

**LONG BEACH CIVIL SERVICE COMMISSION  
F. PHIL INFELISE, PRESIDENT  
MARCH 31, 2010**

The regular meeting of the Civil Service Commission was held at 8:00 a.m., Wednesday, March 31, 2010, in the Board Room of the Commission, 333 West Ocean Boulevard, Seventh Floor, Long Beach, California.

**MEMBERS PRESENT:** F. Phil Infelise, Ahmed Saafir, Jeanne Karatsu, Douglas Haubert, Carolyn Smith Watts

**MEMBER EXCUSED:**

**OTHERS PRESENT:** Mario R. Beas, Executive Director & Secretary  
Diane Dzodin, Administrative Officer  
Marilyn Hall, Executive Assistant  
Salvador Ambriz, Personnel Analyst  
Caprice McDonald, Personnel Analyst  
Robert Pfingsthorn, Personnel Analyst  
Lourdes Ferrer, Personnel Analyst  
Donna de Araujo, Assistant Administrative Analyst  
Stephanie Kemp, Personnel Analyst, Human Resources

**President F. Phil Infelise presided.**

**MINUTES:** It was moved by Commissioner Karatsu, seconded by Commissioner Saafir and carried that the minutes of the regular meeting of March 17, 2010, be approved as prepared. The motion carried by a unanimous roll call vote.

**COMMUNICATIONS REGARDING  
REQUEST FOR REINSTATEMENT  
OF SENIORITY** The Secretary presented communications from Police Officers Allan R. Legayada, Ray Panek and Sean Hunt, requesting the Commission to reinstate their seniority as Police Officers in the Police Department. All three officers were present and addressed the Commission regarding their requests. After discussion, it was moved by Commissioner Saafir, seconded by Commissioner Karatsu and carried to refer the requests to staff to research and report back to the Commission. The motion carried by a unanimous roll call vote.

**REPORT ON HIRING ACTIVITY  
FOR CUSTOMER SERVICE  
REPRESENTATIVE AND PARKING  
CONTROL CHECKER ELIGIBLE  
LISTS:**

The Secretary presented a report prepared by Diane Dzodin, Administrative Officer, on the hiring activity for Customer Service Representative and Parking Control Checker Eligible lists, as requested by the Commission at its regular meeting of January 6, 2010. Ms. Dzodin briefed the Commission with an update on the number of selections having been made from the two eligible lists, stating that six selections were made from each list. After discussion, it was moved by Commissioner Haubert, seconded by Commissioner Saafir and carried to receive and file the report. The motion carried by a unanimous roll call vote.

**EXAMINATION RESULTS:**

It was moved by Commissioner Saafir, seconded by Commissioner Karatsu and carried that the following examination results be approved. The motion carried by a unanimous roll call vote.

Fire Captain – 46 Applied, 17 Qualified  
Police Sergeant – 143 Applied, 32 Qualified

The Secretary thanked Rob Pfingsthorn, Personnel Analyst, his assistant, Ambriz, Personnel Analyst, and support staff for the excellent job in the administration of the Fire Captain examination. He also thanked Caprice McDonald, Personnel Analyst and her assistant, Lourdes Ferrer, Personnel Analyst, and staff for the excellent job in the administration of the Police Sergeant examination.

Commissioner Smith Watts congratulated staff on the process and the outstanding job they did. She stated that she attended the examination and was very impressed with the examination process and staff's efforts.

Commander Joe Stilinovich, also acknowledged staff for the outstanding job they did in the administration of the Police Sergeant examination.

Chris Albers, Battalion Chief, also acknowledged staff for the outstanding job they did in the administration of the Fire Captain examination.

**EXTENSION OF EXPIRING  
ELIGIBLE LISTS:**

It was moved by Commissioner Karatsu, seconded by Commissioner Smith Watts and carried that the following eligible lists be extended for an additional six months, with the exception of Senior Civil Engineer (10/8/09) to be

extended for three months. The motion carried by a unanimous roll call vote.

Civil Engineer (4/8/09 & 4/29/09)  
Civil Engineering Assistant (10/7/09 & 10/14/09)  
Control Center Operator  
Senior Civil Engineer (10/8/08)-(3 months)  
Supervisor Stores & Property

**RESIGNATION:**

**BRIAN ROBERTS/AMBULANCE OPERATOR/FIRE**

It was moved by Commissioner Saafir, seconded by Commissioner Karatsu and carried that the subject resignation be received and filed. The motion carried by a unanimous roll call vote.

**TRANSFER:**

**NANCY VILLASENOR/ADMINISTRATIVE ANALYST III/PUBLIC WORKS TO ADMINISTRATIVE ANALYST III/HUMAN RESOURCES**

The Secretary presented a staff report prepared by Diane Dzodin, Administrative Officer, regarding the subject transfer. After discussion, it was moved by Commissioner Haubert, seconded by Commissioner Karatsu and carried that the subject transfer between departments be approved. The motion carried by a unanimous roll call vote.

**MANAGERS' REPORT:**

Diane Dzodin, Administrative Officer, informed the Commission that Melinda George, Deputy Director, was conducting a Selection Interview class for the Supervisory Leadership Academy.

The Secretary provided the Commission with a copy of the Civil Service Commission 2009 Year-End-Report, and congratulated Diane Dzodin, Administrative Officer, for a job well done in completing the report.

**NEW BUSINESS:**

The Secretary provided the Commission with a communication he received from the City Manager, addressing the FY 11 Structural Deficit, and the requested targeted reduction to the Civil Service Department Budget for FY 2010/2011. He stated the communication provided two targeted areas in reducing the budget, which he provided to the Commission. He also stated that it is requested that the reductions to the budget be submitted

by April 7, 2010, but that staff will request additional time to complete the budget. He stated that he would submit the Civil Service Department requested targeted budget reduction to the Commission on April 14, 2010. The Secretary provided the Commission with a copy of the funding reductions the Civil Service Department has incurred beginning with Fiscal Year 2006/07 – 2009/10. Diane Dzodin, Administrative Analyst, explained the reductions to the Commission.

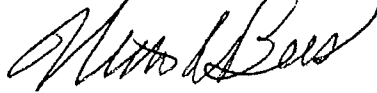
**COMMENTS FROM PUBLIC:**

Rob Pfingsthorn, Personnel Analyst, thanked the Commission for its comments to staff on the administration of the Fire Captain examination, and thanked staff and the Fire Department staff for their assistance in the administration of the Fire Captain examination.

Caprice McDonald, Personnel Analyst, thanked staff and the Police Department staff for their assistance in the administration of the Police Sergeant examination.

**ADJOURNMENT:**

There being no further business before the Commission, President Infelise adjourned the meeting.



MARIO R. BEAS  
Secretary

MRB:meh

Karen Highberger, Chair  
Laura H. Brassler, Vice Chair  
Shannon Carmack, Commissioner  
Irma Hernandez, Commissioner



Louise Ivers, Commissioner  
Harvey Keller, Commissioner  
Richard Powers, Commissioner

---

## FINISHED AGENDA AND MINUTES

### CALL TO ORDER (5:35 PM)

see media

At 5:35 p.m., Chair Highberger called the meeting to order.

### ROLL CALL (5:35 PM)

see media

**Boardmembers** Laura H. Brassler, Karen L. Highberger, Irma Hernandez, Louise

**Present:** Ivers, Harvey Keller and Richard Powers

**Boardmembers** Shannon Carmack

**Absent:**

Also present: Derek Burnham, Current Planning Officer; Michael Mais, Assistant City Attorney; Truong Huynh, Plan Check Officer; Angie Zetterquist, Planner; Lynette Ferenczy, Planner; Heidi Eidson, Bureau Secretary.

### FLAG SALUTE (5:35 PM)

see media

Commissioner Brassler led the flag salute.

### MINUTES (5:36 PM)

see media

see media

10-004CH

Recommendation to receive and file the Cultural Heritage Commission minutes of January 11, 2010.

**A motion was made by Commissioner Keller, seconded by Commissioner Powers, to approve the recommendation. The motion carried by the following vote:**

**Yes:** 5 - Laura H. Brassler, Karen L. Highberger, Louise Ivers, Harvey Keller and Richard Powers

**Excused:** 1 - Irma Hernandez

**Absent:** 1 - Shannon Carmack

**DIRECTOR'S REPORT (5:37 PM)**

see media

Derek Burnham, Current Planning Officer, spoke.

**PUBLIC PARTICIPATION (5:37 PM)**

see media

There was no public comment given at this time.

**SWEARING OF WITNESSES (5:37 PM)**

see media

Do you solemnly swear or affirm that the evidence you shall give in this Cultural Heritage Commission Meeting shall be the truth, the whole truth, and nothing but the truth.

**REGULAR AGENDA (5:38 PM)**

see media

see media

1. 10-003CH Recommendation to approve a Certificate of Appropriateness request to remove an existing two-car garage and replace it with a new three-car garage and add a 713-square-foot one-story addition to the rear of an existing residence located at 3001 E. 1st Street within the Bluff Park Historic District. (District 3) (Application No. HP09-0273)

Angie Zetterquist, Project Planner, presented the staff report.

Commissioner Hernandez arrived at 5:40 p.m.

Angie Zetterquist responded to a query from Commissioner Brasser.

Paul Hendrickson, applicant's representative, 5729 Malaga Place, spoke.

A dialogue ensued between Commissioner Ivers and Mr. Hendrickson.

Robert Lucci, 3011 E. 1st Street, spoke.

Helena Segelhorst, 2828 E. 1st Street, spoke.

Derek Burnham responded to a query from Ms. Segelhorst.

Elizabeth Kuehne, 2827 E. 1st Street, spoke.

Paul Hendrickson presented materials and responded to comments from the public.

Chair Highberger swore in late arriving members of the public wishing to speak.

Scott Klodowski, 127 Orizaba, spoke.

Georgette Haverluk, 127 Orizaba, spoke.

Robert Lucci responded to materials presented by Mr. Hendrickson.

Derek Burnham responded to a query from Commissioner Powers.

A dialogue ensued between Angie Zetterquist, Derek Burnham and Commissioner Ivers.

Commissioner Brassler spoke.

Commissioner Brassler responded to a query from Derek Burnham.

Commissioner Hernandez spoke.

Derek Burnham responded to a query from Commissioner Hernandez.

Chair Highberger spoke.

Angie Zetterquist and Derek Burnham responded to a query from Chair Highberger.

Chair Highberger spoke.

A dialogue ensued between Derek Burnham, Chair Highberger, Commissioner Brassler, Commissioner Keller and Commissioner Powers.

Mr. Burnham presented the clarified recommendations as a separation of the addition from the garage of at least five feet, re-evaluating the size and configuration of the garage, and changing casement windows to double-hung windows and changing sliding doors to french doors.

**A motion was made by Chair Highberger, seconded by Commissioner Brassler, to continue the item to the meeting of March 8, 2010 to allow time for the applicant to work with staff to come back with plans that are more in keeping with the recommendations of the Cultural Heritage Commission. The motion carried by the following vote:**

**Yes:** 6 - Laura H. Brassler, Karen L. Highberger, Irma Hernandez, Louise Ivers, Harvey Keller and Richard Powers

**Absent:** 1 - Shannon Carmack

see media

2. 09-012CH

Recommendation to deny a Certificate of Appropriateness to install four wrought iron railings on the 15th floor of the Villa Riviera for unit #1508. (District 2) (Application No. HP 09-0141)

Lynette Ferenczy, Project Planner, presented the staff report.

Derek Burnham, Current Planning Officer, spoke.

Commissioner Keller recused himself from the item.

Derek Burnham and Truong Huynh, Plan Check Officer, responded to a query from Commissioner Hernandez.

Chair Highberger swore in late arriving members of the public wishing to speak.

Steven Garcia, applicant's representative, 550 N. Brand Boulevard, spoke.

A dialogue ensued between Chair Highberger and Steven Garcia.

Commissioner Hernandez spoke.

Steven Garcia responded to Commissioner Hernandez's comments.

Steven Garcia responded to a query from Commissioner Brassler.

A dialogue ensued between Steven Garcia and Chair Highberger.

Ernest Marrujo, applicant, 800 E. Ocean Boulevard, Unit 1508, spoke.

A dialogue ensued between Steven Garcia and Chair Highberger.

Julie Marrujo, no address given, spoke.



Derek Burnham responded to comments.

Chair Highberger swore in a late arriving witness.

Richard Orozco, 1 - 3rd Place, spoke.

Chair Highberger swore in a late arriving witness.

Douglas Gastella, 800 E. Ocean Boulevard, Unit 1408, spoke.

Maridol Pradastimo, 1105 Alamitos, spoke.

Bertha Albright, 7053 Lurline Avenue, Winnetka, spoke.

Chair Highberger swore in a late arriving witness.

Joe Marrujo, 4407 Yellowstone, Los Angeles, spoke.

Calla Shane, 800 E. Ocean Boulevard, Unit 308, spoke.

A dialogue ensued between Derek Burnham and Commissioner Hernandez.

Commissioner Powers spoke.

Commissioner Hernandez spoke.

Chair Highberger spoke.

Ernest Marrujo spoke.

Derek Burnham spoke.

Mr. Marrujo responded to a query from Commissioner Brassier.

Chair Highberger spoke.

**A motion was made by Chair Highberger, seconded by Commissioner Ivers, to approve the recommendation. The motion carried by the following vote:**

**Yes:** 5 - Laura H. Brassier, Karen L. Highberger, Irma Hernandez, Louise Ivers and Richard Powers

**Excused:** 1 - Harvey Keller

**Absent:** 1 - Shannon Carmack

**COMMENTS FROM THE CULTURAL HERITAGE COMMISSION (8:00 PM)**

see media

There were no comments from the Commission.

**ADJOURNMENT (8:00 PM)**

see media

At 8:00 p.m., Chair Highberger adjourned the meeting

NEXT REGULAR MEETING: March 8, 2010 - 5:30 P.M.

Melani Smith, Chair  
Charles Durnin, Vice-Chair



Becky Blair, Commissioner  
Alan Fox, Commissioner  
Leslie Gentile, Commissioner  
Phil Saumur, Commissioner  
Donita Van Horik, Commissioner

---

## FINISHED AGENDA AND MINUTES

### CALL TO ORDER (5:08 PM)

see media

At 5:08 p.m., Chair Smith called the meeting to order.

### ROLL CALL (5:08 PM)

see media

**Boardmembers Present:** Phillip Joseph Saumur, Alan L. Fox, Charles Durnin, Melani Smith and Becky Blair

**Boardmembers Absent:** Leslie Fernald Gentile and Donita Van Horik

Also present: Reggie Harrison, Interim Director of Development Services; Derek Burnham, Current Planning Officer; Jill Griffiths, Advance Planning Officer; Michael Mais, Assistant City Attorney; Lynette Ferenczy, Planner; Craig Chalfant, Planner; Scott Kinsey, Planner; Heidi Eidson, Bureau Secretary.

### FLAG SALUTE (5:08 PM)

see media

Commissioner Durnin led the flag salute.

### MINUTES (5:09 PM)

see media

see media

10-006PL

Recommendation to receive and file the Planning Commission minutes of February 4, 2010.

**A motion was made by Commissioner Saumur, seconded by Chair Smith, to approve the recommendation. The motion carried by the following vote:**

**Yes:** 4 - Phillip Joseph Saumur, Alan L. Fox, Charles Durnin and Melani Smith

**Abstain:** 1 - Becky Blair

**Absent:** 2 - Leslie Fernald Gentile and Donita Van Horik

**DIRECTOR'S REPORT (5:10 PM)**

see media

Reggie Harrison, Interim Director of Development Services, presented the Director's Report and showed a DVD highlighting the New Year's Eve event in downtown Long Beach.

**PUBLIC PARTICIPATION (5:20 PM)**

see media

There was no public comment given at this time.

**SWEARING OF WITNESSES (5:20 PM)**

see media

Do you solemnly swear or affirm that the evidence you shall give in this Planning Commission Meeting shall be the truth, the whole truth, and nothing but the truth.

**REGULAR AGENDA (5:21 PM)**

see media

see media

1. 10-005PL Recommendation to adopt a Resolution certifying Mitigated Negative Declaration 15-09 and approve a Local Coastal Development Permit to remove four large above-ground storage tanks, Tank Nos. 1, 2, 3 and 4, and one smaller above-ground storage tank, Cutter Tank B, and associated above-ground pipelines at 400 Studebaker Road. (District 3) (Application No. 0911-04)

Reggie Harrison, Interim Director of Development Services, introduced the item.

Lynette Ferenczy, Project Planner, presented the staff report.

Jill Griffiths, Environmental Planning Officer, spoke.

Derek Burnham, Current Planning Officer, responded to a query from

Commissioner Durnin.

Mike Murchison, applicant's representative, spoke.

Mike Murchison responded to queries from Commissioner Durnin.

Eric Keller, construction manager for the project, responded to a query from Commissioner Durnin.

Mr. Murchison responded to queries from Commissioner Saumur.

Michael Mais, Assistant City Attorney, responded to a query from Commissioner Saumur.

Derek Burnham responded to a query from Commissioner Saumur.

Michael Mais spoke.

Staff responded to a queries from Commissioner Saumur.

Tom Marchese, 6312 E. 5th Street, spoke.

Heather Altman, no address given, spoke.

Pat Towner, President of University Park Estates Homeowners Association, 6239 E. 6th Street, spoke.

Elizabeth Lambe, Los Cerritos Wetlands Land Trust, 4102 E. 6th Street, spoke.

A dialogue ensued between Commissioner Saumur and Ms. Lambe.

James Jacoby, Plains All American Pipeline, 5900 Cherry Avenue, spoke.

Mr. Jacoby responded to queries from Commissioner Durnin.

Mary Parsell, El Dorado Audubon Society, no address given, spoke.

Janice Dahl, 6212 E. Vista Street, spoke.

Ann Cantrell, 3106 Claremore, spoke.

Derek Burnham spoke.

Jill Griffiths spoke.

Derek Burnham responded to a query from Commissioner Durnin.

Derek Burnham responded to queries from Chair Smith.

Joe Power, Rincon Consultants, responded to a query from Commissioner Saumur.

Mike Murchison responded to comments made by the public.

Eric Keller spoke.

Mr. Keller responded to a query from Chair Smith.

Commissioner Fox spoke.

Michael Mais responded to queries from Commissioner Fox.

Derek Burnham responded to a query from Commissioner Fox.

Derek Burnham responded to a query from Commissioner Saumur.

Mr. Murchison responded to queries from Commissioner Durnin.

Commissioner Blair spoke.

Michael Mais responded to Commissioner Blair's remark.

Jill Griffiths responded to a query from Commissioner Saumur.

Jill Griffiths and Eric Keller responded to a query from Commissioner Fox.

Mr. Keller responded to a query from Chair Smith.

Commissioner Durnin spoke.

Derek Burnham and Mr. Keller responded to queries from Chair Smith.

Mr. Keller responded to a query from Michael Mais.

A dialogue ensued between Chair Smith, Derek Burnham, Mr. Keller and Mr. Murchison.

Heather Altman spoke.

Anne Cantrell spoke.

Derek Burnham spoke.

Jill Griffiths spoke.

A dialogue ensued between Chair Smith, Derek Burnham and Michael Mais.

A dialogue ensued between Commissioner Fox, Chair Smith and Michael Mais.

Commissioner Saumur spoke.

A motion was made by Commissioner Durnin, seconded by Chair Smith, to continue the item to a date uncertain to allow time for the applicant to get necessary work plan approved by D.T.S.C. and to get approval from the adjacent property owner of an analysis indicating that the adjacent property owner's operation will not be harmed during the demolition phase.

Commissioner Fox spoke.

Commissioner Blair spoke.

A substitute motion was made by Commissioner Blair, seconded by Commissioner Fox, to approve the recommendation to certify the Mitigated Negative Declaration, approve a Local Coastal Development Permit and impose additional conditions of approval that a demolition permit not be issued until the City receives notification that an appropriate work plan is in place for the project, that there is cooperation between the applicant and the adjacent property owner that the adjacent property owner's interests are not harmed during the demolition phase, and that the applicant pay for a City inspector to be on-site daily during the demolition phase.

Michael Mais responded to a query from Chair Smith.

The motion failed by the following vote:  
(Failed 2-3) Yes: Fox, and Blair. No: Saumur, Durnin, Smith. Absent: Van Horik, Gentile.

Michael Mais spoke.

A vote was taken on the original motion made by Commissioner Durnin, seconded by Chair Smith, to continue the item to a date uncertain to allow time for the applicant to get necessary work plan approved by D.T.S.C. and to get approval from the adjacent property owner of an analysis indicating that the adjacent property owner's operation will not be harmed during the demolition phase. The motion carried by the following vote:

**Yes:** 3 - Phillip Joseph Saumur, Charles Durnin and Melani Smith

**No:** 2 - Alan L. Fox and Becky Blair

**Absent:** 2 - Leslie Fernald Gentile and Donita Van Horik

**STUDY SESSION - Discussion of Wireless Telecommunication Regulations (7:32 PM)**

see media

Derek Burnham, Current Planning Officer, introduced the study session.

Scott Kinsey, Project Planner, presented the study session.

Derek Burnham spoke.

Derek Burnham responded to queries from Commissioner Saumur.

Scott Kinsey responded to a query from Commissioner Durnin.

Commissioner Durnin spoke.

Derek Burnham spoke.

Commissioner Blair spoke.

Chair Smith spoke.

A dialogue ensued between Derek Burnham and Chair Smith.

Michale Mais, Assistant City Attorney, spoke.

Commissioner Durnin spoke.

Derek Burnham spoke.

**COMMENTS FROM THE PLANNING COMMISSION (8:05 PM)**

see media



A dialogue ensued between Commissioner Blair and Derek Burnham.

**ADJOURNMENT (8:10 PM)**

see media

At 8:10 p.m., Chair Smith adjourned the meeting.

NEXT REGULAR MEETING: March 4, 2010 - 5:00 p.m.

hge

MINUTES  
REGULAR MEETING OF THE BOARD OF WATER COMMISSIONERS  
LONG BEACH, CALIFORNIA  
MARCH 4, 2010

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 4, 2010.

The meeting was called to order at 9:00 a.m. by President Blanco.

PRESENT:	Paul Blanco	Commissioner
	Frank Clarke	Commissioner
	William B. Townsend	Commissioner
	John Allen	Commissioner
	Charles Parkin	Principal Deputy City Attorney
	Sandra L. Fox	Secretary to the Board of Water Commissioners
	B. Anatole Falagan	Deputy General Manager – Business
	Matthew P. Lyons	Director, Planning & Conservation
	Isaac C. Pai	Director of Engineering
	Eric Leung	Director of Water Resources
	Matthew R. Veeh	Director of Government & Public Affairs
	Monya Hawkins	Manager Information Technology
	Dynna Long	Office Administrator
	Ken Bott	Administrative Officer
ABSENT:	Suzanne Dallman	Commissioner (EXCUSED)
	Kevin L. Wattier	General Manager
	Robert C. Cheng	Deputy General Manager – Operations

**1. PLEDGE OF ALLEGIANCE**

Anatole Falagan led the Board and audience in the Pledge of Allegiance.

**2. PUBLIC COMMENT**

President Blanco opened the public comment period. As there were no requests to address the Board on non-agenda items, the public comment period was closed.

**3. APPROVAL OF MINUTES**

February 18, 2010

Upon motion by Commissioner Allen, seconded by Commissioner Townsend and unanimously carried, the minutes of the February 18, 2010 meeting were unanimously approved.

**4. PRESIDENT'S REPORT**

- **Paul C. Blanco, President, Board of Water Commissioners**

None.

**5. GENERAL MANAGER'S REPORT**

**B. Anatole Falagan, Deputy General Manager - Business**

Mr. Falagan advised the Board that Mr. Wattier was absent from today's board meeting due to his being called in to serve jury duty.

STATE WATER PROJECT ALLOCATION

Mr. Falagan reported that on February 25, 2010, the Department of Water Resources (DWR) had only increased the allocation for State Water Project deliveries up to 15% from 5%. He noted that even though precipitation was trending near normal, DWR noted concern for runoff estimates and reservoir storage figures. He advised that DWR reported that short of a spring deluge, they would find it difficult for state deliveries to reach normal levels in 2010.

FEBRUARY 2010 WATER CONSERVATION

Mr. Falagan reported that as of February 28<sup>th</sup> water demands for fiscal year to date were approximately 17.3% below the 10-year average. He noted demand levels were essentially identical to the levels achieved last fiscal year at this same date.

**6. CONSENT CALENDAR**

Mr. Eric Leung provided a briefing regarding Consent Calendar item 6a.

It was moved by Commissioner Allen and seconded by Commissioner Townsend to approve Consent Calendar item 6a.

President Blanco asked if there were any further questions or discussion regarding the Consent Calendar items. Hearing none, he called for the vote. Consent Calendar item 6a. was unanimously approved.

**6a. Authorize the General Manager to Execute an Amendment to Agreement WD-2810 with the Water Replenishment District of Southern California (WRD) to Extend the Expiration Date to December 31, 2011**

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

- 7. Adopt policy position on SB 1412 – Water Replenishment Districts, as introduced by Senator Calderon (D-Montebello)**
- **Matthew R. Veeh, Director of Government & Public Affairs**

Mr. Veeh provided a briefing regarding this proposed legislation. Mr. Falagan pointed out that because this legislation is in direct conflict with ongoing legal and court proceedings relating to the Central and West Coast Basin Judgment Amendments, and would likely lead to protracted litigation concerning the setting of replenishment assessments for each separate basin, staff recommended the Board oppose SB 1412.

It was moved by Commissioner Allen, seconded by Commissioner Townsend and unanimously approved to oppose SB 1412 (Calderon) and communicate this position to the California State Legislature.

**8. LEGISLATIVE ISSUES/ACTIONS/BILLS**

- **Matthew Veeh, Director of Government & Public Affairs**

Mr. Veeh reported that State Legislators continued to work on budget issues. He advised they are now considering a Gas Tax swap proposal that could generate \$1.6 billion (state sales tax replaced with excise tax and corporate tax rollbacks)

Mr. Veeh advised that a Judge had ruled that state workers were owed back pay related to previously imposed furloughs.

He reported that former Governor Jerry Brown had formally announced his bid to run for Governor.

Mr. Veeh noted that Assembly member John Perez (D-Los Angeles) replaced Karen Bass as Assembly Speaker, and that Assembly member Perez was proposing a ballot measure for the November 2010 ballot that would change the budget approval from a supermajority (2/3) to a majority vote.

He reported the Legislature had introduced 1,300 bills during this session.

Mr. Veeh reported the following Federal legislative actions: 1) \$15 Billion jobs bill had recently passed the Senate 70-28. He noted the House was expected to vote on this same bill March 4, 2010; 2) A Chemical Facility Security Hearing had been held on March 3, 2010. Mr. Veeh distributed a news article outlining the proceedings of the hearing.

NOTE: Commissioner Clarke joined the meeting at 9:21 A.M.

**9. NEW BUSINESS**

Commissioner Townsend requested background information on the new conservation garden located in front of the Administration Building. Mr. Lyons, Director of Planning and Conservation, provided a briefing on the new plantings, and pointed out it is to be used as a demonstration garden to give residents ideas for replacement of lawns with drought tolerant plantings.

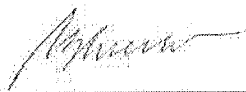
Commissioner Allen recommended that a flyer box be placed in the garden that could contain flyers outlining the plantings used in the new garden.

**10. ADJOURNMENT**

There being no further business to come before the Board, President Blanco adjourned the meeting at 9:28 a.m. to the next regular meeting of the Water Commission to be held March 18, 2010, in the Board Room of the Administration Building, 1800 E. Wardlow, in Long Beach, California.

  
\_\_\_\_\_  
Frank Clarke, Secretary

Attest:

  
\_\_\_\_\_  
Paul C. Blanco, President

MINUTES  
REGULAR MEETING OF THE BOARD OF WATER COMMISSIONERS  
LONG BEACH, CALIFORNIA  
MARCH 18, 2010

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 18, 2010.

The meeting was called to order at 7:00 p.m. by President Blanco.

PRESENT:	Paul Blanco	Commissioner
	Suzanne Dallman	Commissioner
	Frank Clarke	Commissioner
	William B. Townsend	Commissioner
	John Allen	Commissioner
	Richard Anthony	Deputy City Attorney
	Kevin L. Wattier	General Manager
	Sandra L. Fox	Secretary to the Board of Water Commissioners
	Robert C. Cheng	Deputy General Manager – Operations
	B. Anatole Falagan	Deputy General Manager – Business
	Eric Leung	Director of Water Resources
	Matthew Veeh	Director of Government & Public Affairs
	Ken Bott	Administrative Officer
	Stephen Gay	Manager, Security & Emergency Preparedness
	Marcella Dunn	CSULB Student

ABSENT: NONE

## 1. PLEDGE OF ALLEGIANCE

Terry McAlpine led the Board and audience in the Pledge of Allegiance.

## 2. PUBLIC COMMENT

President Blanco opened the public comment period. As there were no requests to address the Board on non-agenda items, the public comment period was closed.

## 3. APPROVAL OF MINUTES

February 4, 2010

Upon motion by Commissioner Allen, seconded by Commissioner Townsend and unanimously carried, the minutes of the meeting of March 4, 2010 were unanimously approved.

**4. REVIEW BOARD MEETING SCHEDULE FOR MARCH 2010**

- **Paul C. Blanco, President, Board of Water Commissioners**

The Board discussed the proposed meeting schedule for the month of April 2010.

Commissioner Dallman advised she would be absent from the April 15<sup>th</sup> meeting.

The Board agreed to the following meeting schedule:

April 1, 2010	Regular Meeting – 9:00 A.M.
April 15, 2010	Regular Meeting – 7:00 P.M.

**5. PRESIDENT'S REPORT**

- **Paul C. Blanco, President, Board of Water Commissioners**

None.

**6. GENERAL MANAGER'S REPORT**

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

INTRODUCTION OF STEPHEN GAY, MANAGER – SECURITY & EMERGENCY PREPAREDNESS

Dr. Robert Cheng, Deputy General Manager – Operations introduced the new Long Beach Water Department Manager, Stephen Gay.

Mr. Gay provided background information on his work history.

STATE WATER PROJECT (SWP) ALLOCATION UPDATE

Mr. Wattier advised that the Department of Water Resources had not increased the SWP allocation as expected beyond the 15% allocation as previously reported. He noted that data he had reviewed supported DWR's decision due to revised runoff figures and reduced system storage.

Mr. Wattier noted that effective April 1<sup>st</sup> the salmon biological opinion would trigger severe pumping restrictions in the Bay-Delta for April and May.

NOTE: Commissioner Clarke joined the meeting at 7:13 P.M.

### METROPOLITAN WATER DISTRICT (MWD) SHORTAGE ALLOCATION PLAN

Mr. Wattier advised he expected MWD to report they would be in a shortage position, plus or minus 10%. He advised they should announce this shortage in April, but would probably finalize the data by May.

### METROPOLITAN WATER DISTRICT (MWD) RATE UPDATE

Mr. Wattier reported that MWD would be setting new rates in April 2010. He noted since SWP allocation was not expected to change by April, MWD's current rates do not support a 15% SWP allocation. He advised they currently plan on basing their rates on a 35% SWP allocation.

He reported that MWD was taking a look at three options for setting their rates: 1) Full cost recovery – 12.4% rate increase effective January 2011; 2) Adopt two-year budget rate setting – 7.5% each for the next two years; 3) Change Metropolitan Water District Act (accomplished through Legislature action) to change MWD tax allocation. He reported that Los Angeles has indicated opposition to this third option.

Mr. Wattier reported that staff from LBWD; San Diego; Los Angeles and Calleguas had been reviewing MWD rates through a budget consultant to suggest some budget reduction strategies for MWD. The result of this study suggested that MWD could choose to defer capital project budget to reduce rate increase from 12% to 5%. This issue will be presented at an upcoming MWD budget workshop, scheduled for March 23, 2010.

### REFINANCING OF 1997 WATER TREATMENT FACILITY BONDS

Mr. Wattier reported that the City Treasurer has recommended that lower interest rates might be available due to the current economic conditions, and suggested that the Long Beach Water Department consider refinancing a portion of their bonded debt.

City hall parties have also suggested taking \$1 million equity from this refinancing and allocating it to the Parks, Recreation & Marine Department for use in repairs or purchase of upgraded irrigation equipment. Mr. Wattier noted that the City Attorney had reported that this type of action would not comply with State law and Proposition 218 regulations.



### UTILITY BILLING SYSTEM UPDATE

Mr. Wattier reviewed the high priority that the Board had established for implementation of a new utility billing system that would allow for implementation of tiered rates to encourage water conservation.

He reminded the Board that in addition to staff from LBWD, staff from Gas, Refuse and the Finance Departments had been meeting for over two years to come up with an RFP for a new utility billing system. He reported that staff from these groups were in the final phase of screening vendors for this project to establish a short list of vendors.

He reported that LBWD staff had been advised that City Hall executive management would not support the current project structure. He advised the project is now on hold; staff is being asked to change direction, and that a new procurement approach would be implemented. Mr. Wattier advised the Board he would keep them updated on this issue.

### **7. CONSENT CALENDAR**

President Blanco asked the Board if there was any discussion regarding the Consent Calendar items.

Commissioner Allen requested item 7c. be pulled for discussion and a separate vote.

It was moved by Commissioner Allen and seconded by Commissioner Dallman to approve Consent Calendar items 7a. and 7b. These items were unanimously approved.

#### **7a. Approval of Transfer of Funds by Journal Entry Dated March 18, 2010**

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

#### **7b. Authorize the General Manager to execute the First Amendment to Agreement 29809 with Fulwider Patton LLP, for an additional \$50,000 (total not to exceed \$200,000), for services associated with representing the Long Beach Water Department's interests related to desalination process patent applications**

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

Commissioner Allen commented on the long and good relationship the Board had with the Aquarium of the Pacific. He noted with the possibility that the Board would possibly again be raising rates this year, he could not justify purchasing a table at the upcoming Aquarium of the Pacific Gala.

There was general discussion about alternate ways of supporting the Aquarium. Mr. Wattier reminded the Board that they had supported the Aquarium in the past in assisting them in obtaining grants for past water-related projects, which included their watershed exhibit.

Deputy City Attorney, Rich Anthony advised the Board that they could consider a substitute motion.

Commissioner Dallman made a substitute motion that the Board look for alternate options to support the Aquarium of the Pacific in an amount not to exceed \$2,500. The motion was seconded by Commissioner Townsend. President Blanco asked if there was further discussion regarding this item. Hearing none he called for the vote. The motion was carried unanimously.

**7c. Authorization to attend the Aquarium of the Pacific Twelfth Annual Ocean Conservation Awards Gala at the Aquarium of the Pacific in Long Beach, California, June 12, 2010**

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

**8. Authorize the General Manager to execute two new five-year Pipeline License Agreements (Accounts Number 3111 and 3112) with Southern California Edison (SCE) as required to maintain a 30-inch Reclaimed Water Transmission Main and a four-inch Fiber Optic Conduit within an SCE right-of-way**

- **B. Anatole Falagan, Deputy General Manager - Business**

Mr. Falagan called on Terry McAlpine to provide a briefing and presentation regarding this agenda item.

It was moved by Commissioner Allen and seconded by Commissioner Dallman to Authorize the General Manager to execute two new five-year Pipeline License Agreements (Accounts Number 3111 and 3112) with Southern California Edison (SCE) as required to maintain a 30-inch Reclaimed Water Transmission Main and a four-inch Fiber Optic Conduit within an SCE right-of-way. President Blanco asked if there was any discussion regarding this item. Hearing none he called for the vote. The motion was carried unanimously.

- 9. Authorize the General Manager to Execute a Water Purchase Agreement with the Central Basin Municipal Water District (CBMWD) and the Water Replenishment District of Southern California (WRD) for the purpose of replenishment of the Central Basin Aquifer**
- **K. Eric Leung, Director of Water Resources**

Mr. Wattier advised that the intent of this request was to sell the Water Replenishment District additional MWD water for replenishment needs in the Central Basin. He noted this type of sale had been approved by the Board under a previous agreement. He noted this was a new request for a 2<sup>nd</sup> installment.

He advised this would come from the LBWD MWD allocation through the Central Basin Water Municipal District connection. The agreement would cover any LBWD costs, including administrative fees. He noted this agreement would expire on April 30, 2010 to avoid any MWD peaking charges.

It was moved by Commissioner Dallman and seconded by Commissioner Townsend to Authorize the General Manager to Execute a Water Purchase Agreement with the Central Basin Municipal Water District (CBMWD) and the Water Replenishment District of Southern California (WRD) for the purpose of replenishment of the Central Basin Aquifer. President Blanco asked if there was any discussion regarding this item. Hearing none he called for the vote. The motion was carried unanimously.

- 10. LEGISLATIVE ISSUES/ACTIONS/BILLS**
- **Matthew Veeh, Director of Government & Public Affairs**

Mr. Veeh advised the Board that he would be joining President Blanco, Kevin Wattier and Robert Cheng in Washington, DC on March 21, 2010 through March 24, 2010 for legislative meetings related to water issues.

He also reported that the Senate had passed the \$17.6 Billion Jobs bill on March 17, 2010, and that President Obama had signed it on March 18<sup>th</sup>, 2010.

Mr. Veeh advised that the House GOP had voted to forego all earmark requests for Fiscal Year 2011. He advised this does not affect LBWD projects as these items were included in the President's budget.

Mr. Veeh reported that a hearing was held on March 18<sup>th</sup>, 2010 regarding H.R. 4349 – Hoover Power Allocation Act. He advised that no results of the hearing had yet been released. Mr. Veeh told the Board he would keep them updated on this issue.

Mr. Veeh reported the following State legislative actions: 1) Assembly Speaker Perez had named new committee heads and members. (Mr. Veeh advised the Board he would provide them a list of the appointees at a future meeting); 2) Speaker Perez had made a proposal to make the State Budget a majority vote process; 3) Governor has advised he will veto the gas tax swap bill; 4) The State Legislature spring recess is March 25<sup>th</sup> – April 5<sup>th</sup>, 2010; 5) Mr. Veeh distributed an updated legislative tracking list.

**11. DROUGHT UPDATE**

• **B. Anatole Falagan, Deputy General Manager - Business**

Mr. Falagan reported on local current conservation levels and sustainable trends. He noted FY 09-10 demands were 16.7% below the 10 year average. He advised this level equaled the demand level for FY 08-09.

Mr. Falagan provided a drought update briefing which included: 1) Imported water supply update; 2) He reviewed a summary of annual demands and the water conservation response; 3) Precipitation and temperature outlook for Northern California, Southern California and the Colorado Basin for March, April and May 2010; 4) Reviewed timeline of actions in 2009-2010 that have affected (or will affect) water supply outlook (State water project allocation; biological opinions on Delta Smelt, Longfin Smelt and Salmon; State Water Project and Central Valley Project pumping curtailed due to environmental restrictions), and possibility that Metropolitan Water District (MWD) would implement Water Supply Allocation Plan.

Commissioner Dallman inquired how LBWD per capita water usage was calculated. Mr. Wattier reported it was based on all used water in system (residential; commercial and industrial) divided by the population of the city.

Commissioner Dallman asked if water was pumped to Lake Mead from Lake Powell how this would affect their power generation capabilities. Mr. Falagan advised he would research this matter and get back to the Board on this item.

There was discussion regarding the reduced water levels in Lake Mead affecting power generation at Hoover Dam facility. Mr. Wattier reported this could cause MWD to have to purchase power on the market as opposed to relying on the substantially more inexpensive Federal power from Hoover. The result would be a significant increase in power costs for Metropolitan's budget.

**12. REPORT OF THE METROPOLITAN WATER DISTRICT (MWD) BOARD MEETING ON MARCH 9, 2010**

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

Mr. Wattier reported that the MWD board authorized entering into a memorandum of understanding with the Los Angeles County Sanitation Districts to conduct the Joint Groundwater Replenishment Study to evaluate the feasibility of a regional indirect potable reuse program to purify treated wastewater, and appropriated \$947,000 and delegated authority to the General Manager to enter into a professional services agreement with a consultant to conduct the study.

He also reported the MWD board authorized entering into an agreement with RAND Corporation for consulting services relating to the Blue Ribbon Committee, not to exceed \$300,000.

**13. NEW BUSINESS**

It was moved by Commissioner Allen, seconded by Commissioner Townsend, and unanimously approved to excuse Commissioner Dallman from the April 15, 2010 board meeting.

President Blanco invited the Board and staff to attend his wife's retirement celebration taking place on April 3<sup>rd</sup>. He advised he had disseminated invitations for this event.

Commissioner Dallman reported that the exhibit she had collaborated on was opening on March 25, 2010 at the California Science Center.

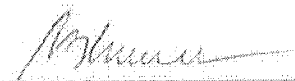
Commissioner Allen requested that a report be agendaized at the next meeting regarding the sewer connection at Broadway near the West Gateway development project.

14. **ADJOURNMENT**

There being no further business to come before the Board, President Blanco adjourned the meeting at 8:13 p.m. to the next regular meeting of the Water Commission to be held April 1, 2010, in the Board Room of the Administration Building, 1800 E. Wardlow, in Long Beach, California.

  
\_\_\_\_\_  
Frank Clarke, Secretary

Attest:

  
\_\_\_\_\_  
Paul C. Blanco, President