

MINUTES OF A REGULAR MEETING OF THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LONG BEACH, HELD IN THE BOARD ROOM OF THE HARBOR DEPARTMENT ADMINISTRATION BUILDING AT 925 HARBOR PLAZA, LONG BEACH, CALIFORNIA, ON MONDAY, OCTOBER 11, 2004, AT 1 P.M.

Present:	Commissioners:	Hancock, Topsy-Elvord, Calhoun
Absent:	“	Cordero*, Hankla*
		(*On Port Business)

Also present:

R. D. Steinke	Executive Director
G. Knatz	Managing Director
S. B. Rubin	Managing Director
T. A. Poe	Assistant Director of Government Affairs
D. A. Thiessen	Chief Harbor Engineer
T. K. Whitesell	Director of Administration
Y. R. Smith	Director of Communications
M. J. Slavin	Director of Finance
D. L. Albrecht	Director of Information Management
W. D. Bower	Acting Director of Maintenance
R. G. Kanter	Director of Planning
K. J. McDermott	Director of Properties
W. C. Ellis	Interim Director of Security
D. B. Snyder	Marketing Manager
D. T. Holzhaus	Principal Deputy City Attorney

PRESIDENT CALHOUN PRESIDED AS CHAIRMAN.

APPROVAL OF MINUTES.

Upon motion by Commissioner Hancock, seconded by Commissioner Topsy-Elvord and unanimously carried, the minutes of the regular meeting of September 20, 2004, were declared read and approved as read.

Upon motion by Commissioner Topsy-Elvord, seconded by Commissioner Hancock and unanimously carried, the minutes of the special meeting of September 27, 2004, were declared read and approved as read.

Upon motion by Commissioner Hancock, seconded by Commissioner Topsy-Elvord and unanimously carried, the minutes of the special meeting of September 29, 2004, were declared read and approved as read.

SERVICE PIN RECOGNITION.

The following were presented to the Board in recognition of their service to the City:

Tom Binckes	Port Leasing Sales Officer IV	10 years
Douglas Albrecht	Director of Information Management	15 years

President Calhoun congratulated the service pin recipients on their years of service.

CONSENT CALENDAR – ITEMS NOS. 1-10.

1. PARSONS/HNTB JOINT VENTURE- EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE FIFTH AMENDMENT TO CONTRACT FOR GERALD DESMOND BRIDGE REPLACEMENT - DOCUMENT NO. HD-6579D AND CWO NO. 1233, SUPPLEMENT NO. 8 - APPROVED.

Communication from D. A. Thiessen, Chief Harbor Engineer, dated October 6, 2004, requesting approval of an amendment to Contract with Parsons/HNTB Joint Venture, for Gerald Desmond Bridge Replacement, in the amount of \$5,572,871, and CWO No. 1233, Supplement No. 8, in the amount of \$5,847,871, was presented to the Board. The request was approved by the Executive Director.

2. CWO NO. 1257, SUPPLEMENT NO. 4 – BACK CHANNEL MAINTENANCE DREDGING AND DEBRIS CLEAN UP – APPROVED.

Communication from D. A. Thiessen, Chief Harbor Engineer, dated October 6, 2004, requesting approval of CWO No. 1257, Supplement No. 4, for Back Channel maintenance dredging and debris clean up, in the amount of \$583,000, was presented to the Board. The request was approved by the Executive Director.

3. BRUTOCO ENGINEERING AND CONSTRUCTION, INC. - ACCEPTANCE OF WORK UNDER SPECIFICATION NO. HD-S2110.

Communication from D. A. Thiessen, Chief Harbor Engineer, dated October 6, 2004, advising that Brutoco Engineering and Construction, Inc., has satisfactorily completed, as of August 29, 2003, Berths T132-T134, Utilities and Container Yard as described in Specification No. HD-S2110 and recommending that said work be accepted as complete as of that date, was presented to the Board. The recommendation was approved by the Executive Director.

4. T & M CONSTRUCTION - ACCEPTANCE OF WORK UNDER SPECIFICATION NO. HD-S2198.

Communication from D. A. Thiessen, Chief Harbor Engineer, dated October 6, 2004, advising that T & M Construction, has satisfactorily completed, as of August 31, 2004, rental of construction equipment and other related services as described in Specification No. HD-S2198 and recommending that said work be accepted as complete as of that date, was presented to the Board. The recommendation was approved by the Executive Director.

5. JOURNAL OF COMMERCE – EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE AGREEMENT FOR ACCESS TO THE PORT IMPORT EXPORT REPORTING SERVICE (PIERS) FOR ON-LINE FOREIGN TRADE STATISTICS – DOCUMENT NO. 6861.

Communication from Robert Kanter, Director of Planning, by Thomas Johnson, dated October 6, 2004, requesting authorization of the agreement with the Journal of Commerce for access to the Port Import Export Reporting Service (PIERS) for on-line foreign trade statistics for the 2004-2005 fiscal year, in the amount of \$115,481, was presented to the Board. The request was approved by the Executive Director.

6. MBC APPLIED ENVIRONMENTAL SCIENCES - WESTON SOLUTIONS - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE CONTRACTS FOR MONITORING AND REPORTING WATER QUALITY - DOCUMENT NO. HD-6862 AND DOCUMENT NO. HD-6863.

Communication from Robert Kanter, Director of Planning, dated October 4, 2004, recommending authorization of Contracts with MBC Applied Environmental Sciences and Weston Solutions, for monitoring and reporting water quality during dredging projects within the port, both in the amount of \$400,000, for a three year period, was presented to the Board. The recommendation was approved by the Executive Director.

7. FINANCIAL STATEMENTS FOR THE LONG BEACH HARBOR DEPARTMENT FOR THE MONTH ENDED AUGUST 31, 2004 – RECEIVED AND FILED.

Communication from Michael J. Slavin, Director of Finance, dated September 24, 2004, transmitting financial statements for the Long Beach Harbor Department for the month ended August 31, 2004, was presented to the Board. The financial statements were approved by the Executive Director.

8. HARBOR REVENUE FUND – APPROVAL OF FUND TRANSFER JOURNALS AND AUTHORIZATION OF TRANSFER OF FUNDS.

Communication from Michael J. Slavin, Director of Finance, by J. A. Urrutia, dated October 6, 2004, submitting the following Fund Transfer Journals received from the Department of Financial Management:

AMOUNT	DESCRIPTION
\$484,914.16	Employee Benefits and Insurance Funds – transfer of the September 2004 cost of employees' fringe benefits
191,312.00	Police Department – estimated police services for August and September 2004
500.00	Information Services Bureau – wireless communication for September 2004
239,307.15	Gas, water, and sewer for August and September 2004
2,861.14	Health Department – vector control & laboratory charges for August and estimated September 2004
210.00	Messenger service for 3 <sup>rd</sup> and 4 <sup>th</sup> quarter of fiscal year 2004
14,456.02	Planning and Building permits for August 2004
23.58	Reprographics – standard form charges for August 2004
503.72	Fleet Services – reimburse for fuel charges for August 2004
22.00	Technology Services – estimated phone charges for September 2004
12.00	Public Works – xerox copies made at the 10 <sup>th</sup> floor counter from 7/1/04 to 9/30/04
265.51	Utility user's tax partial billed for September 2004
4,950.00	Police Department – pistol range from 10/1/03 to 9/30/04 for 33 officers

was presented to the Board. The Fund Transfer Journals were approved by the Executive Director.

9. YELOIS DROUIN – APPOINTMENT.

Communication from Toni K. Whitesell, Director of Administration, dated October 6, 2004, requesting approval of the appointment of Yelois Drouin, to the position of Secretary, at Range/Step 410/5, effective October 16, 2004, was presented to the Board. The request was approved by the Executive Director.

10. DALE F. HILLS – ANITA M. HARRIS - APPOINTMENTS.

Communication from Toni K. Whitesell, Director of Administration, dated October 6, 2004, requesting approval of the appointments of the following individuals:

<u>Appointment</u>	<u>Classification</u>	<u>Range &amp; Step</u>	<u>Effective Date</u>
Dale F. Hills	Construction Inspector II-NC	N72/7	10/18/04
Anita M. Harris	Secretary	410/7	10/18/04

was presented to the Board. The request was approved by the Executive Director.

Commissioner Hancock moved, seconded by Commissioner Topsy-Elvord that the communications be received and filed and that Items Nos. 1-10 be approved as recommended. Carried by the following vote:

AYES:	Comms:	Hancock, Topsy-Elvord, Calhoun
NOES:	“	None
ABSENT:	“	Cordero, Hankla

REGULAR AGENDA.

11. CALIFORNIA UNITED TERMINALS - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE SEVENTH AMENDMENT TO AMENDED AND RESTATED PREFERENTIAL ASSIGNMENT AGREEMENT FOR GATE CONSTRUCTION AT PIER E – DOCUMENT NO. HD-6800A - ORDINANCE NO. HD-1922 - ADOPTED.

Ordinance entitled, “AN ORDINANCE OF THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LONG BEACH AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE A SEVENTH AMENDMENT TO AMENDED AND RESTATED PREFERENTIAL ASSIGNMENT AGREEMENT BETWEEN THE CITY OF LONG BEACH, ACTING BY AND THROUGH ITS BOARD OF HARBOR COMMISSIONERS, AND CALIFORNIA UNITED TERMINALS, INC., FOR THE USE OF CERTAIN PREMISES IN THE HARBOR DISTRICT, AND MAKING A DETERMINATION RELATING THERETO,” was presented to the Board for its second and final reading.

Commissioner Hancock moved, seconded by Commissioner Topsy-Elvord that said ordinance be declared read for the second time and adopted as read. Carried by the following vote:

AYES:	Comms:	Hancock, Topsy-Elvord, Calhoun
NOES:	“	None
ABSENT:	“	Cordero, Hankla

12. METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA – EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE AGREEMENT FOR SHARING OF SMALL BUSINESS ENTERPRISES INFORMATION – DOCUMENT NO. HD-6864 - ANNUAL OVERALL SMALL BUSINESS PARTICIPATION GOAL FOR FISCAL YEAR 2004-2005 - ORDINANCE NO. HD-1923 - ADOPTED.

Ordinance entitled, “AN ORDINANCE OF THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LONG BEACH ADOPTING A SMALL AND VERY SMALL BUSINESS ENTERPRISE PROGRAM FOR PUBLIC WORKS CONSTRUCTION AND PROFESSIONAL SERVICES CONTRACTS AND MAKING A DETERMINATION RELATED THERETO,” was presented to the Board for its second and final reading.

Commissioner Topsy-Elvord moved, seconded by Commissioner Hancock that said ordinance be declared read for the second time and adopted as read. Carried by the following vote:

AYES:	Comms:	Hancock, Topsy-Elvord, Calhoun
NOES:	“	None
ABSENT:	“	Cordero, Hankla

CLOSED SESSION

At 1:50 p.m., President Calhoun recessed the Board meeting to hold a closed session conference with legal counsel for existing litigation pursuant to Section 54956.9(a) of the Government Code regarding Mladen Grbavac vs. City of Long Beach, Superior Court Case No. NC034316.

At 2:10 p.m., the meeting was again called to order by President Calhoun.

ADJOURNED.

At 2:15 p.m., Commissioner Topsy-Elvord moved, seconded by Commissioner Hancock that the meeting be adjourned sine die in memory of Jake Iskandar, a friend and co-worker to many. Jake worked in Design and is survived by his wife, Joyce, and daughters, Christina and Michelle. Carried by the following vote:

AYES:	Comms:	Hancock, Topsy-Elvord, Calhoun
NOES:	“	None
ABSENT:	“	Cordero, Hankla

MINUTES OF A REGULAR MEETING OF THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LONG BEACH, HELD IN THE BOARD ROOM OF THE HARBOR DEPARTMENT ADMINISTRATION BUILDING AT 925 HARBOR PLAZA, LONG BEACH, CALIFORNIA, ON MONDAY, OCTOBER 18, 2004, AT 1 P.M.

Present: Commissioners: Hancock, Cordero, Hankla, Topsy-Elvord, Calhoun  
Absent: " None

Also present:

G. Knatz	Managing Director
G. T. Hein	Executive Secretary
D. A. Thiessen	Chief Harbor Engineer
J. E. Warszawski	Administration Division Analyst
A. W. Wong	Communications Specialist
M. J. Slavin	Director of Finance
D. L. Albrecht	Director of Information Management
W. D. Bower	Acting Director of Maintenance
L. L. Cottrill	Manager of Master Planning
K. J. McDermott	Director of Properties
W. C. Ellis	Interim Director of Security
D. B. Snyder	Marketing Manager
D. T. Holzhaus	Principal Deputy City Attorney

PRESIDENT CALHOUN PRESIDED AS CHAIRMAN.

APPROVAL OF MINUTES.

Upon motion by Commissioner Topsy-Elvord, seconded by Commissioner Cordero and unanimously carried, the minutes of the regular meeting of October 11, 2004, were declared read and approved as read.

CONSENT CALENDAR – ITEMS NOS. 1-8.

1. CWO NO. 1278, SUPPLEMENT NO. 1 – STREET IMPROVEMENT PROGRAM - APPROVED.

Communication from D. A. Thiessen, Chief Harbor Engineer, dated October 13, 2004, requesting approval of CWO No. 1278, Supplement No. 1, for maintenance and construction support for roadway work on Pico Avenue, Pier F Avenue and Ocean Boulevard/Pico Avenue ramps, in the amount of \$400,000, was presented to the Board. The request was approved by the Executive Director.

2. LEVEL I HARBOR DEVELOPMENT PERMIT – RECEIVED AND FILED.

Communication from Robert Kanter, Director of Planning, dated October 13, 2004, requesting that the following Level I Harbor Development Permit be received and filed:

HDP #04-108                      THUMS Long Beach Company – Anode Installation

was presented to the Board. The request was approved by the Executive Director.

3.    LEVEL I HARBOR DEVELOPMENT PERMITS – RECEIVED AND FILED.

Communication from Robert Kanter, Director of Planning, dated October 13, 2004, requesting that the following Level I Harbor Development Permits be received and filed:

HDP #04-107                      Port of Long Beach – Edison Avenue Closure

HDP #04-115                      Tidelands Oil Production Company – Emergency Pipeline Repair

was presented to the Board. The request was approved by the Executive Director.

4.    TIDELANDS OIL PRODUCTION COMPANY – PERMIT TO DRILL ONE INJECTION WELL – APPROVED.

Communication from Robert Kanter, Director of Planning, dated October 13, 2004, recommending approval of the application submitted by Tidelands Oil Production Company for a permit to drill one injection well on Pier S, was presented to the Board. The recommendation was approved by the Executive Director.

5.    ALLAN SPIVAK, PH.D. - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE FOURTH AMENDMENT TO CONTRACT FOR CONSULTING SERVICES – DOCUMENT NO. HD-6599B.

Communication from Robert Kanter, Director of Planning, dated October 13, 2004, requesting approval of an amendment to Contract with Allan Spivak, Ph.D., for consulting services related to oil operations, extending the contract term to September 30, 2005, was presented to the Board. The request was approved by the Executive Director.

6.    WRITE-OFF OF CERTAIN ACCOUNTS RECEIVABLE - APPROVED.

Communication from Michael J. Slavin, Director of Finance, dated October 12, 2004, requesting approval of the write-off of certain accounts receivable, in the amount of \$86,183.78, was presented to the Board. The request was approved by the Executive Director.



7. AL LARSON BOAT SHOP - ACCEPTANCE OF WORK UNDER SPECIFICATION NO. HD-S2228.

Communication from W. D. Bower, Acting Director of Maintenance, dated October 12, 2004, advising that Al Larson Boat Shop has satisfactorily completed, as of October 1, 2004, the dry docking and repair services for Fireboat "Liberty" as described in Specification No. HD-S2228 and recommending that said work be accepted as complete as of that date, was presented to the Board. The recommendation was approved by the Executive Director.

8. TRANSPORTATION SECURITY ADMINISTRATION – EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE MEMORANDUM OF AGREEMENT FOR THE TRANSPORTATION WORKER IDENTIFICATION CARD PROTOTYPE DEVELOPMENT PHASE – DOCUMENT NO. HD-6865.

Communication from William Ellis, Interim Director of Security, dated October 12, 2004, recommending authorization of a Memorandum of Agreement with Transportation Security Administration for the Transportation Worker Identification Card Prototype Development Phase, was presented to the Board. The recommendation was approved by the Executive Director.

Commissioner Hankla moved, seconded by Commissioner Hancock that the communications be received and filed and that Items Nos. 1-8 be approved as recommended. Carried by the following vote:

AYES:	Comms:	Hancock, Cordero, Hankla, Topsy-Elvord, Calhoun
NOES:	"	None
ABSENT:	"	None

REGULAR AGENDA.

9. ESTABLISHING RATES AND CHARGES FOR WATER AND SEWER SERVICES – RESOLUTION NO. HD-2219 - ADOPTED - FIRST READING OF ORDINANCE.

Communication from W. D. Bower, Acting Director of Maintenance, dated October 11, 2004, recommending approval of establishing rates and charges for water and sewer services to certain consumers within the Harbor District for fiscal year 2004-2005, was presented to the Board together with the authorizing resolution and ordinance therefore. The recommendation was approved by the Executive Director.

Commissioner Cordero moved, seconded by Commissioner Hankla that the communication be received and filed and that the resolution entitled "A RESOLUTION OF THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LONG BEACH ESTABLISHING RATES AND CHARGES FOR WATER AND SEWER SERVICE TO

CERTAIN CONSUMERS WITHIN THE HARBOR DISTRICT OF THE CITY OF LONG BEACH, FOR A PERIOD OF NINETY (90) DAYS COMMENCING OCTOBER 1, 2004, AND MAKING A DETERMINATION RELATING THERETO," be declared read and adopted as read. Carried by the following vote:

AYES:	Commr:	Hancock, Cordero, Hankla, Topsy-Elvord, Calhoun
NOES:	"	None
ABSENT:	"	None

Commissioner Hankla moved, seconded by Commissioner Topsy-Elvord that the ordinance entitled "AN ORDINANCE OF THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LONG BEACH, ESTABLISHING RATES AND CHARGES FOR WATER AND SEWER SERVICE TO CERTAIN CONSUMERS WITHIN THE HARBOR DISTRICT OF THE CITY OF LONG BEACH, AMENDING ORDINANCE NO. HD-1633, AS AMENDED, AND MAKING A DETERMINATION REALTING THERETO," be declared read for the first time and laid over for its second and final reading. Carried by the following vote:

AYES:	Commr:	Hancock, Cordero, Hankla, Topsy-Elvord, Calhoun
NOES:	"	None
ABSENT:	"	None

#### COMMISSIONER COMMENTS.

President Calhoun announced that he had accepted a check in the amount of \$1,484,140 on behalf of the Board from the Office for Domestic Preparedness of the Department of Homeland Security for a grant for enhanced security cameras in the Port.

In response to a request by President Calhoun, Mr. Ellis gave a report on the grant funding. He stated we had been awarded two separate grants and they were primarily for surveillance equipment within the Port, which include additional cameras that will be added onto the camera system that is currently under construction and intrusion alarm equipment for the area designated as a military load out on Pier F.

Additionally, Mr. Ellis stated we had received approximately \$20 million of direct grant funds and, as joint grants with the Port of Los Angeles, the amount goes up to \$35 million in grand funds.

ADJOURNED.

At 2:05 p.m., Commissioner Topsy-Elvord moved, seconded by Commissioner Hankla that the meeting be adjourned sine die. Carried by the following vote:

AYES:	Comms:	Hancock,Cordero,Hankla,Topsy-Elvord, Calhoun
NOES:	"	None
ABSENT:	"	None

MINUTES OF A REGULAR MEETING OF THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LONG BEACH, HELD IN THE BOARD ROOM OF THE HARBOR DEPARTMENT ADMINISTRATION BUILDING AT 925 HARBOR PLAZA, LONG BEACH, CALIFORNIA, ON MONDAY, OCTOBER 25, 2004, AT 1 P.M.

Present: Commissioners: Hancock, Cordero, Hankla, Topsy-Elvord, Calhoun  
 Absent: " None

Also present:

G. Knatz	Managing Director
S. B. Rubin	Managing Director
T. A. Poe	Assistant Director of Government Affairs
D. A. Thiessen	Chief Harbor Engineer
J. E. Warszawski	Administration Division Analyst
A. W. Wong	Communications Specialist
M. J. Slavin	Director of Finance
D. L. Albrecht	Director of Information Management
W. D. Bower	Acting Director of Maintenance
R. G. Kanter	Director of Planning
K. J. McDermott	Director of Properties
W. C. Ellis	Interim Director of Security
D. B. Snyder	Marketing Manager
D. T. Holzhaus	Principal Deputy City Attorney

PRESIDENT CALHOUN PRESIDED AS CHAIRMAN.

APPROVAL OF MINUTES.

Upon motion by Commissioner Topsy-Elvord, seconded by Commissioner Cordero and unanimously carried, the minutes of the regular meeting of October 18, 2004, were declared read and approved as read.

INTRODUCTION OF DELEGATION FROM THE HEILONGJIANG PROVINCE.

President Calhoun welcomed Mr. David Zanatta, who introduced to the Board a delegation from the Heilongjiang Province of China. Mr. Richard Lee acted as interpreter and introduced five Deputy Mayors from the Province.

CONSENT CALENDAR – ITEMS NOS. 1-8.

Item Nos. 1 and 6 were removed from Consent Calendar for discussion.

2. CHEMOIL CORPORATION – KOCH CARBON, INC. - MORTON INTERNATIONAL, INC. – EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE RIGHT OF ENTRY AGREEMENT FOR DRIVEWAY ACCESS AND SECURITY GATE INSTALLATION ON PIER F - DOCUMENT NO. HD-6867.

Communication from Kathryn McDermott, Director of Properties, dated October 19, 2004, recommending authorization of the Right of Entry Agreement with Chemoil Corporation, Koch Carbon, Inc., and Morton International, Inc., for driveway access and security gate installation on Pier F, was presented to the Board. The request was approved by the Acting Executive Director.

3. CWO NO. 1124 – CWO NO. 1241 - EXPENDITURES APPROVED AND PROJECTS CLOSED TO ALL FUTURE CHARGES.

Communication from D. A. Thiessen, Chief Harbor Engineer, dated October 20, 2004, submitting the following projects for closing action:

		<u>BHC Approval</u>	<u>Expenditures</u>
CWO No. 1124	Pier B Railyard Expansion	\$16,479,280	\$15,612,065
CWO No. 1241	LB Lead Track/Farragut Ave	\$11,897,310	\$11,747,454

and requesting that the expenditures made to said projects be approved and that they be closed to all future charges, was presented to the Board. The request was approved by the Acting Executive Director.

4. LEVEL I HARBOR DEVELOPMENT PERMITS – RECEIVED AND FILED.

Communication from Robert Kanter, Director of Planning, by Larry Cottrill, dated October 20, 2004, requesting that the following Level I Harbor Development Permits be received and filed:

HDP #04-113	BP West Coast Products, LLC – Calciner Repair
HDP #04-114	Chemoil Marine Terminal – Secondary Containment
HDP #04-116	Toyota Motor Sales USA, Inc. – Asphalt Improvement

was presented to the Board. The request was approved by the Acting Executive Director.

5. HARBOR REVENUE FUND – APPROVAL OF FUND TRANSFER JOURNALS AND AUTHORIZATION OF TRANSFER OF FUNDS.

Communication from Michael J. Slavin, Director of Finance, dated October 20, 2004, submitting the following Fund Transfer Journals received from the Department of Financial Management:

<u>AMOUNT</u>	<u>DESCRIPTION</u>
\$990.00	Information Services Bureau – data processing operations and maintenance. Adjustment for September 2004
159.82	Health Department – vector control & laboratory charges. Adjustment for September 2004
5,157.79	Reprographics for August 2004
1,319.54	Planning and Building Permits for September 2004
32.00	Fingerprinting for August 2004
17,919.46	Utility user's tax billed adjustment for September 2004

was presented to the Board. The Fund Transfer Journals were approved by the Acting Executive Director.

7. EDDIE T. KEMTIS – APPOINTMENT.

Communication from Toni Whitesell, Director of Administration, by J. E. Warszawski dated October 20, 2004, requesting approval of the appointment of Eddie T. Kemtis, to the position of Security Officer III, at Range/Step 430/4, effective October 30, 2004, was presented to the Board. The request was approved by the Acting Executive Director.

8. WEST STAR ENVIRONMENTAL, INC. - ACCEPTANCE OF WORK UNDER SPECIFICATION NO. HD-S2246.

Communication from William D. Bower, Acting Director of Maintenance, dated October 19, 2004, advising that West Star Environmental, Inc., has satisfactorily completed, as of September 29, 2004, the fuel station upgrade services at the maintenance yard as described in Specification No. HD-S2246 and recommending that said work be accepted as complete as of that date, was presented to the Board. The recommendation was approved by the Acting Executive Director.

Commissioner Cordero moved, seconded by Commissioner Topsy-Elvord that the communications be received and filed and that Items Nos. 2-5 and 7, 8 be approved as recommended. Carried by the following vote:

AYES:	Comms:	Hancock, Cordero, Hankla, Topsy-Elvord, Calhoun
NOES:	"	None
ABSENT:	"	None

1. NEW NGC, INC. - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE MEMORANDUM AGREEMENT-RENEGOTIATED RENTAL FOR PROPERTY ON WEST PIER B STREET – DOCUMENT NO. HD-6866.

Communication from Kathryn McDermott, Director of Properties, dated October 20, 2004, requesting approval of a Memorandum Agreement-Renegotiated Rental with New NGC, Inc., formerly National Gypsum Company, for the operation of a products plant at 1850 West Pier B Street, was presented to the Board. The request was approved by the Acting Executive Director.

Commissioner Cordero requested a profile of the ships that come to call at New NGC, Inc.

Commissioner Topsy-Elvord moved, seconded by Commissioner Cordero that the communication be received and filed; that the Executive Director be authorized to execute said Memorandum Agreement-Renegotiated Rental. Carried by the following vote:

AYES:	Comms:	Hancock, Cordero, Hankla, Topsy-Elvord, Calhoun
NOES:	"	None
ABSENT:	"	None

6. COMMERCIAL GRAPHICS – PURCHASE ORDER FOR PROVISION OF BLUEPRINTS AND REPROGRAPHIC SERVICES.

Communication from Toni K. Whitesell, Director of Administration, by J. E. Warszawski, dated October 19, 2004, requesting approval of a Purchase Order with Commercial Graphics for the provision of blueprints and other engineering reprographic services for the period of October 1, 2004, through September 30, 2005, in the amount of \$250,000, was presented to the Board. The request was approved by the Acting Executive Director.

In response to a question by Commissioner Topsy-Elvord, Mr. Thiessen reviewed the engineering projects that will require reprographic services for fiscal year 2004-2005.

Commissioner Topsy-Elvord moved, seconded by Commissioner Hancock that the communication be received and filed and that Purchase Order with Commercial Graphics be approved. Carried by the following vote:

AYES:	Comms:	Hancock, Cordero, Hankla, Topsy-Elvord, Calhoun
NOES:	"	None
ABSENT:	"	None

REGULAR AGENDA.

9. DISCUSSION AND POSSIBLE ACTION ON EXISTING AND POTENTIAL FUTURE HARBOR DEPARTMENT ENVIRONMENTAL PROGRAMS AND POLICIES.

Communication from Geraldine Knatz, Managing Director, dated October 21, 2004, transmitting for discussion and possible action on existing and potential future Harbor Department environmental programs and policies, was presented to the Board.

Commissioner Cordero stated that the objective is to finalize a concrete policy with regard to environmental issues and envision a Green Port.

Geraldine Knatz stated that development of environmental policies as part of the development of a Mission Statement is paramount and the Harbor Department will be presenting this information to the Board by the end of the year.

In response to a suggestion by Commissioner Hankla, Dr. Kanter stated that the Harbor Department has put forth suggestions to the Governor's office for a stakeholders' group to work with regulatory agencies.

Commissioner Cordero suggested going beyond the Healthy Harbor initiative, and marking the Port of Long Beach as a "Green Port".

Commissioner Cordero moved, seconded by Commissioner Topsy-Elvord that Staff report to the Board in two weeks on the status of the existing Air Quality Improvement Programs, and by the end of the year on proposals regarding a Green Port Policy. Carried by the following vote:

AYES:	Comms:	Hancock, Cordero, Hankla, Topsy-Elvord, Calhoun
NOES:	"	None
ABSENT:	"	None



10. STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION –  
REVISION 1 OF PROGRAM SUPPLEMENT NO. M055 FOR THE GERALD  
DESMOND BRIDGE REPLACEMENT PROJECT – DOCUMENT NO. HD-6868 –  
RESOLUTION NO. HD-2220 - ADOPTED.

Communication from D. A. Thiessen, Chief Harbor Engineer, dated October 20, 2004, recommending approval of Revision 1, of Program Supplement No. M055, with the State of California Department of Transportation, for the Gerald Desmond Bridge Replacement Project, was presented to the Board together with the authorizing resolution therefore. The recommendation was approved by the Acting Executive Director.

Commissioner Topsy-Elvord moved, seconded by Commissioner Hancock that the communication be received and filed and that the resolution entitled "A RESOLUTION OF THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LONG BEACH APPROVING AND AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE PROGRAM SUPPLEMENT NO. M055, REVISION 1, TO AGENCY-STATE AGREEMENT FOR FEDERAL-AID PROJECTS NO. 07-5108," be declared read and adopted as read. Carried by the following vote:

AYES:	Commrs:	Hancock, Cordero, Hankla, Topsy-Elvord, Calhoun
NOES:	"	None
ABSENT:	"	None

11. ESTABLISHING RATES AND CHARGES FOR WATER AND SEWER  
SERVICE – ORDINANCE NO. HD-1924 - ADOPTED.

Ordinance entitled "AN ORDINANCE OF THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LONG BEACH, ESTABLISHING RATES AND CHARGES FOR WATER AND SEWER SERVICE TO CERTAIN CONSUMERS WITHIN THE HARBOR DISTRICT OF THE CITY OF LONG BEACH, AMENDING ORDINANCE NO. HD-1633, AS AMENDED AND MAKING A DETERMINATION REALTING THERETO," was presented to the Board for its second and final reading.

Commissioner Topsy-Elvord moved, seconded by Commissioner Hankla that the ordinance be declared read for the second time and adopted as read. Carried by the following vote:

AYES:	Commrs:	Hancock, Cordero, Hankla, Topsy-Elvord, Calhoun
NOES:	"	None
ABSENT:	"	None

ADJOURNED.

At 3:05 p.m., Commissioner Hankla moved, seconded by Commissioner Topsy-Elvord that the meeting be adjourned sine die. Carried by the following vote:

AYES:	Comms:	Hancock, Cordero, Hankla, Topsy-Elvord, Calhoun
NOES:	"	None
ABSENT:	"	None

MINUTES  
 REGULAR MEETING OF THE BOARD OF WATER COMMISSIONERS  
 LONG BEACH, CA  
 SEPTEMBER 30, 2004

The Board of Water Commissioners of the City of Long Beach met in the Board Room of the Administration Building, 1800 E. Wardlow Road, Long Beach, California, on September 30, 2004. The meeting was called to order at 9:15 a.m. by President Long.

PRESENT:	Bennett A. Long Helen Z. Hansen Stephen T. Conley Frank Clarke C.J. Mike Walter Donna F. Gwin Kevin L. Wattier Lynnette L. French  Diem X. Vuong John R. Kruse Robert C. Cheng Paul T. Fujita Isaac C. Pai K. Eric Leung Robert V. Swain Robert Villaneuva Reymundo Trejo Melissa L. Keyes Carolyn A. Hill Juan F. Garza	Commissioner Commissioner Commissioner Commissioner Commissioner Senior Deputy City Attorney General Manager Secretary to the Board of Water Commissioners Assistant General Manager Deputy General Manager Director of Operations Director of Finance Director of Engineering Manager, Water Resources Division Engineer Division Engineer Capital Projects Coordinator III Administrative Projects Coordinator Senior Secretary Public Affairs Assistant
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ABSENT: None

**1. PLEDGE OF ALLEGIANCE**

Bennett A. Long, President, Board of Water Commissioners, led the Board and audience in the Pledge of Allegiance.

**2. APPROVAL OF MINUTES**

September 16, 2004

It was moved by Commissioner Hansen and seconded by Commissioner Walter that the Minutes of the Regular Meeting of September 16, 2004, be approved.

The motion was carried by the following vote:

AYES:	COMMISSIONERS:	<u>BENNETT LONG, HELEN HANSEN,</u> <u>FRANK CLARKE, C.J. MIKE WALTER</u>
NOES:	COMMISSIONERS:	<u>NONE</u>
ABSENT:	COMMISSIONERS:	<u>STEPHEN CONLEY</u>
ABSTAIN:	COMMISSIONERS:	<u>NONE</u>

### 3. PUBLIC COMMENT

President Long opened the public comment period. As there were no requests to address the Board, the public comment period was closed.

### 4. PRESIDENT'S REPORT

- **Bennett A. Long, President, Board of Water Commissioners**

#### Presentation of Remarks

President Long noted that today marks the end of his term as President of the Board of Water Commissioners for the Fiscal Year 2003-2004 (FY 04). He thanked the Board and the Water Department staff for their support during the past year and stated that it is truly a pleasure to belong to such a premiere organization.

### 5. GENERAL MANAGER'S REPORT

- **Kevin L. Wattier, General Manager**

#### California Assembly – Select Committee Hearing – September 23, 2004

The Honorable Ron Calderon, Chair of the California Assembly Select Committee on Water Management, Storage, Conservation and Supply, conducted a hearing regarding seawater desalination on Thursday, September 23<sup>rd</sup>, at 10:00 a.m., at the Central Basin and West Basin Municipal Water District headquarters. The hearing was designed to investigate the potential of seawater desalination to address California's need for water supply reliability.

#### The Environment

Mr. Wattier called the Board's attention to a special advertising supplement in the September 30<sup>th</sup> edition of the Press Telegram, entitled "Think Environment". The supplement featured articles about environmental issues and the Long Beach Water Department (LBWD) contributed a wonderful commentary describing the environmental importance of water-wise landscaping.

Metropolitan Water District (MWD)

Mr. Wattier explained that he is working with the MWD staff to re-landscape his front and back yards. The redesigned garden will showcase native and drought-tolerant plants and will be included in a garden makeover segment of Metropolitan's video magazine, "Straight from the Tap."

Commissioner Hansen noted an article in the September 28<sup>th</sup> edition of The Orange County Register entitled "Fake Turf Grows on Some". The article describes a partnership between the Anaheim Public Utilities Department and the MWD to replace sod with synthetic grass at five homes to see how much water might be saved. A study will be released next month to report the findings.

**Arrival of Commissioner: Commissioner Conley arrived at 9:40 a.m.**

**6. LEGAL COUNSEL REPORT**

- **Donna F. Gwin, Senior Deputy City Attorney**

No report was given.

**7. CONSENT CALENDAR**

**7a. Approval of Transfer of Funds by Journal Entry Dated September 30, 2004**

Transfers No. 263 through No. 288 in the total amount of \$894,261.10 covering the Water and Sewer Revenue Funds, were submitted to the Board for approval.

**7b. Approval of Retirement Order No. 6055, the Fixed Asset Physical Inventory for the Fiscal Year 2003-2004**

A communication was presented to the Board from Robert Cheng which is on file at the Long Beach Water Department.

Action Requested:

- Retirement Order No. 6055 covers items not found during the Department's fixed inventory count. The items were either destroyed and replaced during reconstruction projects, lost, or stolen. Staff recommends that the Board approve the retirement of the items so that the Water Department's fixed asset inventory may be adjusted accordingly.

**7c. Request Authorization for the General Manager to Sign Second Amendments to Agreement No. WD-2566 with Dangelo Company; Agreement No. WD-2567 with James Jones Company; Agreement No. WD-2568 with S&J Supply, Inc., and Agreement No. WD-2570 with Clow Valve Company to Extend Term and Add Funds for the Extended Term**

A communication was presented to the Board from Robert Cheng which is on file at the Long Beach Water Department.

Action Requested:

- That the Board authorize the General Manager to sign Second Amendments to Agreement No. WD-2566 with Dangelo Company; Agreement No. WD-2567 with James Jones Company; Agreement No. WD-2568 with S&J Supply Company, Inc.; and Agreement No. WD-2570 with Clow Valve Company extending the term for one year and increasing the total not to exceed amount by \$47,310.39.

The cost for these purchases are included in the FY 2004-2005 annual budget (Water Fund).

**7d. Adopt Specification WD-15-04 and Request Authorization for the General Manager to Sign Agreements with Badger Meter, Inc., and Neptune Technology, Inc., to Furnish and Deliver Water Meters**

A communication was presented to the Board from Robert Cheng which is on file at the Long Beach Water Department.

Action Requested:

- That the Board adopt Specification WD-15-04 and authorize the General Manager to execute Agreements with Badger Meter, Incorporated, for an amount not to exceed \$51,510.30, and Neptune Technology Group, Incorporated, for an amount not to exceed \$395,691.09, for a period of one year, to furnish and deliver water meters.

Funding for this purchase is included in the FY 2004-2005 annual budget (Water Fund).

Board Action

After discussion, it was moved by Commissioner Walter and seconded by Commissioner Clarke that the Board approve Consent Calendar Items 7a-7d. The motion was carried by the following vote:

AYES:	COMMISSIONERS:	<u>BENNETT LONG, HELEN HANSEN,</u> <u>STEPHEN CONLEY, FRANK CLARKE,</u> <u>C.J. MIKE WALTER</u>
NOES:	COMMISSIONERS:	<u>NONE</u>
ABSENT:	COMMISSIONERS:	<u>NONE</u>
ABSTAIN:	COMMISSIONERS:	<u>NONE</u>

8. **REQUEST AUTHORIZATION TO ATTEND THE 25<sup>TH</sup> FREEDOM FUND BANQUET & AWARDS PRESENTATION SPONSORED BY THE LONG BEACH BRANCH OF THE NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE (NAACP) ON OCTOBER 15, 2004**

- **Kevin L. Wattier, General Manager**

Subject

The Board of Water Commissioners is invited to attend the Long Beach Branch of the NAACP 25<sup>th</sup> Freedom Fund Banquet & Award Presentation on Friday, October 15, 2004.

Board Discussion

A considerable discussion was conducted by the Board of Water Commissioners regarding participation in this event as it relates to Board Policy 1998-31 that governs the expenditure of Water Department funds for community and civic activities. The policy states, "Such funding/expenditure of Water Revenue Funds or Sewer Revenue Funds, must have a water, water conservation, reclaimed water, or wastewater related purpose...."

Board Action

It was moved by Commissioner Clarke and seconded by Commissioner Conley that the Board determine that an invitation to purchase a table for ten at the NAACP 25<sup>th</sup> Freedom Fund Banquet and Award Presentations, October 15, 2004, at the Long Beach Hilton, in the amount of \$850, complies with Board Policy Statement 1998-31, Expenditure of Water Department Funds for Board Approved Long Beach Related Community and Civic Activities.

The motion failed by the following vote:

AYES:	COMMISSIONERS:	<u>FRANK CLARKE</u>
NOES:	COMMISSIONERS:	<u>BENNETT LONG, HELEN HANSEN,</u> <u>STEPHEN CONLEY</u>
ABSENT:	COMMISSIONERS:	<u>NONE</u>
ABSTAIN:	COMMISSIONERS:	<u>C.J. MIKE WALTER</u>

## 9. LEGISLATIVE ISSUES/ACTIONS/BILLS

- **Kevin L. Wattier, General Manager**

### Federal Appropriations for Fiscal Year 2005 (FY 05)

On September 30<sup>th</sup>, the House and Senate passed a Continuing Resolution (CR), delaying the majority of the FY 05 appropriations work until after the November elections. With the beginning of the new fiscal year on October 1<sup>st</sup> and only the Defense Department funding bill passed into law, the CR was needed to fund the government until the additional appropriations are finalized. The CR will carry government operations through November 20<sup>th</sup>.

### State Legislative Update

Governor Schwarzenegger recently signed AB 2528 (Lowenthal) into law, a bill that is intended to eliminate confusion associated with the existing statutory term of "action level" by replacing it with clearer statutory direction for public water system operators who discover emerging contaminants in their water delivered for human consumption.

## 10. NEW BUSINESS

### Future Agenda Items

Commissioner Clarke asked that the following issues be agendized for review by the Board of Water Commissioners:

- The Memorandum of Understanding between the City and the Water Department giving General Fund Departments payment relief from potable and reclaimed water charges.
- A comparison of the water quality between water delivered to consumers vs. the water which comes out of the consumers' tap.
- The scheduling options for water conservation updates on a regular basis.
- A status update on the monitoring results and clean-up plans for groundwater contaminated with chromium 6 at a site adjacent to the Colorado River near Topock, Arizona.
- The prospects for planting native and California friendly gardens on various campuses in the Long Beach Unified School District.



Excused Absence: Commissioner Conley

It was moved by Commissioner Walter, seconded by Commissioner Hansen, and unanimously carried, that Commissioner Conley be excused from the Regular Board Meeting of October 6, 2004.

Aquarium of the Pacific (AOP) Board of Directors

Commissioner Conley noted that Ronald Gastelum, President and Chief Executive Officer of the MWD, has joined the AOP Board of Directors.

National Conference for Community Justice (NCCJ)

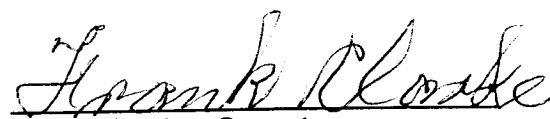
Commissioner Clarke congratulated Commissioner Walter for his recent appointment to the Board of Directors of the NCCJ, a human relations organization which promotes understanding and respect among all races, religions, and cultures.

Commendation – Outgoing Board President

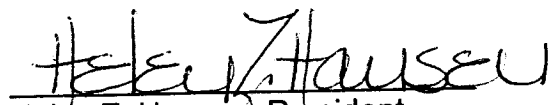
Commissioner Hansen, on behalf of the Board, commended Commissioner Long for an outstanding year of service as President of the Board of Water Commissioners. She stated that his insight and understanding with regards to the day-to-day operations and long range plans of the Water Department formed the basis of the skilled leadership that he provided.

**11. ADJOURNMENT**

There being no further business to come before the Board, it was moved by Commissioner Conley, seconded by Commissioner Walter, and unanimously carried, that the meeting be adjourned 11:00 a.m. to the next Regular Meeting of the Water Commission to be held on Wednesday, October 6, 2004, at 9:15 a.m., in the Board Room of the Administration Building, 1800 E. Wardlow, in Long Beach, California.

  
Frank Clarke, Secretary

Attest:

  
Helen Z. Hansen, President

MINUTES  
REGULAR MEETING OF THE BOARD OF WATER COMMISSIONERS  
LONG BEACH, CALIFORNIA  
OCTOBER 6, 2004

The Board of Water Commissioners of the City of Long Beach met in the Board Room of the Administration Building, 1800 E. Wardlow Road, Long Beach, California, on October 6, 2004. The meeting was called to order at 9:15 a.m. by President Hansen.

PRESENT:	Helen Z. Hansen Frank Clarke C.J. Mike Walter Bennett A. Long Donna F. Gwin Kevin L. Wattier Lynnette L. French  Diem X. Vuong John R. Kruse Matthew P. Lyons Robert C. Cheng Paul T. Fujita Robert V. Swain Melissa L. Keyes Juan F. Garza	Commissioner Commissioner Commissioner Commissioner Senior Deputy City Attorney General Manager Secretary to the Board of Water Commissioners Assistant General Manager Deputy General Manager Manager, Planning/Conservation Director of Operations Director of Finance Division Engineer Administrative Projects Coordinator Administrative Analyst I
ABSENT:	Stephen T. Conley	Commissioner (Excused)

**1. PLEDGE OF ALLEGIANCE**

Helen Hansen, President, Board of Water Commissioners, led the Board and audience in the Pledge of Allegiance.

**2. PUBLIC COMMENT**

President Hansen opened the public comment period. As there were no requests to address the Board, the public comment period was closed.

**3. PRESIDENT'S REPORT**

- **Helen Z. Hansen, President, Board of Water Commissioners**

Presentation of Remarks

President Hansen stated that she is looking forward to serving as the President of the Board of Water Commissioners for Fiscal Year 2004-2005 (FY 05), citing the service and dedication that is demonstrated by the Board. She commended the Water

Department, under the leadership of General Manager Kevin Wattier, for being a leader in the water industry and for providing outstanding service to the community.

#### "Water Fest 2004"

President Hansen called the Board's attention to "Water Fest 2004" on October 2<sup>nd</sup> sponsored by the Upper San Gabriel Valley Municipal Water District at the Arcadia County Park. The purpose of the event was to inform the public about water conservation and included numerous activities and educational exhibits about water and the environment.

#### **4. METROPOLITAN WATER DISTRICT (MWD) AGENDA ITEMS AND RECOMMENDATIONS FOR THE OCTOBER 12, 2004, BOARD MEETING**

- **Helen Z. Hansen, Director**

President Hansen, in her capacity as the City of Long Beach MWD Director, called the Board's attention to the MWD Board of Directors' meeting agenda for October 12, 2004. She requested input from the Board and General Manager, and Mr. Wattier highlighted several agenda items of particular interest. President Hansen stated she will report back to the Water Commission at the next regular meeting on October 14<sup>th</sup>.

#### **5. GENERAL MANAGER'S REPORT**

- **Kevin L. Wattier, General Manager**

##### Long Beach Water Department (LBWD) - Personnel

Mr. Wattier announced that Juan Garza has been appointed to the position of Administrative Analyst I effective October 2, 2004. Mr. Garza has been temporarily serving as the Public Affairs Intern and will now undertake full-time duties with the Water Department.

##### National Water Resources Association (NWRA)

Bureau of Reclamation Commissioner John W. Keys has announced he will attend the NWRA Annual Conference scheduled on November 9-12, 2004, in San Diego, California. Mr. Wattier announced that the LBWD will have the opportunity to meet with Commissioner Keys during the three-day event.

##### Conjunctive Use Projects

Mr. Wattier reported that several water agencies in the West and Central Groundwater Basins have been meeting to discuss the options for implementing a governance structure to oversee future conjunctive use projects. It is possible that the

Board of Water Commissioners may be asked to take action with regards to this issue in the future, and the Board will be kept informed as the discussion moves forward.

**6. LEGAL COUNSEL REPORT**

- **Donna F. Gwin, Senior Deputy City Attorney**

No report was given.

**7. CONSENT CALENDAR**

**7a. Approval of Transfer of Funds by Journal Entry Dated October 6, 2004**

Transfers No. 289 through No. 295 in the total amount of \$5,519.13 covering the Water and Sewer Revenue Funds, were submitted to the Board for approval.

**7b. Receive and File the List of Vendor Payments for August 2004**

A communication was presented to the Board from Paul Fujita which is on file at the Long Beach Water Department.

Action Requested:

- That the Board receive and file the list of Vendor Payments for August 2004.

The payments were made in accordance with City and Water Department policies and were reviewed and approved by the City Auditor's office.

**7c. Adopt Specification WD-16-04 and Request Authorization for the General Manager to Execute Agreements with United States Pipe and Foundry Company; S&J Supply Company, Incorporated; and American AVK Company to Furnish and Deliver Ductile Iron Pipe and Fittings and Resilient Seated Gate Valves**

A communication was presented to the Board from Robert Cheng which is on file at the Long Beach Water Department.

Action Requested:

- That the Board adopt Specification WD-16-04 and authorize the General Manager to execute an agreement with U.S. Pipe and

Foundry Company for an amount not to exceed \$1,045,153.75; S& J Supply Company, Incorporated, for an amount not to exceed \$115,643.57; and American AVK Company for an amount not to exceed \$103,767.97, to furnish and deliver ductile iron pipe and fittings and resilient seated gate valves.

The cost for these purchases are included in the FY 2004-2005 annual budget (Water Fund).

**7d. Request Authorization for the General Manager to Execute an Agreement with Black & Veatch Corporation to Provide Engineering Consulting Services for the Site Selection Study for a Full Scale Seawater Desalination Plant**

At the request of President Hansen, agenda item 7-d was removed for separate discussion and action.

Board Action - Agenda Items 7a-7c

It was moved by Commissioner Long and seconded by Commissioner Walter that the Board approve Consent Calendar Items 7a-7c. The motion was carried by the following vote:

AYES:	COMMISSIONERS:	<u>HELEN HANSEN, FRANK CLARKE,</u> <u>C.J. MIKE WALTER, BENNETT LONG</u>
NOES:	COMMISSIONERS:	<u>NONE</u>
ABSENT:	COMMISSIONERS:	<u>STEPHEN CONLEY</u>
ABSTAIN:	COMMISSIONERS:	<u>NONE</u>

**7d. Request Authorization for the General Manager to Execute an Agreement with Black & Veatch Corporation to Provide Engineering Consulting Services for the Site Selection Study for a Full Scale Seawater Desalination Plant**

A communication was presented to the Board from Eric Leung which is on file at the Long Beach Water Department.

Action Requested:

- That the Board authorize the General Manager to sign an agreement with Black & Veatch Corporation, to provide Engineering Consulting Services for the Site Selection Study for the City of Long Beach Full Scale Seawater Desalination Plant, in an amount not-to-exceed \$213,993.

Funding for this purchase is included in the FY 2004-2005 annual budget (Water Fund).

Board Discussion

Diem Vuong, Assistant General Manager, explained that the Water Department has adopted a phased-in approach to its seawater desalination project. Phase one encompassed exhaustive research by Department scientists and water quality engineers in the operation of a 9,000 gallon per day pilot-scale facility. After nearly two years of testing, Long Beach is transitioning to phase two of the project and has begun construction of a larger 300,000 gallon per day prototype facility in an exclusive public sector partnership with the Los Angeles Department of Water & Power and the United States Bureau of Reclamation. This phase of the project will focus on reducing the operational and environmental costs associated with seawater desalination through applied research and will also address many of the environmental issues associated with traditional seawater intake and out-fall. Phase three, which will move forward after the completion of the research phase, involves the possible construction of a full-scale desalination facility.

As part of the progressive plan to systematically implement the LBWD's seawater desalination effort, staff solicited proposals from consulting engineering firms to provide engineering services for the site selection study for a full scale seawater desalination plant. Mr. Vuong explained that this portion of the project has been moved ahead of schedule in order to meet the January 18, 2005, deadline to apply for grant funding made available by Proposition 50 (Water Bond). The purpose of the study will be to research and identify potential locations within the City for the siting of a full scale desalination plant. A number of concerns will be studied, including soil composition, environmental issues, and access to power sources.

Board Action

After discussion, it was moved by Commissioner Walter and seconded by Commissioner Long that the Board approve Consent Calendar Item 7d, a request to authorize the General Manager to execute an Agreement with Black & Veatch Corporation to provide engineering consulting services for the site selection study for a full scale seawater desalination plant. The motion was carried by the following vote:

AYES:	COMMISSIONERS:	<u>HELEN HANSEN, FRANK CLARKE,</u> <u>C.J. MIKE WALTER, BENNETT LONG</u>
NOES:	COMMISSIONERS:	<u>NONE</u>
ABSENT:	COMMISSIONERS:	<u>STEPHEN CONLEY</u>
ABSTAIN:	COMMISSIONERS:	<u>NONE</u>

## 8. LEGISLATIVE ISSUES/ACTIONS/BILLS

- Kevin L. Wattier, General Manager

### CalFed

On September 15<sup>th</sup>, the United States Senate passed HR 2828 (CalFed Bill) on a unanimous consent vote, authorizing \$395 million for water quality projects in California's Sacramento-San Joaquin Delta. The House of Representatives is scheduled to consider the measure today and if approved, the measure will mark the end of a decade-long Congressional effort to complete this critical water program for the state of California.

## 9. NEW BUSINESS

### Agenda Setting

President Hansen expressed an interest in reviewing the procedure to place an item on a Board meeting agenda. A brief discussion by the Board ensued and it was agreed to schedule a Board Study Session during the Regular Meeting of October 14<sup>th</sup> to review the issue.

### World Water Forum

President Hansen called the Board's attention to the "Southern California World Water Forum" on October 22, 2004. This is a competitive grant program in which 12 college teams could be awarded up to \$10,000 each. Grants will be offered for research and development on the implementation of water-use efficient concepts or technology that may be cost-effectively implemented in water-stressed regions, locally or internationally. The program is sponsored by the MWD, the United States Bureau of Reclamation, the California Department of Water Resources, the Sanitation Districts of Los Angeles County, the American Society of Civil Engineers, Friends of the United Nations, and the United Nations Foundation.

### Student Intern Program

Commissioner Long proposed the possibility of placing student interns from the School of Engineering, California State University, Long Beach, at the LBWD. Commissioner Walter offered to arrange a meeting with the Dean of the School of Engineering to discuss the options.

### Landscaping

Commissioner Clarke asked about the status of the landscaping project on the median adjacent to the Haynes Power Plant, owned by the Los Angeles Department of Water and Power and the site of the LBWD's prototype seawater desalination plant. Mr. Wattier explained that the project is underway and the contractor is at work flushing the

earth to rid it of salt and provide optimal soil conditions for the proposed landscaping. This is a somewhat lengthy process and the Board will be kept informed as the project moves forward.

**10. ADJOURNMENT**

There being no further business to come before the Board, it was moved by Commissioner Clarke, seconded by Commissioner Long, and unanimously carried, that the meeting be adjourned 10:10 a.m. to the next Regular Meeting of the Water Commission to be held on Thursday, October 14, 2004, at 9:15 a.m., in the Board Room of the Administration Building, 1800 E. Wardlow, in Long Beach, California.

  
Frank Clarke, Secretary

Attest:

  
Helen Z. Hansen, President