

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, APRIL 11, 2005, AT 1 P.M.

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

Also present:

R. D. Steinke	Executive Director
G. Knatz	Managing Director
S. B. Rubin	Managing Director
T. Teofilo	Managing Director
A. J. Moro	Assistant Chief Harbor Engineer
T. K. Whitesell	Director of Administration
A. W. Wong	Acting Director of Communications
J. A. Urrutia	Assistant 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
O. Covington	Chief Port Security Officer
D. B. Snyder	Director of Trade & Maritime Services
C. A. Kemp	Director of Community Relations
D. T. Holzhaus	Principal Deputy City Attorney

SECRETARY HANKLA PRESIDED AS CHAIRMAN.

APPROVAL OF MINUTES.

Upon motion by Commissioner Cordero, seconded by Commissioner Hancock and unanimously carried, the minutes of the regular meeting of April 4, 2005, were declared read and approved as read.

INTRODUCTIONS.

Mr. Don Snyder, Director of Trade & Maritime Services, introduced Mr. Edward Yau, our overseas agent who represents us from Hong Kong, China, Taiwan, and Singapore, and Mr. Jiro Takasaki who represents us from Japan. He stated they were here to participate in the Overseas Representatives meetings and Far East Economic Briefings.

Commissioner Hancock welcomed Mr. Yau and Mr. Takasaki.

Commissioner Hankla stated he looked forward to their briefings that would take place at the Hilton Hotel.

CONSENT CALENDAR – ITEMS NOS. 1-5.

Item No. 4 was removed from Consent Calendar for discussion.

1. CALIFORNIA TRAFFIC MAINTENANCE - ACCEPTANCE OF WORK UNDER SPECIFICATION NO. HD-S2212.

Communication from D. A. Thiessen, Chief Harbor Engineer, dated April 6, 2005, advising that California Traffic Maintenance has satisfactorily completed, as of March 5, 2005, traffic striping and pavement marking services, as described in Specification No. HD-S2212 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.

2. SPECIFICATION NO. HD-S2258 - APPROVED AND NOTICE INVITING BIDS AUTHORIZED – PIER E TERMINAL REDEVELOPMENT.

Communication from D. A. Thiessen, Chief Harbor Engineer, dated April 6, 2005, submitting Specification No. HD-S2258 for Chiquita building demolition and site improvements at Pier E, Berths E12 and E13 and requesting authority to advertise for bids for said work, was presented to the Board. The request was approved by the Executive Director.

3. TIDELANDS OIL PRODUCTION COMPANY – PURCHASE ORDER FOR OIL FIELD OPERATIONS – APPROVED.

Communication from Robert Kanter, Director of Planning, dated April 5, 2005, requesting approval of a Purchase Order with Tidelands Oil Production Company for oil field operations for the period of April 1, 2005, to September 30, 2005, in the amount of \$13.942 million, was presented to the Board. The request was approved by the Acting Executive Director.

5. LDV, INC. – EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE, UPON SATISFACTION OF CERTAIN CONDITIONS BY CONTRACTOR, CONTRACT FOR FURNISHING AND DELIVERING A DIVE TEAM RESPONSE VEHICLE – CITY ATTORNEY REQUESTED TO PREPARE CONTRACT – DOCUMENT NO. HD-6921 AND EWO NO. 5068 – APPROVED.

Communication from C. Perrone, Director of Security, dated April 6, 2005, requesting conditional authorization of a Contract with LDV, Inc., for furnishing and delivering a dive team response vehicle, in the amount of \$215,807, and EWO No. 5068, in the amount of \$220,000, was presented to the Board. The request was approved by the Executive Director.

Commissioner Hancock moved, seconded by Commissioner Cordero that the communications be received and filed and that Items Nos. 1-3, and 5 be approved as recommended. Carried by the following vote:

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

4. ENVIRON INTERNATIONAL, INC. - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE FOURTH AMENDMENT TO CONTRACT FOR THE STUDY OF THE FEASIBILITY OF IMPLEMENTING COLD-IRONING – DOCUMENT NO. HD-6712D.

Communication from Robert Kanter, Director of Planning, dated April 4, 2005, requesting approval of an amendment to Contract with Environ International, Inc., for the study of the feasibility of implementing cold-ironing for the Port, extending the term to June 30, 2005, was presented to the Board. The request was approved by the Acting Executive Director.

In response to a request by Commissioner Cordero, Dr. Kanter stated that Environ had conducted the Cold-Ironing Feasibility study for the Port, and several follow-on tasks, including identification of candidate vessels that call at the Port. Also, Environ examined the Marine Exchange's database and evaluated how often the vessels called at Long Beach, what the vessel's power requirements were, and what Berths they called at. Additionally, Dr. Kanter stated Environ is currently completing a comparison of methods used to calculate vessel emissions at berth and the comparison is between the AQMD recommended version, developed by Accurex, and applied in the Pier J environmental document, and a new method proposed by Federal EPA.

Commissioner Cordero moved, seconded by Commissioner Hancock that the communication be received and filed, that said amendment to Contract with Environ International, Inc., be approved, and that the Executive Director be authorized to execute the amendment. Carried by the following vote:

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

REGULAR AGENDA.

6. ALAMEDA CORRIDOR TRANSPORTATION AUTHORITY - RESOLUTION TO RECOGNIZE THE REGIONAL AIR QUALITY, SAFETY AND CARGO TRANSPORTATION BENEFITS OF THE CORRIDOR – RESOLUTION NO. HD-2248 - ADOPTED.

Communication from Gustav T. Hein, Executive Officer to the Board, dated April 5, 2005, recommending adoption of a resolution to recognize the regional air quality, safety and cargo transportation benefits of the Alameda Corridor on the occasion of Alameda Corridor Transportation Authority Day on April 15, 2005, was presented to the Board together with the authorizing resolution therefore. The recommendation was approved by the Executive Director.

Commissioner Hankla stated ACTA Day is part of an effort to make the public aware of the Alameda Corridor's many benefits, particularly those relating to environmental quality.

Commissioner Hancock moved, seconded by Commissioner Cordero 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, RECOGNIZING THE REGIONAL AIR QUALITY, SAFETY AND CARGO TRANSPORTATION BENEFITS PROVIDED BY THE ALAMEDA CORRIDOR," be declared read and adopted as read. Carried by the following vote:

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

7. CITY OF VERNON – EXECUTIVE DIRECTOR AUTHORIZED TO APPROVE RECIPROCAL GRANT EASEMENT DEEDS AND ASSIGNMENTS FOR PROPERTY ALONG THE ALAMEDA CORRIDOR – DOCUMENT NO. HD-6922 – ORDINANCE NO. HD-1932 - ADOPTED.

Ordinance entitled, "AN ORDINANCE OF THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LONG BEACH AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE RECIPROCAL GRANT EASEMENT DEEDS AND ASSIGNMENTS BY AND AMOUNT CITY OF LONG BEACH, ACTING BY AND THROUGH ITS BOARD OF HARBOR COMMISSIONERS, ALAMEDA CORRIDOR TRANSPORTATION AUTHORITY, CITY OF LOS ANGELES, ACTING BY AND THROUGH ITS BOARD OF HARBOR COMMISSIONERS, AND CITY OF VERNON, AND MAKING A DETERMINATION RELATING THERETO," was presented to the Board for its second and final reading.

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

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

COMMISSIONER COMMENTS.

Commissioner Hancock acknowledged receipt of a letter from the Environmental Protection Agency congratulating the Port on receiving its 2005 Environmental Achievement Award in recognition of their exceptional work and commitment to protecting the environment. He suggested the Press and other appropriate organizations receive a copy of this.

Commissioner Hancock stated in the current issue of the AAPA Seaports Magazine there is a article about emission and air quality and Ports taking a pro-active role on the issue and it featured President Calhoun and Dr. Kanter with the Port's yard tractors exhaust devices program.

CLOSED SESSION.

At 1:40 p.m., Secretary Hankla recessed the Board meeting to hold a closed session:

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Closed session pursuant to Section 54956.9(a) of the Government Code regarding APM Terminals Pacific Ltd., etc. vs. City of Long Beach, etc., et al., Superior Court Case No. BC303695.

At 1:55 p.m., the meeting was again called to order by Secretary Hankla.

ADJOURNED.

At 1.56 p.m., Commissioner Cordero moved, seconded by Commissioner Hancock that the meeting be adjourned sine die. Carried by the following vote:

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

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, APRIL 18, 2005, AT 1 P.M.

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

Also present:

R. D. Steinke	Executive Director
T. Teofilo	Managing Director
G. T. Hein	Executive Officer to the Board
D. A. Thiessen	Chief Harbor Engineer
T. K. Whitesell	Director of Administration
A. W. Wong	Acting Director of Communications
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
O. Covington	Chief Port Security Officer
D. B. Snyder	Director of Trade & Maritime Services
C. A. Kemp	Director of Community Relations
C. M. Gale	Deputy City Attorney

VICE PRESIDENT TOPSY-ELVORD PRESIDED AS CHAIRMAN.

APPROVAL OF MINUTES.

Upon motion by Commissioner Cordero, seconded by Commissioner Hankla and unanimously carried, the minutes of the regular meeting of April 11, 2005, were declared read and approved as read.

CONSENT CALENDAR – ITEMS NOS. 1-7.

1. GRIFFITH COMPANY - ACCEPTANCE OF WORK UNDER SPECIFICATION NO. HD-S1983.

Communication from D. A. Thiessen, Chief Harbor Engineer, by A. J. Moro, dated April 13, 2005, advising that Griffith Company, has satisfactorily completed, as of June 30, 2002, Berths T134-T140, Container and Intermodal Yard as described in Specification No. HD-S1983 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.

2. PARKER DIVING SERVICE – EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE, UPON SATISFACTION OF CERTAIN CONDITIONS BY CONTRACTOR, CONTRACT FOR FURNISHING DIVING SERVICES UNDER SPECIFICATION NO. HD-S2284 – CITY ATTORNEY REQUESTED TO PREPARE CONTRACT – DOCUMENT NO. HD-6923.

Communication from D. A. Thiessen, Chief Harbor Engineer, by A. J. Moro, dated April 13, 2005, requesting conditional authorization of a Contract with Parker Diving Service for furnishing diving services under Specification No. HD-S2284, in the amount of \$1,499,920, was presented to the Board. The request was approved by the Executive Director.

3. BEN'S ASPHALT – EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE, UPON SATISFACTION OF CERTAIN CONDITIONS BY CONTRACTOR, CONTRACT FOR PROVIDING BITUMINOUS PAVING, TRAFFIC STRIPING, PAVEMENT MARKING AND OTHER RELATED SERVICES UNDER SPECIFICATION NO. HD-S2285 – CITY ATTORNEY REQUESTED TO PREPARE CONTRACT – DOCUMENT NO. HD-6924.

Communication from D. A. Thiessen, Chief Harbor Engineer, by A. J. Moro, dated April 13, 2005, requesting conditional authorization of a Contract with Ben's Asphalt for providing bituminous paving, traffic striping, pavement marking and other related services under Specification No. HD-S2285, in the amount of \$1,760,485, was presented to the Board. The request was approved by the Executive Director.

4. 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 April 13, 2005, submitting the following Fund Transfer Journals received from the Department of Financial Management:

AMOUNT	DESCRIPTION
\$115,670.50	Employee Benefits Fund – Pension obligation bonds for April 2005
156,303.25	General Fund – transfer of the April 2005 estimated City general administration costs
(4,359.00)	General Fund – monthly credit for prior year indirect cost adjustment
684,812.00	Fire Department – Fire boats for April 2005 Fire Department – Fire stations for April 2005

7,368.50	Fire Department – vessel patrol for April 2005
687,519.00	Police Department – Police services for December 2004, January and February 2005, and adjustments for October and November 2004
12,239.00	Information Services Bureau – data processing operations and maintenance for March 2005
18.00	Information Services Bureau – voice charges for February 2005
263,864.71	Gas, water, and sewer for February and March 2005
8,049.83	Technical Systems – financial information system for April 2005
168.13	Utility user's tax billed for March 2005
709.99	Energy Department – compressed Natural Gas (CNG) usage for February 2005
54.00	Information Services Bureau – pager service charges for February 2005

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

5. NORBRIDGE, INC. - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE CONTRACT TO OPTIMIZE THE BILLING RELATED BUSINESS PROCESSES AND INFORMATION TECHNOLOGY - DOCUMENT NO. HD-6925.

Communication from Douglas Albrecht, Director of Information Management, dated April 12, 2005, recommending authorization of a Contract with Norbridge, Inc., to optimize the billing related business processes and information technology, in the amount of \$209,000, was presented to the Board. The recommendation was approved by the Executive Director.

6. EWO NO. 5063, SUPPLEMENT NO. 1 – MOBILE COMMAND POST VEHICLE – APPROVED.

Communication from Cosmo Perrone, Director of Security, dated April 13, 2005, requesting approval of EWO No. 5063, Supplement No. 1, for the purchase of four radios and a scanner for the Mobile Command Post Vehicle, in the amount of \$13,719.17, was presented to the Board. The request was approved by the Executive Director.

7. blueCONSULTING, INC. - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE CONTRACT FOR ORGANIZATIONAL ASSESSMENT OF THE HARBOR DEPARTMENT - DOCUMENT NO. HD-6926.

Communication from Richard D. Steinke, Executive Director, dated April 11, 2005, recommending authorization of a Contract with blueCONSULTING, Inc., for an organizational assessment of the Harbor Department, in the amount of \$216,258, was presented to the Board. The recommendation was approved by the Executive Director.

Commissioner Hancock moved, seconded by Commissioner Cordero that the communications be received and filed and that Items Nos. 1-7 be approved as recommended. Carried by the following vote:

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

REGULAR AGENDA.

8. NIXON PEABODY LLP – AGREEMENT FOR LEGAL SERVICES - APPROVED.

Communication from Charles M. Gale, Deputy City Attorney, dated April 13, 2005, requesting authorization of an agreement with Nixon Peabody LLP, to assist the City Attorney in connection with the implementation of cold ironing, in the amount not-to-exceed \$100,000, was presented to the Board.

Commissioner Hancock moved, seconded by Commissioner Cordero that the communication be received and filed and that said agreement with Nixon Peabody LLP be authorized. Carried by the following vote:

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

9. 1799 INDUSTRIAL WAY, LLC – ACCEPT AND APPROVE THE DELEGATION BY THE CITY COUNCIL TO CONVEY AN UNDIVIDED ONE-HALF INTEREST OF RAILROAD RIGHT-OF-WAY – RESOLUTION NO. HD-2249 – APPROVED - APPROVE LICENSE AGREEMENT FOR LAND USE – DOCUMENT NO. HD-6928 AND FEE TERMINATION AGREEMENT DOCUMENT NO. HD-6929 – FIRST READING OF ORDINANCE - APPROVE CONVEYANCE OF UNDIVIDED ONE-HALF INTEREST IN RAILROAD RIGHT-OF-WAY – DOCUMENT NO. HD-6930 – FIRST READING OF ORDINANCE.

Communication from Kathryn McDermott, Director of Properties, by Karl Adamowicz, dated April 13, 2005, recommending to accept and approve the delegation by the City Council to convey an undivided one-half interest of railroad right-of-way,

approve License Agreement for land use, Termination Fee Agreement, and conveyance of undivided one-half interest in railroad right-of-way to 1799 Industrial Way, LLC, was presented to the Board together with the authorizing resolution and ordinances therefore. The recommendation was approved by the Executive Director.

Commissioner Hancock 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 APPROVING AN ORDINANCE OF THE CITY COUNCIL ENTITLED "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONG BEACH CONFERRING UPON AND DELEGATING TO THE BOARD OF HARBOR COMMISSIONERS CERTAIN ADDITIONAL POWERS AND DUTIES RELATING TO THE CONVEYANCE OF AN UNDIVIDED ONE-HALF INTEREST IN APPROXIMATELY 2,228 SQUARE FEET OF RAILROAD RIGHT-OF-WAY IN THE CITY OF VERNON," AND MAKING A DETERMINATION RELATING THERETO," be declared read and adopted as read. Carried by the following vote:

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

Commissioner Hankla moved, seconded by Commissioner Hancock that the communication be received and filed and that the ordinance entitled, "AN ORDINANCE OF THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LONG BEACH AUTHORIZING ISSUANCE OF A LICENSE REGARDING AN UNDIVIDED ONE-HALF INTEREST IN APPROXIMATELY 4,212 SQUARE FEET OF RAILROAD RIGHT-OF-WAY, AND MAKING A DETERMINATION RELATING THERETO," be declared read for the first time and laid over for its second and final reading. Carried by the following vote:

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

Commissioner Hancock moved, seconded by Commissioner Cordero that the communication be received and filed and that the ordinance entitled, "AN ORDINANCE OF THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LONG BEACH AUTHORIZING CONVEYANCE OF AN UNDIVIDED ONE-HALF INTEREST IN APPROXIMATELY 2,228 SQUARE FEET OF RAILROAD RIGHT-OF-WAY, AND MAKING A DETERMINATION RELATING THERETO," be declared read for the first time and laid over for its second and final reading. Carried by the following vote:

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

10. CITY OF LOS ANGELES – EXECUTIVE DIRECTOR AUTHORIZED TO APPROVE PERMANENT UNDERGROUND GRANT EASEMENT DEED FOR PROPERTY ALONG THE ALAMEDA CORRIDOR – FIRST READING OF ORDINANCE.

Communication from Kathryn McDermott, Director of Properties, dated April 14, 2005, recommending approval of a permanent underground grant easement deed with the City of Los Angeles for property along the Alameda Corridor, was presented to the Board together with the authorizing ordinance therefore. The recommendation was approved by the Executive Director.

Commissioner Hankla moved, seconded by Commissioner Cordero that the communication be received and filed and that the ordinance entitled, "AN ORDINANCE OF THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LONG BEACH AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE AN UNDERGROUND EASEMENT DEED GRANTING AN EASEMENT TO THE CITY OF LOS ANGELES, AND MAKING A DETERMINATION RELATING THERETO," be declared read for the first time and laid over for its second and final reading. Carried by the following vote:

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

ADJOURNED.

At 1:40 p.m., Commissioner Hankla moved, seconded by Commissioner Cordero that the meeting be adjourned sine die. Carried by the following vote:

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

MINUTES
 REGULAR MEETING OF THE BOARD OF WATER COMMISSIONERS
 LONG BEACH, CALIFORNIA
 MARCH 31, 2005

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 March 31, 2005.

The meeting was called to order at 9:15 a.m. by President Hansen.

PRESENT:	Helen Z. Hansen	Commissioner
	Stephen T. Conley	Commissioner
	Frank Clarke	Commissioner
	C.J. Mike Walter	Commissioner
	Bennett A. Long	Commissioner
	Donna F. Gwin	Senior Deputy City Attorney
	Kevin L. Wattier	General Manager
	Lynnette L. French	Secretary to the Board of Water Commissioners
	Diem X. Vuong	Assistant General Manager
	Ryan J. Alsop	Manager, Government & Public Affairs
	Kenneth A. Walker	Manager, Administration
	Matthew P. Lyons	Manager, Planning/Water Conservation
	Robert C. Cheng	Director of Operations
	Isaac C. Pai	Director of Engineering
	K. Eric Leung	Manager, Water Resources
	Paul T. Fujita	Director of Finance
	Robert Swain	Division Engineer
	Robert Villanueva	Division Engineer
	Melissa L. Keyes	Administrative Projects Coordinator
	Carolyn A. Hill	Senior Secretary

ABSENT: None

1. PLEDGE OF ALLEGIANCE

Melissa L. Keyes, Administrative Projects Coordinator, led the Board and audience in the Pledge of Allegiance.

2. APPROVAL OF MINUTES

March 17, 2005

Upon motion by Commissioner Walter, seconded by Commissioner Clarke, and unanimously carried, the Minutes of the Regular Meeting of March 17, 2005, were approved.

3. PUBLIC COMMENT

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

4. PRESIDENT'S REPORT

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

Board Meeting Schedule – April 2005

President Hansen announced the following Board meeting schedule for April 2005:

- Thursday, April 7th No Meeting (Board will attend the Long Beach Chamber of Commerce Business Forecast)
- Thursday, April 14th Regular Business Meeting, 9:15 a.m.
- Thursday, April 21st Committee of the Whole, 9:15 a.m.
- Thursday, April 28th Regular Business Meeting, 9:15 a.m.

Retirement Luncheon

President Hansen reported that the date of the retirement luncheon for Commissioner Long has been moved from Thursday, June 2nd, to Monday, June 27th, at a location to be determined.

Metropolitan Water District (MWD) Center for Water Education

President Hansen displayed a copy of a report recently published by the MWD which provides an overview of The Center for Water Education, a facility under construction at Diamond Valley Lake. Formed in 2001, the Center for Water Education will highlight the history of water in Western North America, with a focus on the role that water plays in cultural, biological, climatic, and social change. President Hansen stated that the document will be on file in the Water Department's library.

5. GENERAL MANAGER'S REPORT

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

Fats, Oils, and Grease (FOG)

Mr. Wattier reported that on Tuesday, April 5th, the City Council will consider a second reading and action regarding a proposal to add Chapter 8.46 to the Long Beach Municipal Code relating to the best management practices of food preparation establishments in the disposal of fats, oils, and grease. Every year, large portions of the City's system require additional maintenance and cleaning due to the fats, oils, and grease that are illegally washed into kitchen sinks and floor drains, most often by food preparation

establishments without adequate grease control devices or preventative maintenance measures in place. Mr. Wattier thanked Donna Gwin, Senior Deputy City Attorney, Ryan Alsop, Manager, Government and Public Affairs, and Isaac Pai, Director of Engineering, for their efforts in the development of the proposed ordinance.

Aquarium of the Pacific (AOP)

Mr. Wattier announced that on Wednesday, March 30th, the AOP received a \$1.3 million grant from the San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy to begin construction on several watershed exhibits and an environmental education classroom facility surrounded by native plant landscaping. The project's goal is to provide information about the San Pedro Bay Basin and its surroundings and is scheduled to open in early 2007.

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 March 31, 2005

Transfers No. 127 through No. 135 in the total amount of \$346,376.35 covering the Water and Sewer Revenue Funds, were submitted to the Board for approval.

7b. Receive and File the List of Vendor Payments for the Month of February 2005

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 made during the month of February 2005.

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

7c. Request Authorization to Attend the Sixth Annual Ocean Gala Awards Dinner on Saturday, May 14, 2005

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

Action Requested:

- That the Board determine that an invitation to attend the Sixth Annual Ocean Conservation Awards Gala on May 14, 2005, at the Aquarium of the Pacific, complies with Board Policy Statement 1998-31, Expenditure of Water Department Funds for Board Approved Long Beach Related Community and Civic Activities, and authorize the purchase of a table for this event in the amount of \$5,000.

Funds for Long Beach related community activities are included in the Fiscal Year (FY) 2004-2005 annual budget.

7d. Request Authorization for the Board President to Attend the Installation of Mayor Beverly O'Neill as the President of the United States Conference of Mayors on Tuesday, June 14, 2005

At the request of President Hansen, this item was removed for separate discussion and action.

7e. Request Authorization for the General Manager to Adopt the First Amendment to Agreement WD-2619 with CH2MHill, Inc., for Engineering Services to Increase the Contract Amount and Extend the Term

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 adopt the First Amendment to Agreement WD-2619 with CH2MHill, Inc., to increase the total fee compensation to a not-to-exceed amount of \$510,624, and extend the term of the Agreement to December 31, 2005.

The construction of the Prototype Seawater Desalination Plant has experienced delays due to the complexity of the project and to

wetter than normal weather. The projects qualifies for 50% funding through the United States Bureau of Reclamation and the remaining funds for the increase are available in the FY 2004-2005 Capital Improvement Program budget.

Board Action

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

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

7d. Request Authorization for the Board President to Attend the Installation of Mayor Beverly O'Neill as the President of the United States Conference of Mayors on Tuesday, June 14, 2005

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

Action Requested:

- That the Board authorize the Board President to attend the installation of Mayor Beverly O'Neill as the President of the United States Conference of Mayors on Tuesday, June 14, 2005, in Chicago, Illinois.

Board Discussion

President Hansen explained that all of the Water Commissioners have been invited to attend the installation of Mayor O'Neill as the President of the United States Conference of Mayors. According to the guidelines established in Board Policy 1996-28, Travel Policy, conferences and special events which come to the Board's attention after the yearly approval of conferences will be "considered by the Board on a case-by-case basis". The Board has established a budgeted amount for conference registration and travel expenditures for each Commissioner.

Board Action – Agenda Item 7d

After discussion, it was moved by Commissioner Clarke and seconded by Commissioner Long that the Board amend the original request to authorize the Board President to attend the installation of Mayor Beverly O'Neill as the President of the United States Conference of Mayors on Tuesday, June 14, 2005, in Chicago, Illinois, and authorize all Commissioners to attend the event in accordance with Board Policy Statement 1996-28, Travel Policy, with the reimbursement of all necessary expenses for those who attend. The motion was carried by the following vote:

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

**8. REVIEW AND DISCUSSION OF FISCAL YEAR (FY 06) 2005-2006
CRITICAL OBJECTIVES**

- **Matthew P. Lyons, Manager, Planning/Water Conservation**

Executive Summary

Mr. Lyons explained that the Critical Objectives articulate specific goals and accompanying measurable benchmarks towards success for the upcoming Fiscal Year. On January 27, 2005, the Board of Water Commissioners reviewed the Fiscal Year (FY 05) 2005 Critical Objectives and provided comments on the proposed objectives for Fiscal Year (FY 06) 2006. The recommendations have been integrated into the draft of the FY 06 Critical Objectives before the Board today.

Mr. Lyons then discussed, category by category, the proposed FY 06 Critical Objectives. During the presentation, the Board made various observations and recommendations for revisions. Discussion of the Critical Objectives inspired the Board's interest in a more detailed presentation with regards to the cast iron main replacement program and in stewardship of the marine environment. The staff was asked to calendar presentations on both issues in the near future.

Mr. Lyons stated that the Board's revisions will be incorporated into a second draft of the FY 06 Critical Objectives and presented to the Water Commissioners for further review during the Committee of the Whole meeting on April 21, 2005.

9. LEGISLATIVE ISSUES/ACTIONS/BILLS

- **Ryan J. Alsop, Manager, Government and Public Affairs**

9a. Adopt Support Position for AB 371 (Goldberg) Water Recycling Act of 2005

Executive Summary

Mr. Alsop explained that AB 371 has been introduced by Assemblywoman Jackie Goldberg specifically to implement recommendations from California's Recycled Water Taskforce. The bill clarifies the state's preemption of authority to protect human health through permitting of recycled water projects, creates incentives and removes barriers to permitted uses of recycled water, and directs the State Water Resources Control Board to adopt a statewide general permit for water recycling.

Board Action

After discussion, a motion was made by Commissioner Conley and seconded by Commissioner Walter to adopt a Support Position for AB 371 (Goldberg), Water Recycling Act of 2005. The motion was carried by the following vote:

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

Community Cable Program

Mr. Alsop reported that the Water Department has been invited to participate in the taping of a community television cable program, "Straight Talk", hosted by Art Levine. The taping will take place on Friday, April 1st, and the entire program will be devoted to water and water conservation. The program will air several times throughout the next few weeks and will provide the Water Department with the opportunity to publicize a number of resources that are available to residents designed for California-friendly landscaping.

10. NEW BUSINESS

Committee of the Whole Presentation

President Hansen asked the staff to schedule a Board discussion of the format for the evaluation of the General Manager during the Committee of the Whole meeting on April 21, 2005.

11. **ADJOURNMENT**

There being no further business to come before
Commissioner Clarke, seconded by Commissioner Long, an


Frank Clarke, Secretary

Attest:


Helen Z. Hansen, President