

**CITY OF CARSON
RECLAMATION AUTHORITY**



**TUESDAY, December 12, 2017
701 East Carson Street
Helen Kawagoe Council Chambers
4:00 P.M. – Special Session**

MINUTES

**SPECIAL MEETING OF THE
CARSON RECLAMATION AUTHORITY**

CALL TO ORDER: The meeting was called to order at 4:16 P.M. by Authority Chairman Albert Robles.

ROLL CALL: Deputy Authority Secretary Simarago called the roll:

Authority Board Members Present:

Chairman Albert Robles, Authority Vice Chairman Elito Santarina, Board Member Ray Aldridge, Jr., and Board Member Louie Diaz

Authority Board Members Absent: Board Member Rashina Young
(Excused)

Other Elected Officials Present: Monica Cooper, Authority Treasurer

Also Present:

John Raymond, Executive Director; Maya Mouawad, Assistant Authority Attorney; Robert Eggleston, IT Manager; Glenn Turner, Computer Systems Support Technician; and Joy Simarago, Deputy Authority Secretary

CLOSED SESSION: (Item 1)

ORAL COMMUNICATIONS (CLOSED SESSION ITEM ONLY) – None.

ANNOUNCEMENT OF CLOSED SESSION ITEMS

Assistant Authority Attorney Mouawad presented the Closed Session item as described in the agenda.

RECESS TO CLOSED SESSION

The meeting was recessed at 4:18 P.M. by Authority Chairman Robles to Closed Session.

RECONVENE: OPEN SESSION

The meeting was reconvened at 5:01 P.M. by Authority Chairman Robles.

REPORT ON CLOSED SESSION ACTIONS

Assistant Authority Attorney Mouawad provided the Closed Session report as follows:

Item No. 1. 2017-916 CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Recommendation:

A closed session will be held, pursuant to Government Code Section 54956.8, to enable Carson Reclamation Authority to consider negotiations with Macerich, with whom the Reclamation Authority is negotiating, and to give direction to its negotiators Kenneth C. Farfsing, City Manager, and John Raymond, Executive Director, regarding that certain real property known as Assessor Parcel Nos. 7336 010-903 and 7336-010-904. The Reclamation Authority's real property negotiator will seek direction from the Authority members regarding the price, payment terms for purchase, sale or lease.

ACTION: Item No. 1 was heard in Closed Session. No reportable action was taken.

ORAL COMMUNICATIONS FOR MATTERS LISTED ON THE AGENDA (MEMBERS OF THE PUBLIC) – None.

APPROVAL OF MINUTES: None.

CONSENT: (Items 2-5)

It was moved to approve Consent Calendar Items on motion of Robles, seconded by Santarina and unanimously carried by the following vote:

Ayes: Authority Chairman Robles, Authority Vice Chairman Santarina, Board Member Aldridge, Jr., and Board Member Diaz
Noes: None
Abstain: None
Absent: Board Member Young

Item No. 2. 2017-928 CONSIDER APPROVAL OF RESOLUTION NO. 17-13-CRJPA RATIFYING CLAIMS AND DEMANDS IN THE AMOUNT OF \$641,700.41.

Recommendation:

1. WAIVE further reading and APPROVE RESOLUTION NO. 17-13-CRJPA, "A RESOLUTION OF THE CARSON RECLAMATION AUTHORITY RATIFYING CLAIMS AND DEMANDS IN THE AMOUNT OF \$641,700.41."
2. AUTHORIZE the Authority Chairman to execute Resolution No. 17-13-CRJPA following approval as to form by the Authority Counsel.

ACTION: Item No. 2 was approved on the Consent Calendar.

**Item No. 3. 2017-931 CONSIDER MONTHLY INVESTMENT AND CASH REPORT FOR
THE CARSON RECLAMATION AUTHORITY AS OF OCTOBER 31,
2017**

Recommendation:

RECEIVE and FILE.

ACTION: Item No. 3 was approved on the Consent Calendar.

**Item No. 4. 2017-941 CONSIDER APPROVAL OF AMENDMENT NO. 1 TO
ENVIRONMENTAL REMEDIATION AND DEVELOPMENT
MANAGEMENT AGREEMENT BY AND BETWEEN CARSON
RECLAMATION AUTHORITY AND RE|SOLUTIONS, LLC
AMENDING SECTIONS 6.03(B) RELATED TO OPERATING
ACCOUNTS**

Recommendation:

1. APPROVE AMENDMENT NO. 1 TO ENVIRONMENTAL REMEDIATION AND DEVELOPMENT MANAGEMENT AGREEMENT.
2. AUTHORIZE the Chairman to execute the agreement in a form approved by Authority Counsel.

ACTION: Item No. 4 was approved on the Consent Calendar.

**Item No. 5. 2017-942 CONSIDER AMENDMENT NUMBER 5 TO A SPECIAL COUNSEL
ENGAGEMENT AGREEMENT WITH GREENBERG TRAURIG, LLP
FOR LEGAL SERVICES RELATED TO PLACEMENT OF
INSURANCE, DEVELOPMENT OF REGULATORY AGREEMENTS,
AND OTHER RELATED MATTERS**

Recommendation:

1. APPROVE Amendment No. 5 to the Special Counsel Engagement Agreement ("Amendment") with Greenberg Traurig, LLP; and
2. AUTHORIZE the Chairman to execute the Amendment following approval as to form by the City Attorney.

ACTION: Item No. 5 was approved on the Consent Calendar.

SPECIAL ORDERS OF THE DAY: (None)

DISCUSSION: (Items 6-9)

Item No. 6. 2017-943 CONSIDER AUTHORIZING EXECUTIVE DIRECTOR TO APPROVE AND BIND COVERAGE ON A POLLUTION LEGAL LIABILITY ("PLL") POLICY FROM BEAZLEY ECLIPSE (LLOYDS SYNDICATES 623 AND 2623) AND ADDITIONAL FOLLOW-FORM EXCESS PROGRAMS, PROCURED THROUGH JLT SPECIALTY INSURANCE SERVICES, INC. IN AN AGGREGATE PREMIUM AMOUNT NOT TO EXCEED \$4,000,000, PLUS APPLICABLE SURPLUS LINES TAXES AND BROKERAGE FEES

Executive Director Raymond presented the staff report and introduced Curt Toll, special Risk Management Counsel, representing Greenberg Traurig.

Public Comments

Curt Toll, Special Risk Management Counsel, representing Greenberg Traurig
Discussed insurance programs and project development.

Recommendation:

1. AUTHORIZE the Executive Director to bind coverage on behalf of the Carson Reclamation Authority on a Pollution Legal Liability Policy offered through Beazley Eclipse, Lloyd's of London Syndicates 623 and 2623 ("Beazley") with a limit of liability in the aggregate amount of at least \$50,000,000, and Excess Lines coverage offered through Ironshore, at \$50,000,000; Great American at \$50,000,000; XL Catlin at \$25,000,000 million; and Zurich at \$25,000,000, procured through JLT Specialty Insurance Services, Inc. having a term of ten years.
2. AUTHORIZE the Executive Director to bind coverage and execute any necessary documents related to the policies described in Section 1.

ACTION: It was moved to approve staff recommendations on motion of Robles, seconded by Diaz and unanimously carried by the following vote:

Ayes: Authority Chairman Robles, Authority Vice Chairman Santarina, Board Member Aldridge, Jr., and Board Member Diaz
Noes: None
Abstain: None
Absent: Board Member Young

Item No. 7. 2017-944 CONSIDER AUTHORIZING EXECUTIVE DIRECTOR TO APPROVE AND BIND COVERAGE ON A CONTRACTOR'S POLLUTION LIABILITY INSURANCE – PROFESSIONAL LIABILITY INSURANCE POLICY FROM TOKIO MARINE AND ADDITIONAL FOLLOW-FORM EXCESS PROGRAMS, PROCURED THROUGH JLT SPECIALTY INSURANCE SERVICES, INC. IN AN AGGREGATE PREMIUM AMOUNT NOT TO EXCEED \$2,700,000, PLUS APPLICABLE SURPLUS LINES TAXES AND BROKERAGE FEES

Recommendation:

1. AUTHORIZE the Executive Director to bind coverage on behalf of the Carson Reclamation Authority on a Contractor's Pollution Liability/Professional Liability Insurance Policy from Tokio Marine and excess follow-form carriers, procured through JLT Specialty Insurance Services, Inc. terminating December 31, 2022 and having an aggregate CPL limit of liability of \$50,000,000 and PLI limit of liability of up to \$25,000,000, plus applicable surplus lines taxes and brokerage fees.
2. AUTHORIZE the Executive Director to bind coverage and execute any necessary documents related to the policies described in Section 1.

ACTION: It was moved to approve staff recommendations on motion of Robles, seconded by Santarina and unanimously carried by the following vote:

Ayes: Authority Chairman Robles, Authority Vice Chairman Santarina, Board Member Aldridge, Jr., and Board Member Diaz
Noes: None
Abstain: None
Absent: Board Member Young

Item No. 8. 2017-945 CONSIDER RESOLUTION NO. 17-14-CRJPA, A RESOLUTION OF THE CARSON RECLAMATION AUTHORITY FIXING THE TIME AND PLACE FOR REGULAR MEETINGS

Executive Director Raymond presented the staff report.

Recommendation:

1. APPROVE RESOLUTION NO. 17-14-CRJPA, A RESOLUTION OF THE CARSON RECLAMATION AUTHORITY FIXING THE TIME AND PLACE FOR REGULAR MEETINGS
2. AUTHORIZE the Chairman to execute the resolution following approval as to form by the City Attorney.

ACTION: It was moved to approve staff recommendations on motion of Robles, seconded by Diaz and unanimously carried by the following vote:

Ayes: Authority Chairman Robles, Authority Vice Chairman Santarina, Board Member Aldridge, Jr., and Board Member Diaz
Noes: None
Abstain: None
Absent: Board Member Young

Item No. 9. 2017-951 CONSIDER OUTDOOR ADVERTISING CONSULTING AGREEMENT WITH RICHMONT CONSULTING FOR OUTDOOR ADVERTISING ADVISORY SERVICES RELATED TO THE FORMER CAL COMPACT LANDFILL SITE

Recommendation:

1. APPROVE an Outdoor Advertising Consulting Agreement with Richmond Consulting in a form acceptable to the Authority Counsel.
2. AUTHORIZE the Chairman to execute all necessary documents related to this contract.

ACTION: It was moved to continue Item No. 9 to the next Carson Reclamation Authority meeting on motion of Robles, seconded by Diaz and unanimously carried by the following vote:

Ayes: Authority Chairman Robles, Authority Vice Chairman Santarina, Board Member Aldridge, Jr., and Board Member Diaz
Noes: None
Abstain: None
Absent: Board Member Young

ORDINANCE SECOND READING: (None)

ORAL COMMUNICATIONS (AUTHORITY MEMBERS)

Board Member Aldridge, Jr. wished everyone Happy Holidays and stated he will not be attending the next Carson Reclamation Authority meeting.

Authority Chairman Robles requested Executive Director Raymond to inform Board Member Young of the Carson Reclamation Authority meeting schedule for December and January.

ANNOUNCEMENT OF UNFINISHED OR CONTINUED CLOSED SESSION ITEMS (AS NECESSARY) – None.

RECESS TO CLOSED SESSION – None.

RECONVENE TO OPEN SESSION – None.

ADJOURNMENT

The meeting was adjourned at 5:17 P.M. by Authority Chairman Robles.

Authority Chairman Albert Robles

ATTEST:

Authority Secretary Donesia Gause-Aldana, MMC