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Executive Director

March 30, 2022

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

CD No. 15

Attention: Mr. Andrew Suh, City Clerk's Office

Subject: RESOLUTION NO. 21-9907 – PROPOSED FIRST AMENDMENT TO AGREEMENT NO. 18-3608 (AGREEMENT 21-3608-A) BETWEEN THE CITY OF LOS ANGELES HARBOR DEPARTMENT AND BNSF RAILWAY COMPANY FOR REIMBURSEMENT OF ENVIRONMENTAL ASSESSMENT COSTS

Pursuant to Section 373 of the City Charter and section 10.5 of the Los Angeles Administrative Code, enclosed for your approval is Resolution No. 21-9907 authorizing the proposed First Amendment to Agreement No. 18-3608 (Agreement 21-2608-A) with BNSF Railway Company for reimbursement of 100 percent of the costs associated with the environmental assessment required under the California Environmental Quality Act for the Southern California International Gateway project. The First Amendment would extend the term of the Agreement by an additional two years, for a total of five years, to expire on October 29, 2023; which was approved at the October 7, 2021 meeting of the Board of Harbor Commissioners. BNSF is financially responsible for the expenses incurred to prepare for the environmental assessment. There is no impact to the General Fund.

RECOMMENDATION FOR CITY COUNCIL:

1. ADOPT the determination by the Board of Harbor Commissioners that the proposed action is administratively exempt from the requirements of the California Environmental Quality Act (CEQA) in accordance with Article II, Section 2(f) of the Los Angeles City CEQA Guidelines; and
2. APPROVE POLA Resolution No. 21-9907 authorizing proposed First Amendment Agreement No. 21-3608- A with BNSF Railway Company extending the term by two years to October 29, 2023.

Respectfully Submitted,

AMBER M. KLESGES
Commission Secretary

cc: Trade, Travel & Tourism Committee
Councilman Buscaino
Councilman Bonin
Councilman Krekorian
Heleen Ramirez, Mayor's Office

Erick Martell, Harbor Representative
Stephanie Magnien Rockwell, Harbor Representative
Janice Chang Yu, CAO
Dennis Gleason, CD15
Tristan Noack, CLA