

**MINUTES**

**ADJOURNED REGULAR MEETING OF THE**

**BOARD OF DIRECTORS**

**THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA**

**AUGUST 18, 2015**

**50198** 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, August 18, 2015.

Chairman Record called the Meeting to order at 12:05 p.m.

**50199** The Meeting was opened with an invocation by Elizabeth Campos, Administrative Analyst, Business Technology Group.

**50200** The Pledge of Allegiance to the Flag was given by Director Donald Galleano.

**50201** Board Secretary Morris called the roll. Those answering present were: Directors Abdo, Ackerman, Apodaca, Atwater, Barbre, Beard, Blois, Dake, Dear, De Jesus, Faessel, Friedman, Galleano, Gray, Koretz, Kurtz, Lefevre, Lewinger, McKenney, Morris, Peterson, Quiñonez, Ramos, Record, Steiner, Touhey, and Tu.

Chairman Record was also in attendance. Due to a malfunction, his attendance and his votes during the Meeting were not recorded electronically.

Those not answering were: Directors Arceneaux, Ballin (entered at 12:10 p.m.), Camacho, Dick, Hogan, Lowenthal, Martinez, Murray, Vasquez, and Wunderlich.

Board Secretary Morris declared a quorum present.

**50202** At 12:08 p.m., Chairman Record called a public hearing to receive comments on suspending the tax rate limitations in Section 124.5 of the Metropolitan Water District Act to maintain the ad valorem tax rate. Chairman Record stated that written notice of the public hearing was filed with the offices of the Speaker of the Assembly and President pro Tempore of the Senate. Chairman Record further noted that written comments were submitted by the San Diego County Water Authority and those comments would be included in the record of the hearing.

Chief Financial Officer Breaux commented on the recommended action.

Director Ballin took her seat at 12:10 p.m.

Conner Everts, Environmental Water Caucus and Southern California Watershed Alliance, spoke in opposition to maintaining the ad valorem tax rate and how the money is being spent.

Vice Chairman Record closed the public hearing at 12:13 p.m.

Director Tu withdrew from the Meeting at 12:14 p.m.

**50203** Chairman Record invited members of the public to address the Board on matters within the Board's jurisdiction.

The following members of AFSCME, MAPA, and Supervisors Association spoke on Agenda Item 9-1, the conference with labor negotiators.

Alan Shanahan, AFSCME Local 1902 President  
Jan Matusak, MAPA President  
Wayne Thilo, AFSCME  
Paul Williams, AFSCME  
Kevin Malvin, AFSCME  
Christina Montoya Dapper, AFSCME  
Keith Hess, AFSCME  
Erik Erath, AFSCME  
David Keller, AFSCME  
Gonzalo Pontajo, AFSCME  
Mike Diaz, AFSCME  
Arnold Castellanos, AFSCME  
Dovard Howard, AFSCME  
Sherri Lee Barnes, AFSCME  
Sam Petroff, Supervisors Association  
Edgar Dymally, Supervisors Association  
Paul Beswick, Supervisors Association

Charles Smith, Supervisors Association President  
Ronald Shute, AFSCME

Andrew Davis, president of Accurate Weather Company, commented on water conservation and the Metropolitan rebate program for landscape irrigation controllers.

Geshalem Perez commented on the labor negotiations.

Director De Jesus withdrew from the Meeting at 1:04 p.m.

**50204** There being no objection, Chairman Record ordered the reading of the Minutes of the Meeting of July 14, 2015 dispensed with, a copy having been mailed to each Director.

Vice Chairman Touhey moved, seconded by Director Quiñonez, that the Board approve the foregoing Minutes.

Chairman Record called for a vote to approve the Minutes of the Meeting of July 14, 2015.

The following is a record of the vote:

Ayes: Anaheim (Dir. Faessel, 3,953 votes), Burbank (Dir. Ramos, 2,064 votes), Calleguas Municipal Water District (Dir. Blois, 9,007 votes), Central Basin Municipal Water District (Aye: Dir. Apodaca. Absent: Dir. Vasquez. 12,579 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Fullerton (Dir. Beard, 1,716 votes), Glendale (Dir. Friedman, 2,680 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Los Angeles (Ayes: Dirs. Dake, Koretz, and Quiñonez. Absent: Dir. Murray. 48,956 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman, Barbre, and McKenney. Absent: Dir. Dick. 41,581 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Diego County Water Authority (Ayes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 42,459 votes), San Fernando (Dir. Ballin, 167 votes), San Marino (Dir. Morris, 554 votes), Santa Monica (Dir. Abdo, 3,096 votes), Torrance (Dir. Lefevre, 2,531 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,842 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 16,568 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 211,901 votes.

Noes: None.

Abstain: None.

Absent: Beverly Hills (Dir. Wunderlich, 2,773 votes), Compton (Dir. Arceneaux, 376 votes), Inland Empire Utilities Association (Dir. Camacho, 9,319 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Santa Ana (Dir. Martinez, 2,284 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,891 votes). Total 25,091 votes.

The motion to approve the Minutes of July 14, 2015, passed by a vote of 211,901 ayes and 25,091 absent.

**50205** A written report of meetings attended by Directors at Metropolitan expense during the month of July was distributed.

**50206** There were no new committee assignments.

**50207** Chairman Record referred to his written monthly report, which was distributed to the Board.

Chairman Record congratulated the staff of External Affairs for their conservation efforts, especially the event that took place at Randy's Donuts.

**50208** Vice Chairman Touhey moved, seconded by Vice Chair Gray, that the Board adopt **Resolution 9193** in support for the nomination of Kathleen Tiegs, a member of the board of directors of the Cucamonga Valley Water District, for the office of president of the Association of California Water Agencies.

Chairman Record called for a vote to approve **Resolution 9193** in support for the nomination of Kathleen Tiegs for the office of president of the Association of California Water Agencies.

The following is a record of the vote:

Ayes: Anaheim (Dir. Faessel, 3,953 votes), Burbank (Dir. Ramos, 2,064 votes), Calleguas Municipal Water District (Dir. Blois, 9,007 votes), Central Basin Municipal Water District (Aye: Dir. Apodaca. Absent: Dir. Vasquez. 12,579 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Fullerton (Dir. Beard, 1,716 votes), Glendale (Dir. Friedman, 2,680 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Los Angeles (Ayes: Dirs. Dake, Koretz,

and Quiñonez. Absent: Dir. Murray. 48,956 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman, Barbre, and McKenney. Absent: Dir. Dick. 41,581 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Diego County Water Authority (Ayes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 42,459 votes), San Fernando (Dir. Ballin, 167 votes), San Marino (Dir. Morris, 554 votes), Santa Monica (Dir. Abdo, 3,096 votes), Torrance (Dir. Lefevre, 2,531 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,842 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 16,568 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 211,901 votes.

Noes: None.

Abstain: None.

Absent: Beverly Hills (Dir. Wunderlich, 2,773 votes), Compton (Dir. Arceneaux, 376 votes), Inland Empire Utilities Association (Dir. Camacho, 9,319 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Santa Ana (Dir. Martinez, 2,284 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,891 votes). Total 25,091 votes.

The motion to approve **M.I. 50208** passed by a vote of 211,901 ayes and 25,091 absent.

Director De Jesus returned to the Meeting at 1:15 p.m.

**50209** Following a discussion of potential meeting days to accommodate the Labor Day holiday, Director Steiner moved, seconded by Vice Chair Gray, that the Board adopt a motion to adjourn the September Board Meeting to September 22, 2015 due to the Labor Day holiday, with committees to meet on September 21 and 22, 2015, and the Executive Committee to meet on September 29, 2015.

Chairman Record called for a vote to approve adjournment of the September meeting.

The following is a record of the vote on **M.I. 50209**:

Ayes: Anaheim (Dir. Faessel, 3,953 votes), Burbank (Dir. Ramos, 2,064 votes), Calleguas Municipal Water District (Dir. Blois, 9,007 votes), Central Basin Municipal Water District

(Aye: Dir. Apodaca. Absent: Dir. Vasquez. 12,579 votes), Fullerton (Dir. Beard, 1,716 votes), Glendale (Dir. Friedman, 2,680 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Los Angeles (Ayes: Dirs. Dake, Koretz, and Quiñonez. Absent: Dir. Murray. 48,956 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman, Barbre, and McKenney. Absent: Dir. Dick. 41,581 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Diego County Water Authority (Ayes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 42,459 votes), San Fernando (Dir. Ballin, 167 votes), San Marino (Dir. Morris, 554 votes), Santa Monica (Dir. Abdo, 3,096 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,891 votes), Torrance (Dir. Lefevre, 2,531 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,842 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 16,568 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 216,212 votes.

Noes: Foothill Municipal Water District (Dir. Atwater, 1,580 votes).

Abstain: None.

Absent: Beverly Hills (Dir. Wunderlich, 2,773 votes), Compton (Dir. Arceneaux, 376 votes), Inland Empire Utilities Association (Dir. Camacho, 9,319 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Santa Ana (Dir. Martinez, 2,284 votes). Total 19,200 votes.

The motion to approve adjourning the September Board Meeting to September 22, 2015 passed by a vote of 216,212 ayes, 1,580 noes, and 19,200 absent.

**50210** A letter from the General Manager regarding Agenda Item 5G-1 board letter was presented, reporting that the original Certificates of the County Auditors for the six counties within which Metropolitan's service territory is included are on file in the Office of the Controller, certifying the fiscal year 2015/16 assessed valuations of all property used for calculating Metropolitan's tax levy. There being no objection, Chairman Record ordered that the tabulations transmitted with the foregoing letter from the General Manager setting forth the assessed valuations, percentage participation, and vote entitlement of member public agencies of The Metropolitan Water District of Southern California, as of August 15, 2015, based on

certificates of assessed valuation of property taxable by Metropolitan for fiscal year 2015/16, as submitted by the various County Auditors, be filed, and that the Board Executive Secretary send a copy to each absent Director and to each member public agency.

Assessed Valuations, Percentage Participation, and Vote and  
Director Entitlement of Member Public Agencies of  
The Metropolitan Water District of Southern California  
as of August 15, 2015

<u>Member Agency</u>	<u>Amount Certified</u>	<u>Percent of Total</u>	<u>Vote Entitlement</u>
Anaheim	\$ 39,532,653,519	1.62	3,953
Beverly Hills	27,731,348,669	1.14	2,773
Burbank	20,641,933,249	0.85	2,064
Calleguas MWD	90,068,030,749	3.70	9,007
Central Basin MWD	125,791,546,241	5.17	12,579
Compton	3,760,806,955	0.15	376
Eastern MWD	65,073,752,453	2.67	6,507
Foothill MWD	15,798,637,334	0.65	1,580
Fullerton	17,161,235,801	0.70	1,716
Glendale	26,803,380,080	1.10	2,680
Inland Empire Utilities Agency	93,193,035,831	3.83	9,319
Las Virgenes MWD	22,117,890,093	0.91	2,212
Long Beach	44,475,057,779	1.83	4,448
Los Angeles	489,561,959,026	20.11	48,956
MWD of Orange County	415,811,091,749	17.08	41,581
Pasadena	25,435,614,778	1.04	2,544
San Diego County Water Authority	424,592,704,310	17.44	42,459
San Fernando	1,670,978,890	0.07	167
San Marino	5,536,237,051	0.23	554
Santa Ana	22,842,245,560	0.94	2,284
Santa Monica	30,956,578,566	1.27	3,096
Three Valleys MWD	58,905,563,774	2.42	5,891
Torrance	25,311,301,092	1.04	2,531
Upper San Gabriel Valley MWD	88,423,093,978	3.63	8,842
West Basin MWD	165,683,809,679	6.80	16,568
Western MWD	88,119,776,863	3.62	8,812
TOTAL ASSESSED VALUATIONS WITHIN METROPOLITAN	<u>\$2,435,000,264,069</u>	<u>100.00</u>	<u>243,499</u>

The above valuations include only those which have been certified by the County Auditors, in accordance with Section 305 of the Metropolitan Water District Act, Statutes of 1969, as amended. The certified valuations have been reduced to reflect Homeowners' Property Exemptions and do not include areas excluded from Metropolitan.

**50211** Finance and Insurance Committee Chairman Barbre moved, seconded by Director Dake, that the Board adopt the California Environmental Quality Act (CEQA) determination that the proposed action is not subject to CEQA, and adopt (a) **Resolution 9194** Finding that Continuing an Ad Valorem Tax Rate at the Rate Levied for FY 2014/15 is Essential to the Fiscal Integrity of the District and Suspending the Ad Valorem Tax Rate Restriction; and (b) **Resolution 9195** Levying Taxes for the Fiscal Year Commencing July 1, 2015 and ending June 30, 2016 for the Purposes of The Metropolitan Water District of Southern California maintaining the tax rate at .0035% of assessed valuation (exclusive of annexation levies), the same rate levied in FY 2014/15, as set forth in Agenda Item 5G-2 board letter, said resolutions entitled:

**Resolution 9194** RESOLUTION OF THE BOARD OF DIRECTORS OF THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA FINDING THAT CONTINUING AN AD VALOREM PROPERTY TAX RATE AT THE RATE LEVIED FOR 2014/15 IS ESSENTIAL TO THE FISCAL INTEGRITY OF THE DISTRICT AND SUSPENDING THE AD VALOREM TAX RATE RESTRICTION

**Resolution 9195** A RESOLUTION LEVYING TAXES FOR THE FISCAL YEAR COMMENCING JULY 1, 2015 AND ENDING JUNE 30, 2016 FOR THE PURPOSES OF THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

Chairman Record called for a vote to approve the above-listed resolutions.

The following is a record of the vote on **M.I. 50211**:

Ayes: Anaheim (Dir. Faessel, 3,953 votes), Burbank (Dir. Ramos, 2,064 votes), Calleguas Municipal Water District (Dir. Blois, 9,007 votes), Central Basin Municipal Water District (Aye: Dir. Apodaca. Absent: Dir. Vasquez. 12,579 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Fullerton (Dir. Beard, 1,716 votes), Glendale (Dir. Friedman, 2,680 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Los Angeles (Ayes: Dirs. Dake, Koretz, and Quiñonez. Absent: Dir. Murray. 48,956 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman, Barbre,



and McKenney. Absent: Dir. Dick. 41,581 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Marino (Dir. Morris, 554 votes), Santa Monica (Dir. Abdo, 3,096 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,891 votes), Torrance (Dir. Lefevre, 2,531 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,842 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 16,568 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 175,166 votes.

Noes: San Diego County Water Authority (Noes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 42,459 votes), San Fernando (Dir. Ballin, 167 votes). Total 42,626 votes.

Abstain: None.

Absent: Beverly Hills (Dir. Wunderlich, 2,773 votes), Compton (Dir. Arceneaux, 376 votes), Inland Empire Utilities Association (Dir. Camacho, 9,319 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Santa Ana (Dir. Martinez, 2,284 votes). Total 19,200 votes.

The motion to approve the tax levy resolutions passed by a vote of 175,166 ayes, 42,626 noes, and 19,200 absent.

**50212** Regarding matters relating to Metropolitan's operations and activities, General Manager Kightlinger referred to the General Manager's activity report for July dated July 31, 2015, which was posted to the Directors' website.

General Manager Kightlinger reported on the new assessed valuations for this year, in which the City of Los Angeles' director entitlement has been increased to five.

General Manager Kightlinger also commented on revisions to letters for Agenda Items 7-3, the process for Metropolitan to vote in Palo Verde Irrigation District elections; and 8-4, legislative priorities for federal drought legislation.

Director Quiñonez withdrew from the Meeting at 1:21 p.m.

**50213** Regarding Legal Department activities, General Counsel Scully referred to the General Counsel's activity report for July

dated August 10, 2015, which was posted to the Directors' website.

General Counsel Scully had no further legal report.

General Counsel Scully noted there were two closed session items on the agenda regarding labor negotiations and Department Head Performance Evaluations, and that an outside attorney would be present for the latter item.

**50214** General Auditor Riss referred to the Audit Department's activity report for the month of July dated July 31, 2015, which was posted to the Directors' website.

General Auditor Riss had no further report.

**50215** Ethics Officer Ghaly referred to the Ethics Department activity report for July dated August 12, 2015, which was posted to the Directors' website.

Ethics Officer Ghaly referred to an article from the Ethics Resource Center, a not for profit organization that provides strategies and support services for ethics offices in private and public organizations. Ethics Officer Ghaly said she is thinking of joining this organization for its resources.

**50216** Chairman Record stated he would be taking up the agenda items out of order.

Director Quiñonez returned to the Meeting at 1:25 p.m.

**50217** Communications and Legislation Committee Chair Kurtz reported that the committee passed a revised motion in reference to the legislative priorities for federal drought legislation.

Committee Chair Kurtz then moved, seconded by Director Peterson, that the Board adopt the CEQA determination that the proposed action is not defined as a project under CEQA and is not subject to CEQA, and approve in concept the proposed federal drought legislative priorities as set forth in Option #1 in the board letter subject to minor revisions to the language to be provided to the Board prior to the Board Meeting to address concerns raised by the committee regarding (1) protection of local supplies, (2) emphasis on the use of sound and unbiased science, and (3) recognition that an adaptive management and

collaborative science-based approach may promote both coequal goals of protecting water supply and the environment, including measures under the state and federal Endangered Species Acts, as related to the revised Agenda Item 8-4 board letter.

Director Koretz commented on the motion which he considers too broad and that Senators Feinstein and Boxer and Governor Brown made it clear that all actions in the bill must be taken consistent with law and that none of the provisions violate the Endangered Species Act, the Clean Water Act, biological opinions, the Central Valley Improvement Act, and state law. Director Koretz stated that the legislative principles as written gave staff too much leeway to basically do what they want in regards to environmental protection. Director Koretz requested that the Board keep the current principles and asked staff to bring back each viable piece of legislation for board consideration.

Director Koretz then moved a substitute motion, seconded by Director Steiner, that the Board adopt Option #2 set forth in the Agenda Item 8-4 board letter to not adopt additional federal drought legislation priorities.

Chairman Record called for a vote to approve Agenda Item 8-4 substitute motion.

The following is a record of the vote:

Ayes: Central Basin Municipal Water District (Aye: Dir. Apodaca. Absent: Dir. Vasquez. 12,579 votes), Glendale (Dir. Friedman, 2,680 votes), Los Angeles (Ayes: Dirs. Dake, Koretz, and Quiñonez. Absent: Dir. Murray. 48,956 votes), San Diego County Water Authority (Ayes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 42,459 votes), San Fernando (Dir. Ballin, 167 votes), Santa Monica (Dir. Abdo, 3,096 votes). Total 109,937 votes.

Noes: Anaheim (Dir. Faessel, 3,953 votes), Burbank (Dir. Ramos, 2,064 votes), Calleguas Municipal Water District (Dir. Blois, 9,007 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Fullerton (Dir. Beard, 1,716 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Municipal Water District of Orange County (Noes: Dirs. Ackerman, Barbre, and McKenney. Absent: Dir. Dick. 41,581 votes), San Marino (Dir. Morris, 554 votes), Three Valleys

Municipal Water District (Dir. De Jesus, 5,891 votes), Torrance (Dir. Lefevre, 2,531 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,842 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 16,568 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 107,855 votes.

Abstain: None.

Absent: Beverly Hills (Dir. Wunderlich, 2,773 votes), Compton (Dir. Arceneaux, 376 votes), Inland Empire Utilities Agency (Dir. Camacho, 9,319 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Santa Ana (Dir. Martinez, 2,284 votes). Total 19,200 votes.

The motion to approve the substitute motion failed by a vote of 109,937 ayes, 107,855 noes, and 19,200 absent.

Chairman Record called for a vote on the original motion to adopt Option #1 as revised in the Communications and Legislation Committee in reference to the legislative priorities for federal drought legislation.

The following is a record of the vote:

Ayes: Anaheim (Dir. Faessel, 3,953 votes), Burbank (Dir. Ramos, 2,064 votes), Calleguas Municipal Water District (Dir. Blois, 9,007 votes), Central Basin Municipal Water District (Aye: Dir. Apodaca. Absent: Dir. Vasquez. 12,579 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Fullerton (Dir. Beard, 1,716 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman, Barbre, and McKenney. Absent: Dir. Dick. 41,581 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Marino (Dir. Morris, 554 votes), Santa Monica (Dir. Abdo, 3,096 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,891 votes), Torrance (Dir. Lefevre, 2,531 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,842 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 16,568 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 123,530 votes.

Noes: Glendale (Dir. Friedman, 2,680 votes), Los Angeles (Noes: Dirs. Dake, Koretz, and Quiñonez. Absent:

Dir. Murray. 48,956 votes), San Diego County Water Authority (Noes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 42,459 votes), San Fernando (Dir. Ballin, 167 votes). Total 94,262 votes.

Abstain: None.

Absent: Beverly Hills (Dir. Wunderlich, 2,773 votes), Compton (Dir. Arceneaux, 376 votes), Inland Empire Utilities Association (Dir. Camacho, 9,319 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Santa Ana (Dir. Martinez, 2,284 votes). Total 19,200 votes.

The motion to approve the revised motion passed by a vote of 123,530 ayes, 94,262 noes, and 19,200 absent.

Chairman Record announced that Agenda Item 7-3 would be taken off the Consent Calendar and considered separately.

Vice Chairman Touhey moved, seconded by Director Dear, that the Board approve the Consent Calendar Items, **M.I. 50218 and M.I. 50219**, as follows:

**50218** Adopt the CEQA determination that the proposed action was previously determined to be categorically exempt and that no further environmental analysis or documentation is required, and (a) appropriate \$480,000 (Appropriation No. 15485, No. 3); and (b) award \$345,305 contract to F.M. Thomas Air Conditioning, Inc. to replace the Skinner Administration Building's HVAC system, as set forth in Agenda Item 7-1 board letter.

**50219** Adopt the CEQA determination that the proposed action is categorically exempt from CEQA, and (a) appropriate \$1.24 million (Appropriation No. 15487, No. 3); and (b) award \$930,483 contract to Coleman Construction, Inc. for upgrades to the network rooms at Metropolitan's Headquarters Building at Union Station, as set forth in Agenda Item 7-2 board letter.

Chairman Record called for a vote to approve the Consent Calendar Items, **M.I. 50218 and M.I. 50219**.

The following is a record of the vote:

Ayes: Anaheim (Dir. Faessel, 3,953 votes), Burbank (Dir. Ramos, 2,064 votes), Calleguas Municipal Water District

(Dir. Blois, 9,007 votes), Central Basin Municipal Water District (Aye: Dir. Apodaca. Absent: Dir. Vasquez. 12,579 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Fullerton (Dir. Beard, 1,716 votes), Glendale (Dir. Friedman, 2,680 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Los Angeles (Ayes: Dirs. Dake, Koretz, and Quiñonez. Absent: Dir. Murray. 48,956 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman, Barbre, and McKenney. Absent: Dir. Dick. 41,581 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Diego County Water Authority (Ayes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 42,459 votes), San Fernando (Dir. Ballin, 167 votes), San Marino (Dir. Morris, 554 votes), Santa Monica (Dir. Abdo, 3,096 votes), Torrance (Dir. Lefevre, 2,531 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,842 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 16,568 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 217,792 votes.

Noes: None.

Abstain: None.

Absent: Beverly Hills (Dir. Wunderlich, 2,773 votes), Compton (Dir. Arceneaux, 376 votes), Inland Empire Utilities Association (Dir. Camacho, 9,319 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Santa Ana (Dir. Martinez, 2,284 votes). Total 19,200 votes.

The motion to approve the Consent Calendar Items passed by a vote of 217,792 ayes and 19,200 absent.

Director Koretz withdrew from the Meeting at 1:33 p.m.

**50220** Water Planning and Stewardship Committee Chairman De Jesus stated that the committee voted on a substitute motion regarding the process for Metropolitan to vote in Palo Verde Irrigation District elections.

Water Planning and Stewardship Committee Chairman De Jesus then moved, seconded by Director Steiner, that the Board adopt **Resolution 9196** as contained in Attachment 1 to the board letter authorizing the Board Chair, in consultation with the Board and the General Manager as time permits, to cast, directly or by proxy, Metropolitan's votes in Palo Verde Irrigation

District elections, as set forth in Agenda Item 7-3 revised board letter, said resolution entitled:

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE METROPOLITAN  
WATER DISTRICT OF SOUTHERN CALIFORNIA AUTHORIZING THE CHAIR  
TO CAST METROPOLITAN'S VOTES IN ELECTIONS OF THE PALO VERDE  
IRRIGATION DISTRICT**

Chairman Record called for a vote to approve the substitute motion regarding the process for Metropolitan to vote in Palo Verde Irrigation District elections.

The following is a record of the vote:

Ayes: Anaheim (Dir. Faessel, 3,953 votes), Burbank (Dir. Ramos, 2,064 votes), Calleguas Municipal Water District (Dir. Blois, 9,007 votes), Central Basin Municipal Water District (Aye: Dir. Apodaca. Absent: Dir. Vasquez. 12,579 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Fullerton (Dir. Beard, 1,716 votes), Glendale (Dir. Friedman, 2,680 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Los Angeles (Ayes: Dirs. Dake and Quiñonez. Absent: Dirs. Koretz and Murray. 48,956 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman, Barbre, and McKenney. Absent: Dir. Dick. 41,581 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Diego County Water Authority (Ayes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 42,459 votes), San Fernando (Dir. Ballin, 167 votes), San Marino (Dir. Morris, 554 votes), Santa Monica (Dir. Abdo, 3,096 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,891 votes), Torrance (Dir. Lefevre, 2,531 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,842 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 16,568 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 217,792 votes.

Noes: None.

Abstain: None.

Absent: Beverly Hills (Dir. Wunderlich, 2,773 votes), Compton (Dir. Arceneaux, 376 votes), Inland Empire Utilities Association (Dir. Camacho, 9,319 votes), Long Beach (Dir.

Lowenthal, 4,448 votes), Santa Ana (Dir. Martinez, 2,284 votes). Total 19,200 votes.

The motion to approve **M.I. 50220**, passed by a vote of 217,792 ayes and 19,200 absent.

**50221** Engineering and Operations Committee Chairman Peterson moved, seconded by Committee Vice Chairman Blois, that the Board adopt the CEQA determination that the proposed action has been previously addressed in the certified EIR and that no further environmental analysis or documentation is required, and that the proposed action is categorically exempt, and (a) appropriate \$17.7 million (Appropriation No. 15392, No. 13, for \$8,880,000; Appropriation No. 15472, No. 3, for \$8,270,000; and Appropriation No. 15477, No. 13, for \$550,000); (b) award \$10,267,000 contract to Kiewit Infrastructure West Co. for chemical feed upgrades at the Weymouth plant; (c) award \$371,800 contract to O'Connell Engineering & Constructions, Inc. for scrubber platform improvements; and (d) authorize agreement with Lee & Ro, Inc. in an amount not to exceed \$364,000, as set forth in Agenda Item 8-1 board letter.

Chairman Record called for a vote to approve **M.I. 50221**.

The following is a record of the vote:

Ayes: Anaheim (Dir. Faessel, 3,953 votes), Burbank (Dir. Ramos, 2,064 votes), Calleguas Municipal Water District (Dir. Blois, 9,007 votes), Central Basin Municipal Water District (Aye: Dir. Apodaca. Absent: Dir. Vasquez, 12,579 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Fullerton (Dir. Beard, 1,716 votes), Glendale (Dir. Friedman, 2,680 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Los Angeles (Ayes: Dirs. Dake and Quiñonez. Absent: Dirs. Koretz and Murray. 48,956 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman, Barbre, and McKenney. Absent: Dir. Dick. 41,581 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Diego County Water Authority (Ayes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 42,459 votes), San Fernando (Dir. Ballin, 167 votes), San Marino (Dir. Morris, 554 votes), Santa Monica (Dir. Abdo, 3,096 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,891 votes), Torrance (Dir. Lefevre, 2,531 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey,



8,842 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 16,568 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 217,792 votes.

Noes: None.

Abstain: None.

Absent: Beverly Hills (Dir. Wunderlich, 2,773 votes), Compton (Dir. Arceneaux, 376 votes), Inland Empire Utilities Association (Dir. Camacho, 9,319 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Santa Ana (Dir. Martinez, 2,284 votes). Total 19,200 votes.

The motion to approve **M.I. 50221** passed by a vote of 217,792 ayes and 19,200 absent.

**50222** Engineering and Operations Committee Chairman Peterson moved, seconded by Committee Vice Chairman Blois, that the Board adopt the CEQA determination that the proposed action has been previously addressed in the adopted 2012 Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program, and that no further environmental analysis or documentation is required, and (a) appropriate \$4.9 million (Appropriation No. 15441, No. 70); and (b) award \$2,998,000 contract to Kiewit Infrastructure West Co. for seismic retrofit of the Upper Feeder's Santa Ana River Bridge, as set forth in Agenda Item 8-2 board letter.

Chairman Record called for a vote to approve **M.I. 50222**.

The following is a record of the vote:

Ayes: Anaheim (Dir. Faessel, 3,953 votes), Burbank (Dir. Ramos, 2,064 votes), Calleguas Municipal Water District (Dir. Blois, 9,007 votes), Central Basin Municipal Water District (Aye: Dir. Apodaca. Absent: Dir. Vasquez, 12,579 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Fullerton (Dir. Beard, 1,716 votes), Glendale (Dir. Friedman, 2,680 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Los Angeles (Ayes: Dirs. Dake and Quiñonez. Absent: Dirs. Koretz and Murray. 48,956 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman,

Barbre, and McKenney. Absent: Dir. Dick. 41,581 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Diego County Water Authority (Ayes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 42,459 votes), San Fernando (Dir. Ballin, 167 votes), San Marino (Dir. Morris, 554 votes), Santa Monica (Dir. Abdo, 3,096 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,891 votes), Torrance (Dir. Lefevre, 2,531 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,842 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 16,568 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 217,792 votes.

Noes: None.

Abstain: None.

Absent: Beverly Hills (Dir. Wunderlich, 2,773 votes), Compton (Dir. Arceneaux, 376 votes), Inland Empire Utilities Association (Dir. Camacho, 9,319 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Santa Ana (Dir. Martinez, 2,284 votes). Total 19,200 votes.

The motion to approve **M.I. 50222** passed by a vote of 217,792 ayes and 19,200 absent.

**50223** Water Planning and Stewardship Committee Chairman De Jesus moved, seconded by Director Atwater, that the Board adopt the CEQA determination that the proposed action is exempt from CEQA, and is not defined as a project under CEQA, and authorize the General Manager to enter into an amendment to the 2007 California Agreement for the Creation and Delivery of Extraordinary Conservation Intentionally Created Surplus consistent with the terms outlined in the board letter and in a form approved by the General Counsel, as set forth in Agenda Item 8-3 board letter.

Director Lewinger stated that the proposed amendment to the California ICS agreement would reduce inflows to the Salton Sea, requiring an environmental analysis under CEQA. Based on the available information, the environmental impacts are potentially significant and not negligible. Director Lewinger stated it is imperative that Imperial Irrigation District (IID) and Metropolitan identify mitigation actions and conduct the environmental analysis required under CEQA to support it.

Because this action is important to help meet our region's 2015 water demands, San Diego County Water Authority is willing to consider giving its consent for this action, but only if Metropolitan and IID address the issues contained in the letter from San Diego County Water Authority's special counsel.

Chairman Record called for a vote to approve  
**M.I. 50223.**

The following is a record of the vote.

Ayes: Anaheim (Dir. Faessel, 3,953 votes), Burbank (Dir. Ramos, 2,064 votes), Calleguas Municipal Water District (Dir. Blois, 9,007 votes), Central Basin Municipal Water District (Aye: Dir. Apodaca. Absent: Dir. Vasquez. 12,579 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Fullerton (Dir. Beard, 1,716 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Los Angeles (Ayes: Dirs. Dake and Quiñonez. Absent: Dirs. Koretz and Murray. 48,956 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman, Barbre, and McKenney. Absent: Dir. Dick. 41,581 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Fernando (Dir. Ballin, 167 votes), San Marino (Dir. Morris, 554 votes), Santa Monica (Dir. Abdo, 3,096 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,891 votes), Torrance (Dir. Lefevre, 2,531 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,842 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 16,568 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 172,653 votes.

Noes: San Diego County Water Authority (Noes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 42,459 votes). Total 42,459 votes.

Abstain: Glendale (Dir. Friedman, 2,680 votes). Total 2,680 votes.

Absent: Beverly Hills (Dir. Wunderlich, 2,773 votes), Compton (Dir. Arceneaux, 376 votes), Inland Empire Utilities Association (Dir. Camacho, 9,319 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Santa Ana (Dir. Martinez, 2,284 votes). Total 19,200 votes.

The motion to approve **M.I. 50223** passed by a vote of 172,653 ayes, 42,459 noes, 2,680 abstain, and 19,200 absent.

Directors Apodaca and Galleano withdrew from the Meeting at 1:39 p.m.

**50224** At 1:40 p.m., pursuant to Government Code Section 54957, Chairman Record called the Meeting into closed session for a conference with labor negotiators and discussion on the Department Heads' performance evaluations.

At 2:25 p.m., Chairman Record called the Meeting into open session and reported that no action was taken in closed session.

**50225** Director Barbre moved, seconded by Vice Chairman Touhey, that Agenda Item 10-2, Department Head Salary Survey 2015, and Agenda Item 10-3, Discuss and approve compensation recommendation for General Manager, General Counsel, General Auditor, and Ethics Officer, be delayed to the September Board Meeting.

Chairman Record called for a vote to approve **M.I. 50225**.

The following is a record of the vote.

Ayes: Anaheim (Dir. Faessel, 3,953 votes), Burbank (Dir. Ramos, 2,064 votes), Calleguas Municipal Water District (Dir. Blois, 9,007 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Fullerton (Dir. Beard, 1,716 votes), Glendale (Dir. Friedman, 2,680 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Los Angeles (Ayes: Dirs. Dake and Quiñonez. Absent: Dirs. Koretz and Murray. 48,956 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman, Barbre, and McKenney. Absent: Dir. Dick. 41,581 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Diego County Water Authority (Ayes: Dirs. Lewinger and Steiner. Absent: Dirs. Hogan and Tu. 42,459 votes), San Fernando (Dir. Ballin, 167 votes), San Marino (Dir. Morris, 554 votes), Santa Monica (Dir. Abdo, 3,096 votes), Three Valleys Municipal Water District (Dir. De Jesus, 5,891 votes), Torrance (Dir. Lefevre, 2,531 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 8,842 votes), West Basin Municipal Water

District (Dirs. Dear and Gray, 16,568 votes). Total 196,401 votes.

Noes: None.

Abstain: None.

Absent: Beverly Hills (Dir. Wunderlich, 2,773 votes), Central Basin Municipal Water District (Dirs. Apodaca and Vasquez, 12,579 votes), Compton (Dir. Arceneaux, 376 votes), Inland Empire Utilities Association (Dir. Camacho, 9,319 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Santa Ana (Dir. Martinez, 2,284 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 40,591 votes.

The motion to approve **M.I. 50225** passed by a vote of 196,401 ayes and 40,591 absent.

**50226** There being no objection, Chairman Record adjourned the Meeting at 2:32 p.m.



**JOHN T. MORRIS**  

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**SECRETARY**



**RANDY A. RECORD**  

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**CHAIRMAN**