



MWD

METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

January 21, 1993

To: Board of Directors

From: Assistant General Counsel

Subject: Sufficiency of Credentials for Appointment
of a Director from City of Los Angeles

Report

Credentials have been received from the Los Angeles City Council evidencing that on January 5, 1993, the Council approved the appointment of Mr. Robert J. Abernethy as a representative on Metropolitan's Board of Directors to fill the remaining term of Director Marilyn L. Garcia ending December 31, 1996. The credentials have been examined and found to be in compliance with the Metropolitan Water District Act.

Recommendation

That the attached credentials evidencing the appointment of Mr. Robert J. Abernethy as a Director of The Metropolitan Water District of Southern California representing the City of Los Angeles be received and filed, and that the oath of office be administered to Mr. Abernethy.


Karen L. Tachiki

CIR:mg
cirmemo\cred\Aber
Attm.

CITY OF LOS ANGELES

CALIFORNIA

ELIAS MARTINEZ
City Clerk

J. Michael Carey
Executive Officer

When making inquiries
relative to this matter
refer to File No.



TOM BRADLEY
MAYOR

Office of
CITY CLERK
Council and Public Services
Room 395, City Hall
Los Angeles, CA 90012
Council File Information - 485-5703
General Information - 485-5705

Pat Letcher
Chief Legislative Assistant

89-0055-S3

✓ Metropolitan Water District
of Southern California
P.O. Box 54153
Los Angeles, CA 90054
Attn: Karen Dorff

CD 11

January 11, 1993

Mr. Robert J. Abernethy
15500 Erwin Street
Van Nuys, CA 91411

Councilmember Braude
City Attorney
City Administrative Officer
Chief Legislative Analyst
Personnel Department
City Clerk, Attn: P. Letcher

Honorable Tom Bradley, Mayor
Controller, Room 220,
Accounting Division, F&A
Disbursement Division
City Employee's Retirement System

RE: APPOINTMENT OF MR. ROBERT J. ABERNETHY TO THE BOARD OF DIRECTORS OF THE
METROPOLITAN WATER DISTRICT FOR THE TERM ENDING DECEMBER 31, 1996

At the meeting of the Council held January 5, 1993, the following
action was taken:

Attached report adopted.....	_____
" motion " ().....	_____
" resolution " ().....	_____
Ordinance adopted.....	_____
Motion adopted to approve attached committee report.....	_____ X
" " " " " " communication.....	_____
To the Mayor for concurrence.....	_____
To the Mayor FORTHWITH.....	_____
Mayor concurred.....	_____
Appointment confirmed.....	_____ X
Findings adopted.....	_____
Negative Declaration adopted.....	_____
Categorically exempt.....	_____
EIR certified.....	_____

City Clerk
bem

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TO THE COUNCIL OF THE
CITY OF LOS ANGELES

Your COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE

reports as follows:

	<u>Yes</u>	<u>No</u>
Public Comments	<u>XX</u>	—

COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE REPORT relative to the Mayor's appointment of Mr. Robert J. Abernethy to the Board of Directors of the Metropolitan Water District for the term ending December 31, 1996.

Recommendation for Council Action, as recommended by the Mayor:

RESOLVE, CONDITIONED UPON APPROVAL OF THE CITY ETHICS COMMISSION, that the appointment of Mr. Robert J. Abernethy, a resident of the Van Nuys/Sherman Oaks Community Planning Area to the Board of Directors of the Metropolitan Water District, to replace Ms. Marilyn Garcia, for the term ending December 31, 1996, BE APPROVED and CONFIRMED. (Current City members composition: F=2, M=4)

Summary

At a Special Meeting of the Commerce, Energy and Natural Resources Committee on January 5, 1993, the Committee considered and concurred with the Mayor's appointment of Mr. Robert J. Abernethy, a resident of the Van Nuys/Sherman Oaks Community Planning Area to the Board of Directors of the Metropolitan Water District, to replace Ms. Marilyn Garcia, for the term ending December 31, 1996. (Current City members composition: F=2, M=4) The Committee indicated that said approval is conditioned upon approval by the City Ethics Commission. Mr. Abernethy was present and expressed a willingness to serve the City.

Respectfully submitted,

COMMERCE, ENERGY AND NATURAL RESOURCES COMMITTEE

MOTION
ADOPTED

TO APPROVE COMMITTEE REPORT RECOMMENDATION
JAN 5 1993

KC
1/5/93
CD 11
#890055.3

LOS ANGELES CITY COUNCIL

John Duran
Joan Milke Flores

Submitted

EXCERPT OF THE MINUTES OF THE COUNCIL OF THE CITY OF LOS ANGELES
TAKEN AT ITS MEETING HELD JANUARY 5, 1993

ITEM NO. 38
CF 89-0055 S3

The Clerk announced that the Mayor's appointment of Mr. Robert J. Abernethy to the Board of Directors of the Metropolitan Water District for the term ending December 31, 1996, was now before the Council for consideration.

Motion to consider was then adopted by unanimous vote.

Ms. Flores was recognized and stated that the Commerce, Energy and Natural Resources Committee had convened a special meeting this morning to consider Mr. Abernethy's appointment to the Metropolitan Water District. She pointed out that during the Committee meeting Mr. Abernethy was advised of the Council's concern that members of the Metropolitan Water District who represent the City of Los Angeles should be cognizant of the policies of the City in general and vote the policies of its elected officials. She indicated that Mr. Abernethy had previously served on the Metropolitan Water District Board and added that he had informed the Committee that he was very aware of his responsibilities as a representative of the City on the Board. She then recommended an affirmative vote on his confirmation.

Ms. Flores then moved, seconded by Mr. Ferraro, that the Commerce, Energy and Natural Resources Committee report submitted this morning in

Council **BE ADOPTED** to Resolve, conditioned upon approval of the City Ethics Commission, that Mr. Abernethy's appointment to the Board of Directors of the Metropolitan Water District, replacing Ms. Marilyn Garcia, for the term ending December 31, 1996, **BE APPROVED** and **CONFIRMED**.

Mr. Hernandez was recognized and expressed his concern that the removal of Marilyn Garcia on the Metropolitan Water District affects the Council's efforts toward a more representative ethnic and gender balance of City commissioners. He also commented on the loss of Mr. Abernethy's expertise on the Telecommunications Commission with his appointment to the Metropolitan Water District.

Mr. Abernethy responded that he had served previously on the Board and had an extended interest in water supply and water distribution in Southern California. He explained that he had extensive knowledge and background in that area and looked forward to the opportunity to serve on the Board. He further assured Councilmember Hernandez and the full Council that he would make himself available to support the efforts of the Telecommunications Department and the work of the City in that regard, even though he would no longer serve as a Commissioner on that Board.

Further discussion ensued, during which time several Councilmembers spoke in support of the recommended confirmation and commented on the experience and expertise Mr. Abernethy would be providing to the Metropolitan Water District as the City's representative on that Board.

After further commentary, the Committee report was adopted by the following vote: Ayes, Alatorre, Bernson, Braude, Flores, Galanter, Hernandez, Holden, Picus, Ridley-Thomas, Wachs, Walters, Woo, Yaroslavsky and President Ferraro (14); Noes, None.

I HEREBY CERTIFY the foregoing to be a true and correct copy of the Excerpt of the Minutes of the Council of the City of Los Angeles taken at its meeting held January 5, 1993.

ELIAS MARTINEZ, City Clerk

by 

Deputy

OATH OF OFFICE

I, ROBERT J. ABERNETHY, do solemnly swear that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation of purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.


Signature

Subscribed and sworn to before me this 9th day of February, 1993.

Notary Public in and for the
County of Los Angeles,
State of California

(SEAL)

My commission expires 1-3-97.