

MINUTES
 REGULAR MEETING OF THE BOARD OF WATER COMMISSIONERS
 LONG BEACH, CA
 SEPTEMBER 2, 2004

The Board of Water Commissioners of the City of Long Beach met in the Board Room of the Administration Building, 1800 E. Wardlow Road, Long Beach, California, on September 2, 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
	C.J. Mike Walter	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
	Robert C. Cheng	Director of Operations
	Robert V. Swain	Division Engineer
	Robert Villanueva	Division Engineer
	Carolyn A. Hill	Senior Secretary
	Juan F. Garza	Public Affairs Assistant

ABSENT: None

1. PLEDGE OF ALLEGIANCE

John Kruse, Deputy General Manager, led the Board and audience in the Pledge of Allegiance.

President Long requested a moment of silence in memory of the late Ann Molholt, the mother of Water Commissioner C.J. Mike Walter.

2. APPROVAL OF MINUTES

August 19, 2004

Upon motion by Commissioner Conley, seconded by Commissioner Walter, and unanimously carried, the Minutes of the Regular Meeting of August 19, 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. PRESIDENT'S REPORT

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

11th Annual Urban Water Institute Conference

President Long reported that he attended the 11th Annual Urban Water Institute Conference held August 25th-27th in San Diego, California. Also in attendance were Helen Hansen, Board of Water Commissioner; Kevin Wattier, General Manager; Diem Vuong, Assistant General Manager; and Reymundo Trejo, Capital Projects Coordinator.

President Long noted that a pre-conference workshop on seawater desalination and power sources featured an in-depth look at this issue. He reported that during the workshop, Mr. Wattier provided a very concise and informative presentation about the Long Beach Water Department's (LBWD) approach to seawater desalination and current seawater desalination project.

Presentation of Water Department Fiscal Year 2004-2005 (FY 05) Budget to City Council

Commissioner Hansen stated that the LBWD presented its FY 05 budget to the Mayor and City Council during the City Council meeting of August 24, 2004. She was joined at the meeting by Commissioners Clarke and Walter; General Manager Kevin Wattier; and Deputy General Manager John Kruse. She stated that Mr. Wattier did an outstanding job of presenting the budget and that the Board and Staff of the Water Department received a number of compliments from the Mayor and City Council for fiduciary responsibility and mode of operation.

Commissioner Clarke noted that the information in the budget presentation provides an excellent summary of the Water Department's financial status, on-going operations, and future Capital Improvement Program projects. He suggested that the information be made available to the public at every opportunity, for example, at town hall meetings and in informational mailings to the community.

Please Note: The following Minutes reflect the order in which items on the agenda were addressed by the Board.

**9. ELECTION OF OFFICERS – PRESIDENT, VICE PRESIDENT,
SECRETARY**

- **Bennett A. Long, President**

President Long stated that he would accept nominations for the Board officers for FY 05 in accordance with Resolution WD-889, a Resolution Establishing Rules of Procedure for the Board of Water Commissioners.

President

President Long called for the nomination of the President of the Board of Water Commissioners.

It was moved by Commissioner Conley, seconded by Commissioner Clarke, and unanimously carried, that Commissioner Hansen be nominated for the office of President.

President Long asked if there were any other nominations, and there being none, Commissioner Hansen was unanimously elected as President for the term beginning October 1, 2004, and ending September 30, 2005.

Vice-President

President Long called for the nomination of the Vice President of the Board of Water Commissioners.

It was moved by Commissioner Clarke, seconded by Commissioner Walter, and unanimously carried, that Commissioner Conley be nominated for the office of Vice President.

President Long asked if there were any other nominations, and, there being none, Commissioner Conley was unanimously elected as Vice President for the term beginning October 1, 2004, and ending September 30, 2005.

Secretary

President Long called for the nomination of the Secretary of the Board of Water Commissioners.

It was moved by Commissioner Conley, seconded by Commissioner Walter, and unanimously carried, that Commissioner Clarke be nominated for the office of Secretary.

President Long asked if there were any other nominations, and there being none, Commissioner Clarke was unanimously elected as Secretary for the term beginning October 1, 2004, and ending September 30, 2005.

5. METROPOLITAN WATER DISTRICT (MWD) AGENDA ITEMS AND RECOMMENDATIONS FOR THE SEPTEMBER 14, 2004, BOARD MEETING

- Helen Z. Hansen, MWD Director

Commissioner Hansen, in her capacity as the City of Long Beach MWD Director, briefly discussed tentative agenda items for the September 14th MWD meeting and stated that she will report back to the Water Commission during the Regular Meeting of September 16th.

Commissioner Hansen called the Board's attention to a draft of the "Water Times", an educational publication which the MWD is currently developing for use in sixth grade classrooms. The publication is designed to provide a fresh perspective regarding water and is ingeniously divided into sections which relate various water issues to such subjects as health, food, the environment, and transportation.

6. GENERAL MANAGER'S REPORT

- Kevin L. Wattier, General Manager

MWD Agenda Issues

Mr. Wattier noted that the tentative September 14th MWD agenda includes an agenda item on the issue of approving the initial fees for pursuing one-year water transfer option agreements with Sacramento Valley water districts. He explained that this particular topic is associated with Metropolitan's Water Supply and Drought Management (WSDM) Plan which mandates the way that water will be allocated during drought situations. He suggested that the Water Commissioners agendaize the WSDM Plan for review and discussion during a future meeting of the Committee of the Whole.

Seawater Desalination

Mr. Wattier announced that the Water Department has completed the process to obtain a building permit for its prototype seawater desalination plant. Construction is expected to begin in the near future.

Security Preparedness

Mr. Wattier reported that following today's Board meeting he has been invited to join other City Department staff in a briefing for Errol Southers, the Deputy Director of

State Homeland Security. Mr. Southers will be provided with a one hour briefing and a helicopter tour of Long Beach's critical infrastructure.

Articles of Interest

Mr. Wattier distributed several articles of interest to the Board and briefly summarized each. Of particular interest was the August 2004 edition of "Estuary", a publication devoted to the Sacramento-San Joaquin Delta. Mr. Wattier noted that this issue featured an in-depth study of the ecosystem in the underwater landscape and life of the Delta.

7. LEGAL COUNSEL REPORT

- Donna F. Gwin, Senior Deputy City Attorney

No report was given.

8. CONSENT CALENDAR

8a. Approval of Transfer of Funds by Journal Entry Dated September 2, 2004

Transfers No. 235 through No. 249 in the total amount of \$807,717.58 covering the Water and Sewer Revenue Funds, were submitted to the Board for approval.

8b. Receive and File List of Vendor Payments for July 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 for July 2004.

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

8c. Request Authorization to Participate as a Sponsor in the League of California Cities Annual Conference, September 17-19, 2004

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 participate as a sponsor in the League of California Cities Annual Conference, in the amount of \$5,000, complies with Board Policy Statement 1998-31, Expenditure of Water Department Funds for Board Approved Long Beach Related Community and Civic Activities, and authorize said expenditure.

Funds for Long Beach related community activities are included in the Fiscal Year 2003-2004 annual budget.

8d. Request Authorization for the General Manager to Sign the Final Construction Change Order with Kinsel Industries, Inc., for the Broadway Interceptor Sewer Tunnel Project

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

8e. Request Authorization for the General Manager to Sign a Developer's Agreement with the Jamboree Housing Corporation to Relocate a Water Main

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 approve the relocation of the water mains on Third Street and Main Avenue and authorize the General Manager to sign a Developer's Agreement with Jamboree Housing Corporation.

All water improvements will be constructed in accordance with the standards of the Long Beach Water Department.

8f. Adopt Specification WD-08-04 to Provide Air Conditioning Systems Maintenance at the Long Beach Water Department and Request Authorization for the General Manager to Sign an Agreement with F.M. Thomas Air Conditioning, Inc.

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

Action Requested:

- That the Board adopt Specification WD-08-04 to provide air conditioning systems maintenance at the Long Beach Water Department facilities and authorize the General Manager to execute an Agreement with F.M. Thomas Air Conditioning, Inc., for an amount not to exceed \$90,852.00

The cost for air conditioning maintenance services has been included in the Fiscal Year 2004-2005 budget.

Board Action

After discussion, it was moved by Commissioner Hansen and seconded by Commissioner Walter that the Board approve Consent Calendar Items 8a, 8b, 8c, 8e, and 8f. The motion was carried by the following vote:

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

8d. Request Authorization for the General Manager to Sign the Final Construction Change Order with Kinsel Industries, Inc., for the Broadway Interceptor Sewer Tunnel Project

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 the final construction change order (change order #5) with Kinsel Industries, Inc., for the Broadway Interceptor Sewer Tunnel Project, in the amount of \$330,000.

Funds for the project are included in the Fiscal Year 2003-2004 Capital Improvement Program budget.

Executive Summary

Diem Vuong, Deputy General Manager, explained that the Broadway Sanitary Sewer Replacement project significantly improved the overall reliability and capacity of the sanitary sewer system currently serving the downtown region. The project, started in February 2002 and completed in April 2004, involved the construction of 6,300 linear feet of 36-inch diameter sanitary sewer main from Shoreline Drive along Broadway to the intersection of Alamitos Avenue. To minimize disruption to the community, the LBWD utilized micro-tunneling technology, a trenchless method of pipe installation, to install the new sewer main.

During the construction, Kinsel Industries, Inc., the project contractor, encountered a steel and concrete tieback system which was used for temporary support of shoring utilized over ten years ago for the construction of a subterranean private parking garage. This temporary system was not removed after the garage was completed and resulted in various delays on the Broadway sewer project. After several months of negotiation, Kinsel has agreed to the final change order for the project in the amount of \$330,000, which is before the Board today.

Departure of Commissioner: President Long left the meeting at 10:40 a.m. Vice President Hansen assumed the chair and presided over the remainder of the meeting.

Board Action:

After discussion, it was moved by Commissioner Walter and seconded by Commissioner Conley that the Board approve Consent Calendar Item 8d to authorize the General Manager to sign the final construction change order (Change Order #5) with Kinsel Industries, Inc., for the Broadway Interceptor Sewer Tunnel Project, in the amount of \$330,000. The motion was carried by the following vote:

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

10. LEGISLATIVE ISSUES/ACTIONS/BILLS

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

Both the U.S. Congress and California Legislature are on summer recess. Congress will reconvene September 7th and among the first orders of business will be the markup of the FY 05 Federal appropriations bill and consideration of Senator Feinstein's proposed CalFed legislation.

11. NEW BUSINESS

California Performance Review Commission

Commissioner Conley reported that the San Gabriel and Lower Los Angeles Rivers and Mountain Conservancy has been identified for elimination as a distinct governing body by the California Performance Review Commission, tasked with providing recommendations for State government reforms. Staff was asked to agendize this issue for the Board's consideration on September 16, 2004.

Excused Absence: Commissioner Conley

It was moved by Commissioner Walter and seconded by Commissioner Hansen that Commissioner Conley be excused from the Board Meetings of September 16th and October 14th and the Committee of the Whole Meeting on October 21st. The motion was carried by the following vote:


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

12. ADJOURNMENT

There being no further business to come before the Board, it was moved by Commissioner Clarke, seconded by Commissioner Conley, 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, September 16, 2004, at 9:15 a.m., in the Board Room of the Administration Building, 1800 E. Wardlow, in Long Beach, California.


Frank Clarke, Acting Secretary

Attest:


Bennett A. Long, President