

**MINUTES**  
**REGULAR MEETING OF THE**  
**BOARD OF DIRECTORS**  
**THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA**  
**OCTOBER 8, 2002**

**45016** The Board of Directors of The Metropolitan Water District of Southern California met in Regular Meeting in the Board Room located in the building at 700 North Alameda Street in the City of Los Angeles, State of California, on Tuesday, October 8, 2002.

Chairman Pace called the Meeting to order at 10:05 a.m.

**45017** The Meeting was opened with an invocation by Rabbi Richard A. Flom from the Burbank Temple Emanuel.

**45018** The Pledge of Allegiance to the Flag was given, led by Director Ergun Bakall.

**45019** Secretary Coughran called the roll. Those answering present were: Directors Abdo, Ashley, Bakall, Ball, Bannister, Blake, Brick, Brown, Castro, Coughran, De Jesus, Edwards, Fellow, Foley, Grandsen, Harris, Kwan, Lewis, Loveland, Luddy, Mejia, Morse, Murph, Murray, Mylne, Owen, Pace, Parker, Peterson, Rez, Stanton, Troxel, and Wright.

Those not answering were: Directors Dentler (entered 10:18 a.m.), Hansen, Herman, and Morris.

The Chair declared a quorum present.

**45020** At 10:09 a.m., the Chair called a public hearing to receive comments on the proposed standby charge for Annexation No. 80 to Calleguas Municipal Water District.

No member of the public responded; and after tabulation of the ballots was completed, and with no protests filed, the Chair closed the public hearing at 10:10 a.m.

**45021** Chairman Pace invited members of the public to address the Board on matters within the Board's jurisdiction.

Vice Chairman Foley introduced Ron Packard, former mayor of Carlsbad, who was elected to the United States Congress in 1982 and served 18 years.

Ron Packard, representing the settlement parties in the San Luis Rey Indian Water Rights dispute, thanked the Board for its cooperation in helping to bring this dispute closer to a conclusion.

Director Dentler took her seat at 10:18 a.m.

The Chair announced that other members of the public wishing to address the Board would speak when their individual items are taken up for action.

**45022** There being no objection, the Chair ordered the reading of the Minutes of the Meeting of September 10, 2002, dispensed with, a copy having been mailed to each Director.

Director Blake moved, seconded by Director Stanton and carried, approving the foregoing Minutes as mailed.

**45023** Chairman Pace presented to Director William G. Luddy a pin for his ten years of service on Metropolitan's Board, representing the City of Los Angeles.

**45024** Director Blake moved, seconded by Director Coughran and carried, adjourning the Board Meeting regularly scheduled for November 12, 2002, without transaction of business, to Tuesday, November 19, 2002, due to the Veterans Day holiday. The committee meetings will be held on Monday and Tuesday, November 18 and 19, 2002.

**45025** Chairman Pace turned the gavel over to Vice Chairman Luddy, who then asked Nominating Committee Chairman Troxel to give his report from the committee.

Nominating Committee Chairman Troxel reported that the committee considered candidates to fill the Office of the Board Chairman. Following the review, the committee submitted as nominee, Phillip J. Pace, for the Board Chairmanship for an additional two-year term commencing January 1, 2003. Committee Chairman Troxel then moved the nomination of Phillip J. Pace for the position of Board Chairman. Committee Vice Chair Murph seconded the motion.

Vice Chairman Luddy called for other nominations from the floor. Hearing none, Vice Chairman Luddy closed the nominations and called for a vote on the nomination of Phillip J. Pace for an additional two-year term as Board Chairman, commencing January 1, 2003. The motion was voted upon and carried.

Chairman Pace then resumed presiding over the Meeting.

**45026** Chairman Pace reported there were no new committee appointments.

**45027** Chairman Pace reported that on October 1 and 2 he attended two Quantification Settlement Agreement (QSA) meetings, with the discussions still continuing. Speaker Emeritus Hertzberg has requested that meetings continue on Saturday and Sunday, October 12 and 13. On September 19 Metropolitan hosted a reception for the Bay Delta Advisory Committee. On September 28 a Directors' orientation meeting was held at Weymouth. Director Brick hosted that session.

Director Brick stated that the orientation was very successful and commended staff for its high quality of work. He thanked those Directors who attended. Another orientation meeting is being planned in six months' time.

**45028** Regarding the Colorado River, Bay-Delta and CALFED matters, and the summary of District activities, Chief Executive Officer Gastelum referred to his Fiscal Year 2002/03 Business Plan - First Quarter Update, dated October 1, 2002, which was distributed earlier.

On Colorado River matters, Chief Executive Officer Gastelum reported that negotiations are continuing on the Quantification Settlement Agreement, and Robert Hertzberg, former speaker of the Assembly, has scheduled meetings for this Saturday and Sunday, with all parties (Metropolitan, Imperial Irrigation District, Coachella Valley Water District, and San Diego County Water Authority) engaged. Mr. Gastelum stated there were three major issues identified; the first being the environmental risk--environmental cost and who bears the risk and who is going to pay the cost. It appeared that the San Diego proposal effectively addresses the issues raised by IID. The second issue is third-party impacts regarding fallowing. What are the third-party economic impacts in the Imperial Valley with the risk and cost? Again, the San Diego proposal has met that challenge and hopefully will be agreed upon by IID.

The third issue, which appeared to be a stumbling block, was that of price and quantity of water that would be transferred. The price was stated as San Diego had proposed, but IID was asking for more than what was being offered by San Diego. In addition IID did not want to transfer as much water as was originally proposed--200,000 acre-feet. IID is now proposing 130,000 acre-feet. At the weekend meetings, there will be much discussion on the price and quantity of water.

On CALFED and State Water Project matters, Chief Executive Officer Gastelum reported that this week was probably the last chance to get a CALFED bill at the federal level. He stated that Congressman Calvert and Senator Feinstein were working on an abbreviated bill to get done this year, which would get us an authorization. It would not be the comprehensive bill but there would be some progress to support additional appropriations as necessary.

Chief Executive Officer Gastelum then referred to his quarterly Business Plan, especially pages 12 and 13, showing more details on performance measures.

**45029** Regarding Legal Department activities, General Counsel Kightlinger referred to his activity report dated September 30, 2002, which was distributed earlier.

General Counsel Kightlinger also highlighted other matters of interest to Metropolitan. In the *Diamond Valley*

*Recreation Group (DVRG) v. Metropolitan* case, Metropolitan demurred to the complaint, which demurrer was granted. DVRG chose to refile its complaint with the identical causes of action, and Metropolitan has again demurred. A hearing date for that demurrer will probably be scheduled for late this month.

In the *Metropolitan v. Campus Crusade for Christ* case, there was a six-day legal issues trial. The court ruled on Metropolitan's behalf on all but one of Metropolitan's motions, which has the effect of severely limiting any type of severance damages that would be warranted in this case. Severance damages were the key issue in this eminent domain case. That ruling has the effect of severely limiting any chance of significant recovery in that case. Because it was such a large impact to the plaintiff's case, the judge rescheduled the trial to November 25, 2002.

In *Metropolitan v. Hartford*, the insurance case on borrow soils, Metropolitan's summary judgment motion was granted. This establishes coverage from the insurance company, and the only issue left now is damages. The trial will be set for later this year, but it is hoped that there will be some reasonable settlement. The judge has asked that settlement discussions begin later this month, as well.

On Colorado River matters, there was a State Water Resources Control Board order on a draft petition for the San Diego/IID transfer, which is scheduled for October 16. The Legal Department staff is currently reviewing to determine what comments, if any, are to be made on that order because it deals with all Colorado River issues.

Mr. Kightlinger reported that Tom Levy, General Manager of Coachella Valley Water District, would be retiring on December 31, 2002.

**45030** General Auditor Riss gave a summary report of the Audit Department's activities for the month of September. He noted that a traditional report was issued on the Fleet Parts and Operating Supplies, which report was identified as medium risk exposure. In addition, two special reviews were completed on the Official Statement for the Water Revenue Refunding Bonds and the Official Statement for the Waterworks General Obligation Refunding Bonds to examine the accuracy of the official

statements. A report was also completed on the Oracle Financials Update Project, indicating that the current exposure is low. The Audit Department also completed a Process, Risk and Control Map for the Inland Feeder Program, with further review in the future.

**45031** Ethics Officer Anderson reported that last month, as another means of communication, she issued a newsletter electronically, which will be sent out periodically. She has completed her review of the ethics policy in Metropolitan's Administrative Code, which will be discussed at a later date. Work is also continuing on the internal Human Resources Operating Policy on ethics for employees.

**45032** The reports of the Standing Committees are as follows:

Chairman Pace reported that at the Executive Committee meeting on September 17, the committee approved Agenda Item 8-8. The Executive Committee heard reports from Directors Hansen and Foley. Subcommittee on Rules and Ethics Chair Hansen reported the subcommittee approved the proposed items for October and November, and cancelled the Asset, Real Estate and Infrastructure Policy Committee meeting for October. The subcommittee also heard comments from members of the public on the Cadiz project and seawater desalination, and the Ethics Officer gave an update on recent activities. Vice Chairman Foley reported on the activities of the Colorado River Board. Vice President of Water Transfers & Exchanges Man and Water System Operations Assistant Group Manager Rigdon made a presentation on Metropolitan's resource and operational strategies for Metropolitan's dry-year supply for 2003. The presentation focused on water supply reliability under adverse conditions such as the continued record drought in Southern California, the low-to-average deliveries of State Water Project allocation, and no settlement of Colorado River issues.

Budget, Finance and Investment Committee Chairman Castro reported the committee approved Agenda Item 8-1. A report on the State Water Contract will be given at the next meeting.

Communications, Outreach and Legislation Committee Chairman Fellow reported that three high school students who had participated in the 5th Annual Student Water Forum last spring

joined two Metropolitan employees on a four-day trip to Washington, D.C. last month. Their trip included visits with Congressional representatives Grace Napolitano and Ken Calvert and other officials. The committee received an update on the Business Outreach Program, and a presentation was given on the Solar Splash Program. The legislative representatives in Washington, D.C. and Sacramento gave reports on current activities.

Engineering and Operations Committee Chairman Ashley reported the committee approved Agenda Items 8-1 and 8-2. The committee deferred the feasibility of hydroelectric pumped-storage power generation potential using Copper Basin to the November meeting. A joint meeting with Water Planning, Quality and Resources Committee was held to consider Agenda Item 9-2 regarding the San Diego Pipeline No. 6 project. Staff presented four optional implementation plans, and the committees approved Option #2 as set forth in the board letter with the addition that the delivery point to San Diego County Water Authority be at the agency boundary.

Legal, Claims and Personnel Committee Chairman Owen reported the committee approved Agenda Item 9-4, and requested that Item 9-4 be added to the Consent Calendar. The committee heard a report on the Cooperative Planning and Resource Management Programs with the U.S. Department of the Interior. In closed session the committee heard reports on the MAPA contract negotiations, the trial in *Metropolitan v. Campus Crusade for Christ*, and the General Counsel's performance evaluation and review.

Water Planning, Quality and Resources (WPQ&R) Committee Chairman Morse reported the committee heard Agenda Item 9-2 at the joint meeting held with the Engineering and Operations (E&O) Committee and approved the motion set forth in the E&O Committee's report. The WPQ&R Committee approved Agenda Items 8-4 and 9-1. The committee also considered Agenda Item 9-5 and approved Option #4 as set forth in the board letter, thereby rejecting the Cadiz project. A report was given on the proposed draft contract terms and preliminary rate impact findings for the Seawater Desalination Program.

Director Blake moved, seconded by Director Grandsen and carried, and the Board approved the Consent Calendar Items, **M.I. 45033** through **M.I. 45038** as follows:

**45033** Adopted the California Environmental Quality Act (CEQA) determination and approved (a) the Colorado River Aqueduct Supplemental Energy Risk Management Policy; and (b) the changes to Metropolitan's Administrative Code, as set forth in the letter signed by the Chief Executive Officer on September 20, 2002.

**45034** Adopted the CEQA determination and authorized funds in the amount of \$11.0 million for the Control System Enhancement Program (Appropriation No. 15397 from the Revenue Bonds and Pay-As-You-Go Fund); \$8.10 million for the Distribution system Control and Equipment Upgrade Program (Appropriation No. 15398 from the Pay-As-You-Go Fund); and \$1.40 million for the Treatment Plants Control and Equipment Upgrade Program (Appropriation No. 15399 from the Pay-As-You-Go Fund), as set forth in the letter signed by the Chief Executive Officer on September 22, 2002.

**45035** Adopted the CEQA determination and authorized the Chief Executive Officer, with the approval of the General Counsel, to enter into agreement based on the Program Term Sheet attached to the letter signed by the Chief Executive Officer on September 20, 2002, for the Live Oak Basin Conjunctive Use Project with Three Valleys Municipal Water District and the city of La Verne.

Director De Jesus requested to be recorded as abstaining.

**45036** Adopted the CEQA determination and approved the conceptual sanitation plan for recreation within the Diamond Valley Lake watershed, as set forth in the letter signed by the Chief Executive Officer on September 9, 2002.

**45037** Adopted the CEQA determination and authorized (a) \$750,000 in Appropriation No. 15334 (No. 2) from the Construction Funds; and (b) award of agreement for geotechnical services to the named candidate in an amount not to exceed \$575,000, as set forth in the letter signed by the Chief Executive Officer on September 22, 2002.

**45038** Adopted the CEQA determination and approved the principles of agreement for the water supply arrangements to facilitate implementation of the San Luis Rey Indian Water Rights Settlement Act, as set forth in the letter signed by the Chief Executive Officer on September 25, 2002.

**45039** Following a discussion on the source of funds for the marinas and the master plan for the recreation area, Director Peterson moved, seconded by Director Ashley and carried, adopting the CEQA determination and authorized (a) \$1.25 million in Appropriation No. 15401 and the preliminary design and preparation of environmental documentation for Phase I facilities at the Diamond Valley Lake East Marina; and (b) award of agreement for design services to the successful bidder in an amount not to exceed \$750,000, as set forth in the letter signed by the Chief Executive Officer on September 22, 2002.

Director Luddy requested to be recorded as abstaining.

Director Lewis requested to be recorded as voting no.

Director Troxel withdrew from the Meeting at 11:25 a.m.

**45040** Director Blake stated the funding for the Association of California Water Agencies (ACWA) requested in the letter signed by the Chief Executive Officer on September 9, 2002, was inadequate and requested that approval for the ACWA membership dues be withdrawn and brought back to the November meeting for further discussion. Chief Executive Officer Gastelum requested that the current payment of \$15,000 be approved today and consideration of any additional amount be taken up at a later date.

Director Blake then moved, with the understanding requested by the Chief Executive Officer, that the Board adopt the CEQA determination and authorized the Chief Executive Officer to pay the expected membership dues/assessments for calendar year 2003, to be paid in fiscal year 2002/03, as set forth in the letter signed by the Chief Executive Officer on September 9, 2002. The motion was seconded by Director Murph and carried.

Director Luddy requested to be recorded as abstaining.

Director Kwan withdrew from the Meeting at 11:30 a.m.

Director Castro withdrew from the Meeting at 11:32 a.m.

**45041** Water Planning, Quality and Resources Committee Chairman Morse moved, seconded by Director Blake and carried by a unanimous vote, adopting the CEQA determination and the Resolution of the Board of Directors (**Resolution 8826**) giving notice of potential discontinuance of service of Interim Agricultural Water Program water in 2003, as set forth in the letter signed by the Chief Executive Officer on September 20, 2002, said Resolution 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 2003**

Directors Castro and Kwan returned to the Meeting at 11:36 a.m.

**45042** Before the Board addressed the San Diego Pipeline No. 6 issue, General Counsel Kightlinger pointed out that the description of the committee recommendation should be clarified that the Metropolitan staff would not be acquiring the tunnel portal sites through this action but would be exploring site feasibility for the portal sites.

The General Counsel apprised the Board that he had communicated with Dan Hentschke, General Counsel for the San Diego County Water Authority, regarding the appropriate delivery point for Pipeline 6 to the Water Authority. The General Counsel stated it was his opinion that a member agency delivery point was a matter for the Board to consider and determine the appropriate point in its discretion. The delivery point for Pipelines 1-5 is roughly six miles south of the county border and that is the historical point of delivery to the Water Authority. However, it was the view of the General Counsel that for a new facility, such as Pipeline 6, the Board had discretion to establish a different point of delivery. The General Counsel then informed the Board that counsel for the Water Authority disagreed with this interpretation and took the view that the point of delivery was established for the Water Authority for

existing and future facilities to be six miles south of the county border.

Director Loveland moved, seconded by Director Stanton, that the Board adopt the CEQA determination and

- a. Authorize all design phase activities for the north pipeline reach in advance of award of a construction contract, including acquisition of necessary rights-of-way;
- b. Authorize negotiation for acquisition of the Mount Olympus Tunnel portal sites;
- c. Delegate to the Chief Executive Officer the authority to enter into a professional services contract for program management support for an amount not to exceed \$1.2 million; and
- d. Defer all design activities south of the north reach.

Following a discussion, Director Peterson moved an amendment to the motion, seconded by Director Edwards, to change the word "sites" stated in subsection (b) above to "site", and to add that the delivery point to the San Diego County Water Agency be the agency boundary.

Following further discussion, the Chair called for a vote on the amended motion.

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

Ayes: Beverly Hills (Dir. Harris, 1,241 votes), Burbank (Dir. Brown, 1,149 votes), Calleguas Municipal Water District (Dir. Grandsen, 4,993 votes), Foothill Municipal Water District (Dir. Edwards, 781 votes), Fullerton (Dir. Blake, 891 votes), Glendale (Dir. Rez, 1,414 votes), Las Virgenes Municipal Water District (Dir. Peterson, 1,182 votes), Los Angeles (Ayes: Dirs. Castro, Dentler, and Luddy. Absent: Dir. Herman. 24,169 votes), Municipal Water District of Orange County (Dir. Owen, 5,348.50 votes), Pasadena (Dir. Brick, 1,173 votes), San Fernando (Dir. Mejia, 94 votes), Santa Ana (Dir. Coughran, 1,376 votes), Santa Monica (Dir. Abdo, 1,454 votes), Torrance (Dir.

Wright, 1,475 votes), Upper San Gabriel Valley Municipal Water District (Dir. Fellow, 4,564 votes), West Basin Municipal Water District (Dir. Murray, 4,281 votes). Total 55,585.50 votes.

No: Anaheim (Dir. Stanton, 2,510 votes), Central Basin Municipal Water District (Dirs. Morse and Pace, 7,185 votes), Compton (Dir. Murph, 201 votes), Eastern Municipal Water District (Dir. Ashley, 2,599 votes), Municipal Water District of Orange County (Dirs. Bakall, Bannister, and Foley, 16,045.50 votes) San Diego County Water Authority (Dirs. Ball, Lewis, Loveland, and Parker, 21,570 votes), Three Valleys Municipal Water District (Dir. De Jesus, 3,224 votes), West Basin Municipal Water District (Dir. Kwan, 4,281 votes), Western Municipal Water District of Riverside County (Dir. Mylne, 4,039 votes). Total 61,654.50 votes.

Abstain: None.

Absent: Inland Empire Utilities Agency (Dir. Troxel, 4,441 votes), Long Beach (Dir. Hansen, 2,152 votes), San Marino (Dir. Morris, 266 votes). Total 6,859 votes.

The Chair declared the amended motion failed by a vote of 55,585.50 ayes, 61,654.50 noes, and 6,859 absent,

The Chair then called for a vote on the original motion by Director Loveland. The motion was voted upon and carried.

Director Edwards requested to be recorded as voting no.

**45043** The Chair asked if any member of the public wished to comment on Agenda Item 9-3 regarding the Specific Plan for the Diamond Valley Lake Park.

Richard Masyczek, planning director for the city of Hemet, thanked the Board and Metropolitan's staff for their cooperation and work in moving ahead with the recreation plan. He reported the city of Hemet has endorsed the approval of the plan, as well as the CEQA documentation, and urged the Board to approve the Diamond Valley Lake Park Specific Plan.

Director Wright moved, seconded by Director Ball and carried, adopting the CEQA determination and approved the Diamond Valley Lake Park Specific Plan, as set forth in the letter signed by the Chief Executive Officer on September 22, 2002.

Director Ball withdrew from the Meeting at 11:55 a.m.

**45044** At 11:55 a.m., the Chair called the Meeting into recess.

At 12:26 p.m., the Chair called the Meeting to order.

**45045** The Chair called on members of the public who wished to speak on Agenda Item 9-5, the Cadiz Groundwater Storage and Dry-Year Supply Program.

John Goss, Assistant County Engineer, County of San Bernardino, spoke in favor of the program and urged the Board to vote in favor of Option #2 set forth in the letter signed by Metropolitan's Chief Executive Officer on September 25, 2002. Mr. Goss requested the Board to hold a meeting to review the Environmental Impact Report (EIR) for the Cadiz storage program.

Comments in support of the Cadiz program were also heard from:

Eldon Heaston, Deputy Air Pollution Control Officer, Mojave Desert Air Quality Management District  
Tim Piasky, Building Industry Association, Southern California

Comments in opposition to the Cadiz Groundwater Storage and Dry-Year Supply Program from environmental and economic standpoints were heard from the following members of the public, who urged the Board not to approve the project:

Simeon Herskovits, attorney representing Western Environmental Law Center  
Elden Hughes, chair of the Sierra Club California Desert Community  
Faramarz Nabavi, Public Citizen  
David Czamanske, water resource consultant, Sierra Club

Ceil Sorensen, Alliance for Democracy  
Nancy Kent, resident of Glendale  
Adalila Zelada, National Lawyers Guild International Law  
Project  
Carol Henning, Verdugo Hills Sierra Club  
David King, Sierra Club  
Delphine Trowbridge, Sierra Club  
Donald G. Tollefson, Alliance for Democracy  
Don Rogers, Audubon Society  
Jeff Grage, Ventura County Coalition

Keith Brackpool, chairman and chief executive of Cadiz, Inc. stated he had reviewed the discussions of the committee from yesterday's meeting and the recommendations proposed in the board letter. It appeared to him that there were no concerns raised as to the conditions of the Record of Decision, but rather all commentary was either on the environmental or business issues. Mr. Brackpool highlighted the major issues relating to not enough surplus water in the near term; implementation of the management plan that Cadiz could not get the quantity of water out that was originally indicated; and the significant economic risks that exist for Metropolitan from any prepayment of funds by Metropolitan. Mr. Brackpool urged the Board to take a long-term view of surplus water availability and stated that Cadiz would take the risk of groundwater not being available for export.

Chief Executive Officer Gastelum gave a review of the program.

Following a discussion on the pros and cons of the Cadiz project, Director Stanton moved, seconded by Director Fellow, that the Board approve Option #4 to reject the terms and conditions of the right-of-way grant and do not proceed with the project, as set forth in the letter signed by the Chief Executive Officer on September 25, 2002.

Further discussion ensued, and Director Bannister moved a substitute motion, seconded by Director Murray, that the Board approve Option #2 to approve the terms and conditions of the right-of-way grant contingent upon certification of the Final EIR and approval or rejection of project implementation, but do not execute the right-of-way grant or pay lease fees

until further directed by the Board, as set forth in the foregoing letter signed by the Chief Executive Officer.

Director Lewis withdrew from the Meeting at 1:44 p.m.

The Chair called for a vote on the substitute motion (Option #2).

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

Ayes: Central Basin Municipal Water District (Dirs. Morse and Pace, 7,185 votes), Municipal Water District of Orange County (Dirs. Bakall, Bannister, Foley, and Owen, 21,394 votes), San Diego County Water Authority (Ayes: Dirs. Loveland and Parker. Absent: Dirs. Ball and Lewis. 21,570 votes), West Basin Municipal Water District (Dir. Murray, 4,281 votes), Western Municipal Water District of Riverside County (Dir. Mylne, 4,039 votes). Total 58,469 votes.

Noes: Anaheim (Dir. Stanton, 2,510 votes), Beverly Hills (Dir. Harris, 1,241 votes), Burbank (Dir. Brown, 1,149 votes), Calleguas Municipal Water District (Dir. Grandson, 4,993 votes), Compton (Dir. Murph, 201 votes), Eastern Municipal Water District (Dir. Ashley, 2,599 votes), Foothill Municipal Water District (Dir. Edwards, 781 votes), Fullerton (Dir. Blake, 891 votes), Glendale (Dir. Rez, 1,414 votes), Las Virgenes Municipal Water District (Dir. Peterson, 1,182 votes), Los Angeles (Noes: Dirs. Castro, Dentler, and Luddy. Absent: Dir. Herman. 24,169 votes), Pasadena (Dir. Brick, 1,173 votes), San Fernando (Dir. Mejia, 94 votes), Santa Ana (Dir. Coughran, 1,376 votes), Santa Monica (Dir. Abdo, 1,454 votes), Three Valleys Municipal Water District (Dir. De Jesus, 3,224 votes), Torrance (Dir. Wright, 1,475 votes), Upper San Gabriel Valley Municipal Water District (Dir. Fellow, 4,564 votes), West Basin Municipal Water District (Dir. Kwan, 4,281 votes). Total 58,771 votes.

Abstain: None.

Absent: Inland Empire Utilities Agency (Dir. Troxel, 4,441 votes), Long Beach (Dir. Hansen, 2,152 votes), San Marino (Dir. Morris, 266 votes). Total 6,859 votes.

The Chair declared the substitute motion failed by a vote of 58,469 ayes, 58,771 noes, and 6,859 absent.

The Chair then called for a vote on the original motion (Option #4).

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

Ayes: Anaheim (Dir. Stanton, 2,510 votes), Beverly Hills (Dir. Harris, 1,241 votes), Burbank (Dir. Brown, 1,149 votes), Calleguas Municipal Water District (Dir. Grandsen, 4,993 votes), Central Basin Municipal Water District (Dir. Morse, 3,592.50 votes), Compton (Dir. Murph, 201 votes), Eastern Municipal Water District (Dir. Ashley, 2,599 votes), Foothill Municipal Water District (Dir. Edwards, 781 votes), Fullerton (Dir. Blake, 891 votes), Glendale (Dir. Rez, 1,414 votes), Las Virgenes Municipal Water District (Dir. Peterson, 1,182 votes), Los Angeles (Ayes: Dirs. Castro, Dentler, and Luddy. Absent: Dir. Herman. 24,169 votes), Pasadena (Dir. Brick, 1,173 votes), San Fernando (Dir. Mejia, 94 votes), Santa Ana (Dir. Coughran, 1,376 votes), Santa Monica (Dir. Abdo, 1,454 votes), Three Valleys Municipal Water District (Dir. De Jesus, 3,224 votes), Torrance (Dir. Wright, 1,475 votes), Upper San Gabriel Valley Municipal Water District (Dir. Fellow, 4,564 votes), West Basin Municipal Water District (Dir. Kwan, 4,281 votes). Total 62,363.50 votes.

Noes: Central Basin Municipal Water District (Dir. Pace, 3,592.50 votes), Municipal Water District of Orange County (Dirs. Bakall, Bannister, Foley, and Owen, 21,394 votes), San Diego County Water Authority (Noes: Dirs. Loveland and Parker. Absent: Dirs. Ball and Lewis. 21,570 votes), West Basin Municipal Water District (Dir. Murray, 4,281 votes), Western Municipal Water District of Riverside County (Dir. Mylne, 4,039 votes). Total 54,876.50 votes.

Abstain: None.

Absent: Inland Empire Utilities Agency (Dir. Troxel, 4,441 votes), Long Beach (Dir. Hansen, 2,152 votes), San Marino (Dir. Morris, 266 votes). Total 6,859 votes.

The Chair declared the motion carried by a vote of 62,363.50 ayes, 54,876.50 noes, and 6,859 absent.

**45046** The following communications were submitted to the Board for information:

- a. Status report for the Inland Feeder Program for activities through August 2002, signed by the Chief Executive Officer on September 20, 2002.
- b. Preliminary analysis of State Water Project calendar year 2003 Statement of Charges, signed by the Chief Executive Officer on September 20, 2002.

**45047** There being no objection, at 2:00 p.m. the Chair adjourned the Meeting to Tuesday, November 19, 2002.

**THOM COUGHRAN**  
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**SECRETARY**

**PHILLIP J. PACE**  
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**CHAIRMAN**