

CITY OF LOS ANGELES
CALIFORNIA

JUNE LAGMAY
City Clerk

HOLLY L. WOLCOTT
Executive Officer

When making inquiries relative to
this matter, please refer to the
Council File No.



ANTONIO R. VILLARAIGOSA
MAYOR

Office of the
CITY CLERK

Council and Public Services
Room 395, City Hall
Los Angeles, CA 90012
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SHANNON HOPPE
Council and Public Services
Division

www.cityclerk.lacity.org

May 10, 2013

To All Interested Parties:

The City Council adopted the action(s), as attached, under Council File No. 13-0398,
at its meeting held May 8, 2013.

City Clerk
srb

MOTION

I HEREBY MOVE that Council ADOPT the following recommendations relative to the proposed Site Preparation and Access Agreement (SPAA) with BNSF Railway Company for the construction, operation and maintenance of the Southern California International Gateway (SCIG) facility (Item No. 10, Council file No. 13-0398):

1. ADOPT the determination by the Los Angeles Harbor Department that the project and the proposed 50-year Permit were assessed in an EIR prepared in accordance with the California Environmental Quality Act (CEQA), which was certified by action of the Board of Harbor Commissioners on March 7, 2013.
2. APPROVE the SPAA and Permit 901 with BNSF Railway Company for the construction, operation and maintenance of the SCIG facility.

PRESENTED BY _____

TOM LABONGE
Councilmember, 4th District

SECONDED BY _____

MITCHELL ENGLANDER
Councilmember, 12th District

May 8, 2013

CF: 13-0398

ADOPTED
** as amended*
MAY 8 2013
see attached motions
LOS ANGELES CITY COUNCIL
FORTHWITH

ITEM No. 10 - A

MOTION

I MOVE that the matter of the Environmental Impact Report (Eir) and Communication from the Board of Harbor Commissioners relative to the proposed Site Preparation and Access Agreement (SPAA) with BNSF Railway Company for the construction, operation and maintenance of the Southern California International Gateway (SCIG) facility, Item No. 10 on today's Council Agenda (13-0398), BE AMENDED, upon a full resolution of all CEQA issues resulting in approval of a certified Final EIR for this project (Item 9 on today's Council Agenda), **to adopt the following findings:**

In accordance with Section 607(a) of the Charter, Council hereby finds that the issuance of the SPAA and Permit with aggregate terms up to 50 years is in the best interests of the City in that:

- a. A 50-year term facilitates the Port of Los Angeles' ("POLA's") ability to retain and grow market share as global competition brought about by the Panama Canal widening and other factors intensifies, by: increasing the efficient movement of containers onto and off of the premises of POLA tenants; introducing a second Class 1 rail operator to the San Pedro Bay, thereby increasing rate and service competition beneficial to POLA customers; and tangibly demonstrating the commitment and ability to maintain state-of-the-art infrastructure in an environmentally responsible way.
- b. A 50-year term ensures that the communities surrounding POLA and the routes formerly used by trucks transporting containers that now will be carried by rail benefit from the emissions reductions brought about by the SCIG for the longest period allowed by currently applicable law.
- c. Over 50 years, the SPAA and Permit will generate an estimated \$800 million in revenue for the Harbor Department, \$320 million of which will be generated from years 31 through 50 of the term.
- d. Tenant BNSF's investment of approximately \$500 million to design and construct the SCIG, as a Class 1 facility, is contingent upon a 50-year term, which provides a sufficient period of operations to obtain a reasonable return.

PRESENTED BY:


TOM LABONGE

Councilman, 4th District

ADOPTED

MAY 8 2013
SECONDED BY: 

LOS ANGELES CITY COUNCIL

FORTHWITH


May 8, 2013

ak





10B

MOTION

I MOVE that Item No. ¹⁰9 on today's Agenda relative to the Southern California International Gateway Project be amended to request the Port of Los Angeles to prepare and present a report to the City Council in 75 days on any efforts on behalf of the Port of Los Angeles to provide assistance to workers who may be displaced due to relocation of businesses associated with the development of the Southern California International Gateway facility.

PRESENTED BY:


RICHARD ALARCÓN
Councilmember, 7th District


JOSE HUIZAR
Councilmember, 14th District

SECONDED BY:



ADOPTED
* as amended
MAY 8 2013
see attached motion
LOS ANGELES CITY COUNCIL

FORTHWITH


MAY 8 2013

ORIGINAL

MOTION

I HEREBY MOVE that Council AMEND Motion 10-B (Alarcon – Huizar – Buscaino) to request BNSF to work with each/all of the displaced tenants and apply best efforts with regards to tenant relocations (Item No. 10, Council file No. 13-0398).

PRESENTED BY _____

JOE BUSCAINO
Councilmember, 15th District

SECONDED BY _____

RICHARD ALARCON
Councilmember, 7th District

May 8, 2013

CF: 13-0398

ADOPTED

MAY 8 2013

LOS ANGELES CITY COUNCIL

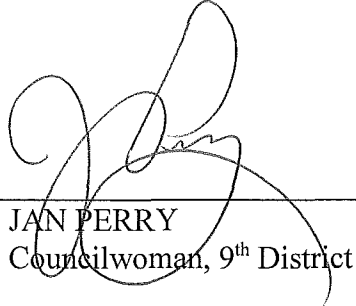
FORTHWITH

ITEM No. 10 - C

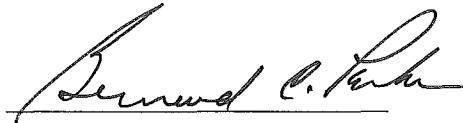
MOTION

I MOVE that the matter of the Environmental Impact Report (EIR) and Communication from the Board of Harbor Commissioners relative to the proposed Site Preparation and Access Agreement (SPAA) with BNSF Railway Company for the construction, operation and maintenance of the Southern California International Gateway (SCIG) facility, Item No. 10 on today's Council Agenda (13-0398), BE AMENDED to **remand the matter to the Board of Harbor Commissioners for a one month period in order to resolve issues concerning the environmental impacts and the sufficiency of mitigation measures for this project.**

PRESENTED BY: _____


JAN PERRY
Councilwoman, 9th District

SECONDED BY: _____




May 8, 2013
ak

MAY 8 2013 - FAILED OF ADOPTION

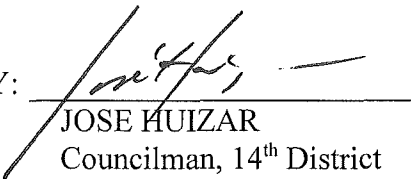
ORIGINAL

ITEM No. 10 - D

MOTION

I MOVE that the matter of the Environmental Impact Report (EIR) and Communication from the Board of Harbor Commissioners relative to the proposed Site Preparation and Access Agreement (SPAA) with BNSF Railway Company for the construction, operation and maintenance of the Southern California International Gateway (SCIG) facility, Item No. 10 on today's Council Agenda (13-0398), BE AMENDED to **request the Harbor Department to report annually to the Council on the progress toward developing cleaner technologies applicable to the SCIG and the plans for integrating those technologies into the SCIG.**

PRESENTED BY: _____


JOSE HUIZAR
Councilman, 14th District

SECONDED BY: _____



May 8, 2013
ak

ADOPTED

MAY 8 2013

LOS ANGELES CITY COUNCIL

FORTHWITH

ORIGINAL



ITEM No. 10 - E

MOTION

I MOVE that the matter of the Environmental Impact Report (EIR) and Communication from the Board of Harbor Commissioners relative to the proposed Site Preparation and Access Agreement (SPAA) with BNSF Railway Company for the construction, operation and maintenance of the Southern California International Gateway (SCIG) facility, Item No. 10 on today's Council Agenda (13-0398), BE AMENDED to request the Harbor Department to report on the feasibility of expediting the use of LNG trucks and tier 3 & 4 locomotives.

PRESENTED BY:



PAUL KREKORIAN

Councilman, 2nd District

SECONDED BY:



May 8, 2013

ak

ADOPTED

MAY 8 2013

LOS ANGELES CITY COUNCIL

FORTHWITH

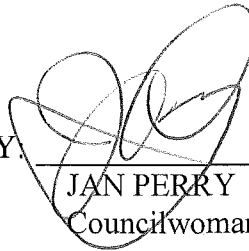
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ITEM No. 10 - F

MOTION

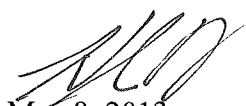
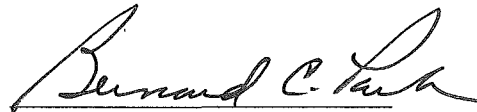
I MOVE that the matter of the Environmental Impact Report (EIR) and Communication from the Board of Harbor Commissioners relative to the proposed Site Preparation and Access Agreement (SPAA) with BNSF Railway Company for the construction, operation and maintenance of the Southern California International Gateway (SCIG) facility, Item No. 10 on today's Council Agenda (13-0398), BE AMENDED to **adopt the lease amendments proposed today by the South Coast Air Quality Management District and to have these included in the 50-year lease Agreement.**

PRESENTED BY:



JAN PERRY
Councilwoman, 9th District

SECONDED BY:



May 8, 2013
ak

MAY 8 2013 - **FAILED OF ADOPTION**

ORIGINAL