

**MINUTES**

**REGULAR MEETING OF THE**

**BOARD OF DIRECTORS**

**THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA**

**SEPTEMBER 13, 2016**

**50566** 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, September 13, 2016.

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

**50567** The Meeting was opened with an invocation by Jeannette Correa, Administrative Analyst, Business Technology Group.

**50568** The Pledge of Allegiance to the Flag was given by Director Michael Hogan.

**50569** Board Secretary Morris called the roll. Those answering present were: Directors Abdo, Ackerman, Apodaca, Atwater, Ballin, Barbre, Beard, Blois, Camacho, Cordero, Dake, Dear, De Jesus, Dick, Faessel, Galleano, Gold, Gray, Hogan, Kurtz, Lefevre, Martinez, McKenney, Morris, Murray, Paskett, Peterson, Quiñonez, Ramos, Record, Steiner, Touhey, and Zurita.

Those not answering were: Directors Friedman (entered 12:10 p.m.), Lewinger, Vasquez Wilson, and Wunderlich.

Board Secretary Morris declared a quorum present.

**50570** Chairman Record invited members of the public to address the Board on matters within the Board's jurisdiction.

Conner Everts of Environmental Water Caucus commented on the State Water Project contract and expressed the hope that the use of local water supplies would not be preempted, and further expressed support for Metropolitan's participation in a regional recycled water project.

**50571** There being no objection, Chairman Record ordered the reading of the Minutes of the Meeting of August 16, 2016 dispensed with, a copy having been mailed to each Director.

Vice Chairman Touhey moved, seconded by Vice Chair Gray, that the Board approve the foregoing Minutes.

Chairman Record called for a vote to approve the Minutes of the Meeting of August 16, 2016.

The following is a record of the vote:

Ayes: Anaheim (Dir. Faessel, 4,108 votes), Burbank (Dir. Ramos, 2,136 votes), Calleguas Municipal Water District (Dir. Blois, 9,400 votes), Central Basin Municipal Water District (Aye: Dir. Apodaca. Absent: Dir. Vasquez Wilson. 13,579 votes), Compton (Dir. Zurita, 402 votes), Eastern Municipal Water District (Dir. Record, 6,889 votes), Foothill Municipal Water District (Dir. Atwater, 1,665 votes), Fullerton (Dir. Beard, 1,784 votes), Inland Empire Utilities Agency (Dir. Camacho, 9,715 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,306 votes), Long Beach (Dir. Cordero, 4,551 votes), Los Angeles (Dirs. Dake, Gold, Murray, Paskett, and Quiñonez, 52,096 votes), Municipal Water District of Orange County (Dirs. Ackerman, Barbre, Dick, and McKenney, 43,900 votes), Pasadena (Dir. Kurtz, 2,668 votes), San Diego County Water Authority (Ayes: Dirs. Hogan and Steiner. Absent: Dir. Lewinger. 44,863 votes), San Fernando (Dir. Ballin, 178 votes), San Marino (Dir. Morris, 583 votes), Santa Ana (Dir. Martinez, 2,368 votes), Santa Monica (Dir. Abdo, 3,295 votes), Three Valleys Municipal Water District (Dir. De Jesus, 6,203 votes), Torrance (Dir. Lefevre, 2,582 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 9,307 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 17,536 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 9,275 votes). Total 251,004 votes.

Noes: None.

Abstain: None.

Absent: Beverly Hills (Dir. Wunderlich, 2,922 votes), Glendale (Dir. Friedman, 2,830 votes). Total 5,752 votes.

The motion to approve the Minutes of August 16, 2016, passed by a vote of 251,004 ayes and 5,752 absent.

**50572** A written report of meetings attended by Directors at Metropolitan expense during the month of August was distributed.

Vice Chairman Touhey stated that he also attended the Urban Water Institute-23rd Annual Water Conference on August 24-26, 2016 in San Diego.

**50573** The General Counsel's letter signed September 8, 2016, was presented, transmitting the credentials evidencing the appointment by City of Long Beach of Gloria Cordero as its representative on Metropolitan's Board for an indefinite term, replacing Suja Lowenthal.

General Counsel Scully reported the credentials had been examined and found legally sufficient; and that Director Cordero was sworn in earlier today, September 13, 2016.

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

Following an introduction by Chris Garner, General Manager of the Long Beach Water Department, Director Cordero took her seat as a member of the Board.

Director Friedman entered the Meeting at 12:10 p.m.

**50574** Vice Chairman Touhey moved, seconded by Director Beard, that the Board approve a 30-day leave of absence for Director Russell Lefevre, effective September 23, 2016.

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

The following is a record of the vote:

Ayes: Anaheim (Dir. Faessel, 4,108 votes), Burbank (Dir. Ramos, 2,136 votes), Calleguas Municipal Water District (Dir. Blois, 9,400 votes), Central Basin Municipal Water District (Aye: Dir. Apodaca. Absent: Dir. Vasquez Wilson. 13,579 votes), Compton (Dir. Zurita, 402 votes), Eastern Municipal Water District (Dir. Record, 6,889 votes), Foothill Municipal Water District (Dir. Atwater, 1,665 votes), Fullerton (Dir. Beard, 1,784 votes), Glendale (Dir. Friedman, 2,830 votes), Inland Empire Utilities Agency (Dir. Camacho, 9,715 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,306 votes), Long Beach (Dir. Cordero, 4,551 votes), Los Angeles (Dirs. Dake, Gold, Murray, Paskett, and Quiñonez, 52,096 votes), Municipal Water District of Orange County (Dirs. Ackerman, Barbre, Dick, and McKenney, 43,900 votes), Pasadena (Dir. Kurtz, 2,668 votes), San Diego County Water Authority (Ayes: Dirs. Hogan and Steiner. Absent: Dir. Lewinger. 44,863 votes), San Fernando (Dir. Ballin, 178 votes), San Marino (Dir. Morris, 583 votes), Santa Ana (Dir. Martinez, 2,368 votes), Santa Monica (Dir. Abdo, 3,295 votes), Three Valleys Municipal Water District (Dir. De Jesus, 6,203 votes), Torrance (Dir. Lefevre, 2,582 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 9,307 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 17,536 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 9,275 votes). Total 253,834 votes.

Noes: None.

Abstain: None.

Absent: Beverly Hills (Dir. Wunderlich, 2,922 votes). Total 2,922 votes.

The motion to approve the 30-day leave of absence for Director Lefevre, effective September 23, 2016, passed by a vote of 253,834 ayes and 2,922 absent.

**50575** Chairman Record announced the appointment of Director Cordero to the Leal and Claims Committee and the Organization, Personnel and Technology Committee.

Vice Chairman Murray moved, seconded by Vice Chairman Touhey, that the Board approve the foregoing committee assignments for Director Cordero.

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

The following is a record of the vote:

Ayes: Anaheim (Dir. Faessel, 4,108 votes), Burbank (Dir. Ramos, 2,136 votes), Calleguas Municipal Water District (Dir. Blois, 9,400 votes), Central Basin Municipal Water District (Aye: Dir. Apodaca. Absent: Dir. Vasquez Wilson. 13,579 votes), Compton (Dir. Zurita, 402 votes), Eastern Municipal Water District (Dir. Record, 6,889 votes), Foothill Municipal Water District (Dir. Atwater, 1,665 votes), Fullerton (Dir. Beard, 1,784 votes), Inland Empire Utilities Agency (Dir. Camacho, 9,715 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,306 votes), Long Beach (Dir. Cordero, 4,551 votes), Los Angeles (Dirs. Dake, Gold, Murray, Paskett, and Quiñonez, 52,096 votes), Municipal Water District of Orange County (Dirs. Ackerman, Barbre, Dick, and McKenney, 43,900 votes), Pasadena (Dir. Kurtz, 2,668 votes), San Diego County Water Authority (Ayes: Dirs. Hogan and Steiner. Absent: Dir. Lewinger. 44,863 votes), San Fernando (Dir. Ballin, 178 votes), San Marino (Dir. Morris, 583 votes), Santa Ana (Dir. Martinez, 2,368 votes), Santa Monica (Dir. Abdo, 3,295 votes), Three Valleys Municipal Water District (Dir. De Jesus, 6,203 votes), Torrance (Dir. Lefevre, 2,582 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 9,307 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 17,536 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 9,275 votes). Total 251,004 votes.

Noes: None.

Abstain: None.

Not Voting: Glendale (Dir. Friedman, 2,830 votes). Total 2,830 votes.

Absent: Beverly Hills (Dir. Wunderlich, 2,922 votes). Total 2,922 votes.

The motion to approve the committee assignments passed by a vote of 251,004 ayes, 2,830 not voting, and 2,922 absent.

**50576** Chairman Record referred to his written monthly report, which was distributed to the Board.

**50577** Regarding matters relating to Metropolitan's operations and activities, General Manager Kightlinger referred to the General Manager's activity report for August dated August 31, 2016.

General Manager Kightlinger commented on a dispute with the San Diego County Water Authority related to deliveries through San Diego Pipeline No. 4, which has been resolved within his authority. A further report will be given at Engineering and Operations Committee.

General Manager Kightlinger noted that the Los Angeles Clean Tech Incubator will hold an opening ceremony on October 7 that board members are invited to attend. Metropolitan is an original partner and Director Kurtz is an executive in residence at the incubator.

**50578** Regarding Legal Department activities, General Counsel Scully referred to the General Counsel's activity report for August dated September 7, 2016.

General Counsel Scully had no further legal report.

**50579** General Auditor Riss referred to the Audit Department's activity report for the month of August dated August 31, 2016.

General Auditor Riss stated that three reports were issued in August.

**50580** Ethics Officer Ghaly referred to the Ethics Department activity report for August dated September 6, 2016.

Ethics Officer Ghaly stated that ethics training required by AB 1234 is tentatively scheduled to be held on November 7, 2016.

Director Steiner moved, seconded by Director Quiñonez, that the Board approve the Consent Calendar Items, **M.I. 50581** and **M.I. 50582**, as follows:

**50581** Adopt the CEQA determination that the proposed action is categorically exempt, and (a) appropriate \$550,000 (Appropriation No. 15480, No. 24); and (b) authorize design of electrical upgrades to 14 structures within the Orange County operating region, as set forth in Agenda Item 7-1 board letter.

**50582** Adopt the CEQA determination that the proposed action is categorically exempt, and (a) appropriate \$290,000 (Appropriation No. 15480, No. 25); and (b) authorize design of lining repairs for the yard piping at the Hiram W. Wadsworth Pumping Plant, as set forth in Agenda Item 7-2 board letter.

Director Morris announced that he was abstaining on Item 7-1 due to the employment of his son by Kennedy/Jenks Consultants, which is performing work on the project.

Chairman Record called for a vote to approve the Consent Calendar Items, **M.I. 50581** and **M.I. 50582**.

The following is a record of the vote:

Ayes: Anaheim (Dir. Faessel, 4,108 votes), Burbank (Dir. Ramos, 2,136 votes), Calleguas Municipal Water District (Dir. Blois, 9,400 votes), Central Basin Municipal Water District (Aye: Dir. Apodaca. Absent: Dir. Vasquez Wilson. 13,579 votes), Compton (Dir. Zurita, 402 votes), Eastern Municipal Water District (Dir. Record, 6,889 votes), Foothill Municipal Water District (Dir. Atwater, 1,665 votes), Fullerton (Dir. Beard, 1,784 votes), Glendale (Dir. Friedman, 2,830 votes), Inland Empire Utilities Agency (Dir. Camacho, 9,715 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,306 votes), Long Beach (Dir. Cordero, 4,551 votes), Los Angeles (Dirs. Dake, Gold, Murray, Paskett, and Quiñonez, 52,096 votes), Municipal Water District of Orange County (Dirs. Ackerman, Barbre, Dick, and McKenney, 43,900 votes), Pasadena (Dir. Kurtz, 2,668 votes), San Diego County Water Authority (Ayes: Dirs. Hogan and Steiner. Absent: Dir. Lewinger. 44,863 votes), San Fernando (Dir. Ballin, 178 votes), Santa Ana (Dir. Martinez, 2,368 votes), Santa Monica (Dir. Abdo, 3,295 votes), Three Valleys Municipal Water District (Dir. De Jesus, 6,203 votes), Torrance (Dir. Lefevre, 2,582 votes), Upper San

Gabriel Valley Municipal Water District (Dir. Touhey, 9,307 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 17,536 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 9,275 votes). Total 253,251 votes.

Noes: None.

Abstain: San Marino (Dir. Morris, 583 votes). Total 583 votes.

Absent: Beverly Hills (Dir. Wunderlich, 2,922 votes). Total 2,922 votes.

The motion to approve the Consent Calendar Items passed by a vote of 253,251 ayes, 583 abstain, and 2,922 absent.

**50583** Finance and Insurance Committee Chairman Barbre 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 adopt the Resolution Pertaining to the Reimbursement from Bond Proceeds of Capital Expenditures for the Purchase of the Delta Islands and Acquisition Costs, and Costs of Issuance of Debt as contained in Attachment 1 to Item 8-1 board letter, said resolution entitled:

**Resolution 9213**

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA PERTAINING TO THE REIMBURSEMENT FROM BOND PROCEEDS OF CAPITAL EXPENDITURES FOR THE PURCHASE OF THE DELTA ISLANDS AND ACQUISITION COSTS, AND COSTS OF ISSUANCE OF DEBT**

Director Paskett requested that the Board be kept informed on opportunities to recover the cost of acquiring the Delta Islands. General Manager Kightlinger stated that a report on activities relating to the Delta Islands would be given at a future meeting of the Real Property and Asset Management Committee.

Chairman Record called for a vote to approve **M.I. 50583.**



The following is a record of the vote:

Ayes: Anaheim (Dir. Faessel, 4,108 votes), Burbank (Dir. Ramos, 2,136 votes), Calleguas Municipal Water District (Dir. Blois, 9,400 votes), Central Basin Municipal Water District (Aye: Dir. Apodaca. Absent: Dir. Vasquez Wilson. 13,579 votes), Compton (Dir. Zurita, 402 votes), Eastern Municipal Water District (Dir. Record, 6,889 votes), Foothill Municipal Water District (Dir. Atwater, 1,665 votes), Fullerton (Dir. Beard, 1,784 votes), Glendale (Dir. Friedman, 2,830 votes), Inland Empire Utilities Agency (Dir. Camacho, 9,715 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,306 votes), Long Beach (Dir. Cordero, 4,551 votes), Los Angeles (Dirs. Dake, Gold, Murray, Paskett, and Quiñonez, 52,096 votes), Municipal Water District of Orange County (Dirs. Ackerman, Barbre, Dick, and McKenney, 43,900 votes), Pasadena (Dir. Kurtz, 2,668 votes), San Fernando (Dir. Ballin, 178 votes), San Marino (Dir. Morris, 583 votes), Santa Ana (Dir. Martinez, 2,368 votes), Santa Monica (Dir. Abdo, 3,295 votes), Three Valleys Municipal Water District (Dir. De Jesus, 6,203 votes), Torrance (Dir. Lefevre, 2,582 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 9,307 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 17,536 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 9,275 votes). Total 208,971 votes.

Noes: San Diego County Water Authority (Ayes: Dirs. Hogan and Steiner. Absent: Dir. Lewinger. 44,863 votes). Total 44,863 votes.

Abstain: None.

Absent: Beverly Hills (Dir. Wunderlich, 2,922 votes). Total 2,922 votes.

The motion to approve **M.I. 50583** passed by a vote of 208,971 ayes, 44,863 noes, and 2,922 absent.

**50584** Engineering and Operations Committee Chairman Peterson moved, seconded by Director Dick, that the Board adopt the CEQA determination that the proposed actions are categorically exempt, and (a) appropriate \$2.43 million (Appropriation No. 15441, No. 75); (b) award \$1,171,293 contract to Corrpro Companies, Inc. to install cathodic protection on the Allen-McColloch Pipeline; and (c) authorize

design of cathodic protection for the Orange County Feeder, as set forth in Agenda Item 8-2 board letter.

Chairman Record called for a vote to approve  
**M.I. 50584.**

The following is a record of the vote:

Ayes: Anaheim (Dir. Faessel, 4,108 votes), Burbank (Dir. Ramos, 2,136 votes), Calleguas Municipal Water District (Dir. Blois, 9,400 votes), Central Basin Municipal Water District (Aye: Dir. Apodaca. Absent: Dir. Vasquez Wilson. 13,579 votes), Compton (Dir. Zurita, 402 votes), Eastern Municipal Water District (Dir. Record, 6,889 votes), Foothill Municipal Water District (Dir. Atwater, 1,665 votes), Fullerton (Dir. Beard, 1,784 votes), Glendale (Dir. Friedman, 2,830 votes), Inland Empire Utilities Agency (Dir. Camacho, 9,715 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,306 votes), Long Beach (Dir. Cordero, 4,551 votes), Los Angeles (Dirs. Dake, Gold, Murray, Paskett, and Quiñonez, 52,096 votes), Municipal Water District of Orange County (Dirs. Ackerman, Barbre, Dick, and McKenney, 43,900 votes), Pasadena (Dir. Kurtz, 2,668 votes), San Diego County Water Authority (Ayes: Dirs. Hogan and Steiner. Absent: Dir. Lewinger. 44,863 votes), San Fernando (Dir. Ballin, 178 votes), San Marino (Dir. Morris, 583 votes), Santa Ana (Dir. Martinez, 2,368 votes), Santa Monica (Dir. Abdo, 3,295 votes), Three Valleys Municipal Water District (Dir. De Jesus, 6,203 votes), Torrance (Dir. Lefevre, 2,582 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 9,307 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 17,536 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 9,275 votes). Total 253,834 votes.

Noes: None.

Abstain: None.

Absent: Beverly Hills (Dir. Wunderlich, 2,922 votes). Total 2,922 votes.

The motion to approve **M.I. 50584** passed by a vote of 253,834 ayes and 2,922 absent.

**50585** Chairman Record reported that Agenda Item 8-3, the Policy Principle on Watershed Management, has been withdrawn.

**50586** Real Property and Asset Management Committee Chairman Camacho moved, seconded by Director Barbre, that the Board adopt the CEQA determination that the proposed action is categorically exempt and/or is not subject to CEQA, and authorize staff to execute leases with HayDay Farms and River Valley Ranches on the terms described in confidential Item 8-4 board letter and in a form approved by the General Counsel.

Chairman Record called for a vote to approve

**M.I. 50586.**

The following is a record of the vote:

Ayes: Anaheim (Dir. Faessel, 4,108 votes), Burbank (Dir. Ramos, 2,136 votes), Calleguas Municipal Water District (Dir. Blois, 9,400 votes), Central Basin Municipal Water District (Aye: Dir. Apodaca. Absent: Dir. Vasquez Wilson. 13,579 votes), Compton (Dir. Zurita, 402 votes), Eastern Municipal Water District (Dir. Record, 6,889 votes), Foothill Municipal Water District (Dir. Atwater, 1,665 votes), Fullerton (Dir. Beard, 1,784 votes), Glendale (Dir. Friedman, 2,830 votes), Inland Empire Utilities Agency (Dir. Camacho, 9,715 votes), Las Virgenes Municipal Water District (Dir. Peterson, 2,306 votes), Long Beach (Dir. Cordero, 4,551 votes), Los Angeles (Dirs. Dake, Gold, Murray, Paskett, and Quiñonez, 52,096 votes), Municipal Water District of Orange County (Dirs. Ackerman, Barbre, Dick, and McKenney, 43,900 votes), Pasadena (Dir. Kurtz, 2,668 votes), San Diego County Water Authority (Ayes: Dirs. Hogan and Steiner. Absent: Dir. Lewinger. 44,863 votes), San Fernando (Dir. Ballin, 178 votes), San Marino (Dir. Morris, 583 votes), Santa Ana (Dir. Martinez, 2,368 votes), Santa Monica (Dir. Abdo, 3,295 votes), Three Valleys Municipal Water District (Dir. De Jesus, 6,203 votes), Torrance (Dir. Lefevre, 2,582 votes), Upper San Gabriel Valley Municipal Water District (Dir. Touhey, 9,307 votes), West Basin Municipal Water District (Dirs. Dear and Gray, 17,536 votes), Western Municipal Water District of Riverside County (Dir. Galleano, 9,275 votes). Total 253,834 votes.

Noes: None.

Abstain: None.

Absent: Beverly Hills (Dir. Wunderlich, 2,922 votes). Total 2,922 votes.

The motion to approve **M.I. 50586** passed by a vote of 253,834 ayes and 2,922 absent.

**50587** There being no objection, Chairman Record adjourned the Meeting at 12:25 p.m.



**JOHN T. MORRIS**

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**SECRETARY**



**RANDY A. RECORD**

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**CHAIRMAN**