

**THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA**

**MINUTES**

**EXECUTIVE COMMITTEE**

**September 27, 2011**

Chair Foley called the meeting to order at 10:05 a.m. in the Board Room at Metropolitan's Headquarters.

Committee Members present: Chair Foley, Vice Chairs Record, Gray and J. Murray, Secretary Morris, Directors Ackerman, Brick, De Jesus, Evans, Griset, Grunfeld, Lewinger, and Wunderlich.

Other Directors present: Directors Barbre, Blake, Brown, Camacho, Dick, Edwards, Friedman, Grandsen, Hawkins, Heidel, Little, Montalvo, K. Murray, Quinonez, Steiner, and Wright.

Staff present: Ardalan, Bennion, Burmans, Burton, L. Carrillo, Chin, DeBacker, Gil de Montes, Green, Ivey, Kightlinger, Johnson, Man, Mares, Neal, Norris, Patterson, Riss, Scully, Tubbs, Upadhyay, Waade, Wakiro and Wolfe.

**1. OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO ADDRESS THE COMMITTEE ON MATTERS WITHIN THE COMMITTEE'S JURISDICTION**

Director Emeritus Bud Pocklington commented on Sweetwater Authority's rate structure.

**2. APPROVAL OF THE MINUTES OF THE EXECUTIVE COMMITTEE HELD JULY 26, 2011**

Approved

Motion: Director Griset

Seconded: Director De Jesus

**3. BOARD CHAIRMAN'S REPORT**

Chair Foley dispensed with his report.

#### 4. CONSENT CALENDAR ITEMS – ACTION

None.

#### 5. BOARD INFORMATION ITEMS

None.

#### 6. COMMITTEE ITEMS

- a. Subject: Approve draft committee and Board meeting agendas, and schedule for October 2011

Presented by: Chair Foley

Approved

Moved: Director De Jesus      Seconded: Director Grunfeld

- b. Subject: General Manager's report of Metropolitan's activities

Presented by: General Manager Jeffrey Kightlinger

The General Manager reported that Metropolitan contracted with the Brattle Group at the request of the Brown Administration and the project managers on the Bay Delta Conservation Plan, to fund a job study. That report will be presented to Metropolitan's board at a later date, but its basic finding was that building a 15,000 cfs tunnel over a seven-year construction period would create nearly 130,000 jobs in California. Funding for this project would come from the users and would require no state or federal funding.

- c. Subject: Interim General Counsel's report of Legal Department activities

Presented by: Interim General Counsel Marcia Scully

The Interim General Counsel reported that Judge Wanger denied the defendants' motion for a stay in the Delta smelt matter which is beneficial to Metropolitan. The judge also issued his decision on the salmon biological opinion. He granted in part and overturned in part, the federal defendants' motion and noted that they had not complied with all the environmental requirements. The federal defendants have now stated that they would need until 2015 to develop a new biological opinion and complete environmental review. The state contractors intend to issue a response suggesting that this is an excessive amount of time.

There was a hearing on the rate litigation last week. The court has allowed IID and UCAN to remain in the litigation. The next hearing will be on October 27 when the court will look at the proposed amendment to the complaint.

d. Subject: General Auditor's report of Audit Department activities

Presented by: General Auditor Gerry Riss

The General Auditor reported that KPMG is on track to complete their examination and will give a full report at the October Audit and Ethics Committee meeting.

e. Subject: Ethics Officer's report of Ethics Department activities

There was no report from the Ethics Department.

f. Subject: Update on state and federal legislative activities

Presented by: General Manager Jeffrey Kightlinger

There was no report on legislative activities.

## **7. REPORTS FROM COMMITTEES**

Chair Foley asked if any of the committee chairs had any changes they wanted to make to the draft committee agendas. No one had any changes or modifications to make and the individual reports were dispensed with.

## **8. FOLLOW UP ITEMS**

There were no follow up items.

## **9. FUTURE AGENDA ITEMS**

There were no future agenda items.

Chair Foley adjourned the meeting at 10:19 a.m.

John V. Foley  
Chair of the Board