

**MINUTES**

**REGULAR MEETING OF THE**

**BOARD OF DIRECTORS**

**THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA**

**MAY 10, 2016**

**50449** 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, May 10, 2016.

Chairman Record called the Meeting to order at 12:21 p.m.

**50450** The Meeting was opened with an invocation by Manju Nair, Assistant Engineer II, Engineering Services Group.

**50451** The Pledge of Allegiance to the Flag was given by Director Russell Lefevre.

**50452** Board Secretary Morris called the roll. Those answering present were: Directors Abdo, Ackerman, Apodaca, Ballin, Barbre, Beard, Blois, Camacho, Dake, Dear, De Jesus, Faessel, Friedman, Gold, Gray, Hogan, Kurtz, Lefevre, Lewinger, Martinez, Morris, Murray, Peterson, Quiñonez, Ramos, Record, Touhey, Tu, and Wunderlich.

Those not answering were: Directors Atwater, Dick, Galleano, Lowenthal (entered 12:32 p.m.), McKenney, Paskett, Steiner, Vasquez, and Zurita.

Board Secretary Morris declared a quorum present.

Director Lowenthal entered the Meeting at 12:32 p.m.

Director Faessel withdrew from the Meeting at 12:37 p.m.

**50453** Chairman Record invited members of the public to address the Board on matters within the Board's jurisdiction.

The following members of the public expressed comments about the Delta Wetlands purchase.

Leo Winternitz  
David Zeleke  
Larry Ruhstaller  
Conner Everts  
Joan Buchanan  
Esperanza Vielma  
Breanna Norton

**50454** There being no objection, Chairman Record ordered the reading of the Minutes of the Meeting of April 12, 2016 dispensed with, a copy having been mailed to each Director.

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

Chairman Record called for a vote to approve the Minutes of the Meeting of April 12, 2016.

The following is a record of the vote:

Ayes: Beverly Hills (Dir. Wunderlich 2,773 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), Eastern Municipal Water District (Dir. Record, 6,507 votes), Fullerton (Dir. Beard, 1,716 votes), Inland Empire Utilities Agency (Dir. Camacho, 9,319 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Los Angeles (Ayes: Dirs. Dake, Gold, Murray, and Quiñonez. Absent: Dir. Paskett. 48,956 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman and Barbre. Absent: Dirs. Dick and McKenney. 41,581 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Diego County Water Authority (Ayes: Dirs. Hogan, Lewinger, and Tu. Absent: Dir. Steiner. 42,459 votes), San Fernando (Dir.

Ballin, 167 votes), San Marino (Dir. Morris, 554 votes), Santa Ana (Dir. Martinez, 2,284 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 226,098 votes.

Noes: None.

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

Absent: Anaheim (Dir. Faessel, 3,953 votes), Compton (Dir. Zurita, 376 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 14,721 votes.

The motion to approve the Minutes of April 12, 2016, passed by a vote of 226,098 ayes, 2,680 votes abstain, and 14,721 absent.

**50455** A written report of meetings attended by Directors at Metropolitan expense during the month of April was distributed.

Director Lefevre stated he was unable to attend the California Water Policy Conference at Davis, California on April 19-22.

**50456** Vice Chairman Touhey moved, seconded by Director Tu, that the Board approve assigning Director Mark Gold to the Integrated Resources Planning Committee and the Communications and Legislation Committee.

Chairman Record called for a vote to approve the committee appointments.

The following is the record of the vote:

Ayes: Beverly Hills (Dir. Wunderlich 2,773 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), Eastern Municipal Water District (Dir. Record,

6,507 votes), Fullerton (Dir. Beard, 1,716 votes), Glendale (Dir. Friedman, 2,680 votes), Inland Empire Utilities Agency (Dir. Camacho, 9,319 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Los Angeles (Ayes: Dirs. Dake, Gold, Murray, and Quiñonez. Absent: Dir. Paskett. 48,956 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman and Barbre. Absent: Dirs. Dick and McKenney. 41,581 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Diego County Water Authority (Ayes: Dirs. Hogan, Lewinger, and Tu. Absent: Dir. Steiner. 42,459 votes), San Fernando (Dir. Ballin, 167 votes), San Marino (Dir. Morris, 554 votes), Santa Ana (Dir. Martinez, 2,284 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 228,778 votes.

Noes: None.

Abstain: None.

Absent: Anaheim (Dir. Faessel, 3,953 votes), Compton (Dir. Zurita, 376 votes), Foothill Municipal Water District (Dir. Atwater, 1,508 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 14,721 votes.

The motion to approve **M.I. 50456** passed by a vote of 228,778 ayes and 14,721 absent.

**50457** Chairman Record referred to his written monthly report, which was distributed to the Board.

Chairman Record pointed out that those Directors who were present at the Board Retreat should have received a draft copy of Leaders in Environmental Stewardship, a brochure describing Metropolitan's record of environmental protection. Chairman Record stated that he received good comments at the retreat, but if there are any others to please let him know so that the document can be finalized.

**50458** Director Barbre moved, seconded by Director Beard, that the Board approve a 30-day leave of absence for Director Larry Dick, commencing May 5, 2016.

Chairman Record called for a vote to approve the leave of absence for Director Dick.

The following is the record of the vote:

Ayes: Beverly Hills (Dir. Wunderlich 2,773 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), Eastern Municipal Water District (Dir. Record, 6,507 votes), Fullerton (Dir. Beard, 1,716 votes), Glendale (Dir. Friedman, 2,680 votes), Inland Empire Utilities Agency (Dir. Camacho, 9,319 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Los Angeles (Ayes: Dirs. Dake, Gold, Murray, and Quiñonez. Absent: Dir. Paskett. 48,956 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman and Barbre. Absent: Dirs. Dick and McKenney. 41,581 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Diego County Water Authority (Ayes: Dirs. Hogan, Lewinger, and Tu. Absent: Dir. Steiner. 42,459 votes), San Fernando (Dir. Ballin, 167 votes), San Marino (Dir. Morris, 554 votes), Santa Ana (Dir. Martinez, 2,284 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 228,778 votes.

Noes: None.

Abstain: None.

Absent: Anaheim (Dir. Faessel, 3,953 votes), Compton (Dir. Zurita, 376 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 14,721 votes.

The motion to approve **M.I. 50458** passed by a vote of 228,778 ayes and 14,721 absent.

**50459** Regarding matters relating to Metropolitan's operations and activities, General Manager Kightlinger referred to the General Manager's activity report for April dated April 30, 2016.

General Manager Kightlinger reported that Metropolitan held its Spring Green exposition two weeks ago. The event was a success with about 1,000 people participating. On the weekend starting May 13, the Solar Cup event will be held at Lake Skinner with 38 high schools competing.

General Manager Kightlinger announced that the Service Awards luncheon for employees with 20 years or more will be held May 26. Also, the 75<sup>th</sup> anniversary of the Colorado River Aqueduct deliveries will be celebrated at the June 13 committee meeting day, where Kevin Starr, historian, will be speaking. The photo contest pictures by employees can be seen in the Directors' dining room and the main lobby.

**50460** Regarding Legal Department activities, General Counsel Scully referred to the General Counsel's activity report for April dated May 2, 2016.

General Counsel Scully had no further report.

**50461** General Auditor Riss referred to the Audit Department's activity report for the month of April dated April 30, 2016.

General Auditor Riss had no further report.

**50462** In the absence of Ethics Officer Ghaly, Ethics Policy Analyst Von Haam referred to the Ethics Department activity report for April dated May 3, 2016.

Ethics Policy Analyst Von Haam had no further report.

Vice Chairman Touhey moved, seconded by Director Dear, that the Board approve the Consent Calendar Items, **M.I. 50463** through **M.I. 50467**, as follows:

**50463** Adopt the CEQA determination that the proposed action has been previously addressed in the certified 2015 Final Environmental Impact Report, Findings of Fact, Statement of Overriding Considerations, and the Mitigation Monitoring and

Reporting Program, and that no further environmental analysis or documentation is required, and (a) appropriate \$800,000 (Appropriation No. 15477, No. 15); and (b) authorize design of chlorination system upgrades at the Weymouth plant, as set forth in Agenda Item 7-1 board letter.

**50464** Adopt the CEQA determination that the proposed action has been previously addressed in the 2005 Final Environmental Impact Report, Findings, Statement of Overriding Considerations, and Mitigation Monitoring and Reporting Program, and that no further environmental analysis or documentation is required, and (a) appropriate \$400,000 (Appropriation No. 15395, No. 8); and (b) award \$268,000 contract to First Responder Fire Protection Corp. to install a fire protection system at the La Verne Shops, as set forth in Agenda Item 7-2 board letter.

**50465** Adopt the CEQA determination that the proposed action is categorically exempt from CEQA and is not subject to CEQA, and (a) appropriate \$600,000 (Appropriation No. 15480, No. 19); and (b) authorize design of drainage and erosion control improvements at Garvey Reservoir, as set forth in Agenda Item 7-3 board letter.

**50466** Adopt the CEQA determination that the proposed action is categorically exempt, and authorize the General Manager to grant a permanent easement to the city of San Jacinto on Metropolitan-owned property located in Riverside County, as set forth in Agenda Item 7-4 board letter.

**50467** Adopt the CEQA determination that the proposed action is not defined as a project and is not subject to CEQA, and approve the changes to the Administrative Code set forth in Attachment 2 to the board letter to establish the Real Property and Asset Management Committee as a board standing committee, as set forth in Agenda Item 7-5 board letter.

Chairman Record called for a vote to approve the Consent Calendar Items, **M.I. 50463** through **M.I. 50467**.

The following is the record of the vote:

Ayes: Beverly Hills (Dir. Wunderlich 2,773 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), Eastern Municipal Water District (Dir. Record, 6,507 votes), Fullerton (Dir. Beard, 1,716 votes), Glendale (Dir. Friedman, 2,680 votes), Inland Empire Utilities Agency (Dir. Camacho, 9,319 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Los Angeles (Ayes: Dirs. Dake, Gold, Murray, and Quiñonez. Absent: Dir. Paskett. 48,956 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman and Barbre. Absent: Dirs. Dick and McKenney. 41,581 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Diego County Water Authority (Ayes: Dirs. Hogan, Lewinger, and Tu. Absent: Dir. Steiner. 42,459 votes), San Fernando (Dir. Ballin, 167 votes), San Marino (Dir. Morris, 554 votes), Santa Ana (Dir. Martinez, 2,284 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 228,778 votes.

Noes: None.

Abstain: None.

Absent: Anaheim (Dir. Faessel, 3,953 votes), Compton (Dir. Zurita, 376 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 14,721 votes.

The motion to approve the Consent Calendar Items passed by a vote of 228,778 ayes and 14,721 absent.

**50468** Finance and Insurance Committee Chairman Barbre moved, seconded by Director Dake, that the Board adopt the CEQA determination that the proposed action is not defined as a project and is not subject to CEQA, and adopt **Resolution 9208** to continue collecting the Standby Charge for fiscal year 2016/17, as set forth in Agenda Item 8-1 board letter, said resolution entitled:

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA CONTINUING THE WATER STANDBY CHARGE FOR FISCAL YEAR 2016/17**



Director Lewinger requested that the letter from the San Diego County Water Authority delegation dated May 5, 2017 regarding opposition to Board Memo 8-1 be made a part of the record.

Chairman Record called for a vote to approve  
**M.I. 50468.**

The following is a record of the vote:

Ayes: Beverly Hills (Dir. Wunderlich 2,773 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), Eastern Municipal Water District (Dir. Record, 6,507 votes), Fullerton (Dir. Beard, 1,716 votes), Glendale (Dir. Friedman, 2,680 votes), Inland Empire Utilities Agency (Dir. Camacho, 9,319 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Los Angeles (Ayes: Dirs. Dake, Gold, Murray, and Quiñonez. Absent: Dir. Paskett. 48,956 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman and Barbre. Absent: Dirs. Dick and McKenney. 41,581 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Fernando (Dir. Ballin, 167 votes), San Marino (Dir. Morris, 554 votes), Santa Ana (Dir. Martinez, 2,284 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 186,319 votes.

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

Abstain: None.

Absent: Anaheim (Dir. Faessel, 3,953 votes), Compton (Dir. Zurita, 376 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 14,721 votes.

The motion to approve **M.I 50468** passed by a vote of 186,319 ayes, 42,459 noes, and 14,721 absent.

**50469** Engineering and Operations Committee Chairman Peterson moved, seconded by Committee Vice Chairman Blois, that the Board adopt the CEQA determination that the proposed action is categorically exempt, and (a) appropriate \$6.7 million (Appropriation No. 15473, No. 4); and authorize (b) pre-construction activities for seismic upgrades and preliminary design of building improvements for Metropolitan's Headquarters Building; and (c) increase of \$3.5 million to an agreement with ABSG Consulting, Inc. for a new not-to-exceed total of \$5.3 million, as set forth in Agenda Item 8-2 board letter.

Chairman Record called for a vote to approve **M.I. 50469**.

The following is a record of the vote:

Ayes: Beverly Hills (Dir. Wunderlich 2,773 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), Eastern Municipal Water District (Dir. Record, 6,507 votes), Fullerton (Dir. Beard, 1,716 votes), Glendale (Dir. Friedman, 2,680 votes), Inland Empire Utilities Agency (Dir. Camacho, 9,319 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Los Angeles (Ayes: Dirs. Dake, Gold, Murray, and Quiñonez. Absent: Dir. Paskett. 48,956 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman and Barbre. Absent: Dirs. Dick and McKenney. 41,581 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Diego County Water Authority (Ayes: Dirs. Hogan, Lewinger, and Tu. Absent: Dir. Steiner. 42,459 votes), San Fernando (Dir. Ballin, 167 votes), San Marino (Dir. Morris, 554 votes), Santa Ana (Dir. Martinez, 2,284 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 228,778 votes.

Noes: None.

Abstain: None.

Absent: Anaheim (Dir. Faessel, 3,953 votes), Compton (Dir. Zurita, 376 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 14,721 votes.

The motion to approve **M.I. 50469** passed by a vote of 228,778 ayes and 14,721 absent.

**50470** Engineering and Operations Committee Chairman Peterson moved, seconded by Director Camacho, that the Board adopt the CEQA determinations that the proposed actions have been previously addressed and that no further environmental analysis or documentation is required, and (a) appropriate \$2.12 million (Appropriation No. 15480, No. 20); (b) award \$708,000 contract to Pacific Winds Building, Inc. for electrical upgrades at the DVL East Dam area; and authorize (c) \$540,000 agreement with Southern California Edison to extend electrical service to the East Dam area; (d) the General Manager to grant permanent easements to Southern California Edison; and (e) construction of a sanitation facility at the DVL East Marina, as set forth in revised Agenda Item 8-3 board letter.

Chairman Record called for a vote to approve **M.I. 50470**.

The following is a record of the vote:

Ayes: Beverly Hills (Dir. Wunderlich 2,773 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), Eastern Municipal Water District (Dir. Record, 6,507 votes), Fullerton (Dir. Beard, 1,716 votes), Glendale (Dir. Friedman, 2,680 votes), Inland Empire Utilities Agency (Dir. Camacho, 9,319 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Los Angeles (Ayes: Dirs. Dake, Gold, Murray, and Quiñonez. Absent: Dir. Paskett. 48,956 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman and Barbre. Absent: Dirs. Dick and McKenney. 41,581 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Diego County

Water Authority (Ayes: Dirs. Hogan, Lewinger, and Tu. Absent: Dir. Steiner. 42,459 votes), San Fernando (Dir. Ballin, 167 votes), Santa Ana (Dir. Martinez, 2,284 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 228,224 votes.

Noes: None.

Abstain: San Marino (Dir. Morris, 554 votes). Total 554 votes.

Absent: Anaheim (Dir. Faessel, 3,953 votes), Compton (Dir. Zurita, 376 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 14,721 votes.

The motion to approve **M.I. 50470** passed by a vote of 228,224 ayes, 554 abstain, and 14,721 absent.

Director Morris stated that his abstention on this item was due to his son's employment with Kennedy/Jenks, a consulting firm on the project.

Director Martinez withdrew from the Meeting at 1:02 p.m.

**50471** Water Planning and Stewardship Committee Chairman De Jesus moved, seconded by Director Camacho, 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) authorize the General Manager to continue to participate in the pilot program for funding the creation of Colorado River System water through voluntary reductions in use; and (b) approve payment of up to an additional \$1 million for partially funding the pilot program, as set forth in Agenda Item 8-4 board letter.

Director Lewinger requested that the letter from the San Diego County Water Authority delegation dated May 5, 2016, requesting to continue action on this item pending board report on Colorado River negotiations, be made a part of the record.

Chairman Record called for a vote to approve  
**M.I. 50471.**

The following is a record of the vote:

Ayes: Beverly Hills (Dir. Wunderlich 2,773 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), Eastern Municipal Water District (Dir. Record, 6,507 votes), Fullerton (Dir. Beard, 1,716 votes), Glendale (Dir. Friedman, 2,680 votes), Inland Empire Utilities Agency (Dir. Camacho, 9,319 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Los Angeles (Ayes: Dirs. Dake, Gold, Murray, and Quiñonez. Absent: Dir. Paskett. 48,956 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman and Barbre. Absent: Dirs. Dick and McKenney. 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). Total 184,035 votes.

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

Abstain: None.

Absent: Anaheim (Dir. Faessel, 3,953 votes), Compton (Dir. Zurita, 376 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Santa Ana (Dir. Martinez, 2,284 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 17,005 votes.

The motion to approve **M.I. 50471** passed by a vote of 184,035 ayes, 42,459 noes, and 17,005 absent.

**50472** Water Planning and Stewardship Committee Chairman De Jesus moved, seconded by Director Camacho, that the Board adopt the CEQA determination that the proposed action is not

defined as a project under CEQA, and (a) declare a "Condition 2 - Water Supply Alert" and rescind the "Condition 3 - Water Supply Allocation"; and (b) do not implement the Water Supply Allocation Plan for 2016/17, as set forth in Agenda Item 8-5 board letter.

Chairman Record called for a vote to approve  
**M.I. 50472.**

The following is a record of the vote:

Ayes: Beverly Hills (Dir. Wunderlich 2,773 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), Eastern Municipal Water District (Dir. Record, 6,507 votes), Fullerton (Dir. Beard, 1,716 votes), Inland Empire Utilities Agency (Dir. Camacho, 9,319 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Los Angeles (Ayes: Dirs. Dake, Gold, Murray, and Quiñonez. Absent: Dir. Paskett. 48,956 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman and Barbre. Absent: Dirs. Dick and McKenney. 41,581 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Diego County Water Authority (Ayes: Dirs. Hogan, Lewinger, and Tu. Absent: Dir. Steiner. 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 223,814 votes.

Noes: None.

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

Absent: Anaheim (Dir. Faessel, 3,953 votes), Compton (Dir. Zurita, 376 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Santa Ana (Dir. Martinez, 2,284 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 17,005 votes.

The motion to approve **M.I. 50472** passed by a vote of 223,814 ayes, 2,680 abstain, and 17,005 absent.

**50473** Water Planning and Stewardship Committee Chairman De Jesus moved, seconded by Director Camacho, that the Board adopt the CEQA determination that the proposed action is statutorily exempt, and adopt the 2015 Urban Water Management Plan and **Resolution 9209** for submittal to the state of California in order to comply with the Urban Water Management Planning Act in the California Water Code, as set forth in Agenda Item 8-6 board letter, said resolution entitled:

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA ADOPTING THE 2015 URBAN WATER MANAGEMENT PLAN**

Committee Chairman De Jesus requested that the letter from the San Diego County Water Authority delegation dated May 8, 2016, opposing the adoption of the proposed Urban Water Management Plan be made a part of the record.

Chairman Record called for a vote to approve **M.I. 50473**.

The following is a record of the vote:

Ayes: Beverly Hills (Dir. Wunderlich 2,773 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), Eastern Municipal Water District (Dir. Record, 6,507 votes), Fullerton (Dir. Beard, 1,716 votes), Glendale (Dir. Friedman, 2,680 votes), Inland Empire Utilities Agency (Dir. Camacho, 9,319 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Los Angeles (Ayes: Dirs. Dake, Gold, Murray, and Quiñonez. Absent: Dir. Paskett. 48,956 votes), Municipal Water District of Orange County (Aye: Dir. Ackerman. Absent: Dirs. Dick and McKenney. 20,790.50 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). Total 163,244.50 votes.

Noes: Municipal Water District of Orange County (Dir. Barbre, 20,790.50 votes), San Diego County Water Authority (Noes: Dirs. Hogan, Lewinger, and Tu. Absent: Dir. Steiner. 42,459 votes). Total 63,249.50

Abstain: None.

Absent: Anaheim (Dir. Faessel, 3,953 votes), Compton (Dir. Zurita, 376 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Santa Ana (Dir. Martinez, 2,284 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 17,005 votes.

The motion to approve **M.I. 50473** passed by a vote of 163,244.50 ayes, 63,249.50 noes, and 17,005 absent.

**50474** Organization, Personnel and Technology Committee Chairman Murray moved, seconded by Director Quiñonez, that the Board adopt the CEQA determination that the proposed action is not defined as a project under CEQA, and approve the salary schedule attached to the board letter, as set forth in Agenda Item 8-7 board letter.

Chairman Record called for a vote to approve **M.I. 50474**.

The following is a record of the vote:

Ayes: Beverly Hills (Dir. Wunderlich 2,773 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), Eastern Municipal Water District (Dir. Record, 6,507 votes), Fullerton (Dir. Beard, 1,716 votes), Glendale (Dir. Friedman, 2,680 votes), Inland Empire Utilities Agency (Dir. Camacho, 9,319 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Los Angeles (Ayes: Dirs. Dake, Gold, Murray, and Quiñonez. Absent: Dir. Paskett. 48,956 votes), Municipal Water District of Orange County (Ayes: Dirs. Ackerman and Barbre. Absent: Dirs. Dick and McKenney. 41,581 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Diego County



Water Authority (Ayes: Dirs. Hogan, Lewinger, and Tu. Absent: Dir. Steiner. 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 226,494 votes.

Noes: None.

Abstain: None.

Absent: Anaheim (Dir. Faessel, 3,953 votes), Compton (Dir. Zurita, 376 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Santa Ana (Dir. Martinez, 2,284 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 17,005 votes.

The motion to approve **M.I. 50474** passed by a vote of 226,494 ayes and 17,005 absent.

**50475** Legal and Claims Committee Chairman Quiñonez moved, seconded by Board Vice Chairman Murray, that the Board adopt the CEQA determination that the proposed action is not defined as a project and is not subject to the provisions of CEQA, and authorize an increase in the maximum amount payable under contract with Atkinson, Andelson, Loya, Ruud & Romo for legal services by \$250,000 to an amount not to exceed \$800,000 in *Bradley Wayne Nutt v. Metropolitan Water District of Southern California*, Los Angeles Superior Court Case No. BC550863, as set forth in Agenda Item 8-8 confidential board letter.

Chairman Record called for a vote to approve **M.I. 50475**.

The following is a record of the vote:

Ayes: Beverly Hills (Dir. Wunderlich 2,773 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), Eastern Municipal Water District (Dir. Record, 6,507 votes), Fullerton (Dir. Beard, 1,716 votes), Glendale (Dir. Friedman, 2,680 votes), Inland Empire Utilities Agency

(Dir. Camacho, 9,319 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Los Angeles (Ayes: Dirs. Dake, Gold, Murray, and Quiñonez. Absent: Dir. Paskett. 48,956 votes), Municipal Water District of Orange County (Aye: Dir. Ackerman. Absent: Dirs. Dick and McKenney. 20,790.50 votes), Pasadena (Dir. Kurtz, 2,544 votes), San Diego County Water Authority (Ayes: Dirs. Hogan, Lewinger, and Tu. Absent: Dir. Steiner. 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 205,703.50 votes.

Noes: Municipal Water District of Orange County (Dir. Barbre, 20,790.50 votes). Total 20,790.50

Abstain: None.

Absent: Anaheim (Dir. Faessel, 3,953 votes), Compton (Dir. Zurita, 376 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Santa Ana (Dir. Martinez, 2,284 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 17,005 votes.

The motion to approve **M.I. 50475** passed by a vote of 205,703.50 ayes, 20,790.50 noes, and 17,005 absent.

**50476** The following communication was submitted to the Board for information:

- a. Renewal status of Metropolitan's Property and Casualty Insurance Program.

**50477** At the request of Chairman Record, the item on Department Head Performance Evaluation Process and Schedule was moved to the Executive Committee meeting on May 24, 2016 (subsequently changed to the next Board Meeting on June 14, 2016.)

**50478** Director Lewinger asked that the letter from the San Diego County Water Authority delegation dated May 7, 2016, regarding the update on purchase of property from Delta

Wetlands Properties in Contra Costa, San Joaquin, and Solano Counties, be made a part of the record. This letter requested more discussion on this item and to confirm the Board's action.

Director Lewinger then moved, seconded by Director Tu, that the Board withdraw from the escrow and terminate the purchase.

Chairman Record called for the vote on Agenda Item 9-3 to withdraw from the escrow.

The following is a record of the vote:

Ayes: Central Basin Municipal Water District (Aye: Dir. Apodaca. Absent: Dir. Vasquez. 12,579 votes), Long Beach (Dir. Lowenthal, 4,448 votes), Los Angeles (Dir. Gold, 12,239 votes), San Diego County Water Authority (Ayes: Dirs. Hogan, Lewinger, and Tu. Absent: Dir. Steiner. 42,459 votes). Total 71,725 votes.

Noes: Beverly Hills (Dir. Wunderlich 2,773 votes), Burbank (Dir. Ramos, 2,064 votes), Calleguas Municipal Water District (Dir. Blois, 9,007 votes), Eastern Municipal Water District (Dir. Record, 6,507 votes), Fullerton (Dir. Beard, 1,716 votes), Glendale (Dir. Friedman, 2,680 votes), Inland Empire Utilities Agency (Dir. Camacho, 9,319 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,212 votes), Los Angeles (Dir. Dake, 12,239 votes), Municipal Water District of Orange County (Noes: Dir. Ackerman and Barbre. Absent: Dirs. Dick and McKenney. 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). Total 130,291 votes.

Abstain: Los Angeles (Abstain: Dirs. Murray and Quiñonez. Absent: Dir. Paskett. 24,478 votes). Total 24,478 votes.

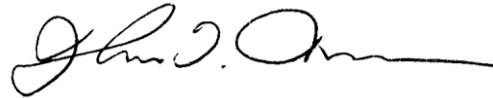
Absent: Anaheim (Dir. Faessel, 3,953 votes), Compton (Dir. Zurita, 376 votes), Foothill Municipal Water District (Dir. Atwater, 1,580 votes), Santa Ana (Dir. Martinez, 2,284

votes), Western Municipal Water District of Riverside County (Dir. Galleano, 8,812 votes). Total 17,005 votes.

The motion to approve **M.I. 50478** failed by a vote of 71,725 ayes, 130,291 noes, 24,478 abstain, and 17,005 absent.

**50479** No presentation was given on the existing and potential litigation challenging the purchase of property from Delta Wetlands Properties in Contra Costa, San Joaquin, and Solano Counties, including *County of San Joaquin v. Metropolitan Water District of Southern California, et al.*, San Joaquin County Superior Court Case No. STK-CV-UWM-2016-3597; *North Coast Rivers Alliance v. Metropolitan Water District of Southern California, et al.*, Contra Costa County Superior Court Case No. MSN16-0629; and *Pacific Coast Federation of Fishermen's Associations v. Metropolitan Water District of Southern California, et al.*, Solano County Superior Court Case No. FCS046934.

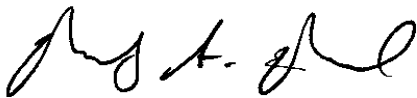
**50480** There being no objection, Chairman Record adjourned the Meeting at 1:18 p.m.



**JOHN T. MORRIS**  

---

**SECRETARY**



**RANDY A. RECORD**  

---

**CHAIRMAN**