand gallon Propane storage and transport facility located at 2110 North Gaffey St., San Pedro and

WHEREAS, the City of Los Angeles has a stake, both ethical and financial, in ensuring that potential threats to life, health, loss of business, private and public property and infrastructure posed to the entire City of Los Angeles from an explosion, fire or contamination stemming from the Rancho LPG facility and

WHEREAS, in spite of the USGS information and the recorded Los Angeles City Planning Department documents identifying the citing of these tanks on a seismically vulnerable "Rupture Zone" of the Palos Verdes Fault, neither the City nor the Los Angeles Harbor Department has mandated that the owner procures insurance appropriate to the risk of harm to its' citizens and is therefore itself liable and complicit, and

WHEREAS, Victims of the 911 attack were compensated \$2.4 Billion in direct liability; this being a very conservative sum to cover our loss and damage if only the minimal explosion radius provided by the Environmental Protection Agency (EPA) of 0.5 miles were considered. The impact zone from the 2010 Cornerstone report, a 6.8 mile radius, is further supported by the 6 mile radius of destruction from a Nevada Local Emergency Planning Commission (LEPC) review of a facility with 0.2% of the volume of LPG held at Rancho. The potential for devastation would be of even greater concern of liability as both the Port of Los Angeles and Port of Long Beach and surrounding cities would be involved.

NOW THEREFORE, BE IT RESOLVED that the NWSPNC request that the Los Angeles City Attorney and the Los Angeles City Council investigate and report back to the NWSPNC in thirty days whether this facility, through various owners, has been given any exemption from liability in the past, also, advise us on the nature of and amount of insurance required to adequately protect the citizens of the City from harm or damage emanating from Rancho LPG.

BE IT FURTHER RESOLVED that the City Attorney or the Los Angeles City Council report back within thirty days on whether a special permit to operate the facility should be required which carries with it a requirement that the operator provide adequate insurance to the City and nearby property owners indemnifying them from the costs stemming from a fire, explosion or contamination at this facility, or railcars or trucks carrying their product. If the risks from Rancho are as low as claimed then insurance coverage procured by Rancho should be, by all accounts, affordable. We look to the leadership of the Los Angeles City Council for resolve in this public safety matter.

15. Community Involvement and Collaboration Committee Report:

- Newsletter has received wonderful feedback.
- Peck Park Halloween event was very successful. Anise and Craig assisted in getting candy and goodies to the children. The leftover candy will be utilized at the Weymouth Corner Candy Lane event.
- Election Forum at Harbor College was very successful. Special thanks to Diana Nave for her outstanding work.
- Christmas Parade: **Motion from Committee to allocate \$500 for sponsorship of the event was approved unanimously by the Board.**
- A motion will be presented at the next meeting to approve funding for a job fair for all high schools in the area. It will include speakers. An intern from Marymount will be utilized and the Rotary Club may co-sponsor the event.

- Candy Lane event. Dec. 2nd. 5pm-8pm. Volunteers are needed. Anise, Dan, Chuck, Pete and Scott all offered to assist. **The Committee brought forth a motion to allocate up to \$100 for cookies subject to budget and finance approval after meeting. The motion was approved unanimously by the Board.**

16. Budget/Finance Committee:

- **Motion to approve monthly expenses:** Dan Dixon moved to approve the October expenditures as presented by the Committee, seconded by Bob Bryant. Motion passed unanimously by the Board.

17. Budget Day: Scott Allman and Craig Goldfarb attended the Mayor's Budget Day. Craig was selected to represent the Harbor area. Input for the Mayor is needed from the Board.

18. Adjournment: The meeting was adjourned at 8:44pm.

Respectfully submitted by Kristina Smith, Administrative Assistant to NWSPNC

PROPOSED SUBSTITUTE AMENDMENT

Whereas, the PCAC has previously urged the City and the Port to relocate the Amerigas/Rancho Liquid Propane Gas (LPG) facility in San Pedro; and

Whereas, the Facility is served by rail tank cars, truck tank cars, and pipeline and stores and distributes liquid propane, butane and other commodities, and

Whereas, substantial numbers of people in the Harbor area are concerned about the risk of hazard due to the facility's aging infrastructure, possibility of earthquake or natural disaster due to its location in an identified seismically active area and adjacent tsunami zone, and a potential target for terrorism in a port city acknowledged as a likely target site;

Whereas, the facility has from time to time changed its business operations, and there is concern by many people that there has been inadequate environmental and risk analyses of those changes; and

Whereas, over time, the Los Angeles Harbor Department has become increasingly involved in the operations conducted at the Facility, such as by assisting in the transport of product by rail through the Port across Port rail lines, including a portion of the rail line spur accommodating the rail transportation of the commodities pursuant to Revocable Permit No. 10-05 dated February 2011, which appears to allow reasonable inquiry into the rail movements on the parcel subject to the permit; and

Whereas, rail tank cars containing unknown products from other manufacturers and sources other than the Rancho Facility also traverse and are stored on tracks owned by the Port and the railroads; and

Whereas, truck tank vehicles containing unknown products from sources other than the Rancho Facility also travel through our communities, and because they do not originate from Port terminals, are not subject to, for example, the Wilmington truck route plan; and

Whereas, among the data that is available and should be provided to the Port and the community about the rail tank cars and truck tank vehicles is information such as routing, quantity, storage elsewhere in the Port while awaiting further transport, product identification criteria, Fire Department and Hazmat notification procedures, etc.;

NOW THEREFORE, be it resolved that the PCAC recommends that the Board of Harbor Commissioners direct the Port of LA to revoke Permit No. 10-05 and work with the community and Rancho to perform a Risk Analysis process that includes the transport of product to and from the Facility by pipeline, by rail tank car and by truck tank vehicles; and

BE IT FURTHER RESOLVED, that the PCAC recommends that the Board of Harbor Commissioners direct staff to work with the community and affected tenants and others to perform a risk analysis of transport of products to and through the Port and nearby communities by pipeline, by rail tank car and by truck tank vehicles;

BE IT FURTHER RESOLVED, that the Board establish a working group of persons to assist in examining the risks associated with the operation of the Facility and transport of products by rail and truck, including representatives of the Los Angeles Fire Department, United States Geological Service, university research community, local organizations and PCAC.