



Minutes of a committee meetings and the 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, December 17, at 1 p.m.

Present: Commissioners: Sramek, Hankla, Topsy-Elvord, Walter, Cordero
Absent: Commissioners: None

Also present:

R. D.	Steinke	Executive Director
S. B.	Rubin	Managing Director
C.	Lytle	Managing Director
D. A.	Thiessen	Managing Director
R. G.	Kanter	Managing Director
D. T.	Holzhaus	Principal Deputy City Attorney
A. H.	Cherin	Executive Officer to the Board
S.	Ashley	Director of Government Affairs
K. J.	Adamowicz	Acting Director of Real Estate
D. L.	Albrecht	Director of Information Management
R. S.	Baratta	Director of Risk Management
R. D.	Cameron	Director of Environmental Planning
G. J.	Cardamone	Director of Construction Management
L.	Cottrill	Director of Master Planning
S.	Joumblat	Chief Financial Officer
L.	Marin	Director of Human Resources
A. J.	Moro	Chief Harbor Engineer
H. C.	Morris	Director of Communications
C.	Perrone	Director of Security
R.	Rich	Director of Maintenance
J. R.	Santa Ana	Director of Engineering Design
D.	Sereno	Director of Program Management
E.	Shen	Director of Transportation Planning
D. B.	Snyder	Director of Trade Relations

President Cordero Presided as Chairperson.



Board of Harbor Commissioners Minutes

Trade Relations and Port Operations Committee December 17, 2007

Doris Topsy-Elvord, Chair
Nick Sramek, Vice Chair

1. Request for sponsorship from The Flossie Lewis Center for its 18th Annual Fundraising Luncheon. Cost: \$500. (H. Morris)

Recommendation: Approve.

Motion: Sramek
Second: Walter
Motion Passes

2. Request for sponsorship from the Agriculture Transportation Coalition for their AgTC Annual Meeting and Ag Shipper Workshop. Cost: \$7,500. (H. Morris)

Recommendation: Approve.

President Cordero commented on the request for sponsorship.
Mr. Brian McGuire, representative of the Agriculture Transportation Coalition, responded.
Commissioner Walter offered his support.
Mr. McGuire thanked the Commission.

Motion passes by consent of the whole.

3. Resolution authorizing the Executive Director to act on behalf of the Port for the purpose of obtaining grants provided by the Governor's Office of Homeland Security. (C. Perrone)

Recommendation: Approve and refer to Board of Harbor Commissioners.

President Cordero questioned Mr. Perrone on RFID technology and commented on funding & advocacy.
Mr. Perrone responded.
Commissioner Walter commented on Mr. Perrone's memo to the Board, and requested an information item on the interoperability of communications technologies.
Commissioner Sramek questioned RFID capabilities.
Mr. Perrone responded on RFID distance and capabilities.

Motion: Hankla
Second: Walter



Approval of Minutes.

Upon motion by Commissioner Topsy-Elvord, seconded by Commissioner Walter and unanimously carried, the minutes of the regular meeting of December 10, 2007, were declared read and approved as read.

Public Comments on Agenda Items.

The following individuals spoke on Agenda Item #11 regarding Tariff No. 4, adding to and amending Section 10 relating to the Clean Air Action Plan Drayage Truck Measure:

1. Elvis Ganda
2. Brian McGuire
3. Francisco Uribe
4. Phillip Wright
5. Reverend Anna Olson
6. Bishop Ervin
7. Greg Roche
8. Elizabeth Warren
9. Peter Greenwald
10. Roger Andino
11. Carlos Prinzen
12. Michele Grubbs
13. Rupal Patel
14. Adrian Martinez
15. David Freeman

Consent Agenda – Items Nos. 1-9

1. FENCECORP, INC. – EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE, UPON SATISFACTION OF CERTAIN CONDITIONS BY CONTRACTOR, CONTRACT FOR PROVIDING AND INSTALLING FENCING MATERIAL UNDER SPECIFICATION NO. HD-S2322 – CITY ATTORNEY REQUESTED TO PREPARE CONTRACT – DOCUMENT NO. HD-7264.

Communication from G.J. Cardamone, Director of Construction Management, dated December 12, 2007, requesting conditional authorization of a contract with FenceCorp, Inc., for rental of construction equipment and other related services, under Specification No. HD-S2322, in the amount of \$318,857, was presented to the Board. The request was approved by the Executive Director.

2. PILGRIM FENCE COMPANY – FINAL ACCEPTANCE OF WORK UNDER SPECIFICATION NO. HD-S2305.

Communication from G. J. Cardamone, Director of Construction Management, dated December 12, 2007, advising that Pilgrim Fence Company has satisfactorily completed, as of October 31, 2007, providing and installing fencing material, as described in Specification No.



HD-S2305, and recommending that said work be accepted as complete as of that date, was presented to the Board. The recommendation was approved by the Executive Director.

- 3. DJM CONSTRUCTION COMPANY – EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE ADDITIONAL ADVANCE CHANGE ORDER AUTHORITY - CWO NO. 1191, SUPPLEMENT NO. 10, AND CWO NO. 1258, SUPPLEMENT NO. 6 – APPROVED.

Communication from G. J. Cardamone, Director of Construction Management, dated December 12, 2007, recommending approval of additional advance change order authority with DJM Construction Company, in the amount of \$410,000, for the Terminal Island Fire Station No. 24 and the Henry Ford Storage Yard Utility Infrastructure, CWO No. 1191, Supplement No. 10, in the amount of \$531,000, and CWO No. 1258, Supplement No. 6, in the amount of \$80,000, was presented to the Board. The request was approved by the Executive Director.

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

Communication from Sam Joumblat, Chief Financial Officer, dated December 12, 2007, submitting the following Fund Transfer Journals received from the Department of Financial Management:

<u>AMOUNT</u>	<u>DESCRIPTION</u>
\$97,538.58	Insurance Fund – Worker’s Compensation for December 2007
149,176.58	Employee Benefits Fund – Pension obligation bonds for December 2007
187,993.42	General Fund – Transfer of the December 2007 estimated City general administration costs.
12,478.08	General Fund – Adjustment for additional cost of indirect overhead for prior year – F/Y2006.
858,788.58	Fire Dept. – Fire stations and boats for December 2007.
9,184.42	Fire Dept. – Vessel patrol for December 2007
20,790.00	Technology Services Dept. – Cable TV Show “Pulse of the Port”, 1 st quarter for F/Y 2008.
28,222.00	Technology Services Dept. – Data processing operations and maintenance for October and November 2007.
210,544.19	Gas, Water, and Sewer for October 2007.



9,987.17 Technical Systems – Financial information system December 2007.

3,849,883.75 Tidelands Fund – Second installment of the operating transfer of 10% of FY 2006 Harbor net income. Due 1/1/08.

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

5. MICHELLE NORRIS, MYRA TALLEY, AND SHERYL BENDER – APPOINTMENTS.

Communication from Lisa Marin, Director of Human Resources, dated December 12, 2007, requesting approval of the appointments of the following individuals:

<u>Appointment</u>	<u>Classification</u>	<u>Range & Step</u>	<u>Effective Date</u>
Michelle Norris	Secretary	410/06	12/19/07
Myra Talley	Clerk Typist II	350/03	01/07/08
Sheryl Bender	Clerk Typist III Non-career	M24/07	12/18/07

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

6. LORICK ASSOCIATES CONSULTING, INC. - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE FIRST AMENDMENT TO PROFESSIONAL SERVICE CONTRACT FOR CONTINUED ASSISTANCE WITH IMPLEMENTING RECOMMENDATIONS WITHIN THE MAINTENANCE DIVISION OPTIMIZATION STUDY FINAL REPORT – DOCUMENT NO. HD-7113A.

Communication from Randy Rich, Director of Maintenance, dated December 12, 2007, requesting approval of an amendment to Professional Service Contract with Lorick Associates Consulting, Inc., for continued assistance with implementing recommendations within the maintenance division optimization study final report, for a time extension to February 29, 2008, was presented to the Board. The request was approved by the Executive Director.

7. TIDELANDS OIL PRODUCTION COMPANY – PERMIT TO RE-DRILL ONE PRODUCTION WELL (Z-256) - APPROVED.

Communication from Larry Cottrill, Director of Master Planning, dated December 10, 2007, recommending approval of the application submitted by Tidelands Oil Production Company for a permit to re-drill production Well (Z-256), located in an Oil Set-Aside Area on Pier F, was presented to the Board. The recommendation was approved by the Executive Director.

8. DMJM HARRIS - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE FOURTH AMENDMENT TO CONTRACT FOR COLD IRONING PROJECT ON PIER T - DOCUMENT NO. HD-6933D - CWO NO. 1253 - APPROVED.



Communication from Douglas J. Sereno, Director of Program Management, dated December 12, 2007, requesting approval of an amendment to Contract with DMJM HARRIS for the BP Cold Ironing Project on Pier T, Berth T121, increasing the scope of work, and CWO No. 1253, both in the amount of \$125,000, was presented to the Board. The request was approved by the Executive Director.

- 9. **WORLD TRADE CENTER ASSOCIATION LOS ANGELES-LONG BEACH - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE SERVICE AGREEMENT FOR FUNDING OF THE LONG BEACH INTERNATIONAL TRADE OFFICE - DOCUMENT NO. HD -7265.**

Communication from Donald B. Snyder, Director of Trade Relations, dated December 12, 2007, recommending authorization of a Service Agreement with World Trade Center Association Los Angeles-Long Beach for the Long Beach International Trade Office, in the amount of \$100,000, was presented to the Board. The recommendation was approved by the Executive Director.

Commissioner Walter moved, seconded by Commissioner Hankla that the communications be received and filed and the Items Nos. 1-9 be approved as recommended. Carried by the following vote:

Ayes:	Commissioners:	Sramek, Hankla, Topsy-Elvord, Walter, Cordero
Noes:	Commissioners:	None
Absent:	Commissioners:	None

Regular Agenda.

- 10. **SMALL BUSINESS AND VERY SMALL BUSINESS ENTERPRISE PROGRAM - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE SECOND AMENDMENT TO EXHIBIT A OF ORDINANCE HD-1923 – FIRST READING OF ORDINANCE.**

Communication from A.J. Moro, Chief Harbor Engineer, dated December 12, 2007, recommending approval of the Second Amendment to Ordinance HD-1923, for the Small and Very Small Business Enterprise Programs, was presented to the Board together with the authorizing ordinance therefore. The recommendation was approved by the Executive Director.

Commissioner Topsy-Elvord moved, seconded by Commissioner Walter 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 ADOPTING AN AMENDMENT TO ORDINANCE NO. HD-1923, (AS PREVIOUSLY AMENDED BY ORDINANCE NO. HD-1949), REGARDING A SMALL AND VERY SMALL BUSINESS ENTERPRISE PROGRAM FOR PUBLIC WORKS CONSTRUCTION, PROFESSIONAL SERVICES CONTRACTS AND CERTAIN PROCUREMENT ACTIVITIES, AND MAKING A DETERMINATION RELATED THERETO," be declared read for the first time and laid over for its second and final reading. Carried by the following vote:



Ayes:	Commissioners:	Sramek, Hankla, Topsy-Elvord, Walter, Cordero
Noes:	Commissioners:	None
Absent:	Commissioners:	None

11. PORT OF LONG BEACH TARIFF NO. 4, ADDING TO AND AMENDING SECTION 10 RELATING TO CLEAN AIR ACTION PLAN DRAYAGE TRUCK MEASURES –FIRST READING OF ORDINANCE.

Communication from Dr. Robert Kanter, Managing Director, dated December 10, 2007, recommending approval of the amendment of the Port of Long Beach Tariff No. 4, by adding to and amending Section 10, relating to Clean Air Action Plan Drayage Truck Measures, was presented to the Board together with the ordinance therefore. The recommendation was approved by the Executive Director.

Commissioner Hankla moved, seconded by Commissioner Sramek 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 AMENDING ORDINANCE NO. HD-1357, DESIGNATED TARIFF NO. 4, BY ADDING TO AND AMENDING SECTION 10 RELATING TO CLEAN AIR ACTION PLAN DRAYAGE TRUCK MEASURES,” be declared read for the first time and laid over for its second and final reading. Carried by the following vote:

Ayes:	Commissioners:	Sramek, Hankla, Topsy-Elvord, Walter, Cordero
Noes:	Commissioners:	None
Absent:	Commissioners:	None

President Cordero introduced Los Angeles Port Commission President, David Freeman. President Freeman made remarks regarding the importance of moving forward with the tariff.

President Cordero introduced Victor Fazio, Senior Advisor, Akin, Gump, Strauss, Hauer, & Feld, LLP. Mr. Fazio made brief remarks.

President Cordero introduced Mayor Foster. Mayor Foster made remarks on the importance of the tariff and his support to the Board to vote in favor of the tariff.

Commissioners Hankla, Walter, Sramek, and Topsy-Elvord expressed their support for the tariff with the understanding that it is a working document that can be modified as needed.

Dick Steinke, Executive Director made brief remarks and introduced Bob Kanter, Managing Director of Environmental Affairs & Planning. Dr. Kanter gave a staff presentation.

President Cordero made closing remarks.

Commissioner Sramek stated the importance of moving forward and thanked the public for their support.



- 12. PORT OF LOS ANGELES – EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE FIRST AMENDMENT TO PERMIT 722 – DOCUMENT NO. HD-7266 - RESOLUTION NO. HD-2396 - ADOPTED.

Communication from Karl Adamowicz, Acting Director of Real Estate, dated December 10, 2007, recommending approval of the First Amendment to Permit 722, was presented to the Board together with the authorizing resolution therefore. The recommendation was approved by the Executive Director.

Commissioner Hankla moved, seconded by Commissioner Topsy-Elvord 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 FIRST AMENDMENT TO PERMIT NO. 722 BETWEEN THE CITY OF LONG BEACH, ACTING BY AND THROUGH ITS BOARD OF HARBOR COMMISSIONERS, AND THE CITY OF LOS ANGELES, ACTING BY AND THROUGH ITS BOARD OF HARBOR COMMISSIONERS, AND MAKING A DETERMINATION RELATING THERETO,” be declared read and adopted as read. Carried by the following vote:

Ayes:	Commissioners:	Sramek, Hankla, Topsy-Elvord, Cordero
Noes:	Commissioners:	None
Absent:	Commissioners:	Walter

- 13. SSA TERMINALS, LLC - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE SECOND AMENDMENT TO PREFERENTIAL ASSIGNMENT AGREEMENT FOR THE USE OF CERTAIN PREMISES IN THE HARBOR DISTRICT – FIRST READING OF ORDINANCE.

Communication from Karl Adamowicz, Acting Director of Real Estate, dated December 11, 2007, recommending approval of a Second Amendment to Preferential Assignment Agreement with SSA Terminals, LLC, for the use of certain premises in the Harbor District, was presented to the Board together with the authorizing ordinance therefore. The recommendation was approved by the Executive Director.

Commissioner Topsy-Elvord 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 SECOND AMENDMENT TO PREFERENTIAL ASSIGNMENT AGREEMENT BETWEEN THE CITY OF LONG BEACH, ACTING BY AND THROUGH ITS BOARD OF HARBOR COMMISSIONERS, AND SSA TERMINALS, LLC 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:	Commissioners:	Sramek, Hankla, Topsy-Elvord, Cordero
Noes:	Commissioners:	None
Absent:	Commissioners:	Walter

14. **PACIFIC MARITIME SERVICES, LLC - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE THIRD AMENDMENT TO AMENDED AND RESTATED PREFERENTIAL ASSIGNMENT AGREEMENT FOR THE USE OF CERTAIN PREMISES IN THE HARBOR DISTRICT – FIRST READING OF ORDINANCE.**

Communication from Karl Adamowicz, Acting Director of Real Estate, dated December 11, 2007, recommending approval of a Third Amendment to Amended and Restated Preferential Assignment Agreement with Pacific Maritime Services, LLC, for the use of certain premises in the Harbor District, was presented to the Board together with the authorizing ordinance therefore. The recommendation was approved by the Executive Director.

Commissioner Topsy-Elvord moved, seconded by Commissioner Sramek 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 THIRD AMENDMENT TO AMENDED AND RESTATED PREFERENTIAL ASSIGNMENT AGREEMENT BETWEEN THE CITY OF LONG BEACH, ACTING BY AND THROUGH ITS BOARD OF HARBOR COMMISSIONERS, AND PACIFIC MARITIME SERVICES, LLC, 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:	Commissioners:	Sramek, Hankla, Topsy-Elvord, Cordero
Noes:	Commissioners:	Walter
Absent:	Commissioners:	None

15. **BILTMORE METAL FABRICATORS - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE REVOCABLE PERMIT FOR LAND AT 1348 WEST 11th STREET – DOCUMENT NO. HD-7267 – RESOLUTION NO. HD-2397 - ADOPTED.**

Communication from Karl Adamowicz, Acting Director of Real Estate, dated December 10, 2007, recommending approval of a Revocable Permit with Biltmore Metal Fabricators for land at 1348 West 11th Street, was presented to the Board together with the authorizing resolution therefore. The recommendation was approved by the Executive Director.

Commissioner Topsy-Elvord moved, seconded by Commissioner Sramek 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 BILTMORE METAL FABRICATORS FOR THE USE OF CERTAIN PREMISES IN THE HARBOR DISTRICT, AND MAKING A DETERMINATION RELATING THERETO,” be declared read and adopted as read. Carried by the following vote:

Ayes:	Commissioners:	Sramek, Hankla, Topsy-Elvord, Cordero
Noes:	Commissioners:	None
Absent:	Commissioners:	Walter

- 16. BILTMORE METAL FABRICATORS - EXECUTIVE DIRECTOR AUTHORIZED TO EXECUTE REVOCABLE PERMIT FOR LAND AT 1355 WEST 11th STREET – DOCUMENT NO. HD-7268 – RESOLUTION NO. HD-2398 - ADOPTED.

Communication from Karl Adamowicz, Acting Director of Real Estate, dated December 10, 2007, recommending approval of a Revocable Permit with Biltmore Metal Fabricators for land at 1355 West 11th Street, was presented to the Board together with the authorizing resolution therefore. The recommendation was approved by the Executive Director.

Commissioner Topsy-Elvord moved, seconded by Commissioner Sramek 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 BILTMORE METAL FABRICATORS FOR THE USE OF CERTAIN PREMISES IN THE HARBOR DISTRICT, AND MAKING A DETERMINATION RELATING THERETO,” be declared read and adopted as read. Carried by the following vote:

Ayes:	Commissioners:	Sramek, Hankla, Topsy-Elvord, Walter, Cordero
Noes:	Commissioners:	None
Absent:	Commissioners:	None



New Business.

Commissioner Walter brought to the attention of the Board an editorial that was printed in the Los Angeles Times regarding safe Harbors.

President Cordero reminded staff that he is looking forward to receiving a report from the Port’s overseas representatives focusing on international green port efforts.

Don Synder, Director of Trade Relations responded.

President Cordero made remarks regarding the new LNG station’s grand opening event.

Commissioner Sramek stated that he and Commissioner Topsy-Elvord met with Aquarium staff, Jerry Schubel and Barbara Long, regarding the possibility of a display at the Aquarium being dedicated to the Long Beach/Los Angeles Green Port movement.

Public Comments on Non-Agenda Items.

The following speakers expressed their concerns with the Port’s Clean Air Action Plan and the affects it may have on truck drivers.

1. Oscar Tarelo
2. Jorge Mayorga
3. Edwin Cando
4. Miguel Pineda

Commissioner Topsy-Elvord and President Cordero expressed their concerns for the truck drivers and asked the truck drivers to remain patient as the Ports move forward and continue to work out the details.

Adjourned.

At 3:22 pm, Commissioner Hankla moved, seconded by Commissioner Topsy-Elvord that the meeting be adjourned sine die. Carried by the following vote:

Ayes:	Commissioners:	Sramek, Hankla, Topsy-Elvord, Walter, Cordero
Noes:	Commissioners:	None
Absent:	Commissioners:	None

**MINUTES
REGULAR MEETING OF THE BOARD OF WATER COMMISSIONERS
LONG BEACH, CALIFORNIA
DECEMBER 20, 2007**

The Board of Water Commissioners of the City of Long Beach met in the Assembly Room of the Treatment Plant, 2950 Redondo Avenue, Long Beach, California, on December 20, 2007.

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

PRESENT:	John Allen	Commissioner
	Paul Blanco	Commissioner
	Stephen T. Conley	Commissioner
	Frank Clarke	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
	Ryan J. Alsop	Director, Government & Public Affairs
	Matthew P. Lyons	Director, Planning & Conservation
	Isaac C. Pai	Director of Engineering
	Melissa L. Keyes	Administrative Analyst II/Special Projects Coordinator
	Dynna Long	Office Administrator
ABSENT:	William B. Townsend	Commissioner (EXCUSED)
	Charles Parkin	Principal Deputy City Attorney

1. PLEDGE OF ALLEGIANCE

Frank Clarke led the Board and audience in the Pledge of Allegiance.

2. APPROVAL OF MINUTES

November 29, 2007 & December 6, 2007

Upon motion by Commissioner Blanco, seconded by Commissioner Clarke and unanimously carried, the minutes of the Regular Meetings of November 29, 2007 and December 6, 2007 were approved.

3. PUBLIC COMMENT

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

4. PRESIDENT'S REPORT

- **John D. S. Allen, Vice President, Board of Water Commissioners**

Vice President Allen commented on his attendance at the recent Colorado River Water Users Association (CRWUA) conference recently held in Las Vegas, NV. He also noted that Commissioners Blanco and Townsend, Kevin Wattier and Ryan Alsop were also in attendance. Vice President Allen reported this had been a good and informative meeting, and afforded the commissioners and staff an opportunity to meet with Bureau of Reclamation Area Manager, William Steele of the Bureau Temecula, CA office.

Commissioner Blanco commented on the signing by Secretary of the Interior, Dirk Kempthorne, of the historic decision for new Colorado River Management Strategies that took place at the CRWUA conference.

5. A RESOLUTION EXPRESSING ADMIRATION AND RESPECT TO JOEL PEOPLES FOR HIS DEDICATED SERVICE TO THE LONG BEACH WATER DEPARTMENT

Vice President Allen summarized the highlights of Mr. Peoples' career, and presented him with a framed Resolution, a plaque and Meter Clock in recognition of his retirement from the City of Long Beach. The Vice President took photos with Mr. Peoples as part of his retirement recognition.

Mr. Peoples made remarks regarding his thirty-three years and five months of service with the Long Beach Water Department.

6. GENERAL MANAGER'S REPORT Kevin L. Wattier, General Manager

Metropolitan Water District Meetings

Mr. Wattier reported that he and Tim Jochem, General Manager of the Upper San Gabriel Municipal Water District, had recently met with Jeff Kightlinger, General Manager of the Municipal Water District (MWD) and had a good, cordial meeting clarifying and understanding the various positions of each of the parties regarding the proposed MWD Shortage Allocation Plan. He advised that the current MWD plan is to send this recommended plan to the MWD Board in January 2008, along with the Member Agency request to grant a 45 day review period.

Mr. Wattier advised that he along with MWD Director Helen Hansen; Councilmember Suja Lowenthal; Matt Lyons and Tom Shippey, City of Long Beach Parks & Recreation Manager of Maintenance Operations, had met with MWD conservation staff and Jeff Kightlinger to present three proposed projects ("Ten Homes Conservation Gardens Program"; "Library Conservation Garden Landscape Projects", and "Parks Irrigation Retrofit Study") requesting MWD assistance in implementing these programs.

Commissioner Allen requested further information about the Irrigation Study. Mr. Wattier clarified that it would be an assessment of what systems the Parks Department currently has. He noted that most of the system is old, and no records exist.

REVIEW OF BOARD CUBBIE ITEMS

Mr. Wattier reviewed charts indicating Northern California Reservoir December storage changes in response to recent weather events. He noted that MWD is moving water as fast as possible into San Luis Reservoir in light of the recent ruling regarding Delta Smelt affecting the Delta water supplies.

Mr. Wattier commented on recent articles in the *Los Angeles Times* and *Press Telegram* covering the LBWD response to the drought, and the success of the conservation efforts.

Mr. Wattier reviewed the recent press release from the Blue Ribbon Delta Task Force and their Vision for the California Delta, and pointed out several key points which included their conclusion that the Delta ecosystem is broken, and that the Task Force suggested a dual conveyance system as a possible solution.

Vice President Allen inquired how the City of Long Beach per capita water usage compares with other California cities. Mr. Wattier responded that San Francisco currently has the lowest per capita water usage, and that Long Beach and Santa Ana are close for the number two position. Vice President Allen requested a staff report regarding this issue be presented at the next Board meeting.

CONJUNCTIVE USE WORKING GROUP

Mr. Wattier reported that he is part of a small negotiating group of about ten people which has been convened to attempt to develop a comprehensive resolution to the groundwater storage/conjunctive use disputes in the Central and West Coast groundwater basins. He advised the small group expects to finalize its proposal by early January 2008 and present it to the larger group of stakeholders in mid-January.

7. LEGAL COUNSEL REPORT

- **Richard Anthony, Deputy City Attorney**

None.

8. CONSENT CALENDAR

Commissioner Conley asked the City Attorney if it was necessary for him to abstain on Consent Calendar item 8b. due to his residency in the neighborhood of this project. Mr. Anthony advised Commissioner Conley he would need to abstain from the vote on item 8b.

8a. Approval of Transfer of Funds by Journal Entry Dated December 20, 2007

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

It was moved by Commissioner Conley, and seconded by Commissioner Blanco that the Board approve Consent Calendar item 8a.

A roll call vote was taken as follows:

AYES:	COMMISSIONERS:	<u>FRANK CLARKE, PAUL BLANCO</u>
		<u>STEPHEN CONLEY, JOHN ALLEN</u>
NOES:	COMMISSIONERS:	<u>NONE</u>
ABSENT:	COMMISSIONERS:	<u>WILLIAM TOWNSEND</u>
ABSTAIN:	COMMISSIONERS:	<u>NONE</u>

8b. Adopt Specifications WD-13-07 for the Empire Landing Waterline Replacement Project and Authorize the General Manager to Sign a Construction Contract with Golden State Constructors, Inc., in the amount of \$149,575.25

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

It was moved by Commissioner Blanco, and seconded by Commissioner Clarke that the Board approve Consent Calendar item 8b.

A roll call vote was taken as follows:

AYES:	COMMISSIONERS:	<u>FRANK CLARKE, PAUL BLANCO</u>
		<u>JOHN ALLEN</u>
NOES:	COMMISSIONERS:	<u>NONE</u>
ABSENT:	COMMISSIONERS:	<u>WILLIAM TOWNSEND</u>
ABSTAIN:	COMMISSIONERS:	<u>STEPHEN CONLEY</u>

8c. Adopt Specification WD-10-07 and authorize the General Manager to Execute an Agreement with S & J Supply Company, Inc. (S & J Supply) to furnish and deliver ductile iron pipe and fittings for items 25 through 48; 50 through 52; 54 through 74; and items 80 through 87 in an amount not to exceed \$82,000 for a period of one year, and to exercise the options to renew during two additional one-year periods

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

It was moved by Commissioner Clarke, and seconded by Commissioner Blanco that the Board approve Consent Calendar item 8c.

A roll call vote was taken as follows:

AYES:	COMMISSIONERS:	<u>FRANK CLARKE, PAUL BLANCO</u>
		<u>STEPHEN CONLEY, JOHN ALLEN</u>
NOES:	COMMISSIONERS:	<u>NONE</u>
ABSENT:	COMMISSIONERS:	<u>WILLIAM TOWNSEND</u>
ABSTAIN:	COMMISSIONERS:	<u>NONE</u>

- 8d. Adopt Specification WD-10-07 and authorize the General Manager to execute an agreement with United States Pipe and Foundry Company, LLC (US Pipe) to furnish and deliver ductile iron pipe and fittings for items 1 through 24, and item 53 in an amount not to exceed \$915,000 for a period of one year, and to exercise the options to renew during two additional one-year periods**

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

It was moved by Commissioner Blanco, and seconded by Commissioner Clarke that the Board approve Consent Calendar item 8d.

A roll call vote was taken as follows:

AYES:	COMMISSIONERS:	<u>FRANK CLARKE, PAUL BLANCO</u>
		<u>STEPHEN CONLEY, JOHN ALLEN</u>
NOES:	COMMISSIONERS:	<u>NONE</u>
ABSENT:	COMMISSIONERS:	<u>WILLIAM TOWNSEND</u>
ABSTAIN:	COMMISSIONERS:	<u>NONE</u>

- 8e. Authorization to Purchase a Table for the State of the City Address Sponsored by the Long Beach Area Chamber of Commerce on Tuesday, January 15, 2008**

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

It was moved by Commissioner Conley, and seconded by Commissioner Clarke that the Board approve Consent Calendar item 8e.

A roll call vote was taken as follows:

AYES:	COMMISSIONERS:	<u>FRANK CLARKE, PAUL BLANCO</u>
		<u>STEPHEN CONLEY</u>
NOES:	COMMISSIONERS:	<u>JOHN ALLEN</u>
ABSENT:	COMMISSIONERS:	<u>WILLIAM TOWNSEND</u>
ABSTAIN:	COMMISSIONERS:	<u>NONE</u>

9. Authorize the General Manager to Execute Agreement 4600007868 with State of California Department of Water Resources (DWR), in which the latter provides funds for research into Water Use Accountability in Large Multifamily Developments

- **Matthew P. Lyons, Director of Planning & Conservation**

Mr. Lyons provided an overview of the issues for water conservation in Multifamily housing. He advised this DWR funding would assist in the research of ways to incentivize multifamily housing water conservation.

It was moved by Commissioner Blanco, seconded by Commissioner Clarke and unanimously approved to Authorize the General Manager to Execute Agreement 4600007868 with State of California Department of Water Resources (DWR), in which the latter provides funds for research into Water Use Accountability in Large Multifamily Developments.

10. Authorize the General Manager to Execute an Agreement with the Long Beach Unified School District, for the purchase of Weather-based Irrigation Controllers and antennas

- **Matthew P. Lyons, Director of Planning & Conservation**

Mr. Lyons noted the past program with the LBUSD regarding Weather-based Irrigation Controllers (WBICs), and advised these controllers were working well and were effective in water conservation efforts. He advised this new program would add eighteen additional WBICs and antennas that would become part of the original network set up by the LBWD.

Commissioner Blanco inquired about the cost for the controllers and antennas. Mr. Lyons advised funding for these controllers would be provided by the U.S. Bureau of Reclamation and MWD rebates. He advised LBUSD would be responsible for installing the controllers.

It was moved by Commissioner Blanco, seconded by Commissioner Clarke and unanimously approved to Authorize the General Manager to Execute an Agreement with the Long Beach Unified School District, for the purchase of Weather-based Irrigation Controllers and antennas.

Commissioner Allen asked if these controllers would work within the water prohibition guidelines. Mr. Lyons responded that these controllers were all controlled from a central control base that was set to water on the mandated days and during the correct times of day.

- 11. Authorize creation of the Ten Beautiful Residential Landscapes Program (Program) and the expenditure of up to \$100,000 for the design and construction of selected sites**
- **Matthew P. Lyons, Director of Planning & Conservation**

Mr. Lyons reviewed the background and plans for this proposed Program. He noted that staff and the Board President had met with Councilmembers Bonnie Lowenthal; Suja Lowenthal; Patrick O'Donnell and Gerrie Schipske who all support this program.

Commissioner Conley asked if this was a precedent setting program with other initiatives of the City. Commissioner Allen requested that the City Attorney comment if this program would be considered a gift of public funds. Mr. Richard Anthony, Deputy City Attorney responded that Robert Shannon, City Attorney had determined and stated this program would not be considered a gift of public funds, but a form of advertisement for conservation programs.

It was moved by Commissioner Blanco, seconded by Commissioner Clarke and unanimously approved to Authorize creation of the Ten Beautiful Residential Landscapes Program (Program) and the expenditure of up to \$100,000 for the design and construction of selected sites.

- 12. REPORT OF THE METROPOLITAN WATER DISTRICT (MWD) BOARD MEETING ON DECEMBER 11, 2007**
- **Kevin L. Wattier, General Manager**

Mr. Wattier provided the following report of the MWD Board of Director's meeting of December 11, 2007, and highlighted the following agenda items: 1) Board authorized a series of four Colorado River Reservoir Agreements, that also included granting MWD the opportunity to store nearly 1.5 million acre feet of conserved water in Lake Mead that would be generated through existing conservation programs with the Imperial Irrigation District and the Palo Verde Irrigation District, as well as through potential desalination projects; 2) Amended contract with Honeywell International to administer MWD's Commercial/Industrial/Institutional Conservation Program; 3) Board authorized payment for calendar year 2008 charges under the State Water Contract.

Mr. Wattier also reported that MWD is moving quickly on setting their water rates for 2009. He advised these rates could be set by February or March 2008, and reported he anticipates a high rate increase – possibly 10 – 14%.

13. LEGISLATIVE ISSUES/ACTIONS/BILLS

• **Ryan J. Alsop, Director, Government & Public Affairs**

Mr. Alsop reported that Federal appropriations were expected to be announced shortly. He advised that the Federal budget currently included \$738,000 for desalination, and \$590,000 for water reuse projects.

Mr. Alsop reviewed the draft Board annual report that will be in the form of a water conservation alert that will be mailed to all households in the city. He advised this message would be communicated in three languages – English, Spanish and Khmer. He discussed the intent and use of the mailer by the recipients.

Mr. Alsop provided an overview of the format and content of the current water conservation commercials being run on Charter Cable. He advised the production and screening costs were \$22,000 or \$3,000 per month. He noted the ability to track how many times the commercials were viewed, and how many viewers also took advantage of the on demand capability which enabled them to view an additional video regarding current water prohibitions. Copies of the commercials and on demand portions were viewed by the Board and meeting audience.

14. NEW BUSINESS

Vice President Allen advised that President Townsend requested to be excused from the meetings of December 20, 2007 and January 3, 2008.

It was moved by Commissioner Clarke, seconded by Commissioner Blanco, and unanimously approved to excuse President Townsend from the December 20, 2007 and January 3, 2008 board meetings.


15. ADJOURNMENT

There being no further business to come before the Board, Vice President Allen adjourned the meeting at 8:08 p.m. to the next regular meeting of the Water Commission to be held January 3, 2008, in the Assembly Room of the Treatment Plant, 2950 Redondo Avenue, in Long Beach, California.



Paul C. Blanco, Secretary

Attest:



John D. S. Allen, Vice President