

MOTION

TO CITY CLERK FOR PLACEMENT ON NEXT
REGULAR COUNCIL AGENDA TO BE POSTED

#56

For Friday, September 28, 2018

On September 20, 2018, the Board of Harbor Commissioners acted to approve a Revocable Permit between the Harbor Department and California Transload Services, LLC (CTS) for property located at 2401 East Pacific Highway, Wilmington, CA 90744.

The previous lease for the property between the Harbor Department and CTS's predecessor, California Cartage Company (Cal Cartage), was terminated in 2013 pursuant to the development agreement between the Harbor Department and BNSF Railway Co. for the Southern California International Gateway (SCIG) project and then replaced by a BNSF license. In October 2017, CTS's parent company acquired Cal Cartage and CTS became the successor in interest to Cal Cartage. The Council's actions to approve the BNSF license and BNSF's permit for the SCIG project were rescinded by the Council pursuant to an order of the California Court of Appeal. The Revocable Permit approved by the Harbor Commission allows for CTS's continued and lawful use and occupancy of the property.

Over the past three years, there have been various violations of, and current investigations into, labor, employment, health and safety, and tax laws. As a result, there have been over five labor strikes by workers, with another strike planned for October. Before another agreement is approved, it is imperative that the City ensures that operations at the Port of Los Angeles are not affected by labor disruption.

Action is needed to assert jurisdiction over the Board's action to allow further review.

I THEREFORE MOVE that, pursuant to City Charter Section 245, the City Council assert jurisdiction over the Board of Harbor Commissioners' September 20, 2018 action to approve a Revocable Permit between the Harbor Department and California Transload Services, LLC (CTS) for property located at 2401 East Pacific Highway, Wilmington, CA 90744.

I FURTHER MOVE that upon assertion of jurisdiction, the matter be referred to Committee for further review.

PRESENTED BY:

Joe Buscaino

JOE BUSCAINO

Councilmember, 15th District

SECONDED BY:

Paul Kutz

Mary Martin
Ed Blum

SEP 21 2018

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