



Eric Garcetti Mayor, City of Los Angeles
Board of Harbor Commissioners Ambassador Vilma S. Martinez President
Eugene D. Seroka Executive Director
David Arian Vice President
Patricia Castellanos
Anthony Pirozzi, Jr.
Edward R. Renwick

March 30, 2017

Honorable Members of the
City Council of the
City of Los Angeles

CD No. 15

Attention: Mr. Michael Espinosa, City Clerk's Office

SUBJECT: RESOLUTION NO. 17-8059 - PROPOSED TENTH AMENDMENT TO PERMIT NO. 733 WITH EAGLE MARINE SERVICES, LTD.

Pursuant to Section 606 of the City Charter, enclosed for your approval is Resolution No. 17-8059 authorizing the Tenth Amendment to Permit No. 733 with Eagle Marine Services, Ltd. (EMS); which was approved at the February 16, 2017 meeting of the Board of Harbor Commissioners. The tenth amendment will (a) incorporate the Space Assignment area into the Permit at a fixed annual rent plus annual Consumer Price Index (CPI) based adjustments, (b) reset compensation for the five-year period beginning January 1, 2017 through December 31, 2021, (c) increase the Minimum Annual Guarantee (MAG) per acre, (d) grant EMS two separate rights to request that City furnish real property for developing 41 existing acres adjacent to the Premises until December 31, 2025, as well as non-existing additional future acreage to develop up to 35 acres after the 41 acres have been first requested, (e) incorporate the application of a General Rate Increase (GRI) to the Tariff No. 4, if any, at any time after January 1, 2020, and (f) release City of Los Angeles Harbor Department from the claim filed by EMS against the Harbor Department for the development of additional premises. There is no impact to the General Fund.

RECOMMENDATION FOR CITY COUNCIL:

- 1. ADOPT the determination by the Board of Harbor Commissioners (Board) that the proposed action is exempt from the requirements of the California Environmental Quality Act (CEQA) in accordance with Article II, Section 2(i) of the Los Angeles City CEQA Guidelines;
2. APPROVE Harbor Department Resolution No. 17-8059 authorizing the Tenth Amendment to Permit No. 733 with Eagle Marine Services, Ltd.; and
3. Return to the Board of Harbor Commissioners for further processing.

Respectfully Submitted,

[Handwritten signature of Amber M. Klesges]

AMBER M. KLESGES
Commission Secretary

cc: Innovation, Grants, Technology, Commerce & Trade Committee
Councilman Blumenfield
Councilman Bonin
Councilman Krekorian
Councilman Buscaino
Council President Wesson
Mandy Morales, Mayor's Office
Erick Martell, Harbor Representative
Alvin Newman, CAO
Cecilia Castillo, CD3
Mandana Khatibshahidi, CLA
Andrew Westall, CD10