



July 2022 - Info Expeditior

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### Events Around the Bay

- [P.A.E.I](#) - Professional Association of Exporters and Importers
- [www.paei.org](http://www.paei.org).
- [OWIT NC](#) - Organization of Women in International Trade Check website for updates
- [Monterey Bay International Trade Association \(MBITA\)](#) - Monterey Bay

### CBFANC President Reports on Howard Terminal Ballpark Developments

*Evey Hwang, CBFANC President*



#### **Evey Hwang, CBFANC President, Alba Wheels Up Update on Howard Terminal Ballpark Project:**

Spring 2019 CBFANC joined coalition East Oakland Stadium Alliance after learning of a billionaire ball team owner's dream to build a Major League Baseball stadium at Oakland's waterfront. Along with other maritime stakeholders, we keep fighting because we are concerned about Oakland Port's future. July 2022 the City "politicks" have pushed past, outplayed and outvoted Oakland residents' who should have a voice in using public funds for private gain.

- June 30, 2022, BCDC final Public Hearing: BCDC voted and affirmed their May 2<sup>nd</sup> recommendation for removal of Howard Terminal from maritime use.
- July 5 – Oakland City Council public hearing included special session on Councilman Noel Gallo's proposed ballot measure for Oakland voters to decide on public funds for MLB ballpark and condos. Despite weighty comments, Council voted against ballot measure.
- July 21 – Oakland Board of Port Commissioners meeting which included review and vote on Baseline Agreement for \$279.5million in state funding for port infrastructure improvements. Coalition made public comments to remind Commissioners funds belong to port improvements and not for infrastructure for ballpark and luxury condos at Howard Terminal

International Trade  
Association

Check Website for updates

- [Norcal W.T.C.](#) - The Northern California World Trade Center  
Check Website for updates
- [PTA](#) - Pacific Transportation Association  
Check Website for updates

### PCC 2022 MISSION TO WASHINGTON DC

The PCC is still working to establish a date for this year's Mission to DC. Once again, **this event will be held virtually due to Covid concerns in DC.**

Details will be provided as soon as available.

### WESCCON 2022--SAVE THE DATE

WESCCON 2022 to be held October 6 - 9, 2022, at Loews Coronado Bay Resort, San Diego, CA. [Click Here to Register](#)

### CBFANC Social Media

Please connect with us!

**Twitter - [@cbfanc](#)**

**LinkedIn - [CBFANC](#)**

**Facebook - [CBFANC](#)**

## CBFANC Hosts FMC at July 27th Webinar on OSRA-22

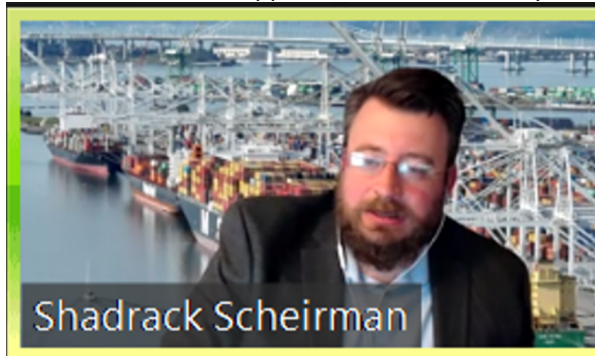
*Sung Wook (John) Lee, CBFANC Director*



**Sung Wook (John) Lee, CBFANC Director, SW Logistics**  
Shadrack Scheirman joined CBFANC for a meeting to discuss OSRA-22 and other various issues concerning Freight Forwarders of our association, Customs Brokers and Forward Association of Northern California on July 27, 2022.

Mr. Scheirman went through his presentation with a bit of history of the FMC, the current commissioners, and where the FMC gets their legal authority to regulate the shipping industry. Further along the discussion was the different regulated entities of the FMC such as the VOCC, OIT, OFF. To sum up this part of the presentation, Mr. Scheirman described the FMC as the regulator that maintains the market place of how to buy and sell space on a given vessel.

Then we discussed various different ways 46 CFR §545.5 - Interpretation of Shipping Act of 1984 Unjust and unreasonable practices with respect to demurrage and detention – can be applied and where it may be in gray areas.



### Shadrack Scheirman, Area Representative, FMC

One of the issue that came up was the availability of chassis at a given port. When a importer/trucker can't pick up a container that is available because of lack of chassis in the area. Mr. Scheirman clarified that the FMC does not regulate the availability of chassis at a port, but still interested these issues and will consider them individually till some consensus is reached where a guideline can be made on such subjects.

[Info on D&D Policies and more, click here...](#)

## AB5 A Disaster for Independent Truck Operators

Evey Hwang, CBFANC President



**About AB5 and why owner-operators protests:** AB5 was signed into law by Governor Newsom September 2019 and to be into effect on January 1, 2020. The new law requires companies to reclassify independent contractors as employees. Though this “gig worker bill” was thought target Uber and other app-based services, CA voters approved Prop 22 in November 2020 which exempted the ride and delivery services from AB5. California Trucking Association sought and secured an injunction on AB5 pending appeals on law up through to Supreme Court. When the US Supreme Court declined to hear case, it ended the injunction.

Some 70,000 independent truck drivers will no longer be able to continue as owner-operators. At heart of issue is choice. Some drivers do prefer the “employee model” but many want to keep the business model that allows them control of their own hours and livelihood. In addition to port congestion and disruptions, the disruption to independent owner operators drivers will result in uncertain truck power and diminished competition in an already volatile supply chain for the West Coast.

Click here to read the Harbor Truckers Association Protest Letter:

[https://www.cbfanc.org/docs/HTA\\_AB5Protest.pdf](https://www.cbfanc.org/docs/HTA_AB5Protest.pdf)

## PMA - ILWU Negotiations Update

Peter Friedmann, OurManInDC

**Peter Friedmann, OurManInDC**

Despite some “hair on fire” press predictions of calamity upon expiration of the longshore contract, we are now over 3 weeks later and true to their word, the ILWU and PMA are continuing to negotiate and work, without disruption. Negotiations appear to be complete on medical benefits, which have long been a major centerpiece of the contract – see their joint press release below. This is no guarantee of a new contract without disruption, but so far, so good; negotiations continue.

**PMA and ILWU Update on Contract Talks:  
Tentative Agreement Reached on Health Benefits  
*Negotiations Continue on Other Issues***

**SAN FRANCISCO, CA (July 26, 2022)** – The International Longshore and Warehouse Union (ILWU) and the Pacific Maritime Association (PMA) announced today that they have reached a tentative agreement on terms for health benefits, subject to agreement on the other issues in the negotiations. The parties have agreed not to discuss the terms of this tentative agreement as negotiations continue.

**WESCCON 2022 Registration Is Open*****WESCCON 2022 - Get Ready to Socialize In-Person!***

***WESCCON isn't just the premier educational event for Customs Brokers, Freight Forwarders, and NVOCCs - it's also the funnest!***

*It's never too early to register. Learn and Reconnect at:*

**WESCCON 2022**

**October 6 - 9, 2022**

**Loews Coronado Bay Resort, San Diego, CA**

[Click Here to Register](#)

**Oakland City Council Nixes Public Vote on Public Funds for Oakland A's Real Estate Development**

*Kitty Epstein, Oakland Post*

Published July 18, 2022, in the Oakland Post.

How Dare They Deny Our Right to Vote on Public Funds



On July 5, the City Council rejected the request of Oakland voters to place a measure on the 2022 ballot to allow them to weigh in on whether the City should spend public funds on infrastructure for billionaire A's owner John Fisher's privately owned baseball stadium and luxury condominium project at Howard Terminal.

Along with 800 likely voters, 76% of us said 'yes' to a survey by a nationally acclaimed polling firm that asked if we wanted to be heard before the City spent public money on infrastructure and other costs associated with the A's development project. We followed that by getting 12,000 signatures on petitions sent directly to the Council demanding that they place the question on the Nov. 8, 2022, ballot.

But the Council folded under the bullying tactics and rejected the ballot question with several phony excuses, including:

- Money for the A's is not coming out of the general fund
- The project is too complicated for the voters to understand
- There is no deal yet, so it is premature to ask voters their opinion

The voters never asked to weigh in on whether the A's should be allowed at Howard Terminal. They only wanted to give an advisory vote on whether the City should spend \$1 billion of public infrastructure funds for a privately owned ballpark and luxury condominium complex.

[This article continues here...](#)

## California Will Require Zero Emission Trucks Jan 2024

Thomas Jelenic, VP, PMSA



While trucks serving California ports are called drayage trucks, drayage trucks are not a type of truck. Instead, drayage refers to the service that is provided. Drayage trucks are interchangeable with any Class 8 heavy-duty truck in California. That is a critical distinction because as cargo volumes change due to Christmas shopping seasons, tariffs, or



pandemics, California ports can draw from the larger pool of California trucks – that is one reason the number of “infrequent” trucks serving ports is so large. *The California Air Resources Board (CARB) is proposing to put an end to that interchangeability.*

The proposed Advanced Clean Fleets (ACF) rule would radically eliminate interchangeability by creating a legacy drayage fleet on January 1, 2024. Any trucks not part of the legacy fleet must be zero emissions (ZE) after this date. *As a result, any changes in cargo flows could only be met by ZE trucks; something that will be extraordinarily challenging in the first years of implementation due to factors including current technological and economic feasibility of ZE trucks and the complete lack of necessary fueling infrastructure.*  
(emphasis: CBFANC Newsletter editor)

### CBFANC Board Portrait Circa 1990

Jack Hubbard, CBFANC Newsletter Editor



Former CBFANC President **Sandy Swanson** passed away last December. Recently, a memorial service in Sandy's honor was held at her home in Vallejo. A photo display highlighting events in Sandy's life included several photos taken at various CBFANC/PCC events over the decades. The photo above, taken at a CBFANC Board meeting at the World Trade Club in San Francisco circa 1990, was part of the display.

Pictured above:

Standing: **Karl Bellante, Joe Rodriguez, Ken Lacey, Gerry Palomo, Dianne Weldon, Steve Enderson, Helmut Boek, Bridgette Beinhoff, Bernie Voss, and Fred Higdon.**

Seated: **Sandy Swanson, Marta Moss, Jeanne Burns, Jerry Clopp and Edna Bon.**

*Past CBFANC presidents above include Dianne Weldon, Helmut Boeck, Bridgette Beinhoff, Fred Higdon, Sandy Swanson, Jeanne Burns and Edna Bon.*

Editor's note: Sadly, **Helmut Boeck** passed away earlier this month. Our condolences are extended to his family and friends.

**KEEP CALM, GET VACCINATED**



[read more...](#)

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