

**MINUTES**

**REGULAR MEETING OF THE**

**BOARD OF DIRECTORS**

**THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA**

**MARCH 12, 2013**

**49329** 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, March 12, 2013.

Chairman Foley called the Meeting to order at 11:35 a.m.

**49330** The Meeting was opened with an invocation by Laer Pearce, President, Laer Pearce Associates.

**49331** The Pledge of Allegiance to the Flag was given by Director Michael Touhey.

**49332** Board Secretary Morris called the roll. Those answering present were: Directors Abdo, Ackerman, Apodaca, Babcock, Ballin, Barbre, Brown, Camacho, De Jesus, Dick, Edwards, Evans, Foley, Gray (via teleconference, entered 11:51 a.m.), Griset, Grunfeld, Lewinger, Little, Morris, K. Murray, Peterson, Pringle, Quiñonez, Record, Touhey, Vasquez, Wilson, and Wright.

Those not answering were: Directors Fleming, Friedman, Lowenthal, Mudd, J. Murray, Sanchez, Steiner, and Wunderlich.

Not represented: City of Pasadena

Board Secretary Morris declared a quorum present.

**49333** Chairman Foley invited members of the public to address the Board on matters within the Board's jurisdiction. No members of the public responded.

**49334** There being no objection, Chairman Foley ordered the reading of the Minutes of the Meeting of February 12, 2013, dispensed with, a copy having been mailed to each Director.

Director Grunfeld moved, seconded by Director Camacho and carried, approving the foregoing Minutes as mailed.

**49335** A written report of meetings attended by Directors at Metropolitan expense during the month of February was distributed. The report was received and filed.

**49336** The General Counsel's letter signed March 27, 2013, was presented, transmitting the credentials evidencing the reappointment by the city of Torrance of Bill Wright as its representative on Metropolitan's Board for a term ending December 31, 2016.

General Counsel Scully reported the credentials had been examined and found legally sufficient; and that Director Wright was sworn in on March 11, 2013.

Chairman Foley ordered the credentials, together with the General Counsel's letter, received and filed.

**49337** Chairman Foley presented to Vice Chairman Record a pin for his ten years of service on Metropolitan's Board, representing Eastern Municipal Water District.

**49338** Chairman Foley presented to Director Peterson a pin for his twenty years of service on Metropolitan's Board, representing Las Virgenes Municipal Water District.

**49339** There were no committee assignments.

**49340** There was no Chairman's monthly activity report.

**49341** Regarding matters relating to Metropolitan's operations and activities, General Manager Kightlinger referred to the activity report for February dated February 28, 2013, which was posted to the Directors' website.

General Manager Kightlinger reported on the various shutdowns that took place in February, which went very well.

**49342** Regarding Legal Department activities, General Counsel Scully referred to the General Counsel's activity report for February dated March 5, 2013, which was posted to the Directors' website.

General Counsel Scully reminded those Directors who had not yet filed their Form 700 that they are due this week.

**49343** General Auditor Riss referred to the Audit Department's activity report for the month of February dated February 28, 2013, which was posted to the Directors' website.

General Auditor Riss stated that five reports were issued with only one having comments made, the Water LabSheet System Audit Report, which management has responded to appropriately.

**49344** Ethics Officer Ghaly referred to the Ethics Department activity report for February dated February 28, 2013, which was posted to the Directors' website.

Ethics Officer Ghaly stated that she is continuing to use graphics to show the types of matters that are coming into the Ethics Office as part of the ongoing review of what is being done in the Ethics Office. This was intended to create transparency.

Vice Chair Gray joined the Meeting at 11:51 a.m. via teleconference.

Director Camacho moved, seconded by Director Edwards, that the Board take action on the Consent Calendar Items, **M.I. 49345** through **M.I. 49352**, as follows:

**49345** Adopt the California Environmental Quality Act (CEQA) determination and (a) appropriate \$800,000 (Appropriation No. 15458, No. 5, from the Revenue Bonds, Replacement and Refurbishment or General Funds); and (b) authorize seismic assessments of the Sepulveda Canyon Control Facility, Foothill

and Greg Avenue Hydroelectric Plants, and the Carbon Creek Pressure Control Structure, as set forth in the letter signed by the General Manager on February 25, 2013.

**49346** Adopt the CEQA determination and (a) appropriate \$190,000 (Appropriation No. 15477, No. 3, from the Revenue Bonds, Replacement and Refurbishment or General Funds); and (b) authorize preliminary design of storm management improvements at the Weymouth plant, as set forth in the letter signed by the General Manager on February 28, 2013.

**49347** Adopt the CEQA determination and (a) appropriate \$225,000 (Appropriation No. 15477, No. 4, from the Revenue Bonds, Replacement and Refurbishment or General Funds); and (b) authorize detailed seismic assessments of the Water Quality Laboratory, Engineering Building, and Central Stores Building at the Weymouth plant, as set forth in the letter signed by the General Manager on February 25, 2013.

**49348** Adopt the CEQA determination and (a) appropriate \$620,000 (Appropriation No. 15442, No. 9, from the Revenue Bonds, Replacement and Refurbishment or General Funds); and (b) award \$529,802.09 contract to Multi W Systems, Inc. for procurement of service water pumps for the Jensen plant, as set forth in the letter signed by the General Manager on March 4, 2013.

**49349** Adopt the CEQA determination and award \$246,051 contract to MMC, Inc. to furnish base isolators for the Santa Ana River Bridge, as set forth in the letter signed by the General Manager on February 28, 2013.

**49350** Adopt the CEQA determination and (a) appropriate \$580,000 (Appropriation No. 15341, No. 4, from the Revenue Bonds, Replacement and Refurbishment or General Funds); and authorize (b) final design of erosion protection measures for the Whitewater Siphons; and (c) environmental permitting activities for three Colorado River Aqueduct projects, as set forth in the letter signed by the General Manager dated February 25, 2013.

**49351** Adopt the CEQA determination and (a) appropriate \$270,000 (Appropriation No. 15441, No. 52, from the Revenue Bonds, Replacement and Refurbishment or General Funds); and (b) authorize final design to rehabilitate Service Connection G-01 on the Santa Monica Feeder, as set forth in the letter signed by the General Manager dated February 26, 2013.

**49352** Adopt the CEQA determination and authorize an increase of \$206,000 to the existing agreement with Power-Tech Engineers, Inc., for a new not-to-exceed total of \$504,000 for the Wadsworth Control and Protection Upgrade project, as set forth in the letter signed by the General Manager on February 28, 2013.

Chairman Foley called for a vote on Consent Calendar Items 49345 through 49352.

The following is a record of vote on the Consent Calendar Items:

Ayes: Anaheim (Dir. K. Murray, 3,554 votes), Burbank (Dir. Brown, 1,835 votes), Calleguas Municipal Water District (Dir. Pringle, 7,869 votes), Central Basin Municipal Water District (Dirs. Apodaca and Vasquez, 11,170 votes), Eastern Municipal Water District (Dir. Record, 5,323 votes), Foothill Municipal Water District (Dir. Edwards, 1,352 votes), Fullerton (Dir. Babcock, 1,478 votes), Inland Empire Utilities Agency (Dir. Camacho, 8,024 votes), Las Virgenes Municipal Water District (Dir. Peterson, 1,935 votes), Los Angeles (Ayes: Dirs. Grunfeld and Quiñonez. Absent: Dirs. Fleming and J. Murray. 41,025 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman, Barbre, and Dick. Not Participating: Dir. Foley. 35,306 votes), San Diego County Water authority (Ayes: Dirs. Lewinger and Wilson. Absent: Dirs. Mudd and Steiner. 36,552 votes), San Fernando (Dir. Ballin, 151 votes), San Marino (Dir. Morris, 461 votes), Santa Ana (Dir. Griset, 2,004 votes), Santa Monica (Dir. Abdo, 2,559 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,057 votes), Torrance (Dir. Wright, 2,248 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 7,592 votes), West Basin Municipal Water District (Dirs. Little and Gray (via teleconference), 14,225 votes), Western Municipal Water District of Riverside County (Dir. Evans, 7,425 votes). Total 197,145 votes.

Noes: None.

Abstain: None.

Absent: Beverly Hills (Dir. Wunderlich, 2,265 votes), Compton (Dir. Sanchez, 325 votes), Glendale (Dir. Friedman, 2,317 votes), Long Beach (Dir. Lowenthal, 3,872 votes). Total 8,779 votes.

Not Represented: Pasadena (2,142 votes). Total 2,142 votes.

Chairman Foley declared the Consent Calendar Items passed by a vote of 197,145 ayes, 8,779 absent, and 2,141 not represented.

**49353** Communications and Legislation Committee Chair Ackerman stated that the committee amended the recommendation and therefore moved, seconded by Director Camacho, that the Board adopt the CEQA determination and authorize the General Manager to advance Metropolitan's priorities in future negotiations on 2014 water bond and to include equitable allocation of funding for local projects consistent with Proposition 84 criteria and funding for watershed and reservoir management for water quality protection, as set forth in the letter signed by the General Manager on March 5, 2013.

Chairman Foley called for a vote on the amended motion.

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

Ayes: Anaheim (Dir. K. Murray, 3,554 votes), Burbank (Dir. Brown, 1,835 votes), Calleguas Municipal Water District (Dir. Pringle, 7,869 votes), Central Basin Municipal Water District (Dirs. Apodaca and Vasquez, 11,170 votes), Eastern Municipal Water District (Dir. Record, 5,323 votes), Fullerton (Dir. Babcock, 1,478 votes), Inland Empire Utilities Agency (Dir. Camacho, 8,024 votes), Las Virgenes Municipal Water District (Dir. Peterson, 1,935 votes), Los Angeles (Ayes: Dirs. Grunfeld and Quiñonez. Absent: Dirs. Fleming and J. Murray. 41,025 votes), Municipal Water District of Orange County (Dirs. Ackerman, Barbre, Foley, and Dick, 35,306 votes), San Diego County Water authority (Ayes: Dirs. Lewinger and Wilson. Absent: Dirs. Mudd and Steiner. 36,552 votes), San Fernando (Dir. Ballin, 151 votes), San Marino (Dir. Morris, 461 votes), Santa Ana (Dir. Griset, 2,004 votes), Santa Monica (Dir. Abdo, 2,559 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,057 votes), Torrance (Dir. Wright, 2,248 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey,

7,592 votes), West Basin Municipal Water District (Dirs. Little and Gray (via teleconference), 14,225 votes), Western Municipal Water District of Riverside County (Dir. Evans, 7,425 votes). Total 197,145 votes.

Noes: None.

Abstain: Foothill Municipal Water District (Dir. Edwards, 1,352 votes). Total 1,352 votes.

Absent: Beverly Hills (Dir. Wunderlich, 2,265 votes), Compton (Dir. Sanchez, 325 votes), Glendale (Dir. Friedman, 2,317 votes), Long Beach (Dir Lowenthal, 3,872 votes). Total 8,779 votes.

Not Represented: Pasadena (2,142 votes). Total 2,142 votes.

Chairman Foley declared the amended motion passed by a vote of 195,793 ayes, 8,779 absent, 1,352 abstain, and 2,141 not represented.

**49354** The following communication was submitted to the Board for information:

- a. Proposed Foundational Actions Funding Program, signed by the General Manager on February 25, 2013.


**49355** There being no objection, Chairman Foley adjourned the Meeting at 11:58 a.m.



**JOHN T. MORRIS**  

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**SECRETARY**



**JOHN V. FOLEY**  

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**CHAIRMAN**