



MWD

METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

January 8, 1998

To: Board of Directors

From: General Counsel

Subject: Sufficiency of Credentials for Appointment of a Director from
West Basin Municipal Water District

RECOMMENDATION

That the attached credentials evidencing the appointment of Ms. Carol W. Kwan as a Director of The Metropolitan Water District of Southern California representing West Basin Municipal Water District be received and filed, and that the oath of office be administered to Ms. Kwan.

DETAILED REPORT

Credentials have been received from West Basin Municipal Water District evidencing that on January 8, 1998, its Board of Directors approved the appointment of Ms. Kwan as a representative on Metropolitan's Board of Directors for an indefinite term replacing Director Edward C. Little. The credentials have been examined and found to be in compliance with the Metropolitan Water District Act.

CIR:gm
#8231

Attachment



MWD

METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

Office of Board of Directors

January 8, 1998

To: General Counsel

From: Acting Executive Secretary

Subject: Appointment of Director from West Basin
Municipal Water District

Attached are the credentials from West Basin Municipal Water District showing the appointment of Ms. Carol W. Kwan as one of its representatives on Metropolitan's Board for an indefinite term, replacing Edward C. Little.

If the credentials are legally sufficient, Ms. Kwan will be sworn in at our January 13, 1998, Board Meeting.


Dawn Chin

Attachments

cc w/out attach.

J. R. Wodraska
T. H. Quinn
E. G. Means
J. Maloy
R. J. Gomperz
C. M. Miller

RESOLUTION NO. 1-98-695

A RESOLUTION OF THE BOARD OF DIRECTORS OF WEST BASIN MUNICIPAL WATER DISTRICT APPOINTING CAROL W. KWAN TO SERVE AS A REPRESENTATIVE FROM WEST BASIN TO THE BOARD OF DIRECTORS OF THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF WEST BASIN MUNICIPAL WATER DISTRICT as follows:

Section 1. **Purpose**

The District desires to appoint a person to serve on the Board of Directors of the Metropolitan Water District of Southern California representing West Basin Municipal Water District to replace Edward C. Little.

Section 2. **Appointment**

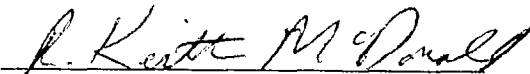
Pursuant to Section 51 of the Metropolitan Water District Act, the Board of Directors of the West Basin Municipal Water District hereby appoints Carol W. Kwan to serve as a member of the Board of Directors of the Metropolitan Water District of Southern California.

Section 3. **Certification**

The Secretary shall certify the passage of this resolution and provide a certified copy thereof to the Secretary of the Board of Directors of the Metropolitan Water District of Southern California.

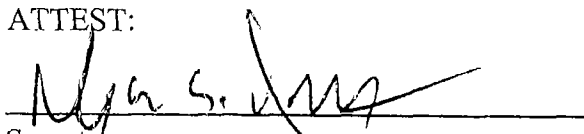
Section 4. **Effective Date.** January 8, 1998

PASSED, APPROVED AND ADOPTED this 8th day of January 8, 1998



President

ATTEST:




Secretary
(SEAL)

CERTIFICATION

State of California)
County of Los Angeles) SS
West Basin Municipal)
Water District)

I, Charlene Mora, Deputy Secretary of West Basin Municipal Water District and of the Board of Directors thereof, do hereby certify that the foregoing is a full, true and correct copy of Resolution No. 1-98-695 "A RESOLUTION OF THE BOARD OF DIRECTORS OF THE WEST BASIN MUNICIPAL WATER DISTRICT APPOINTING CAROL W. KWAN TO SERVE AS A REPRESENTATIVE FROM WEST BASIN TO THE BOARD OF DRIECTORS OF THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA" which was passed, approved, and adopted on the January 8, 1998 by the Board of Directors of the West Basin Municipal Water District.

Dated: January 8, 1998



Deputy Secretary, West Basin
Municipal Water District and to
the Board of Directors thereof

f:\users\charlene\certfywb

MINUTES OF A SPECIAL MEETING
OF THE BOARD OF DIRECTORS
WEST BASIN MUNICIPAL WATER DISTRICT
December 1, 1997

DRAFT

A special meeting of the Board of Directors of the West Basin Municipal Water District was held on Monday, December 1, 1997, at 3:00 p.m., at the District Headquarters, 17140 South Avalon Boulevard, Suite 210, Carson, California.

President McDonald called the meeting to order at 4:05 p.m. and presided thereover and Deputy Secretary Pro-tem Stevens recorded the minutes thereof.

1. **DETERMINATION OF QUORUM.** President McDonald declared there was a quorum with the following Directors present: Dymally, Gallagher, Kwan, Little and McDonald. Also present at the meeting were Acting General Manager Jones, District Counsel Lemieux, and Deputy Secretary Pro-tem Stevens.

2. **PUBLIC COMMENT.** There was no public comment.

CONSENT CALENDAR

3. **ACTION ON MINUTES – OCTOBER 20, 1997 (Regular), NOVEMBER 3, 1997 (Special), and NOVEMBER 13, 1997 (Met Directors)**

4. **FINANCIAL REPORT**

A. **Demands.** Demand Numbers 13654 through 13792 (excluding Numbers 13654 through 13656, 13663, 13664, 13681, 13682, 13687, 13688, 13701, 13713 through 13715, 13721 through 13723, and 13748 through 13750) in the amount of \$8,755,910.24 (including wire transfers to MWD and First Trust of New York) were ratified.

B. **Cash & Investment Report**

C. **Water Sales Statements**

D. **1st Quarter Budget to Actuals**

5. 1996-97 FINAL AUDIT REPORT. President McDonald removed Item 5 from the Agenda without objection until final information was received from Leaf & Cole. The President ordered Items 3 and 4 received and filed without objection.

ACTION ITEMS

6. STANDBY CHARGE PROGRAM

RECOMMENDATION: That the Board approve, adopt and authorize the President to sign Resolution No. 12-97-693, A RESOLUTION OF THE BOARD OF DIRECTORS OF THE WEST BASIN MUNICIPAL WATER DISTRICT INITIATING PROCEEDINGS FOR THE ESTABLISHMENT OF THE WATER AVAILABILITY OR STANDBY CHARGE FOR THE FISCAL YEAR COMMENCING JULY 1, 1998.

Acting General Manager Jones noted that the Standby Charge Program has been in place for seven years and that adoption of a Resolution is necessary to begin the Standby Charge process, which will include a public hearing in February. Mr. Jones further noted that approval of the Resolution did not mean approval of the Standby Charge itself.

ACTION: Upon a motion duly made by Director Gallagher and seconded by Director Dymally, the Board unanimously approved staff recommendation.

7. CONSTRUCTION AWARD - LIME SATURATOR

RECOMMENDATION: That the Board authorize the Acting General Manager to award the contract for construction of the lime saturator to the lowest responsible bidder.

District Engineer Shoenberger gave an oral report and answered questions from the Board.

ACTION: Upon a motion duly made by Director Gallagher and seconded by Director Little, the Board unanimously approved staff recommendation.

8. CHEVRON BOILER FEED - APPROVAL OF TERMS AND CONDITIONS

RECOMMENDATION: Authorize the Acting General Manager to enter into an agreement with Chevron Products Company U.S.A. and the City of El Segundo for service of up to 4,800 acre-feet per year (AFY) of boiler feed water from the West Basin Water Recycling Treatment Plant.

Acting General Manager Jones noted that staff and Chevron have been negotiating this agreement for the past six months and Chevron Refinery Management has reviewed and concurred with the terms and conditions of the agreement; subject to final approval by Chevron's Corporate Finance. District Engineer Shoenberger reviewed the talking points of the agreement and what the project entails.

ACTION: Upon a motion duly made by Director Little and seconded by Director Dymally, the Board unanimously approved staff recommendation.

INFORMATION ITEMS

9. REVIEW OF METROPOLITAN WATER DISTRICT DIRECTORS

President McDonald questioned why this item was on the Agenda and Acting General Manager Jones stated that Director Kwan requested it be placed on the Agenda. President McDonald asked General Counsel Lemieux if it was necessary to have a motion to move this from an information item to an action item. Lemieux stated it was not necessary.

ACTION: Upon a motion duly made by Director Dymally and seconded by Director Kwan, the Board reviewed their MWD representatives.

ACTION: Director Gallagher moved to defer action on this item until January, during the regular cycle for review of MWD Representatives, and seconded by Director Little, the motion failed by the following roll call vote:

Gallagher	Aye
Kwan	No
Dymally	No
Little	Aye
McDonald	No

President McDonald requested a roll call vote to reconfirm each Metropolitan Representative.

ACTION:

Charles D. Barker was unanimously reconfirmed as an MWD Representative by the following roll call vote:

Gallagher	Aye
Kwan	Aye
Dymally	Aye
Little	Aye
McDonald	Aye

Director Little was removed as an MWD Representative by the following roll call vote:

Gallagher	Aye
Kwan	No

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Dymally	No
Little	Aye
McDonald	No

Director Dymally was reconfirmed as an MWD Representative by the following roll call vote:

Gallagher	No
Kwan	Aye
Dymally	Aye
Little	No
McDonald	Aye

ACTION: Upon a motion duly made by Director Dymally to appoint Director Carol Kwan as a District Representative to the Metropolitan Water District and seconded by Director Kwan, the Board approved the motion by the following roll call vote:

Gallagher	No
Kwan	Aye
Dymally	Aye
Little	No
McDonald	Aye

General Counsel noted that to make this change, Metropolitan would require a certified copy of minutes or a Certified Resolution. The General Counsel was instructed to prepare a resolution to make this change effective in January.

10. COMMITTEE INFORMATION

A. MICROFILTRATION PILOT TEST

Acting General Manager Jones stated that Memtec Corporation had been purchased by

U.S. Filter which makes their firm the only supplier of microfilters for the Treatment Plant at this time. He further stated Pall Microfilters has developed a new filter which staff will be investigating the opportunity for a pilot project undertaken with the Orange County Water District to purchase a filter from Pall Microfiltration. If this filter proves to be effective, this will provide the District the ability to use another firm for microfiltration bids. A proposal for the pilot project will be brought to the Board in January.

B. ARCO UPDATE

Acting General Manager Jones stated that ARCO was not able to meet their deadline for legal review, but expected to complete the financial review by December 2 and then will make a decision which proposal to use. A meeting is scheduled with the Refinery Manager for the afternoon of December 2 to finalize the economics for the project.

11. ACTING GENERAL MANAGER'S REPORT AND COMMENTS ON DISTRICT ACTIVITIES

Acting General Manager Jones stated that Hollywood Park would be going into first phase hook up this week and begin irrigating with recycled water. He further stated that 1,000 toilets had been distributed in Inglewood. Mr. Jones stated that a task force meeting with Hyperion operations staff had been scheduled to discuss the coastal sewer interceptor. Jones stated if Hyperion does not segregate the flos of the coastal interception sewers, it will increase the TDS of effluent at the Treatment Plant

by 200 parts per million. He further stated staff is requesting Los Angeles DWP to undertake a study to investigate alternative options at Hyperion. Jones also reminded Board members a finance workshop was scheduled on December 10 and said that a joint meeting with the Water Replenishment District would probably be scheduled for December 16 at 10:00 a.m. at the Carson Hilton.

12. GENERAL COUNSEL'S REPORT. General Counsel made no report.

13. DIRECTORS' COMMENTS

Director Gallagher requested that in the future no consultants be allowed to market the Board at the meetings.

14. CLOSED SESSION (Pending litigation pursuant to Government Code 54956.9 (a) 3 Cases - Gallagher vs Water Replenishment District, West Basin Municipal Water District vs Compton et al, Water Replenishment District vs West Basin Municipal Water District and Potential litigation pursuant to Government Code Section 54956.9 (b) - 1 Case). General Counsel reported that the settlement of *Gallagher* was tentatively approved except for technical issues relating to a recycled water agreement. He further reported a facilitated session with WRD was tentatively scheduled for December 16. No action was taken.

ADJOURNMENT There being no further business before the Board the meeting was duly adjourned at 4:50 p.m.

DRAFT

President

ATTEST:

Secretary

/120197wb

CAROL W. KWAN

Biography

Carol Kwan was born in Hong Kong and immigrated to the United States with her family to the South Bay area in 1971. From the age of 15, Carol was involved in running all aspects of her family's restaurant business. Carol went to public schools and earned her BA in Business Administration from California State University, Long Beach

In addition to managing the family business, Carol has run her own successful businesses in the restaurant, entertainment and trading industries. She has recently spent two years in Hong Kong and China where she served as an environmental consultant to the local water authority in Zhong Shan, China. During this period, she helped interpret water reclamation plant plans and consulted on the financial and social feasibility of the project. Her actions enabled many under-represented people to have access to clean, healthy potable water. Carol continues to work in the cities of Zhong Shan and Wuhan to address environmental issues in cooperation with local government agencies.

As the first Asian-American and the first female elected to the West Basin Municipal Water District Board of Directors, Carol represents the Cities of Hermosa Beach, Manhattan Beach, Redondo Beach, and Lomita. Carol also serves as Treasurer and Chair of the Finance Committee, which oversees the District's \$62 billion dollars in assets and annual budget of over \$100 million dollars. She serves as a special consultant in the performing arts and is greatly concerned with environmental issues with regards to the water supply situation in Southern California.

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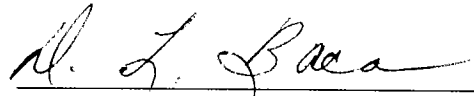
OATH OF OFFICE

I, **CAROL W. KWAN**, 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 or 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 12th day of January, 1998.



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

(SEAL)

My commission expires 6-14-2001