

MINUTES
ADJOURNED REGULAR MEETING OF THE
BOARD OF DIRECTORS
THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA
AUGUST 22, 1995

41508 The Board of Directors of the Metropolitan Water District of Southern California met in Adjourned Regular Meeting on the third floor of the building located at 350 South Grand Avenue in the City of Los Angeles, State of California, on Tuesday, August 22, 1995.

 The Meeting was called to order by Chairman Foley at 12:37 p.m.

41509 The Meeting was opened with an invocation by Director Gary A. Morse.

41510 The Pledge of Allegiance to the Flag was given, led by Director Thomas H. McCauley.

41511 Secretary Murph called the roll. Those answering present were: Directors Alario, Bannister, Barker, Blake, Brick, Capobianco, Fellow, Foley, Frahm, Gilbert, Grandsen, Green, Handelman, Harry, Hawkins, Huntley, King, Krauel, Krieger, Little, Mason, McCauley, McMurray, Meyer, Miller, Milne, Morris, Morse, Murph, Mylne, O'Neil, Pace, Pak, Parker, Peterson, Reed, Rez, Watton, Wein, Witt, and Wright.

 Those not answering were: Directors Brandt, Gambrell (entered 12:49 p.m.), Griffen, Hill, Ibbetson, Luddy, Moret, Troxel, Webster, and Wysbeek.

 The Chair declared a quorum present.

41512 Chairman Foley inquired if there were any additions to the agenda. There being none, the Chair declared only those matters listed on the agenda would be considered.

41513 Chairman Foley invited members of the public to address the Board on matters within the Board's jurisdiction.

Richard Gerke, a member of the American Society of Civil Engineers, stated engineers need a safe language and a safe system of defining masses and measures.

Director Gambrell took his seat at 12:49 p.m.

In connection with Agenda Item 8-7, the Final EIR for the Central Pool Augmentation and Water Quality Project, the Chair recognized the following listed members of the public, each stating reasons why it was being requested that certification of the EIR for this project be deferred to a future meeting:

Susan T. Sakura, an attorney with the law firm of Palmieri, Tyler, Wiener, Wilhelm, & Waldron representing the Tin Mine Ranch located in Eagle Valley;

Cary D. Lowe, an attorney with the law firm of Paone Callahan McHolm & Winton representing the Eagle Valley Development Company, stated if the EIR is certified at this meeting, the only recourse his client will have is to take legal action;

Michael Lanni, owner of the Eagle Valley Ranch; and

Michael Murphy, an attorney representing the Eagle Valley Estates.

Shalom Katz, an attorney with the firm of Thomas and Elliott, representing the Pavolich family, referred to Metropolitan's offer for relocation costs (Agenda Item 7-11), stating the reasons why this offer is not acceptable. Bogolub Pavlovich provided a description of the property and the family's personal possessions.

41514 There being no objection, the Chair ordered the reading of the Minutes of June 13 and July 11, 1995, dispensed with, copies having been mailed to all Directors.

Vice Chairman Blake moved, seconded, by Director Morris and carried, approving the foregoing Minutes as mailed.

Director Gilbert requested to be recorded as abstaining.

41515 The Chair ordered the Declaration of the Executive Secretary as to posting the Notice of Adjournment of the Regular Meeting of August 8, 1995, to August 22, 1995, received and filed.

41516 A letter from the General Manager dated August 17, 1995, was presented, reporting that the original Certificates of the County Auditors for the six counties in which areas of the District lie are on file in the Office of the Controller, certifying the fiscal year 1995-96 assessed valuations of all property used for calculating Metropolitan's tax. There being no objection, Chairman Foley ordered the tabulations transmitted with the foregoing letter from the General Manager setting forth the assessed valuations, percentage participation, and vote entitlement of member public agencies of The Metropolitan Water District of Southern California, as of August 22, 1995, based on certificates of assessed valuation of property taxable by Metropolitan for fiscal year 1995-96, as submitted by the various County Auditors, be filed, spread on the Minutes, and that the Executive Secretary be directed to send a copy to each absent Director and to each member public agency.

Assessed Valuations, Percentage Participation, and Vote
Entitlement of Member Public Agencies of
The Metropolitan Water District of Southern California
as of August 22, 1995

Assessed Valuation

<u>Member Agency</u>	<u>Amount Certified</u>	<u>Percent of Total</u>	<u>Vote Entitlement</u>
Anaheim	\$ 15,325,648,312	1.78	1,533
Beverly Hills	8,375,248,733	0.97	837
Burbank	8,194,380,062	0.95	819
Calleguas MWD	30,975,174,238	3.60	3,097
Central Basin MWD	55,952,732,613	6.50	5,595
Chino Basin MWD	30,446,926,910	3.54	3,045
Coastal MWD	25,654,581,193	2.98	2,565
Compton	1,555,755,815	0.18	156
Eastern MWD	18,380,609,670	2.14	1,838
Foothill MWD	5,161,463,941	0.60	516
Fullerton	6,162,346,261	0.72	616
Glendale	10,797,880,709	1.25	1,080
Las Virgenes MWD	8,325,610,292	0.97	833
Long Beach	18,296,111,932	2.13	1,830
Los Angeles	183,436,608,072	21.32	18,344
MWD of Orange County	109,357,398,318	12.71	10,936
Pasadena	8,956,408,424	1.04	896
San Diego County Water Authority	133,485,906,312	15.51	13,349
San Fernando	711,263,344	0.08	71
San Marino	1,835,502,992	0.21	183
Santa Ana	10,407,785,183	1.21	1,041
Santa Monica	9,226,602,851	1.07	923
Three Valleys MWD	24,655,777,138	2.87	2,466
Torrance	11,354,283,237	1.32	1,135
Upper San Gabriel Valley MWD	34,855,159,608	4.05	3,485
West Basin MWD	62,207,160,453	7.23	6,221
Western MWD	26,393,605,561	3.07	2,639
 TOTAL ASSESSED VALUATIONS WITHIN DISTRICT	 <u>\$860,487,932,174</u>	 <u>100.00</u>	 <u>86,049</u>

The above valuations include only those which have been certified by the County Auditors, in accordance with Section 305 of the Metropolitan Water District Act, Statutes of 1969, as amended. The certified valuations have been reduced to reflect Homeowners' Property Exemptions and do not include areas excluded from the District.

41517 Finance and Insurance Committee Chairman Mason moved, seconded by Director Krieger, that the Board adopt **Resolution 8479** transmitted with the General Manager's letter dated August 17, 1995, which fixes Metropolitan's secured property tax rate for its purposes for fiscal year 1995-96 at .0089 percent of assessed valuations and the unsecured rate at .0089 percent (the same rates as for fiscal year 1994-95), together with the various tax rates for annexation charges due Metropolitan, thereby producing a total levy of \$89,749,514, including an allocation estimated at \$6,300,000 for countywide taxes on utilities, resulting in projected net tax revenues of \$80,435,177, after allowing for estimated delinquencies, allocations for redevelopment agencies and adjustments for supplemental tax collections and prior years' tax collections, said Resolution entitled:

A RESOLUTION LEVYING TAXES FOR THE FISCAL YEAR COMMENCING JULY 1, 1995 AND ENDING JUNE 30, 1996 FOR THE PURPOSES OF THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

Director Huntley commented that it could be suggested to the State Legislature, that if Metropolitan set its tax levy at the maximum rate, an additional \$21 million could be raised to assist Los Angeles and Orange Counties with their fiscal problems.

Chairman Foley called for a vote on the motion.

The following is a record of the vote on the motion:

Ayes: Anaheim (Dir. Alario, 1,533 votes), Burbank (Dir. McCauley, 819 votes, Calleguas Municipal Water District (Dirs. Grandsen and Miller, 3,097 votes), Central Basin Municipal Water District (Ayes: Dirs. Morse and Pace. Absent: Dir. Ibbetson. 5,595 votes), Coastal Municipal Water District (Dir. McMurray, 2,565 votes), Compton (Dir. Murph, 156 votes), Eastern Municipal Water District (Dir. Gilbert, 1,838 votes), Foothill Municipal Water District (Dir. O'Neil, 516 votes), Fullerton (Dir. Blake, 616 votes), Glendale (Dir. Rez, 1,080 votes), Las Virgenes Municipal Water District (Dir. Peterson, 833 votes),

Long Beach, (Dir. Meyer, 1,830 votes), Los Angeles (Ayes: Dirs. Capobianco, Green, Handelman, Pak, and Wein. Absent: Dirs. Brandt, Luddy, and Moret. 18,344 votes), Municipal Water District of Orange County (Dirs. Bannister, Foley, Huntley, King, and Witt, 10,936 votes), Pasadena (Dir. Brick, 896 votes), San Diego County Water Authority (Ayes: Dirs. Frahm, Krauel, Mason, Parker, and Watton. Absent: Dir. Griffen. 13,349 votes), San Marino (Dir. Morris, 183 votes), Santa Ana (Dir. Harry, 1,041 votes), Santa Monica (Dir. Reed, 923 votes), Three Valleys Municipal Water District (Dir. Milne, 2,466 votes), Torrance (Dir. Wright, 1,135 votes), Upper San Gabriel Valley Municipal Water District (Dirs. Fellow and Hawkins, 3,485 votes), West Basin Municipal Water District (Dirs. Barker, Little, and Gambrell, 6,221 votes), Western Municipal Water District of Riverside County (Dirs. Krieger and Mylne, 2,639 votes). Total 82,096 votes.

Noes: None.

Abstains: None.

Absent: Beverly Hills (Dir. Webster, 837 votes), Chino Basin Municipal Water District (Dirs. Hill and Troxel, 3,045 votes), San Fernando (Dir. Wysbeek, 71 votes). Total 3,953 votes.

The Chair declared **Resolution 8479** adopted by a unanimous vote of the Board representing more than the required two-thirds vote.

41518 Chairman Foley presented a Commendatory Resolution to former Director Charles L. Stuart who had represented West Basin Municipal Water District from July 11, 1989, to April 11, 1995.

41519 Chairman Foley presented to Vice Chairman Patrick H. Miller a pin emblematic of his service of five years, representing Calleguas Municipal Water District.

41520 Vice Chairman Green moved, seconded by Vice Chairman Blake and carried, authorizing the preparation of a Memorial Resolution for former Director Mladin Zarubica, who represented the City of Los Angeles from 1975 to 1981.

Vice Chairman Miller withdrew from the Meeting at 1:23 p.m.

41521 Vice Chairman Green moved, seconded by Vice Chairman Blake and carried, creating a five member Facility Naming Ad Hoc Committee.

Chairman Foley announced he has appointed Directors Miller (Chair), Griffen, Ibbetson, Mylne, and Wein to the Facility Naming Ad Hoc Committee.

41522 Chairman Foley announced he has appointed Directors Capobianco, King, and Wright to the Bay/Delta Political Advisory Committee; and appointed Director Mason to fill the vacancy created by the resignation of Director Frahm from that committee.

41523 Task Force to Review Office Space and Building Sites Chairman King reported that after an in-depth investigation, the Task Force has determined that cast-in-place concrete is the most appropriate structural framing option for the future Headquarters Building. The building will be designed, he said, with seismic protection, but the technology used will not be base isolation. The EIR was mailed out on August 16, he said, with the public comment period ending in September. He stated it is anticipated the EIR will be presented to the Board at its November Meeting for certification.

Executive Assistant to the General Manager Ivey reported that the City of Los Angeles continues to cooperate and assist Metropolitan in its efforts to complete the future Headquarters Building on schedule and within budget.

41524 General Manager Wodraska reported that the proposed amendments to the State Water Contract, carrying out the Monterey Principles, will be presented to the Board at its November Meeting.

41525 General Manager Wodraska advised that in closed session, both the Water Planning and Resources Committee and the Executive Committee received a report on the status of reaching a regional solution on Colorado River matters.

41526 The Board viewed the video tape report by Chief of Operations Means on the Arroyo Pasajero flooding, the Weymouth Plant Chemical Tank Farm relocation, and the pouring of the access way at the Weymouth Plant.

Chief of Planning and Resources Man presented an update on the regional efforts to support the development of local and Colorado River resources.

Chief Financial Officer Becker gave a video tape report on Metropolitan's financial condition.

The Board viewed the video tape report by Chief Engineer Snyder showing the progress of some of the construction projects.

Deputy General Manager Horne announced the semi-annual two-day workshop with the Member Agency managers is scheduled for August 24 and 25 at the Doubletree Hotel in San Pedro.

Deputy General Manager Quinn reported on the activities in connection with the Central Valley Project legislative issues and the Monterey Agreement.

41527 General Manager Wodraska reported that the Senate leadership in the State Legislature, in an effort to assist Los Angeles and Orange Counties with their fiscal problems, has a plan to shift a portion of Metropolitan's property taxes and revenues derived by standby charges to those counties, and urged the Board to support efforts to oppose this plan. He announced that John Garamendi has been confirmed as Deputy Secretary of the Department of Interior.

41528 General Counsel Taylor announced three attorneys have been hired to fill the vacancies in the Legal Department: Harley Searcy, Marcia Scully, and Jeffrey Kightlinger. Mr. Taylor advised of the actions being taken as a result of the decision in the Domenigoni case. He reported that Metropolitan's intervention in the Azusa Landfill case filed by San Gabriel Valley Municipal Water District was successful (San Gabriel Valley v. BFI). He advised that a claim has been filed with the County of Los Angeles and its contractor for the cost of repairing the Sepulveda Feeder damaged by a backhoe during the construction of a county storm drain.

41529 The Chair announced Agenda Item 7-7, policy on employee rights to inventions, has been deferred.

Vice Chairman Blake moved, seconded by Vice Chairman Barker, and the Board approved the Consent Calendar Items, **M.I. 41530 through M.I. 41545**, as follows:

41530 Authorized (1) the General Manager to have all work performed during the Lake Mathews Outlet Facilities Replacement/Repair Alternatives Analysis; and (2) Appropriation No. 714 in the amount of \$1,740,000 from the 1992 Revenue Bond Construction Fund to finance all costs related to the above analysis, as set forth in the General Manager's letter dated August 8, 1995.

41531 Authorized the General Manager to amend Agreement with Findly Chemical, Inc. (a minority and women-owned company), to increase the amount by \$800,000 to a total amount not to exceed \$1,800,000 including sales tax, as applicable, for hazardous waste removal and disposal services, subject to the amendment being in form approved by the General Counsel, as set forth in the General Manager's letter dated August 1, 1995.

41532 Authorized the General Manager to amend Agreement No. 3986 with NBS/Lowry, to increase the maximum amount payable from \$1,746,000 to \$1,896,000, including expenses, to provide additional design and post-design services for the Newport Road feature of the Domenigoni Valley Reservoir Project, subject to

the amendment being in form approved by the General Counsel, as set forth in the General Manager's letter dated July 24, 1995.

Director Milne requested to be recorded as abstaining.

41533 Adopted Resolution 8480 attached as Exhibit A to the General Manager's letter dated July 31, 1995, authorizing the issuance of Metropolitan's Commercial Paper Notes in book-entry form, said Resolution entitled:

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE METROPOLITAN
WATER DISTRICT OF SOUTHERN CALIFORNIA AUTHORIZING THE
ISSUANCE OF COMMERCIAL PAPER NOTES IN BOOK ENTRY FORM
(SECOND SUPPLEMENTAL RESOLUTION)**

41534 Adopted Resolution 8481 in the form attached to the General Manager's letter dated August 1, 1995, providing in substance that Metropolitan elects to be allocated that additional portion of revenue from taxes levied on redevelopment property which is attributable to either or both of the following: (1) any increase in Metropolitan's base year tax rate applied to incremental assessed value of project property; and (2) that portion of the increase in assessed valuation attributable to the annual inflation adjustment applied to the base year tax rate on the San Sevaire Redevelopment Project in the County of San Bernardino, said Resolution entitled:

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE METROPOLITAN
WATER DISTRICT OF SOUTHERN CALIFORNIA ELECTING TO RECEIVE
ALLOCATION OF TAXES PURSUANT TO PROVISIONS OF THE COMMUNITY
REDEVELOPMENT LAW**

41535 Authorized the General Manager to pay Metropolitan's share of the total contribution to the Six Agency Fund for fiscal year 1995-96 in the amount of \$534,576 (an increase of \$8,147 over 1994-95), as set forth in the General Manager's letter dated July 27, 1995.

41536 Amended Section 2450 of the Administrative Code to change the meeting time of the Land Committee, to read as set forth in the General Counsel's letter dated August 1, 1995, as follows:

§ 2450. Time of Regular Meetings.

The regular meetings of the Land Committee shall be held on the Monday preceding regular Board meetings beginning at 7:00 a.m.

41537 Authorized the payment of \$384,876 to Bogolub and Honi Pavlovich and their attorney, the amount awarded by the Relocation Assistance Appeals Committee for property required for the Domenigoni Valley Reservoir Project, as set forth in the General Manager's letter dated July 31, 1995.

41538 Authorized the General Counsel to intervene in County of San Joaquin, et al. v SWRCB, and to take any and all actions related thereto, to protect Metropolitan's interests in its water supplies from the Bay-Delta system, as set forth in the General Counsel's letter dated July 28, 1995.

41539 Adopted a seawater desalination policy statement and principles as stated in the General Manager's revised letter dated July 18, 1995, as follows:

Policy

Metropolitan, in cooperation with national and international organizations, shall promote and lead in the development and demonstration of improved seawater desalination technologies. These activities and/or programs may be in conjunction with its member agencies and/or private and public sectors in order to provide additional reliable potable water supplies to meet the projected demands of Southern California's growing population in the 21st century.

Principles

1. Metropolitan shall continue to play a leadership role in the research and demonstration of seawater desalination technology.

2. Metropolitan shall continue its effort to obtain research and development funding for projects from all external sources.

3. Metropolitan shall protect its intellectual property rights and install and maintain internal procedures to help ensure protection.

4. Metropolitan shall develop a broad coalition of public and private entities to share non-protected information, discuss opportunities and the transfer of technology, and to encourage the passage of legislation consistent with this policy.

5. Metropolitan staff shall evaluate each seawater desalination project proposal on its own merits, and submit an analysis with recommendations to the Ad Hoc Committee on Energy and Desalination.

41540 The Board (1) approved Addendum Number 3 to the Final EIR and Environmental Assessment for the Inland Feeder Project; and (2) authorized the acquisition of two properties for the Inland Feeder Project (MWD Parcel No. Infed 1-30-117, Assessor's Parcel No. 288-041-01, owned by Highland Service Corporation; and MWD Parcel No. Infed 1-34-100, Assessor's Parcel Nos. 201-011-01, 225-011-01, -02, -04, 225-031-03, 225-051-18, owned by Etiwanda Highland Properties, Ltd., as set forth in the General Manager's confidential letter dated August 8, 1995.

41541 Authorized the General Manager to acquire Domenigoni Valley Reservoir Project Property 144-001-257 owned by Elzie R. Folds, et al., and settle the related litigation titled Metropolitan Water District v. Elzie R. Folds, et al., Riverside County Superior Court Case No. 227229, as set forth in the General Manager's confidential letter dated August 8, 1995.

41542 Authorized the General Manager to acquire Domenigoni Valley Reservoir Project Property 144-001-503 owned by Peter K. and Hsia H. Su, and settle the related litigation titled Metropolitan Water District v. Peter K. Su, et ux., Riverside County Superior Court Case No. 250263, as set forth in the General Manager's confidential letter dated August 8, 1995.

41543 Authorized the General Manager to acquire Domenigoni Valley Reservoir Project Property 144-001-509 owned by Dorothy S. Searl, and settle the related litigation titled Metropolitan Water District v. Dorothy S. Searl, Riverside County Superior Court Case No. 236066, as set forth in the General Manager's confidential letter dated August 8, 1995.

41544 Authorized the acquiring of property for the Domenigoni Valley Reservoir Project (MWD Parcel Nos. 144-001-771, -771PEA1, and -771PEA2) owned by Karubian Family Joint Venture, a partnership, et al., as set forth in the General Manager's confidential letter dated August 3, 1995.

41545 Ratified settlement of claims in the action entitled Enrique Alva v. Metropolitan Water District of Southern California, Los Angeles Superior Court Case No. BC118518, as set forth in the confidential letter signed jointly by the General Manager and the General Counsel dated August 1, 1995.

41546 Director Brick moved, seconded by Board Secretary Murph and carried, and the Board authorized the General Manager to execute a First Amendment to Agreement No. 4783 with Richard S. Volpert and Leslie A. Young through the firm of Skadden, Arps, Slate, Meagher & Flom, or any other firm with whom they are associated, in an amount not to exceed \$360,000, to provide continuing preconstruction consulting services for the development of the Headquarters Building at Union Station, subject to the amendment being in form approved by the General Counsel, as set forth in the General Manager's letter dated August 1, 1995.

Director Mason requested to be recorded as voting no.

41547 Water Planning and Resources Committee Chairman Brick moved, seconded by Vice Chairman Green, that the Board, by a two-thirds vote, adopt **Resolution 8482** transmitted with the General Manager's letter dated August 1, 1995, directing the giving of notice of potential discontinuance of service of surplus water pursuant to the procedural requirements of the Interim Agricultural Water Program under Section 132 of the Metropolitan Water District Act.

Director Frahm expressed the view of the San Diego delegation that those agricultural users paying the noninterruptible service rate, including the readiness-to-serve and the new demand charges where applicable, should be excluded from the giving of this Notice. She further stated her understanding that the Ad Hoc Committee on Agricultural Water Policy will be considering this issue at its forthcoming meeting.

The Chair called for a vote on the motion which was carried by a vote of 68,747 ayes and 13,349 noes, representing more than the required two-thirds vote, and declared **Resolution 8482** adopted, entitled:

RESOLUTION OF THE BOARD OF DIRECTORS OF THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA DIRECTING THE GIVING OF NOTICE OF POTENTIAL DISCONTINUANCE OF SERVICE OF SURPLUS WATER IN 1996

Directors Frahm, Krauel, Mason, Parker, and Watton requested to be recorded as voting no.

41548 Water Planning and Resources Committee Chairman Brick moved, seconded by Vice Chairman Barker and carried, and the Board:

1. Adopted the recommended changes to the administrative procedure for the Seasonal Storage Service Program for application during future availability periods, as described in the General Manager's letter dated August 8, 1995;

2. Affirmed the General Manager's determination to allow for an exception to Administrative Code Section 4507(b) and

finalized the Seasonal Storage Service (SSS) certified credits as currently stated without any adjustments for the period July 1, 1990, through June 30, 1994;

3. Affirmed the General Manager's determination to accept SSS certifications for the period covering October 1, 1994, through March 31, 1995, which are consistent with past practices for individual member agencies; and

4. Waived the provisions in Section 4507(g) of the Administrative Code for fiscal year 1994-95 SSS certifications if submitted by September 30, 1995.

Director Krieger withdrew from the Meeting at 2:00 p.m.

41549 Water Planning and Resources Committee Chairman Brick moved, seconded by Vice Chairman Barker, that the Board:

1. Authorize the General Manager to amend the forty existing agreements for projects under the Local Projects Program (LPP) to include terms and conditions described in his letter dated August 8 and supplemented by his August 21, 1995 letter, as detailed in Attachment A, with the effective date of such revisions to be September 1, 1995; noting these terms are consistent with those included in the proposed Local Resources Program pending letter dated June 27, 1995;

2. Authorize the General Manager to approve and enter into agreements with member agencies and subagencies for only the pending seven LPP projects with applications submitted by August 1, 1995, on the same terms and conditions as the conversions above; and

3. Require that the General Manager revise all such amendments or agreements entered into under Paragraphs 1 or 2 above to make them consistent with future Board action at such time as the Board authorizes the final form of the long-term Local Resources Program anticipated for November 1995.

Director McMurray withdrew from the Meeting at 2:09 p.m.

Director Pak withdrew from the Meeting at 2:11 p.m.

The Chair recognized Robert Campbell, Chief Financial Officer, San Diego County Water Authority, who stated the Authority cannot support the recommendation since it has concluded that it is premature to advance the conversion of existing projects and displayed a tabulation showing the comparison of the existing program to the recommended program. He then raised questions about the regional benefit, the avoided cost calculation, and the grant issue.

The Chair recognized Keith Lewinger, general manager, Otay Water District, who expressed concerns about (1) the scheduling of the recommended conversion in view of the fact that this program is one of the elements of the Integrated Resources Plan which is presently being evaluated; (2) the contribution calculation; and (3) the issue of grants.

Director Mason withdrew from the Meeting at 2:20 p.m.

Director Morris offered an amendment to the motion, seconded by Director Little, that the amount of a grant received by a member agency for its project from an entity outside its boundary is to be factored into calculating the value of a project and its cost to that member agency in order to determine the amount of Metropolitan's contribution.

Director Milne withdrew from the Meeting at 2:31 p.m.

Directors Handelman and Meyer withdrew from the Meeting at 2:33 p.m.

The Chair called for a vote on the amendment to the motion, which was voted upon and carried.

Director Huntley offered an amendment to the original motion, seconded by Director Witt, that part three of the recommendation set forth in the General Manager's supplemental letter dated August 21, 1995, be modified to delete the words "... the General Manager".... and insert "... all parties agree

to". General Counsel Taylor stated that there will be a provision in the contract entered into between a member agency and Metropolitan to satisfy the concerns of Director Huntley, as well as containing a provision affording a member agency with the option of continuing the project under the terms of its original contract, if so desired.

Director Huntley agreed that having this language in the contract satisfies his concerns and withdrew his amendment, which was determined to be agreeable to the seconder.

The Chair called for a vote on the original motion, as amended, which carried.

Directors Frahm, Krauel, McCauley, Parker, and Watton requested to be recorded as voting no.

Board Secretary Murph requested to be recorded as abstaining.

41550 Finance and Insurance Committee Vice Chairman Green moved, seconded by Water Planning and Resources Committee Chairman Brick and carried, establishing a fixed level of \$25 per survey for Metropolitan's participation in single-family residential water efficiency survey projects, as set forth in the General Manager's letter dated August 22, 1995.

Director Morse withdrew from the Meeting at 2:36 p.m.

41551 On behalf of the Committee on Legislation, Vice Chairman Barker moved, seconded by Vice Chairman Blake and carried, that (1) Metropolitan protect its entitlement to the Hoover power plant and the Parker power plant to the extent of acquiring an interest in these resources if such action would provide a long-term power supply at the most cost-effective price; (2) the Board support the introduction and enactment of legislation which is consistent with this recommendation; and (3) staff be directed to take steps to implement this recommendation, as set forth in the General Manager's letter dated August 1, 1995.

Chairman Foley announced that the Executive Committee created a subcommittee to assist the General Manager in activities relating to the sale of the Power Marketing Administrations, consisting of Directors Foley (Chair), Barker, Brick, Luddy, and Miller.

41552 On behalf of the Engineering and Operations Committee, Director Wright moved, seconded by Vice Chairman Blake and carried, and the Board (1) adopted the Findings of Fact and Statement of Overriding Considerations and Mitigation Monitoring and Reporting Program; (2) certified that the Final Environmental Impact Report (EIR) for the Central Pool Augmentation Project has been completed in accordance with the California Environmental Quality Act and that it has reviewed and considered the information contained in the Final EIR and exercised its independent judgment prior to approving the project; and (3) approved the project along with adoption of the Findings of Fact and Statement of Overriding Considerations and Mitigation Monitoring and Reporting Program, as set forth in the General Manager's letter dated August 8, 1995.

Directors Frahm, Krauel, Parker, and Watton requested to be recorded as voting no.

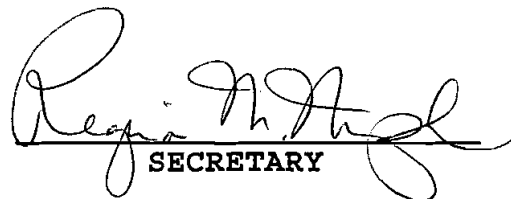
41553 Organization and Personnel Committee Chairman Rez moved, seconded by Vice Chairman Blake and carried, authorizing the General Manager to amend existing contracts and enter into new contracts with employment service agencies and consultants supplying temporary personnel in excess of the \$250,000 limitation and to employ temporary and part-time personnel for the Engineering Division in addition to the Board-approved, District-wide personnel limit for fiscal year 1995-96, with an overall limitation in amounts paid of \$11,750,000 for the first half of fiscal year 1995-96, substantially in accordance with the terms outlined in the General Manager's letter dated August 8, 1995, subject to the contracts being in form approved by the General Counsel.

41554 The following listed communications were submitted for the information of the Board:

- a. Report of the General Manager on the operating data for the month of June, dated August 8, 1995.
- b. Report of the General Counsel on the activities of the Legal Department for the month of July, dated August 8, 1995.
- c. Reports of the Auditor on the activities of the Audit Department for the months of June and July, dated July 3 and August 1, 1995, respectively.
- d. Letter of the General Manager dated August 18, 1995, transmitting the Executive Financial Summary for the month of June.
- e. Letter of the General Manager dated August 8, 1995, submitting his workplan for fiscal year 1995-96.
- f. Letter of the General Manager dated August 8, 1995, reporting on the Engineering Division's Structural Engineering Branch.
- g. Letter of the General Manager dated July 26, 1995, transmitting the quarterly status report for the Domenigoni Valley Reservoir Project--April through June 1995.
- h. Letter of the General Manager dated August 8, 1995, transmitting the quarterly status report for the Inland Feeder Project--April through June 1995.
- i. Letter of the General Manager dated August 8, 1995, reporting on the activities toward implementing the State-Federal agreement on Bay-Delta standards.

- j. Confidential letter of the General Counsel dated August 1, 1995, reporting on the jury verdict in eminent domain action entitled Metropolitan Water District v. Domenigoni, Riverside County Superior Court Case No. 229049.

41555 There being no objection, Chairman Foley adjourned the Meeting at 2:45 p.m.


REGINA M. HUGHES
SECRETARY


J. M. FOLEY
CHAIRMAN