

AMENDED December 9, 2014

MINUTES

ADJOURNED REGULAR MEETING OF THE
BOARD OF DIRECTORS

THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

NOVEMBER 18, 2014

49932 The Board of Directors of The Metropolitan Water District of Southern California met in Adjourned 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, November 18, 2014.

Chairman Record called the Meeting to order at 12:02 p.m.

49933 The Meeting was opened with an invocation by Denician Parrish, Administrative Assistant II, Water System Operations Group.

49934 The Pledge of Allegiance to the Flag was given by Director Larry McKenney.

49935 Board Secretary Morris called the roll. Those answering present were: Directors Abdo, Ackerman, Apodaca, Arceneaux, Atwater, Ballin, Barbre, Beard, Blois, Calkins, Dake, Dear, De Jesus, Dick, Evans, Gray, Griset, Hawkins, Hogan, Kurtz, Lefevre, Lewinger, McKenney, Morris, J. Murray, Peterson, Quiñonez, Record, Steiner, Touhey, Tu, and Wunderlich.

Those not answering were: Directors Brown, Camacho, Friedman, Koretz (entered 12:14 p.m.), and Lowenthal (entered 12:12 p.m.).

Board Secretary Morris declared a quorum present.

49936 Chairman Record invited members of the public to address the Board on matters within the Board's jurisdiction. No members of the public responded.

Director Lowenthal took her seat at 12:12 p.m.

Director Koretz took his seat at 12:14 p.m.

Director Tu withdrew from the Meeting at 12:15 p.m.

Director Hogan withdrew from the Meeting at 12:17 p.m.

49937 Karen Ross, Secretary, California Department of Food and Agriculture, gave a presentation on agricultural issues, especially those issues in the state of California.

Following the presentation, Directors took part in a question and answer session.

49938 There being no objection, Chairman Record ordered the reading of the Minutes of the Meeting of October 14, 2014, dispensed with, a copy having been mailed to each Director.

Director Griset moved, seconded by Director Dear, that the Board approve the foregoing Minutes as mailed.

Chairman Record called for a vote to approve the Minutes of the Meeting of October 14, 2014.

The following is a record of the vote:

Ayes: Anaheim (Dir. Calkins, 3,811 votes), Beverly Hills (Dir. Wunderlich, 2,542 votes), Calleguas Municipal Water District (Dir. Blois, 8,583 votes), Central Basin Municipal Water District (Dirs. Apodaca and Hawkins, 12,051 votes), Compton (Dir. Arceneaux, 354 votes), Eastern Municipal Water District (Dir. Record, 6,106 votes), Foothill Municipal Water District (Dir. Atwater, 1,495 votes), Fullerton (Dir. Beard, 1,640 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,110 votes), Long Beach (Dir. Lowenthal, 4,355 votes), Los Angeles (Dirs. Dake, Koretz, J. Murray, and Quiñonez, 45,690 votes), Municipal Water District of Orange County (Dirs. Ackerman, Barbre, Dick, and McKenney, 39,131 votes), Pasadena (Dir. Kurtz, 2,386 votes), San Diego County Water Authority (Ayes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 40,164 votes), San Fernando (Dir. Ballin, 162 votes), San Marino (Dir.

Morris, 518 votes), Santa Ana (Dir. Griset, 2,187 votes), Santa Monica (Dir. Abdo, 2,885 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,601 votes), Torrance (Dir. Lefevre, 2,448 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,351 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 15,590 votes). Total 216,534 votes.

Noes: None.

Abstain: None.

Absent: Burbank (Dir. Brown, 1,961 votes), Glendale (Dir. Friedman, 2,539 votes), Inland Empire Utilities Agency (Dir. Camacho, 8,841 votes). Total 13,341 votes.

The motion to approve the Minutes of October 14, 2014, passed by a vote of 216,534 ayes and 13,341 absent.

49939 A written report of meetings attended by Directors at Metropolitan expense during the month of October was distributed. The report was received and filed.

49940 Director Peterson moved, seconded by Vice Chairman Touhey, that the Board adopt **Resolution 9183** entitled:

RESOLUTION FOR METROPOLITAN'S PARTNERSHIP WITH PALO VERDE IRRIGATION DISTRICT ON THE 10TH ANNIVERSARY OF THE PALO VERDE LAND MANAGEMENT, CROP ROTATION AND WATER SUPPLY PROGRAM

Chairman Record called for a vote to approve the adoption of **Resolution 9183**.

The following is a record of the vote on **M.I. 49940**:

Ayes: Anaheim (Dir. Calkins, 3,811 votes), Beverly Hills (Dir. Wunderlich, 2,542 votes), Calleguas Municipal Water District (Dir. Blois, 8,583 votes), Central Basin Municipal Water District (Dirs. Apodaca and Hawkins, 12,051 votes), Compton (Dir. Arceneaux, 354 votes), Eastern Municipal Water District (Dir. Record, 6,106 votes), Foothill Municipal Water District (Dir. Atwater, 1,495 votes), Fullerton (Dir. Beard, 1,640 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,110 votes), Long Beach (Dir. Lowenthal, 4,355 votes), Los Angeles (Dirs. Dake, Koretz, J. Murray, and Quiñonez, 45,690 votes), Municipal Water District of Orange County (Dirs. Ackerman,

Barbre, Dick, and McKenney, 39,131 votes), Pasadena (Dir. Kurtz, 2,386 votes), San Diego County Water Authority (Ayes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 40,164 votes), San Fernando (Dir. Ballin, 162 votes), San Marino (Dir. Morris, 518 votes), Santa Ana (Dir. Griset, 2,187 votes), Santa Monica (Dir. Abdo, 2,885 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,601 votes), Torrance (Dir. Lefevre, 2,448 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,351 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 15,590 votes). Total 216,534 votes.

Noes: None.

Abstain: None.

Absent: Burbank (Dir. Brown, 1,961 votes), Glendale (Dir. Friedman, 2,539 votes), Inland Empire Utilities Agency (Dir. Camacho, 8,841 votes). Total 13,341 votes.

The motion to approve the adoption of **Resolution 9183** passed by a vote of 216,534 ayes and 13,341 absent.

49941 There were no new committee assignments.

49942 Chairman Record referred to his written monthly report, which was distributed to the Board.

Chairman Record thanked staff and the Board for the ceremony and naming of Metropolitan's courtyard in memory of the late Chairman John V. "Jack" Foley.

Assistant General Manager/Chief Administrative Officer Gilbert Ivey announced his pending retirement in June 2015.

49943 Chairman Record reported that the Executive Committee approved waiving Section 2201(b) of the Administrative Code, thereby allowing Director Morris to serve a third full two-year term as Board Secretary.

49944 Director Lewinger moved, seconded by Vice Chairman J. Murray, that the Board approve the waiver of Section 2201(b) of the Administrative Code thereby allowing Director Morris, the Board Secretary, to serve a third full two-year term.

Chairman Record called for a vote to waive Section 2201(b) of the Administrative Code.

The following is a record of the vote:

Ayes: Anaheim (Dir. Calkins, 3,811 votes), Beverly Hills (Dir. Wunderlich, 2,542 votes), Calleguas Municipal Water District (Dir. Blois, 8,583 votes), Central Basin Municipal Water District (Dirs. Apodaca and Hawkins, 12,051 votes), Compton (Dir. Arceneaux, 354 votes), Eastern Municipal Water District (Dir. Record, 6,106 votes), Foothill Municipal Water District (Dir. Atwater, 1,495 votes), Fullerton (Dir. Beard, 1,640 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,110 votes), Long Beach (Dir. Lowenthal, 4,355 votes), Los Angeles (Dirs. Dake, Koretz, J. Murray, and Quiñonez, 45,690 votes), Municipal Water District of Orange County (Dirs. Ackerman, Barbre, Dick, and McKenney, 39,131 votes), Pasadena (Dir. Kurtz, 2,386 votes), San Diego County Water Authority (Ayes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 40,164 votes), San Fernando (Dir. Ballin, 162 votes), Santa Ana (Dir. Griset, 2,187 votes), Santa Monica (Dir. Abdo, 2,885 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,601 votes), Torrance (Dir. Lefevre, 2,448 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,351 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 15,590 votes), Western Municipal Water District of Riverside County (Dir. Evans, 8,374 votes). Total 216,016 votes.

Noes: None.

Abstain: San Marino (Dir. Morris, 518 votes). Total 518 votes.

Absent: Burbank (Dir. Brown, 1,961 votes), Glendale (Dir. Friedman, 2,539 votes), Inland Empire Utilities Agency (Dir. Camacho, 8,841 votes). Total 13,341 votes.

The motion to waive Section 2201(b) of the Administrative Code passed by a vote of 216,016 ayes, 518 abstain, and 13,341 absent.

49945 Vice Chairman Touhey moved, seconded by Vice Chairman J. Murray, that the current Board Secretary, John Morris, serve a third full two-year term, effective January 1, 2015.

Chairman Record asked if there were any other nominations from the floor. Hearing none, Chairman Record called for a vote that the current Board Secretary, John Morris, serve a third full two-year term, effective January 1, 2015.

The following is a record of the vote:

Ayes: Anaheim (Dir. Calkins, 3,811 votes), Beverly Hills (Dir. Wunderlich, 2,542 votes), Calleguas Municipal Water District (Dir. Blois, 8,583 votes), Central Basin Municipal Water District (Dirs. Apodaca and Hawkins, 12,051 votes), Compton (Dir. Arceneaux, 354 votes), Eastern Municipal Water District (Dir. Record, 6,106 votes), Foothill Municipal Water District (Dir. Atwater, 1,495 votes), Fullerton (Dir. Beard, 1,640 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,110 votes), Long Beach (Dir. Lowenthal, 4,355 votes), Los Angeles (Dirs. Dake, Koretz, J. Murray, and Quiñonez, 45,690 votes), Municipal Water District of Orange County (Dirs. Ackerman, Barbre, Dick, and McKenney, 39,131 votes), Pasadena (Dir. Kurtz, 2,386 votes), San Diego County Water Authority (Ayes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 40,164 votes), San Fernando (Dir. Ballin, 162 votes), Santa Ana (Dir. Griset, 2,187 votes), Santa Monica (Dir. Abdo, 2,885 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,601 votes), Torrance (Dir. Lefevre, 2,448 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,351 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 15,590 votes), Western Municipal Water District of Riverside County (Dir. Evans, 8,374 votes). Total 216,016 votes.

Noes: None.

Abstain: San Marino (Dir. Morris, 518 votes). Total 518 votes.

Absent: Burbank (Dir. Brown, 1,961 votes), Glendale (Dir. Friedman, 2,539 votes), Inland Empire Utilities Agency (Dir. Camacho, 8,841 votes). Total 13,341 votes.

The motion to elect the current Board Secretary, John Morris, to serve a third full two-year term, passed by a vote of 216,016 ayes, 518 abstain, and 13,341 absent.

49946 (Amended 12/9/14 to include Director Koretz' comments)

Regarding matters relating to Metropolitan's operations and activities, General Manager Kightlinger referred to the General Manager's activity report for October dated October 31, 2014, which was posted to the Directors' website.

General Manager Kightlinger commented on the event held yesterday in memory of the late Chairman John V. "Jack" Foley and the appreciation of the Foley family. He also thanked staff for their diligent work in putting together this event in such a short time.

General Manager Kightlinger reported on the California Treasurer's report on the Bay Delta Conservation Plan financing. He stated that a detailed analysis of this financing will be given at the next Bay-Delta Committee meeting.

General Manager Kightlinger reported that Imperial Irrigation District has filed a petition with the State Water Resources Control Board regarding the Salton Sea and is looking at other ways to provide water and to protect the Salton Sea. He stated that more information will be provided to Metropolitan's Board at an upcoming meeting.

Director Evans withdrew from the Meeting at 12:56 p.m.

Director Koretz inquired about reports that staff is working with Senator Diane Feinstein on drought legislation, which may have some negative impacts on the Endangered Species Act and environmental protections. General Manager Kightlinger replied that the Senate and the House have offered different bills on this matter and are in conference to achieve a final bill. The Senator's staff has consulted with Metropolitan as well as other entities, including the state of California, non-governmental organizations, and agricultural districts. Metropolitan has provided technical comments on State Water Project operations, but has not seen a final bill. General Manager Kightlinger indicated that the information available to Metropolitan does not indicate there would be a negative impact on the Endangered Species Act.

49947 Regarding Legal Department activities, General Counsel Scully referred to the General Counsel's activity report for October dated November 10, 2014, which was posted to the Directors' website.

General Counsel Scully clarified her comments made at the Legal and Claims Committee meeting regarding water diversion in the Bay-Delta.

General Counsel Scully commented that some of the legal staff will be attending the AB 1234 training to be held at the end of today's Board Meeting, with some getting a CLE credit for attorneys and others for ethics credit.

49948 General Auditor Riss referred to the Audit Department's activity report for the month of October dated October 31, 2014, which was posted to the Directors' website.

General Auditor Riss commented on the quick response from the Legal Department regarding the audit on legal contracts and settlements. Mr. Riss stated the other two reports prepared in October were on their own quality assurance work, which is done on an annual and quarterly basis.

49949 Ethics Officer Ghaly referred to the Ethics Department activity report for October dated November 5, 2014, which was posted to the Directors' website.

Ethics Officer Ghaly reported on the Fair Political Practices Commission (FPPC) latest actions regarding gifts, which the FPPC has been monitoring more closely. She reminded the Board of the AB 1234 training at the end of the Board Meeting.

Director Peterson moved, seconded by Vice Chairman Touhey, that the Board approve the Consent Calendar Items, **M.I. 49950** and **M.I. 49951** as follows:

49950 Adopt the California Environmental Quality Act (CEQA) determination that the proposed action is categorically exempt, and (a) appropriate \$1.58 million (Appropriation No. 15441, No. 66, for \$1,230,000; and Appropriation No. 15480, No. 9, for \$350,000); and (b) authorize design and procurement to replace valves on the Palos Verdes and Middle Feeders, as set forth in Agenda Item 7-1 board letter.

49951 Adopt the CEQA determination that this action is categorically exempt, and (a) appropriate \$1.95 million (Appropriation No. 15438, No. 28); and authorize (b) final design of seismic upgrades to the electrical switch houses at the Colorado River Aqueduct pumping plants; (c) agreement with Degenkolb Engineers in an amount not to exceed \$510,000; and

(d) agreement with Fugro West, Inc. in an amount not to exceed \$450,000, as set forth in Agenda Item 7-2 board letter.

Chairman Record called for a vote to approve the Consent Calendar Items, **M.I. 49950** and **M.I. 49951**.

The following is a record of the vote:

Ayes: Anaheim (Dir. Calkins, 3,811 votes), Beverly Hills (Dir. Wunderlich, 2,542 votes), Calleguas Municipal Water District (Dir. Blois, 8,583 votes), Central Basin Municipal Water District (Dirs. Apodaca and Hawkins, 12,051 votes), Compton (Dir. Arceneaux, 354 votes), Eastern Municipal Water District (Dir. Record, 6,106 votes), Foothill Municipal Water District (Dir. Atwater, 1,495 votes), Fullerton (Dir. Beard, 1,640 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,110 votes), Long Beach (Dir. Lowenthal, 4,355 votes), Los Angeles (Dirs. Dake, Koretz, J. Murray, and Quiñonez, 45,690 votes), Municipal Water District of Orange County (Dirs. Ackerman, Barbre, Dick, and McKenney, 39,131 votes), Pasadena (Dir. Kurtz, 2,386 votes), San Diego County Water Authority (Ayes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 40,164 votes), San Fernando (Dir. Ballin, 162 votes), San Marino (Dir. Morris, 518 votes), Santa Ana (Dir. Grisct, 2,187 votes), Santa Monica (Dir. Abdo, 2,885 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,601 votes), Torrance (Dir. Lefevre, 2,448 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,351 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 15,590 votes). Total 208,160 votes.

Noes: None.

Abstain: None.

Absent: Burbank (Dir. Brown, 1,961 votes), Glendale (Dir. Friedman, 2,539 votes), Inland Empire Utilities Agency (Dir. Camacho, 8,841 votes), Western Municipal Water District of Riverside County (Dir. Evans, 8,374 votes). Total 21,715 votes.

The motion to approve the Consent Calendar Items passed by a vote of 208,160 ayes and 21,715 absent

49952 Finance and Insurance Committee Chairman Barbre moved, seconded by Board Vice Chairman J. Murray, that the Board adopt the CEQA determination that the proposed action is not defined as

a project and is not subject to CEQA, and (a) approve the proposed terms for Purchase Orders with member agencies as outlined in Attachment 1 to the board letter; (b) authorize the General Manager to execute the Purchase Order with member agencies opting to execute the Purchase Order consistent with the proposed terms, in a form approved by the General Counsel; and (c) approve amendment of Section 4120, 4122, 4401, 4404, and 4507 of the Administrative Code as shown in Attachment 3 to the board letter, as set forth in Agenda Item 8-1 board letter.

Chairman Record called for a vote to approve
M.I. 49952.

The following is a record of the vote:

Ayes: Anaheim (Dir. Calkins, 3,811 votes), Beverly Hills (Dir. Wunderlich, 2,542 votes), Calleguas Municipal Water District (Dir. Blois, 8,583 votes), Central Basin Municipal Water District (Dirs. Apodaca and Hawkins, 12,051 votes), Compton (Dir. Arceneaux, 354 votes), Eastern Municipal Water District (Dir. Record, 6,106 votes), Foothill Municipal Water District (Dir. Atwater, 1,495 votes), Fullerton (Dir. Beard, 1,640 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,110 votes), Long Beach (Dir. Lowenthal, 4,355 votes), Los Angeles (Dirs. Dake, Koretz, J. Murray, and Quiñonez, 45,690 votes), Municipal Water District of Orange County (Dirs. Ackerman, Barbre, Dick, and McKenney, 39,131 votes), Pasadena (Dir. Kurtz, 2,386 votes), San Fernando (Dir. Ballin, 162 votes), San Marino (Dir. Morris, 518 votes), Santa Ana (Dir. Griset, 2,187 votes), Santa Monica (Dir. Abdo, 2,885 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,601 votes), Torrance (Dir. Lefevre, 2,448 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,351 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 15,590 votes). Total 167,996 votes.

Noes: San Diego County Water Authority (Noes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 40,164 votes). Total 40,164 votes.

Abstain: None.

Absent: Burbank (Dir. Brown, 1,961 votes), Glendale (Dir. Friedman, 2,539 votes), Inland Empire Utilities Agency (Dir. Camacho, 8,841 votes), Western Municipal Water District of Riverside County (Dir. Evans, 8,374 votes). Total 21,715 votes.

The motion to approve **M.I. 49952** passed by a vote of 167,996 ayes, 40,164 noes, and 21,715 absent.

Director Lewinger requested that the letter from the San Diego County Water Authority delegation dated November 17, 2014, addressed to Chairman Record and members of the Board regarding Board Memo 8-1, be made a part of the record.

49953 Finance and Insurance Committee Chairman Barbre moved, seconded by Director Peterson, that the Board adopt the CEQA determination that the proposed project is not defined as a project and is not subject to CEQA, and (a) approve the draft Official Statement and draft Remarketing Statements (Attachments 1, 2, 3, and 4) substantially in the form attached to the board letter; and authorize (b) the General Manager to finalize with changes approved by the General Manager and General Counsel, and execute the Official Statement and Remarketing Statements; and (c) distribution of the Official Statement and Remarketing Statements in connection with remarketing and marketing of the related Bonds as set forth in Agenda Item 8-2 board letter.

Committee Chairman Barbre stated a letter from the Municipal Water District of Orange County was received in support of this item, and another letter from San Diego County Water Authority opposing this item.

Chairman Record called for a vote to approve **M.I. 49953**.

The following is a record of the vote:

Ayes: Anaheim (Dir. Calkins, 3,811 votes), Beverly Hills (Dir. Wunderlich, 2,542 votes), Calleguas Municipal Water District (Dir. Blois, 8,583 votes), Central Basin Municipal Water District (Dirs. Apodaca and Hawkins, 12,051 votes), Compton (Dir. Arceneaux, 354 votes), Eastern Municipal Water District (Dir. Record, 6,106 votes), Foothill Municipal Water District (Dir. Atwater, 1,495 votes), Fullerton (Dir. Beard, 1,640 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,110 votes), Long Beach (Dir. Lowenthal, 4,355 votes), Los Angeles (Ayes: Dirs. Dake, Koretz, J. Murray, and Quiñonez, 45,690 votes), Municipal Water District of Orange County (Dirs. Ackerman, Barbre, Dick, and McKenney, 39,131 votes), Pasadena (Dir. Kurtz, 2,386 votes), San Diego County Water Authority (Dir. Lewinger, 20,082 votes), San Fernando (Dir. Ballin, 162 votes), San Marino (Dir. Morris, 518 votes), Santa Ana (Dir. Griset,

2,187 votes), Santa Monica (Dir. Abdo, 2,885 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,601 votes), Torrance (Dir. Lefevre, 2,448 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,351 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 15,590 votes). Total 188,078 votes.

Noes: San Diego County Water Authority (No: Dir. Steiner. Absent: Dirs. Hogan and Tu. 20,082 votes). Total 20,082 votes.

Abstain: None.

Absent: Burbank (Dir. Brown, 1,961 votes), Glendale (Dir. Friedman, 2,539 votes), Inland Empire Utilities Agency (Dir. Camacho, 8,841 votes), Western Municipal Water District of Riverside County (Dir. Evans, 8,374 votes). Total 21,715 votes.

The motion to approve **M.I. 49953** passed by a vote of 188,078 ayes, 20,082 noes, and 21,715 absent.

Director Lewinger requested that the letter from the San Diego County Water Authority delegation dated November 17, 2014, addressed to Chairman Record and members of the Board regarding Board Memo 8-2, be made a part of the record.

Director Lewinger stated he made an error on his vote on Agenda Item 8-2, which should have been recorded as a "no" vote instead of a "yes" vote.

49954 On behalf of the Engineering and Operations Committee, Director Dake moved, seconded by Board Vice Chairman J. Murray, that the Board adopt the Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program, and (a) appropriate \$3.7 million (Appropriation No. 15377, No. 37); and (b) authorize final design to repair the pipe lining in the southern reach of the Orange County Feeder, as set forth in Agenda Item 8-3 board letter.

Chairman Record called for a vote to approve **M.I. 49954.**

The following is a record of the vote:

Ayes: Anaheim (Dir. Calkins, 3,811 votes), Beverly Hills (Dir. Wunderlich, 2,542 votes), Calleguas Municipal Water

District (Dir. Blois, 8,583 votes), Central Basin Municipal Water District (Dirs. Apodaca and Hawkins, 12,051 votes), Compton (Dir. Arceneaux, 354 votes), Eastern Municipal Water District (Dir. Record, 6,106 votes), Foothill Municipal Water District (Dir. Atwater, 1,495 votes), Fullerton (Dir. Beard, 1,640 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,110 votes), Long Beach (Dir. Lowenthal, 4,355 votes), Los Angeles (Dirs. Dake, Koretz, J. Murray, and Quiñonez, 45,690 votes), Municipal Water District of Orange County (Dirs. Ackerman, Barbre, Dick, and McKenney, 39,131 votes), Pasadena (Dir. Kurtz, 2,386 votes), San Diego County Water Authority (Ayes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 40,164 votes), San Fernando (Dir. Ballin, 162 votes), San Marino (Dir. Morris, 518 votes), Santa Ana (Dir. Griset, 2,187 votes), Santa Monica (Dir. Abdo, 2,885 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,601 votes), Torrance (Dir. Lefevre, 2,448 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,351 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 15,590 votes). Total 208,160 votes.

Noes: None.

Abstain: None.

Absent: Burbank (Dir. Brown, 1,961 votes), Glendale (Dir. Friedman, 2,539 votes), Inland Empire Utilities Agency (Dir. Camacho, 8,841 votes), Western Municipal Water District of Riverside County (Dir. Evans, 8,374 votes). Total 21,715 votes.

The motion to approve **M.I. 49954** passed by a vote of 208,160 ayes and 21,715 absent.

49955 Organization, Personnel and Technology Committee Chairman J. Murray moved, seconded by Director Peterson, that the Board adopt the CEQA determination that the proposed actions are not defined as a project and are not subject to CEQA, and (a) appropriate \$3.9 million (Appropriation No. 15484, No. 3); and (b) award \$2,155,000 professional services agreement to Application Software Technology Corporation to upgrade Metropolitan's Oracle Financial Application and deploy Oracle's iExpenses module, as set forth in Agenda Item 8-4 board letter.

Chairman Record called for a vote to approve **M.I. 49955**.

The following is a record of the vote:

Ayes: Anaheim (Dir. Calkins, 3,811 votes), Beverly Hills (Dir. Wunderlich, 2,542 votes), Calleguas Municipal Water District (Dir. Blois, 8,583 votes), Central Basin Municipal Water District (Dirs. Apodaca and Hawkins, 12,051 votes), Compton (Dir. Arceneaux, 354 votes), Eastern Municipal Water District (Dir. Record, 6,106 votes), Foothill Municipal Water District (Dir. Atwater, 1,495 votes), Fullerton (Dir. Beard, 1,640 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,110 votes), Long Beach (Dir. Lowenthal, 4,355 votes), Los Angeles (Dirs. Dake, Koretz, J. Murray, and Quiñonez, 45,690 votes), Municipal Water District of Orange County (Dirs. Ackerman, Barbre, Dick, and McKenney, 39,131 votes), Pasadena (Dir. Kurtz, 2,386 votes), San Diego (Ayes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 40,164 votes), San Fernando (Dir. Ballin, 162 votes), San Marino (Dir. Morris, 518 votes), Santa Ana (Dir. Griset, 2,187 votes), Santa Monica (Dir. Abdo, 2,885 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,601 votes), Torrance (Dir. Lefevre, 2,448 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,351 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 15,590 votes). Total 208,160 votes.

Noes: None.

Abstain: None.

Absent: Burbank (Dir. Brown, 1,961 votes), Glendale (Dir. Friedman, 2,539 votes), Inland Empire Utilities Agency (Dir. Camacho, 8,841 votes), Western Municipal Water District of Riverside County (Dir. Evans, 8,374 votes). Total 21,715 votes.

The motion to approve **M.I. 49955** passed by a vote of 208,160 ayes and 21,715 absent.

49956 Organization, Personnel and Technology Committee Chairman J. Murray moved, seconded by Director Quiñonez, that the Board adopt the CEQA determination that the proposed action is not defined as a project and is not subject to CEQA, and award an agreement to Shared Solutions and Services, Inc. in an amount not to exceed \$3.86 million to replace Metropolitan's telephone system, as set forth in Agenda Item 8-5 board letter.

Chairman Record called for a vote to approve **M.I. 49956**.

The following is a record of the vote:

Ayes: Anaheim (Dir. Calkins, 3,811 votes), Beverly Hills (Dir. Wunderlich, 2,542 votes), Calleguas Municipal Water District (Dir. Blois, 8,583 votes), Central Basin Municipal Water District (Dirs. Apodaca and Hawkins, 12,051 votes), Compton (Dir. Arceneaux, 354 votes), Eastern Municipal Water District (Dir. Record, 6,106 votes), Foothill Municipal Water District (Dir. Atwater, 1,495 votes), Fullerton (Dir. Beard, 1,640 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,110 votes), Long Beach (Dir. Lowenthal, 4,355 votes), Los Angeles (Dirs. Dake, Koretz, J. Murray, and Quiñonez, 45,690 votes), Municipal Water District of Orange County (Dirs. Ackerman, Barbre, Dick, and McKenney, 39,131 votes), Pasadena (Dir. Kurtz, 2,386 votes), San Diego County Water Authority (Ayes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 40,164 votes), San Fernando (Dir. Ballin, 162 votes), San Marino (Dir. Morris, 518 votes), Santa Ana (Dir. Griset, 2,187 votes), Santa Monica (Dir. Abdo, 2,885 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,601 votes), Torrance (Dir. Lefevre, 2,448 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,351 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 15,590 votes). Total 208,160 votes.

Noes: None.

Abstain: None.

Absent: Burbank (Dir. Brown, 1,961 votes), Glendale (Dir. Friedman, 2,539 votes), Inland Empire Utilities Agency (Dir. Camacho, 8,841 votes), Western Municipal Water District of Riverside County (Dir. Evans, 8,374 votes). Total 21,715 votes.

The motion to approve **M.I.49956** passed by a vote of 208,160 ayes and 21,715 absent.

49957 Water Planning and Stewardship Committee Chairman De Jesus moved, seconded by Board Vice Chairman Touhey, that the Board adopt the CEQA determination that the proposed action is not defined as a project, and authorize the General Manager, after compliance with CEQA requirements, to execute a cost-share agreement among the participating urban water agencies in accordance with the terms described in the board letter and in an amount not to exceed \$750,000 for the Bacon Island Levee

Rehabilitation Project in the Sacramento-San Joaquin Delta, as set forth in Agenda Item 8-7 board letter.

Chairman Record called for a vote to approve **M.I. 49957**.

The following is a record of the vote:

Ayes: Anaheim (Dir. Calkins, 3,811 votes), Beverly Hills (Dir. Wunderlich, 2,542 votes), Calleguas Municipal Water District (Dir. Blois, 8,583 votes), Central Basin Municipal Water District (Dirs. Apodaca and Hawkins, 12,051 votes), Compton (Dir. Arceneaux, 354 votes), Eastern Municipal Water District (Dir. Record, 6,106 votes), Foothill Municipal Water District (Dir. Atwater, 1,495 votes), Fullerton (Dir. Beard, 1,640 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,110 votes), Long Beach (Dir. Lowenthal, 4,355 votes), Los Angeles (Dirs. Dake, Koretz, J. Murray, and Quiñonez, 45,690 votes), Municipal Water District of Orange County (Dirs. Ackerman, Barbre, Dick, and McKenney, 39,131 votes), Pasadena (Dir. Kurtz, 2,386 votes), San Diego County Water Authority (Ayes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 40,164 votes), San Fernando (Dir. Ballin, 162 votes), San Marino (Dir. Morris, 518 votes), Santa Ana (Dir. Griset, 2,187 votes), Santa Monica (Dir. Abdo, 2,885 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,601 votes), Torrance (Dir. Lefevre, 2,448 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,351 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 15,590 votes). Total 208,160 votes.

Noes: None.

Abstain: None.

Absent: Burbank (Dir. Brown, 1,961 votes), Glendale (Dir. Friedman, 2,539 votes), Inland Empire Utilities Agency (Dir. Camacho, 8,841 votes), Western Municipal Water District of Riverside County (Dir. Evans, 8,374 votes). Total 21,715 votes.

The motion to approve **M.I. 49957** passed by a vote of 208,160 ayes and 21,715 absent.

Director Lowenthal withdrew from the Meeting at 1:08 p.m.

49958 Legal and Claims Committee Chairman Quiñonez moved, seconded by Board Vice Chairman J. Murray, that the Board adopt the CEQA determination that the project is not subject to CEQA, and authorize the General Counsel to commence proceedings before the State Water Resources Control Board, or in a court of law, regarding water diversions in the Delta, as referenced in Agenda Item 8-8 confidential board letter.

Chairman Record called for a vote to approve
M.I. 49958.

The following is a record of the vote:

Ayes: Anaheim (Dir. Calkins, 3,811 votes), Beverly Hills (Dir. Wunderlich, 2,542 votes), Calleguas Municipal Water District (Dir. Blois, 8,583 votes), Central Basin Municipal Water District (Dirs. Apodaca and Hawkins, 12,051 votes), Compton (Dir. Arceneaux, 354 votes), Eastern Municipal Water District (Dir. Record, 6,106 votes), Foothill Municipal Water District (Dir. Atwater, 1,495 votes), Fullerton (Dir. Beard, 1,640 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,110 votes), Los Angeles (Dirs. Dake, Koretz, J. Murray, and Quiñonez, 45,690 votes), Municipal Water District of Orange County (Dirs. Ackerman, Barbre, Dick, and McKenney, 39,131 votes), Pasadena (Dir. Kurtz, 2,386 votes), San Diego County Water Authority (Ayes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 40,164 votes), San Fernando (Dir. Ballin, 162 votes), San Marino (Dir. Morris, 518 votes), Santa Ana (Dir. Griset, 2,187 votes), Santa Monica (Dir. Abdo, 2,885 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,601 votes), Torrance (Dir. Lefevre, 2,448 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,351 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 15,590 votes). Total 203,805 votes.

Noes: None.

Abstain: None.

Absent: Burbank (Dir. Brown, 1,961 votes), Glendale (Dir. Friedman, 2,539 votes), Inland Empire Utilities Agency (Dir. Camacho, 8,841 votes), Long Beach (Dir. Lowenthal, 4,355 votes), Western Municipal Water District of Riverside County (Dir. Evans, 8,374 votes). Total 26,070 votes.

The motion to approve **M.I.49958** passed by a vote of 203,805 ayes and 26,070 absent.

Chairman Record withdrew from the Meeting at 1:11 p.m.

49959 Vice Chairman Touhey called on Ethics Officer Ghaly for the presentation on AB 1234.

In accordance with state law AB 1234, presentations and discussions were held. Presentations were made by:

Robert M. Stern, first General Counsel of the FPPC and coauthor of the original Political Reform Act

Gary W. Schons, Head of the Ethics and Compliance Practice Group at Best, Best & Krieger

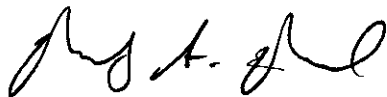
Max Huntsman, Inspector General for the Los Angeles County Sheriff's Department

Javan N. Rad, Chief Assistant City Attorney for the city of Pasadena

49960 There being no objection, Vice Chairman Touhey adjourned the Meeting at 3:18 p.m.



JOHN T. MORRIS
SECRETARY



RANDY A. RECORD
CHAIRMAN