

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, AUGUST 23, 2004, AT 1 P.M.

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

Also present:

R. D. Steinke	Executive Director
G. Knatz	Managing Director
S. B. Rubin	Managing Director
G. T. Hein	Executive Secretary
A. J. Moro	Assistant 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	Assistant Director of Maintenance
T. D. Johnson	Assistant 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

VICE PRESIDENT TOPSY-ELVORD PRESIDED AS CHAIRMAN.

APPROVAL OF MINUTES.

Upon motion by Commissioner Hankla, seconded by Commissioner Cordero and unanimously carried, the minutes of the regular meeting of August 16, 2004, were declared read and approved as read.

PUBLIC COMMENTS.

Mr. John Gallegos addressed the Board and introduced his company, The RETEC Group, Inc. Additionally, he left information regarding their qualifications for environmental investigation and remediation services.

CONSENT CALENDAR – ITEMS NOS. 1-7.

1. SAN PEDRO BAY PIPELINE COMPANY – EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE MEMORANDUM AGREEMENT FOR LAND NORTH OF

OCEAN BOULEVARD BETWEEN PICO AVENUE AND HARBOR SCENIC DRIVE –
DOCUMENT NO. HD-6845.

Communication from Kathryn McDermott, Director of Properties, dated August 16, 2004, recommending authorization of a Memorandum Agreement with San Pedro Bay Pipeline Company for land north of Ocean Boulevard between Pico Avenue and Harbor Scenic Drive, was presented to the Board. The recommendation was approved by the Acting Executive Director.

2. GE CAPITAL MODULAR SPACE - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE CONTRACT FOR LEASING MODULAR TRAILERS - CITY ATTORNEY REQUESTED TO PREPARE CONTRACT - DOCUMENT NO. HD-6846 - CWO NO. 1191, SUPPLEMENT NO. 6 - APPROVED.

Communication from D. A. Thiessen, Chief Harbor Engineer, by A. J. Moro, dated August 18, 2004, recommending authorization of a Contract with GE Capital Modular Space for leasing modular trailers, in the amount of \$37,131.09, and approval of CWO No. 1191, Supplement No. 6, in the amount of \$40,000, was presented to the Board. The recommendation was approved by the Acting Executive Director.

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

Communication from Robert Kanter, Director of Planning, dated August 18, 2004, requesting that the following Level I Harbor Development Permits be received and filed:

HDP #04-083	Port of Long Beach – Welcome Sign
HDP #04-087	Petro-Diamond Terminal Company – Tank Cleaning and Roof Repair
HDP #04-088	Tidelands Oil Production Company – Pipeline Installation

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

4. MWH AMERICAS, INC. - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE CONTRACT FOR COMPUTER AIDED DESIGN AND DRAFTING MANAGER SERVICES - DOCUMENT NO. HD-6847.

Communication from Douglas Albrecht, Director of Information Management, dated August 17, 2004, recommending authorization of a Contract with MWH Americas, Inc., for the computer aided design and drafting manager services of Mr. Charles Terazzas, in the amount not-to-exceed \$140,000, for a nine month period, was presented to the Board. The recommendation was approved by the Acting Executive Director.

5. PATRICIA A. SIDOTI – APPOINTMENT.

Communication from Toni K. Whitesell, Director of Administration, dated August 17, 2004, requesting approval of the appointment of Patricia A. Sidoti, to the position of Clerk Typist II, at Range/Step 350/2, effective August 24, 2004, was presented to the Board. The request was approved by the Acting Executive Director.

6. AMENDED AND RESTATED CONFLICT OF INTEREST CODE – REVISIONS TO SCHEDULE A – EXECUTIVE DIRECTOR AUTHORIZED TO SUBMIT TO THE CITY CLERK FOR CITY COUNCIL APPROVAL.

Communication from Toni K. Whitesell, Director of Administration, dated August 17, 2004, requesting approval of the Revisions to Schedule A of the Amended and Restated Conflict of Interest Code and authorize the Executive Director to submit to the City Clerk for City Council approval, was presented to the Board. The request was approved by the Acting Executive Director.

7. E. DEL SMITH & COMPANY DBA SMITH, ESPOSITO & LYERLY - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE THIRD AMENDMENT TO CONTRACT FOR WASHINGTON, D.C., REPRESENTATION SERVICES – DOCUMENT NO. HD-6514C.

Communication from Gustav T. Hein, Executive Secretary, dated August 17, 2004, requesting approval of an amendment to a Contract with E. Del Smith & Company dba Smith, Esposito & Lyerly, for Washington, D.C., representation services, correcting the not-to-exceed contract total amount, was presented to the Board. The request was approved by the Acting Executive Director.

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

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

REGULAR AGENDA.

8. RESOLUTION RESETTING THE REGULAR MEETING OF AUGUST 30, 2004 – RESOLUTION NO. HD-2211 - ADOPTED.

Communication from Gustav T. Hein, Executive Secretary, dated August 18, 2004, recommending adoption of a resolution authorizing resetting the regular meeting time of the August 30, 2004, Board meeting to 9:00 a.m., was presented to the Board together with the authorizing resolution therefore. The recommendation was approved by the Acting Executive Director.

Commissioner Cordero 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 SUSPENDING RULE 1(B) AS SET FORTH IN HARBOR DEPARTMENT RESOLUTION NO. HD-519, AS AMENDED RELATING TO THE MEETING SCHEDULE OF THE BOARD OF HARBOR COMMISSIONERS, AND RESETTING THE TIME OF THE REGULAR MEETING OF AUGUST 30, 2004," be declared read and adopted as read. Carried by the following vote:

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

9. LOREN SCALE COMPANY, INC. – EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE A REVOCABLE PERMIT FOR PROPERTY ON PICO AVENUE - DOCUMENT NO. HD-6848 - CONSENT TO LEASE – DOCUMENT NO. HD-6849 – RESOLUTION NO. HD-2212 - ADOPTED.

Communication from Kathryn McDermott, Director of Properties, dated August 18, 2004, recommending approval of a Revocable Permit with Loren Scale Company, Inc., for property on Pico Avenue north of Ocean Boulevard, and Consent to Lease, was presented to the Board together with the authorizing resolution therefore. The recommendation was approved by the Acting Executive Director.

In response to a request by Vice President Topsy-Elvord, Ms. McDermott reviewed the Revocable Permit.

Commissioner Cordero 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 AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE A REVOCABLE PERMIT BETWEEN THE CITY OF LONG BEACH, ACTING BY AND THROUGH ITS BOARD OF HARBOR COMMISSIONERS, AND LOREN SCALE CO., FOR THE USE OF CERTAIN PREMISES IN THE HARBOR DISTRICT, AS SHOWN ON HARBOR DEPARTMENT DRAWING HD-2-623, CONSENT TO LEASE, 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

10. SOUTHERN CALIFORNIA EDISON COMPANY - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE SEVENTH AMENDMENT TO LEASE FOR ELECTRICAL SUBSTATION SITES – FIRST READING OF ORDINANCE.

Communication from Kathryn McDermott, Director of Properties, dated August 16, 2004, recommending approval of the Seventh Amendment to Lease for electrical substation sites, one on Pier T and one between Harbor Scenic Drive and the flood control channel just south of Ocean Boulevard with Southern California Edison Company, was presented to the Board together with the authorizing ordinance therefore. The recommendation was approved by the Acting Executive Director.

In response to a request by Vice President Topsy-Elvord, Ms. McDermott reviewed the Amendment to the Lease with Southern California Edison.

In response to a question by Commissioner Cordero, Ms. McDermott stated this amendment was retroactive to September 2003.

Commissioner Hancock moved, seconded by Commissioner Hankla 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 A SEVENTH AMENDMENT TO LEASE BETWEEN THE CITY OF LONG BEACH, ACTING BY AND THROUGH ITS BOARD OF HARBOR COMMISSIONERS, AND SOUTHERN CALIFORNIA EDISON COMPANY FOR THE USE OF CERTAIN PREMISES IN THE HARBOR DISTRICT, 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 1:50 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

**CITY OF LONG BEACH
DEPARTMENT OF PARKS, RECREATION AND MARINE
PARKS AND RECREATION COMMISSION MINUTES
JULY 15, 2004**

I. CALL TO ORDER

The meeting of the Parks and Recreation Commission was called to order by Chris Kozaites, President, at 9:00 a.m., in the library at the El Dorado Park West Senior Center. Phil Hester, Director of Parks, Recreation and Marine, took roll call and confirmed a quorum.

Present: Chris Kozaites, President
Harry Saltzgaver, Vice President
Bea Antenore
Raymond Chavarria
William Marmion

Absent: Drew Satariano (excused)

Staff: Phil Hester, Director of Parks, Recreation and Marine
Thomas Shippey, Manager, Maintenance Operations Bureau
Terry Lortz, Superintendent of Golf Operations
Dennis Eschen, Manager, Planning and Development
Bert Srack, Acting Manager, Community Recreation Services
Cindy Fogg, Superintendent of Youth Services
Steven Neal, Chief Ranger
Kevin Prelgovisk, Manager, Business Operations
Gwendolyn Parker, Superintendent of Contracts and Revenue Development
Dan Rosenfeld, Assistant Administrative Analyst
Mark Sandoval, Manager of Marinas and Beaches
Doug Parsons, Superintendent of Marina Operations
Robin Black, Executive Secretary to the Director

Guests: Robert Lamond, Partners of Parks
Julie Dover, Goodwill Industries
Jerry Schubel, Aquarium of the Pacific
Barbara Long, Aquarium of the Pacific
Keith Hacke, Aquarium of the Pacific
Cal Olson, Cal Olson Architecture
Roberto Cabrerra, U.S. Soccer League

II. APPROVAL OF MINUTES – MAY 20, 2004 AND JUNE 17, 2004

It was moved by Vice President Saltzgaver and seconded by Commissioner Antenore to approve the May 20, 2004 and June 17, 2004 Parks and Recreation Commission minutes, as amended. The motion carried unanimously.

President Kozaites thanked Commissioner Antenore for serving the last two years as President of the Parks and Recreation Commission and presented her with a plaque.

Commissioner Antenore thanked everyone and said she has enjoyed her time on the Commission.

III. SAMMY AWARD PRESENTATION – BERT SRACK

Ms. Bert Srack gave a PowerPoint presentation on the various places she took Sammy over the past two months. She then presented the Sammy Award to Lydia Reminsky, with the Planning and Development Bureau.

IV. EMPLOYEES-OF-THE-MONTH PRESENTATIONS FOR JUNE AND JULY

Vice President Saltzgaver announced Ms. Lisa Conway as Maintenance Operations Bureau's Administrative Employee of the Month for June. Mr. Tom Shippey stated that Ms. Conway helps with the community services program and the City Attorney's office. He said that this program assigns work to those who are referred by the court system. He said that she has moved to the Maintenance Operations Bureau's administration office and now works on the Bureau's work order system, which assigns work to the field staff, in addition to working on the community services program. Mr. Shippey said that there is a lot of work with both of these programs and Ms. Conway does a great job with a smiling face.

Vice President Saltzgaver announced Ms. Melanie Vanzandt as Marine Bureau's Field/Operations Employee of the Month for June. Mr. Mark Sandoval referred the Commission to Mr. Doug Parson, who is Ms. Vanzandt's supervisor. Mr. Parsons said that Ms. Vanzandt works at the marina launch ramps, making sure that all the gates work or are fixed when they are broken. He said that this is not always an easy job and she does a great job in dealing with the public.

Vice President Saltzgaver stated that the next few Employees of the Month were not available to receive their awards in June and will be announced as Employees of the Month at this meeting.

Vice President Saltzgaver announced Mr. Rudy Rivera as Community Recreation Services' Field Operations Employee of the Month for July. Ms. Dana Clark said that Mr. Rivera works at Bixby Park and that he makes her job so much easier. She said that she could count on him to supervise Bixby Park and handle any issues when she is not at the park.

Vice President Saltzgaver announced Mr. Lester Thompson as Maintenance Operations Bureau's Lead/Supervisory Employee of the Month for July. Mr. Tom Shippey said that Mr. Thompson has been under-filling as supervisor at Beach Maintenance for the past four years. He said that this last month Mr. Thompson was promoted to the position of supervisor at Beach Maintenance. Mr. Shippey said that Mr. Thompson knows more about the beach than anyone in the department and has a great attitude.

Mr. Hester stated that there was someone in the audience who would like to make a presentation and then would have to leave.

Mr. Roberto Cabrerra introduced himself and presented a plaque to Mr. Phil Hester for his support of the U.S. Soccer League. He also gave a plaque to be given to Marc Gutfeld, from the Sports Office, for his help with the league.

Mr. Hester stated that this is a new adult soccer league and staff has been able to work out times for the team to play at Chittick Field, even though there is a shortage of field times in Long Beach. He said that most of the players are from Long Beach.

V. COMMISSION ACTION ITEMS

#04-0701

PERSONAL SERVICES/INSTRUCTION AGREEMENTS-MONTHLY APPROVAL

It was moved by Commissioner Marmion and seconded by Commissioner Antenore to authorize the Community Recreation Services Bureau Manager or his or her management designee to execute the Personal Services and Instruction Agreements and amend Attachment "A" of the agreements as needed. The motion carried unanimously.

#04-0702

PLANS FOR RENOVATION OF THE WAVE FOUNTAIN AT THE AQUARIUM OF THE PACIFIC

Mr. Hester introduced Mr. Jerry Schubel, President of the Aquarium of the Pacific, and Barbara Long, also with the Aquarium. He said that they would present plans for the Wave Fountain.

Mr. Schubel stated that he has enjoyed their partnership with the City. He said that they would like to use the Wave Fountain as an educational tool, to show what happens to water from the mountains to the ocean.

Ms. Barbara Long distributed information and went over the model of the fountain that they brought, describing the theme and concept design for the Wave Fountain.

Commissioner Chavarria asked about safety at the fountain. Ms. Long responded that the current railing would remain and the rock in the fountain would adhere to the surface.

Commissioner Marmion asked if there are any plans to outreach to the surrounding area. Mr. Schubel responded yes, they would do an outreach and there would be a new classroom, with a watershed table, in back of the aquarium.

Commissioner Marmion suggested that perhaps the Parks and Recreation Commission could meet at the Aquarium of the Pacific in January.

Commissioner Antenore asked about the height of the fence. Mr. Shippey responded that the fence is 3 feet high.

Vice President Saltzgaver asked how much the grant was. Ms. Long responded \$190,000, and that money has been received to repair the fountain. She said that there would be signage installed to draw people to the fountain.

Commissioner Marmion asked if the fountain was vandal proof. Mr. Schubel responded that it is vandal proof.

Mr. Hester stated that the water to the fountain is on a timer.

It was moved by Commissioner Chavarria and seconded by Vice President Saltzgaver to recommend that the City Manager and the City Council approve the renovation of the Wave Fountain at the Aquarium of the Pacific as proposed. The motion carried unanimously.

#04-0703

DEVELOPMENT OF HOMELAND CULTURAL CENTER AT MACARTHUR PARK

Mr. Dennis Eschen described the history of the Homeland Cultural Center at MacArthur Park and stated that Proposition 12 and Proposition 40 funds were granted to build a small theater with folding seats and a lobby/art gallery at the facility.

Mr. Hester stated that a new library would be built down the street and the Department could use the old library building for a center.

Commissioner Marmion asked about the estimated date of completion. Mr. Eschen responded that the development of the Homeland Cultural Center is estimated to be completed in 2006.

It was moved by Commissioner Marmion and seconded by Commissioner Antenore to approve the construction of the Homeland Cultural Center at MacArthur. The motion carried unanimously.

#04-0704

PERMIT WITH GOODWILL INDUSTRIES OF LONG BEACH AND SOUTH BAY FOR DONATION CENTER LOCATED NORTH OF WILL ROGERS MINI-PARK BETWEEN NIETO AND 3RD STREET

Ms. Julie Dover, from Goodwill Industries, distributed information on the proposed donation center.

Commissioner Marmion asked if the community has been notified. Ms. Dover responded that door-hanger information has been left in the area.

Mr. Hester stated that the City Council office has also let the community know, and they would do so again.

Commissioner Marmion asked when the donation center would be built. Ms. Dover responded that work could possibly begin in the next four weeks.

It was moved by Vice President Saltzgaver and seconded by Commissioner Marmion to recommend to the City Council that a permit be executed with Goodwill Industries of Long Beach and South Bay for a Donation Center located north of Will Rogers Mini-Park between Nieto Avenue and 3rd Street. The motion carried unanimously.

#04-0705

PERMIT WITH GENE AND JAN TODD FOR USE OF A PORTION OF THE FORMER PACIFIC ELECTRIC RIGHT-OF-WAY PROPERTY LOCATED BETWEEN 7TH STREET AND XIMENO AVENUE

Mr. Hester stated that the Todd's would use this property temporarily, as it is vacant now. He said that this would put the property to good use and it cleans up the area.

It was moved by Commissioner Chavarria and seconded by Commissioner Marmion to recommend to the City Council that a permit with Gene and Jan Todd be executed allowing them use of a portion of the former Pacific Electric right-of-way property, located between 7th Street and Ximeno Avenue, for growing trees and other horticultural purposes. The motion carried with Vice President Saltzgaver abstaining.

#04-0706

USE PERMIT WITH THE LIONS CLUB OF NORTH LONG BEACH (UPTOWN LIONS CLUB) FOR A CARNIVAL AT HOUGHTON PARK AND REQUEST FOR FEE WAIVER

Vice President Saltzgaver suggested that the security be continued, as there had been issues in the past at this event.

It was moved by Commissioner Chavarria and seconded by Commissioner Antenore to authorize the Director of Parks, Recreation and Marine to execute a facility use permit with the Lions Club of North Long Beach, also known as the Uptown Lions Club, for a carnival at Houghton Park. In addition, it is recommended that the \$1,300 in fees associated with the permit for this event be waived. The motion carried unanimously.

VI. COMMITTEE STATUS REPORTS

A. EXECUTIVE COMMITTEE
President Kozaites, Chair

President Kozaites stated that the Committee met and discussed the agenda and the committees.

B. FINANCE AND APPEALS COMMITTEE
President Kozaites, Chair

President Kozaites stated that the statement was included in the packet, and that 75 percent of the year had expired, expenditures were at 66.2 percent, and revenue was at 71.6 percent.

a. ANALYSIS OF FEE WAIVERS FOR USE OF COMMUNITY CENTERS

Mr. Kevin Pregovisk stated that notices to users have been sent that fee waivers may be cut in the future.

Vice President Saltzgaver stated that he was concerned that the fee waiver for Volunteers of America would be cut and that perhaps an explanation would be needed for their services rendered and that they provide the lunches when the facilities are open. He requested a report on fee adjustments and if the costs are being recouped.

President Kozaites suggested that this issue be referred back to the new Finance and Appeals Committee.

Mr. Hester stated that staff would revisit the policy on fee waivers.

Commissioner Chavarria stated that he wanted to make sure that the public is educated on fee policies.

Mr. Hester stated that staff is rewriting sports fields policies also.

Vice President Saltzgaver suggested that the Parks and Recreation Commission send a letter to Gerald Miller, City Manager, reiterating the stipulations made by the Commission that funds for fees and charges be redirected back to the maintenance and operation of Department facilities. Commissioner Antenore stated that she agreed.

President Kozaites stated that the Finance and Appeals Committee should meet before the next Parks and Recreation Commission meeting.

Mr. Hester stated that staff could survey other cities as to their fee policies.

Ms. Gwendolyn Parker stated that she could check with other large cities. She said that small cities grant fee waivers on a case-by-case basis.

It was moved by Commissioner Marmion and seconded by Commissioner Chavarria to receive and file the report. The motion carried unanimously.

C. PARK SAFETY COMMITTEE
vacant, Chair

President Kozaites stated that there is no chair for the committee and that there had been no meeting; the committee meets quarterly. He stated that the report was included in the packet.

D. EQUAL EMPLOYMENT OPPORTUNITY AND CUSTOMER SATISFACTION COMMITTEE
Commissioner Satariano, Chair

President Kozaites stated that Commissioner Satariano is not in attendance and that there would be a meeting next month.

E. CAPITAL IMPROVEMENT PROJECTS COMMITTEE
Commissioner Marmion, Chair

Commissioner Marmion stated that the committee met this morning. He stated that the report was included in the packet and referred the Commissioners to information on page 27 of the Director's report.

Mr. Eschen mentioned that the Bluff Plan of Development has been appealed by the Coastal Commission and they may eliminate some of the stairways.

F. CITY SCHOOLS/JOINT COMMITTEE
Commissioner Antenore, Chair

Commissioner Antenore stated that the committee did not meet this month.

Mr. Hester stated that he wanted to mention that Lee Miller left the City to work in another city close to his home. He said that the Department went through the selection process and promoted Ken Herbage to the position of Superintendent. Mr. Hester introduced Mr. Herbage and stated that he is the person who monitors the park maintenance and custodial contracts for the Department.

VII. DIRECTOR'S REPORT TO COMMISSION

A. DIRECTOR'S MONTHLY REPORT – JUNE 2004

Commissioner Chavarria stated that he attended the Juneteenth event and thought it was great. He said that as mentioned on Page 16, there have been lots of visitors to the Nature Center.

Commissioner Marmion stated that as mentioned on pages 8 and 9, he was very happy with the Commission on Youth and Children and congratulated them on the work they have done.

Commissioner Antenore stated that as mentioned on page 13, there is a large amount of permit fees and light fees waived for youth groups.

President Kozaites stated that this is an outstanding report and the Department does a huge amount of work.

Commissioner Marmion suggested that a copy of the report be sent along with a letter to the City Manager.

President Kozaites stated that listed under the highlights, it was mentioned that Councilmember Baker awarded proclamations to four Department members for creative art contributions. He suggested that they attend a Parks and Recreation Commission meeting with Heather Green so that the Commissioners can commend them.

VIII. CORRESPONDENCE

President Kozaites stated that there was no correspondence.

IX. **UNFINISHED BUSINESS**

President Kozaites stated that there was no unfinished business.

X. **NEW BUSINESS**

A. UPDATE ON THE 21ST CENTURY LEARNING CENTER – CYNTHIA FOGG

Ms. Cynthia Fogg distributed information to the Commissioners on the 21st Century Learning Center grant. She said that she worked with the Long Beach Unified School District (LBUSD) to apply for \$20 million, which would be distributed to 34 schools. She said that this is for a program held at schools, free to kids, and that LBUSD would take 15 percent. She stated that the City would be reimbursed depending on how many children attend the program. Ms. Fogg stated that they would apply for the next grant, for programs to be run at parks this time.

Mr. Hester mentioned that the Commission on Youth and Children would be receiving a report on budget reductions.

Vice President Saltzgaver requested a copy of that report.

Commissioner Marmion suggested that Cynthia Fogg should be on the City Schools/Joint Committee.

B. PRESENTATION OF PROJECT WITH THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT FOR THE DOMINGUEZ GAP AND DEFOREST WETLANDS PROJECTS

Mr. Eschen explained the project to the Commission, that this is an agreement with Los Angeles County.

It was moved by Commissioner Marmion and seconded by Commissioner Chavarria to recommend to the City Council the execution of a joint program agreement with the Los Angeles County Flood Control District for the DeForest Wetlands and Dominguez Gap projects. The motion carried unanimously.

- C. REQUEST BY THE LONG BEACH MUNICIPAL GOLF COMMISSION FOR THE PARKS AND RECREATION COMMISSION TO RECOMMEND TO THE CITY COUNCIL THE RENAMING OF SKYLINKS GOLF COURSE AS "SKYLINKS AT LONG BEACH"

Mr. Hester stated that even though this is not under the purview of the Parks and Recreation Commission, this item is for the Commission's recommendation only.

Mr. Cal Olson stated that Skylinks Golf Course needed a makeover. He described the renovations. He stated that for every palm tree removed, another tree was planted at the course. He said that there is now a cart path and the greens have been lengthened. Mr. Olson stated that the course is a great asset to the city.

Mr. Hester stated that Skylinks is a new, highly improved golf course, not the same old Skylinks. He said that they plan to open October 1.

It was moved by Vice President Saltzgaver and seconded by Commissioner Antenore to recommend to the City council their approval to rename Skylinks Golf Course as "Skylinks at Long Beach" on completion of the major renovation of the course. The motion carried unanimously.

- D. DISCUSSION OF COMMISSION MEETING LOCATIONS

Mr. Hester stated a suggestion was made to hold the Parks and Recreation Commission meetings at the El Dorado Park West Senior Center, in the library, because it could hold more people.

President Kozaites suggested that the Employees of the Month announcement be deferred to when all staff can attend.

Vice President Saltzgaver suggested that the Commissioners could go to other facilities for special reasons, such as when the Houghton Skate Park is open.

Commissioner Marmion suggested that the Commission could also hold a meeting in a classroom at the Aquarium.

It was moved by Vice President Saltzgaver and seconded by Commissioner Antenore to move the rest of the 2004 Parks and Recreation Commission meetings to the El Dorado Park West Senior Center, in the library. The motion was carried unanimously.

XI. COMMENTS

A. AUDIENCE

Mr. Bob Lamond stated that he should have taken up golf.

B. STAFF

There were no comments from staff.

C. COMMISSIONERS

Commissioner Marmion asked about West Nile Virus (WNV) in El Dorado Regional Park. Mr. Shippey responded that a group of mosquitoes with WNV were found in El Dorado Regional Park and that the Health Department and Los Angeles County planted mosquito fish and they would also fog the area.

Mr. Hester stated staff is handing out information on WNV at the Concerts in the Park.

Mr. Shippey stated that staff has met with the contractors to inform them also.

Commissioner Chavarria stated that the 4th of July event held at the Senior Center was wonderful. He also said that there were four Parks and Recreation Commissioners who attended the Budget Summit.

Vice President Saltzgaver stated that it is important to stay on top of the budget and the number one topic is cuts for youth. He also said that as for the Aquatics Festival, he wished that David Ashman's efforts had been recognized. He said that this Department is taken for granted.

President Kozaites stated that there was good attendance at the Budget Summit.

Commissioner Antenore stated that if park items keep getting cut, then quality of life would be affected.

XII. NEXT MEETING

The next meeting will be held at 9:00 a.m. on Thursday, August 19, 2004, in the library at El Dorado Park West Senior Center, 2800 Studebaker Road, Long Beach.

XIII. ADJOURNMENT

President Kozaites adjourned the meeting at 11:00 a.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Robin Black".

Robin Black
Executive Secretary
to the Director

c: Phil T. Hester, Director of Parks, Recreation and Marine

C I T Y P L A N N I N G C O M M I S S I O N M I N U T E S**J U L Y 1, 2 0 0 4**

The regular meeting of the City Planning Commission convened Thursday, July 1, 2004, at 1:35pm in the City Council Chambers, 333 W. Ocean Boulevard.

PRESENT: COMMISSIONERS: Charles Greenberg, Nick Sramek, Charles Winn, Matthew Jenkins, Leslie Gentile, Mitch Rouse

ABSENT: COMMISSIONERS: Morton Stuhlbarg

CHAIRMAN: Charles Greenberg

STAFF MEMBERS PRESENT: Fady Mattar, Acting Director
Greg Carpenter, Zoning Officer
Angela Reynolds, Advance Planning
Craig Chalfant, Planner III

OTHERS PRESENT: Mike Mais, Assistant City Attorney
Marcia Gold, Minutes Clerk

P L E D G E O F A L L E G I A N C E

New Commissioners Leslie Gentile and Mitch Rouse were welcomed onto the Planning Commission. Commissioner Gentile led the pledge of allegiance.

M I N U T E S

The minutes of June 3, 2004 were approved on a motion by Commissioner Winn, seconded by Commissioner Jenkins and passed 4-0-2, with abstentions from Commissioners Gentile and Rouse. Commissioner Stuhlbarg was absent.

S W E A R I N G O F W I T N E S S E S**C O N S E N T C A L E N D A R**

At the request of Commissioner Sramek, Item 1C was removed from the Consent Calendar for discussion.

Items 1A and 1B were approved as presented on a motion by Commissioner Winn, seconded by Commissioner Sramek, and passed 6-0. Commissioner Stuhlbarg was absent.

1A. Case No. 0405-04, Condominium Conversion, CE 132-04

Applicant: Michael Morris
Subject Site: 524 Nebraska (Council District 2)
Description: Request for the approval of a Tentative Parcel Map (No. 061138) to convert a nine-unit residential structure to condominiums.

Approved Tentative Parcel Map No. 061138, subject to conditions.

1B. Case No.0401-09, Standards Variance, CE 04-06

Applicant: Charles Belak-Berger
Subject Site: 56 La Linda Drive (Council District 8)
Description: Standards Variance for construction of a two-story single family residence with an attached two-car garage.

Continued to a date to be renoticed.

1C. Case No. LDR-04

Applicant: City of Long Beach
Subject Site: Citywide
Description: The 2003-2004 Local Development Report and its conformance with the 2004 Congestion Management Program.

Removed to the Regular Agenda.

R E G U L A R A G E N D A

1C. Case No. LDR-04

Applicant: City of Long Beach
Subject Site: Citywide
Description: The 2003-2004 Local Development Report and its conformance with the 2004 Congestion Management Program.

In response to a query from Commissioner Sramek, Mr. Carpenter explained that the large amount of square footage noted for demolition had to be mentioned for credit.

Commissioner Sramek moved to recommend that the City Council adopt a resolution self-certifying the Local Development Report

and its conformance with the Congestion Management Program. Commissioner Jenkins seconded the motion, which passed 6-0. Commissioner Stuhlberg was absent.

2. Case No. 00405-15, Administrative Use Permit, ND 17-04

Applicant: Joe Coletti, Institute for Urban Research
& Development
Subject Site: 1368 Oregon Avenue (Council Dist. 1)
Description: Administrative Use Permit to allow
establishment of a homeless shelter in an existing
industrial building.

Craig Chalfant presented the staff report recommending approval of the request since the shelter would provide a needed public service for the City's homeless population with conditions of approval incorporated to safeguard neighbors against noise, loitering and other adverse effects.

In response to queries from Commissioner Sramek, Mr. Carpenter explained that fees are collected because the operation is within the business assessment district. Mr. Mais suggested strengthening the conditions of approval to assure that the operator-dependent business always had a specifically-approved permit in place.

Commissioner Sramek stated he had toured the applicant's Glendale facility and was impressed with the quality of the operation.

In response to another query from Commissioner Sramek regarding the chemical hazard mitigation, Angela Reynolds outlined the method of soil and water testing and monitoring, and further remediation efforts planned to bring the property into AQMD compliance with residential-use regulations.

Jack Garrett, Applicant, Project Director, Institute for Urban Research and Development, 840 Echo Park Avenue, Los Angeles, 90026, presented slides showing similar operations and how they had successfully addressed neighborhood concerns about loitering through careful planning and supervision of activities.

In response to a query from Commissioner Winn about the night-only operation, and what the City would gain from this, Mr. Garrett replied that this program was designed to help the homeless with the best chance of becoming productive citizens by helping them save money for long-term housing. Mr. Garrett

added that there were plans to create a Neighborhood Advisory Committee.

David Bauer, 110 Pine Avenue #925, President, Tar-Gi, explained how they had removed potentially hazardous materials from the site and that the groundwater was not contaminated by previous use.

Dan Berns, 1250 W. 17th St., Westside PAC President, spoke in opposition to the facility, stating that the Redevelopment Agency had the responsibility to control these uses in this area, and that although the provider seemed to be reliable, his experience was that many promises made to neighborhoods in similar situations had been broken.

Jack Meany, 515 W. Combs St., area manufacturer, also expressed opposition to the operation, stating that a residential use was inappropriate in this industrial area, and that the homeless would be better served if the unused commercial buildings on PCH or Anaheim could be used.

Larry Goodhue, 5050 2nd St., agreed, and added that the project would destabilize their neighborhood and that the use in general was incompatible with the City's expressed desire to become a tourist destination. Mr. Goodhue added that he felt the installation of the Blue Line had significantly increased the numbers of transients from outside the City's borders.

Ed Van, 646 W. Pacific Coast Hwy., local manufacturer, expressed support for the idea.

Janet McCarthy, 800 W. Pacific Coast Hwy., Goodwill Industries, also expressed support for the facility, stating she had also visited other operations managed by the applicant and had found them to be well-managed and clean.

Candace Mead, 2925 Eucalyptus, expressed opposition to the shelter, citing liability issues for the operator, and potential problems with the contaminated soil remediation.

Maria Giesey, 1901 E. Ocean, spoke in support of the application, saying that a transitional shelter would be effective in reducing the homeless population.

Elaine Des Roches, 445 W. 6th St., expressed support for the shelter, saying that she heard that indigents with court dates

were given one-way bus tickets to attend court in Long Beach, and that the problem couldn't be ignored.

George Janich, 3939 Pacific Ave., Magnolia Industrial Group representative, said he opposed the idea because it would bring more crime into the area and create more difficulties for business owners. He added that he understood that more than 3.5 million square feet of rentable commercial property was available, which could house more people more efficiently elsewhere, while employing more helpers.

Rebecca Magdaleno Rankins, 1965 Magnolia Avenue, representing South Wrigley Neighborhood Advisory Group, spoke in opposition to the facility, saying she did not feel that there had been enough public notice or input, and that this could discourage new business operations from locating in the area.

Mary Coburn, 100 W. Broadway, Suite 120, Operations Manager, Downtown Long Beach Associates, said she supported the project with the stringent conditions in place, and since the applicant was a reliable operator with a goal to mainstream the interim homeless.

Don Darnauer, 801 Pine Avenue, Central PAC Chair, suggested that the needs of the community be balanced with the needs of the neighborhood, especially given the private property aspect of this specific use, but that overall, even though the operator was reliable and experienced, this would not be an improvement to the area.

Jack Smith, 2453 Golden Avenue, expressed opposition to the idea of a residential shelter in an industrial area, especially since their manufacturing group had worked so hard to successfully improve the area, and said he thought it would be very difficult to enforce the conditions of approval.

Leonard Chudacoff, 615 W. 17th Street, agreed that the business group had worked too hard to improve the area to support an operation that could potentially attract loiterers.

Richard Bechler, 725 W. Anaheim Street, adjacent business owner, said he had a huge operation with large amounts of truck traffic that could be very hazardous for a residential-type use, and that this specific one would reduce their property values.

John Abazis, 634 W. 14th Street, adjacent business owner, agreed that he would lose tenants which would reduce the quality and value of his investment in the area.

Lena Wilson, (no address given), said she supported the shelter because it was needed and would make a difference.

Edwina Fearonce, New Congregation Christian Church, 439 Anaheim Street, expressed support for the operation.

Evelyn Knight, 2521 Cota, agreed that the shelter would be an asset because it would be professionally run by an experienced operator.

Sandra Kroll, 3529 Vista Street, said she represented 12 churches encompassing 12,000 families in support of the shelter.

Geoff Bennett, 655 W. 14th Street, Caravan Manufacturing, expressed opposition to a permanent shelter, stating that it was located in a very busy section of the industrial area, and would give visiting manufacturing clients a negative impression.

Steve Marderosian, 665-1/2 W. 14th Street, adjacent business owner, expressed opposition to the application, saying that he thought a more proper location for this operation would be in or around the churches who supported the homeless.

Jane Kelleher, 3929 E. Anaheim Street, agreed that this location was inappropriate, and noting that the applicant had admitted to only a 30% success rate with their clients.

Laura Sanchez, 3759 Orange Avenue, Cal Heights United Methodist Church representative, said she supported the shelter because she believed most of the homeless were City residents unable to afford housing.

Carol McCafferty, 1060 Maine, expressed opposition to the shelter in a fragile industrial area.

Brenda Wilson, 410 E. Ocean Blvd., New Image Emergency Shelter, spoke in support of the shelter.

Lynda Moran, 1301 W. 12th Street, New Image Emergency Shelter, added that there was a need for these services.

Marguerite Lovett, 1509 Loray Street, Unitarian Universalist Church representative, spoke in support of the shelter.

James Brown, President Long Beach Community Action Network, no address given, expressed support for the shelter, and said that those who wanted help should be able to receive it.

Gary Shelton, 1243 E. Ocean Blvd., rep, First Congregational Church, expressed support for the shelter and applicant.

Mike Zupanovich, 537 W. Anaheim Street, expressed opposition to the location, agreeing that it was too dangerous for a residential use.

Casey Carver, 2635 E. 17th Street, President, East Village Arts District, expressed support for the application saying he felt there was not enough low-income housing available.

Michael Walker, (no address given), said he didn't want to be in that area either, but that this shelter would help the transients working to acquire permanent housing.

Larry, (no last name or address given), said he felt the shelter would be a worthwhile operation.

Jack Garrett, applicant, promised to provide a human health risk assessment on the chemical contamination.

Commissioner Jenkins noted that housing costs had risen, increasing the transient element of the City's population, and said he was in favor of any temporary housing opportunities that could be created to help the working homeless. Mr. Jenkins also lauded the staff's work and suggested that the City take a chance on this, especially since the operator had good record with their other shelters.

Commissioner Jenkins then moved to accept the staff recommendation to approve the Administrative Use Permit, subject to conditions, and to adopt Negative Declaration 17-04.

Commissioner Sramek said that although he agreed wholeheartedly that this would be one element of a solution to the homeless problem, he wanted to divide the issues of need and location. Mr. Sramek noted that the local business association had worked hard for many years to improve the area, and that this use would not fit there. Commissioner Sramek acknowledged the opposition's fear that it would also have a negative affect on the overall economic health of the area. Mr. Sramek also expressed fear that the previous environmental problems at the

site could create serious health risks for shelter clients. Mr. Sramek suggested the City put together a task force to look for appropriate sites for these uses, stating he just could not support putting this use into this location.

Commissioner Winn also expressed appreciation for the quality and thoughtfulness of the testimony on both sides of the issue. Mr. Winn acknowledged the positive impact Magnolia Industrial Group had made on the area, and noted that the operating conditions of the Administrative Use Permit were extremely strict because of the group's dissatisfaction with the location. Commissioner Winn said he felt that these stringent conditions coupled with the proven track record of the operator would preclude any negative impacts on the area as a result of the facility. Mr. Winn also expressed satisfaction with the mitigation of the environmental issues.

Commissioner Winn then seconded the motion.

Commissioner Rouse agreed with Commissioner Sramek that the economic health of the area was a direct result of the Magnolia Industrial Group, who had spent many generations in cleaning up the area on their own volition and with their own money. Mr. Rouse said he shared Mr. Sramek's opinion that this residential type use was incompatible in an industrial area, and further, that the City's zoning ordinance specifically called it an 'industrial sanctuary,' which was what area manufacturers should expect. Commissioner Rouse suggested locating the facility in a commercial area.

Chairman Greenberg commented that the Commission's duty was to apply land use principles in making a decision, and to give the best advice possible to the City Council as to what, from that standpoint, was right or wrong. Mr. Greenberg contended that if this use was suggested for a residential area, there would be even more opposition; and that if it was placed in a commercial area, it would be intrusive as well. Commissioner Greenberg stated frankly that the only problem with this particular project was that the Westside had already taken more of its share of this type of project for the City. Mr. Greenberg remarked that because this specific shelter specialized in helping a different kind of homeless person with a reasonable chance of returning to the economic mainstream, it would probably preclude the stereotypical problems most opponents feared. Commissioner Greenberg concluded that since any type of shelter would be opposed in any area, and since the problem was

too critical to put off any more, he would support the motion on the floor.

Assistant City Attorney Mais asked that the amendment to Condition 37 be added to the motion, which would insure that the Administrative Use Permit could not be transferred without a new application being made, and to require the owner of the property and the applicant to sign a document, written to the satisfaction of the City Attorney's office, indicating that they were willing to waive any right they might have that the permit run with the land. Both makers of the motion agreed to the addition.

The question was called, and the motion passed 4-2, with Commissioners Rouse and Sramek dissenting.

M A T T E R S F R O M T H E A U D I E N C E

There were no matters from the audience.

M A T T E R S F R O M T H E D E P A R T M E N T O F P L A N N I N G A N D B U I L D I N G

There were no matters from the Department of Planning and Building.

M A T T E R S F R O M T H E P L A N N I N G C O M M I S S I O N

There were no matters from the Planning Commission.

A D J O U R N

The meeting adjourned at 5:30.

Respectfully submitted,

Marcia Gold
Minutes Clerk

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MINUTES
REGULAR MEETING OF THE BOARD OF WATER COMMISSIONERS
LONG BEACH, CA
AUGUST 5, 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 August 5, 2004.

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

PRESENT:	Bennett A. Long	Commissioner
	Helen Z. Hansen	Commissioner
	Stephen T. Conley	Commissioner
	Frank Clarke	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
	John R. Kruse	Deputy General Manager
	Matthew P. Lyons	Manager, Planning/Water Conservation
	Paul T. Fujita	Director of Finance
	Robert C. Cheng	Director of Operations
	Isaac C. Pai	Director of Engineering
	K. Eric Leung	Manager, Water Resources
	Robert V. Swain	Division Engineer
	Robert Villanueva	Division Engineer
	John E. Wills	Administrative Analyst III
	Reymundo Trejo	Capital Projects Coordinator III
	Melissa L. Keyes	Administrative Projects Coordinator
	Carolyn A. Hill	Senior Secretary
	Juan F. Garza	Public Affairs Assistant

ABSENT: C.J. Mike Walter Commissioner (Excused)

1. PLEDGE OF ALLEGIANCE

Barbara Long, Vice President, Government Relations and Special Projects, Aquarium of the Pacific (AOP), led the Board and audience in the Pledge of Allegiance.

2. APPROVAL OF MINUTES

July 15, 2004

Upon motion by Commissioner Clarke, seconded by Commissioner Conley, and unanimously carried, the Minutes of the Regular Meeting of July 15, 2004, were approved.

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. AQUARIUM OF THE PACIFIC (AOP) – PRESENTATION ON PROPOSAL FOR THE FOUNTAIN REFURBISHMENT

- **Dr. Jerry R. Schubel, President and CEO, AOP**
- **Barbara Long, Vice President, Government Relations and Special Projects, AOP**

Dr. Schubel thanked the Board of Water Commissioners for participating in the recent AOP workshops dedicated to the enhancing of the plaza fountain located in front of the Aquarium. He reported that a number of creative ideas were submitted during the workshops that will be incorporated into the existing design to revitalize the fountain without changing its original form or structure. Dr. Schubel announced that Aquarium officials have requested and received funding from the Rivers and Mountains Conservancy to renovate the fountain as an educational exhibit about the Los Angeles and San Gabriel Rivers, telling the story of the journey of water from the mountains to the Pacific Ocean.

Ms. Long presented a model of the fountain's interpretive mosaic and provided an overview of the project and the timeline for completion. She discussed various features of the fountain and noted that its construction will complement and enhance the AOP's water education curriculum. She added that the AOP looks forward to continuing its partnership with the Long Beach Water Department (LBWD) to raise community awareness about the importance of water conservation efforts.

At the conclusion of the presentation, the Board thanked Dr. Schubel and Ms. Long for bringing the model of the fountain to the Board, noting that the presentation was both interesting and informative.

5. PRESIDENT'S REPORT

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

Water Department Fiscal Year 2004-2005 (FY05) Budget

President Long announced that Water Department officials are continuing a series of individual budget briefings with the Mayor and members of the City Council to discuss the Water Department's FY05 budget. He explained that the meetings have been very productive and well received by City officials. The Water Department is scheduled to present its FY05 budget to the entire City Council on Tuesday, August 24th.

Central Basin and West Basin Municipal Water Districts

President Long announced that the Board of Water Commissioners has been invited to join the Boards of the Central and West Basin Municipal Water Districts for an informal meeting and tour of the West Basin Water Recycling Facility and Seawater Desalination Plant. The meeting is tentatively scheduled for the latter part of October and the staff will report back after the date and logistics for the meeting are finalized.

Urban Water Institute – August 25-27, 2004

Commissioner Long announced that several Water Commissioners and members of the Water Department Executive Staff plan to attend the Urban Water Institute Annual Conference August 25-27, 2004. Kevin Wattier, General Manager, has been invited to speak on the issue of seawater desalination. Due to the timing of the conference, the Water Commission Committee of the Whole meeting scheduled on August 26, 2004, will be cancelled.

6. METROPOLITAN WATER DISTRICT (MWD) AGENDA ITEMS AND RECOMMENDATIONS FOR THE AUGUST 17, 2004, BOARD MEETING

- **Helen Z. Hansen, MWD Director**

Commissioner Hansen, in her capacity as the City of Long Beach MWD Director, discussed the tentative agenda for the MWD Board of Directors' meeting on August 17, 2004. She explained that the MWD Board will consider funding requests for several infrastructure improvement projects and consider the possible sale of the Ormond Beach property located in Oxnard, California. Commissioner Hansen stated she will report back during the Board of Water Commissioners' meeting on August 19th.

7. GENERAL MANAGER'S REPORT

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

Long Beach Conjunctive Use Project

The Long Beach Conjunctive Use Project, nearing completion, is an innovative groundwater storage project that will ultimately provide up to 4.2 billion gallons of water for the Long Beach area during dry years. The project will allow the Water Department to maximize the use of the groundwater basin that runs under the City of Long Beach. Partnering with the Central Basin Municipal Water District, the MWD, and the California Department of Water Resources, the LBWD will receive \$4.5 million in Proposition 13 (Water Bond) funding.

Plans are underway to expand the project in partnership with the City of Lakewood by adding a fifth well to the program which will allow for another 1.2 billion gallons of water to be stored in the aquifer. Although the new well would be located in Lakewood, a new pipeline will connect the well to the LBWD's water system so that the stored water can be pumped to Long Beach during a drought. Lakewood will benefit by being able to use the well to back up its existing systems of wells when it is not needed as part of the conjunctive use system. A request to approve funding for the project was agendaized for Metropolitan's Executive Committee on August 3rd and is expected to go before the entire MWD Board of Directors on August 17th.

MWD – Rate Structure Integrity

Mr. Wattier explained that the MWD is discussing a proposed "rate structure integrity" provision to be incorporated in future local resource program contracts. Language in the proposal would prohibit Metropolitan's member agencies from accepting MWD funding for such projects unless the member agencies promise not to challenge Metropolitan's current rate system in court or the State Legislature.

Security

Mr. Wattier reported that on August 3rd, at the request of the California Department of Health Services (CDHS), representatives from the LBWD met with officials from the Port of Long Beach (POLB) and the CDHS to discuss security issues at the Port.

8. LEGAL COUNSEL REPORT

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

No report was given.

9. CONSENT CALENDAR

9a. Approval of Transfer of Funds by Journal Entry Dated August 5, 2004

Transfers No. 210 through No. 224 in the total amount of \$428,254.09 covering the Water and Sewer Revenue Funds, were submitted to the Board for approval.

9b. Receive and File the List of Vendor Payments for June 2004

A communication was presented to the Board from John Kruse 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 June 2004.

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

9c. Request Authorization for the General Manager to Execute the First Amendment to Agreement No. WD-2599 with Bell Building Maintenance Company Extending the Term for One Year

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 execute the First Amendment to Agreement No. WD-2599 with Bell Building Maintenance Company, in an amount not to exceed \$107,977.96 and extend the term for one year.

The cost for janitorial services has been included in the Fiscal Year (FY) 2004-2005 budget.

9d. Request Authorization for the General Manager to Execute the First Amendment to Agreement No. WD-2601 with Backflow Apparatus & Valve Company Extending the Term for One Year

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 execute the First Amendment to Agreement No. WD-2601 with Backflow Apparatus & Valve Company, in an amount not to exceed \$189,000 annually, and extend the term for one year.

Funds for the contract extension are included in the FY 2004-2005 annual budget (Water Fund).

9e. Request Approval to Adopt Specifications WD-03-02 for the 11th Street and St. Louis Avenue Sewer Main Replacement and Other Sewer Repairs Project and Authorize the General Manager to Sign a Construction Contract with Southern California Underground Contractors, Inc.

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

Action Requested:

- That the Board adopt Specifications WD-03-02 for the 11th Street and St. Louis Avenue Sewer Main Replacement and other sewer repairs projects and authorize the General Manager to sign a construction contract with Southern California Underground Contractors, Inc., in the amount of \$577,176.00.

Funds for the contract are included in the FY 2004-2005 Capital Improvements Project Budget (Sewer Funds).

9f. Request Authorization for the General Manager to Sign a Developer's Agreement with D'Orsay International Partners to Relocate a Water Main in the City of Long Beach

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

Action Requested:

- That the Board authorize the General Manager to sign a Developer's Agreement with the D'Orsay International Partners to relocate a water main in the City of Long Beach.

The Developer will pay for the relocation of the water main. All water improvements will be constructed in accordance with the standards of the Long Beach Water Department.

9g. Request Authorization for the General Manager to Sign an Agreement with MWH Americas, Inc., to Provide Engineering Construction Management Services for the Long Beach Conjunctive Use Project, Phase 1, Part 2B (MC-4945)

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

Action Requested:

- That the Board authorize the General Manager to sign an Agreement with MWH Americas, Inc., to provide engineering construction management services for the Long Beach Conjunctive Use Project, Phase 1, Part 2B, in an amount not-to-exceed \$254,237.

The project is 100 percent funded by Proposition 13 through the Department of Water Resources and the Metropolitan Water District.

9h. Request Authorization for the President and Secretary to Sign a Quitclaim Deed to a Portion of the Alamitos Water Company Blanket Easement

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

Action Requested:

- That the Board authorize the President and Secretary to sign a quitclaim deed relinquishing the Water Department's interests in a portion of the Alamitos Water Company blanket easement.

The parcel in question is located in the City of Signal Hill and does not receive water or sewer service from the LBWD.

Board Action

After discussion, it was moved by Commissioner Conley and seconded by Commissioner Hansen that the Board approve Consent Calendar Items 9a-9h.

The motion was carried by the following vote:

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

10. LEGISLATIVE ISSUES/ACTIONS/BILLS

• Kevin L. Wattier, General Manager

Mr. Wattier reported that United States Senators and Representatives adjourned on July 26th, for a six-week break for presidential nominating conventions and the traditional August recess. Congress is scheduled to reconvene after Labor Day.

The California State Legislature reconvened on Wednesday, August 4th. The Water Department will continue tracking important water-related legislation and keep the Board informed.

11. NEW BUSINESS

San Gabriel River


Commissioner Clarke noted that he is concerned about pollution in the San Gabriel River, particularly as it is a source of groundwater for the City of Long Beach. Mr. Wattier explained that there are a number of complex legal issues regarding the enforcement of regulations to stop the pollution, and that the LBWD is very active in the on-going campaign to promote environmental stewardship of the San Gabriel river and its watershed.

The Wave

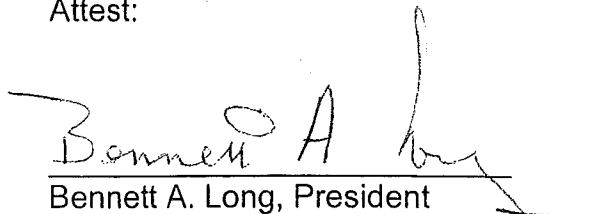
Commissioner Hansen noted that she just received the most recent edition of "The Wave", an informational newsletter that is mailed to customers in utility bills. She complimented the Water Department staff for an excellent article that appeared in the newsletter, noting that it was a very concise and informative presentation with regards to the operations of the LBWD.

12. ADJOURNMENT

There being no further business to come before the Board, it was moved by Commissioner Clarke, seconded by Commissioner Hansen, and unanimously carried, that the meeting be adjourned at 10:50 a.m. to the next Regular Meeting of the Water Commission to be held on Thursday, August 19, 2004, at 9:15 a.m., in the Board Room of the Administration Building, 1800 E. Wardlow, in Long Beach, California.


Stephen T. Conley, Secretary

Attest:


Bennett A. Long, President