

MINUTES  
SPECIAL MEETING OF THE BOARD OF WATER COMMISSIONERS  
LONG BEACH, CALIFORNIA  
APRIL 23, 2009

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 April 23, 2009.

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

PRESENT:	John Allen	Commissioner
	Paul Blanco	Commissioner
	Frank Clarke	Commissioner
	Suzanne Dallman	Commissioner
	William B. Townsend	Commissioner
	Charles Parkin	Principal Deputy City Attorney
	Kevin L. Wattier	General Manager
	Robert C. Cheng	Deputy General Manager – Operations
	B. Anatole Falagan	Deputy General Manager – Business
	Ryan J. Alsop	Director, Government & Public Affairs
	Paul T. Fujita	Director of Finance
	Isaac C. Pai	Director of Engineering
	Eric Leung	Director of Water Resources
	Melissa L. Keyes	Administrative Analyst III/Special Projects Coordinator
	Dynna Long	Acting Secretary to the Board of Water Commissioners
	Greg Sorensen	Administrative Analyst III
	Rhodora Concepcion	Office Administrator
	Matthew Veeh	Management Assistant

ABSENT: NONE

**1. PLEDGE OF ALLEGIANCE**

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

**2. PUBLIC COMMENT**

President Allen 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**

April 2, 2009

Upon motion by Commissioner Blanco, seconded by Commissioner Townsend the minutes of the Meeting of April 2, 2009 were unanimously approved.

### **4. PRESIDENT'S REPORT**

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

President Allen commented on the recent street sweeper conversion to recycled water event, and noted the good media coverage of the event and the issue.

Commissioner Clarke inquired about the water source for these recycled water hydrants. Mr. Wattier noted the proposed approach would be to establish a network of recycled water hydrant locations throughout the city for hook-up and filling by the street sweeper fleet. Mr. Wattier provided a briefing about the general history leading up to this decision. He noted a recent change in Los Angeles Regional Water Quality Control Board rules that would now allow this type of use for recycled water.

President Allen asked about the status of the third recycled water tank at the Los Angeles County Sanitation District Plant. Mr. Wattier confirmed that all work had been completed now allowing for use of full effluent from this plant.

Mr. Wattier advised they are looking to invite LADWP to come onto the recycled water system to also take advantage of this available recycled water.

### **5. REVIEW BOARD MEETING SCHEDULE FOR MAY 2009**

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

The Board discussed the proposed meeting schedule for the month of May 2009.

President Allen advised that due to commission absences the regular morning meeting of May 7, 2009 would be rescheduled as a Special Meeting to be held at 7:00 P.M.

The Board agreed to the following meeting schedule:

May 7, 2009	Special Meeting – 7:00 P.M.
May 21, 2009	Regular Meeting – 7:00 P.M.

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

METROPOLITAN WATER DISTRICT RATES & SHORTAGE ALLOCATION

Mr. Wattier reported that the Metropolitan Water District (MWD) had set their water rates to increase about 20% by September 1, 2009, four months earlier than their normal rate setting schedule. He also noted that MWD had established their Shortage Allocation Plan at Level 2, which requires a 10% regional water conservation response.

WATER RIGHTS AUCTION OUTCOME

Mr. Wattier advised that the Long Beach Water Department had not been successful during the recent water rights auction. He noted the winning bids had been \$6,800 and \$7,000 per acre foot, and LBWD had not bid at that level.

RECENT PRESS TELEGRAM EARTH DAY EDITORIAL

Mr. Wattier commented on the recent *Press Telegram* Earth Day editorial and noted the street sweeper conversion to recycled water event had been included as part of the Earth Day events taking place in the city.

Commissioner Townsend inquired about the City of Los Angeles water conservation program he had heard about on the radio. Mr. Wattier reported that Los Angeles had recently gone to a two days per week watering schedule. He noted that the LADWP staff had recommended following the Long Beach water conservation guidelines, but their Mayor had overruled this suggestion.

Mr. Wattier also reported that LADWP would also be going to conservation based pricing for water; lowering Tier 1 rates and escalating Tier 2 rates. He noted these measures are urgently needed in Los Angeles, so they are being done together. He advised they are currently not meeting the allocation plan call.

**7. CONSENT CALENDAR**

Commissioner Townsend requested that Consent Calendar items 7c. and 7d., be pulled for separate discussion. President Allen requested Consent Calendar item 7h. be pulled for a separate vote.

It was moved by Commissioner Blanco and seconded by Commissioner Townsend to approve Consent Calendar items 7a., 7b., 7e., 7f., and 7g.

President Allen called for public comment regarding the Consent Calendar items. Hearing none, President Allen called for the question. Consent Calendar items 7a., 7b., 7e., 7f., and 7g. were unanimously approved.

**7a. Approval of Transfer of Funds by Journal Entry Dated April 23, 2009**

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 Developer's Agreement with McDonnell Douglas Corporation to Construct New Potable Water Lines, Reclaimed Water Lines, and Sewer Lines for the Douglas Park – Segment 6 Development**

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

**7e. Authorize the General Manager to Execute an Agreement with Southern California Edison (SCE) to participate in the electrical service cost-saving program termed "Time-of-Use Base Interruptible Program (TOU-BIP) – thirty-minute response"**

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

**7f. Adopt Specifications WD-05-09 for the On-Call Services for Emergency Water and Sewer Repair and Authorize the General Manager to sign three (3) two-year contracts with Charles King Company, Inc., Williams Pipeline Contractors, Inc., and Mike Pritch & Sons, Inc., each in the amount of \$700,000, with provision to extend for two separate, consecutive periods of one year each subject to approval of the Board**

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

**7g. Authorize the General Manager to Execute the Developer's Agreement with Long Beach & Burnett, LP to Construct a New Sewer Line for the Long Beach Family Apartments Development**

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

Commissioner Townsend inquired about the renewal terms for Consent Calendar items 7c. and 7d. Mr. Cheng provided a briefing regarding these agenda items.

It was moved by Commissioner Townsend, and seconded by Commissioner Clarke to approve Consent Calendar items 7c. and 7d. These consent calendar items were unanimously approved.

- 7c. Adopt Specifications WD-07-09 and Authorize the General Manager to Execute an Agreement with JCI Jones Chemicals, Inc. to furnish and deliver liquid chlorine in an amount not to exceed \$120,600.00 for a period of one year, and to exercise the options to renew during two additional one-year periods as long as the renewal price does not increase by more than ten percent**

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

- 7d. Adopt Specifications WD-08-09 and Authorize the General Manager to Execute an Agreement with Kemira Water Solutions to furnish and deliver ferric chloride in an amount not to exceed \$175,200.00 for a period of one year, and to exercise the options to renew during two additional one-year periods as long as the renewal price does not increase by more than ten percent**

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

President Allen noted he would be voting no for Consent Calendar item 7h.

It was moved by Commissioner Townsend, and seconded by Commissioner Clarke to approve Consent Calendar item 7h. This consent calendar item was approved by a 4 – 1 vote.

- 7h. Authorization to attend the Long Beach Chamber of Commerce Entrepreneur of the Year Awards Luncheon to be held at the Hyatt Regency in Long Beach, California, April 30, 2009**

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

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

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

Mr. Alsop provided a briefing on AB 49 (Feuer-D) that would require a 20 percent reduction in urban per capita water use by the end of 2020, and would require agricultural water suppliers to implement best management practices (BMPs) by July 2012. Mr. Alsop reminded the Board of their support position, last year, on AB 2175 (Laird-D), which was similar to AB 49. That bill was ultimately killed in the California

State Senate. According to Mr. Alsop, this recent legislation reflects the governor's statement made in March of 2008, where he called for a 20% reduction in water use.

Mr. Alsop reported that LBWD is working closely with a group of Metropolitan Water District member agencies on AB 49. He noted as it stands today, the bill provides multiple tracks for water agencies to comply with a 20% reduction in per capita water use, among those tracks is one pushed by LBWD. He advised both the author and the water agencies involved with this legislation remain far from a consensus measure, with virtually every major agricultural water supplier lining up firmly against the bill from the start due to its provisions impacting that sector.

Mr. Alsop advised the Board that staff may be bringing AB 49 back to the Board for an official position depending on the direction of the negotiations in the coming weeks, as well as the scope of any change that may occur in the bill's language.

Mr. Alsop showed a brief video clip of the street sweeper recycled water event that took place on Monday, April 20, 2009.

**9. REPORT OF THE METROPOLITAN WATER DISTRICT (MWD) BOARD MEETING ON APRIL 14, 2009**

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

Mr. Wattier provided the report in the absence of Suja Lowenthal, Metropolitan Water District Director.

Mr. Wattier provided a summary of the action taken at the MWD April 14, 2009 board meeting which included: 1) Noted that in addition to decision on rates and allocation plan that MWD also approved their 2009-2010 budget; 2) Inducted new directors from the City of Compton and the West Basin Municipal Water District; 3) MWD Board amended their Water Supply Allocation Plan as a result from lawsuit brought by Central Basin Metropolitan Water District.

**10. Review of Non-Personal Services Budget**

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

Mr. Falagan provided a briefing which included: 1) Analysis of Non-personal services fund expenditures for the Water & Sewer Funds (non-discretionary vs. discretionary and core activities); 2) Review of trends for major cost drivers (he noted these are significant contributors to rate pressures; 3) Review of budget management tools. He noted next steps in budget process would include CIP overview; a budget workshop to review O & M, CIP revenues and reserve balances, then a recommendation to adopt budget and rates.

### **Review of Proposed Capital Improvement Program**

- **Isaac C. Pai, Director of Engineering**

Mr. Pai provided a review of CIP which included: 1) Noted importance of maintaining, repairing or replacing water and sewer infrastructure; infrastructure must have increased investment for sustainability; infrastructure impacts quality of life and fiscal liability; 2) Reviewed Construction Cost Index (CCI) percent increases for the Los Angeles area; 3) Reviewed material price index and percentage increases for ductile iron pipe (1999 – 2009); 4) Compared FY 08/09 and FY 09/10 CIP budgets for water and sewer programs; 5) Reviewed pie chart showing proposed CIP budget for FY 09/10.

### **11. Desalination Update Report**

- **Eric Leung, Director of Water Resources**

Mr. Leung provided a program update about the LBWD Seawater Desalination Project which included the following: 1) Reviewed timeline for various research projects under the program beginning in January 2004 thru July 2010; 2) Reviewed status of current Federal funding request for the Seawater Desalination Program; 3) Noted the submittal for additional funding from the Federal stimulus package; 4) Reported on status of current efforts under the program; 5) Reported on updates on the Under Ocean project in Fukuoka, Japan.

Mr. Wattier reported that LBWD is on a path to generate answers, and to have a discussion on where and how to move forward regarding this program.

President Allen noted that LBWD should proceed and put out bids to look at sites for feasibility of locating a plant. Assessment should be done as a “fatal flaw” assessment and study.

### **12. NEW BUSINESS**


President Allen reminded staff to notice the May 7, 2009 meeting as a special meeting scheduled for the evening.

President Allen requested to be excused from the May 7, 2009 meeting.

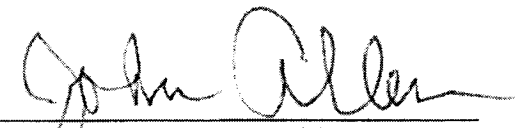
It was moved by Commissioner Dallman, seconded by Commissioner Clarke, and unanimously approved to excuse President Allen from the May 7, 2009 board meeting.

**13. ADJOURNMENT**

There being no further business to come before the Board, President Allen adjourned the meeting at 9:05 p.m. to the next special meeting of the Water Commission to be held May 7, 2009, in the Board Room of the Administration Building, 1800 E. Wardlow, in Long Beach, California.

  
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Frank Clarke, Secretary

Attest:

  
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John D. S. Allen President



MINUTES  
SPECIAL MEETING OF THE BOARD OF WATER COMMISSIONERS  
LONG BEACH, CALIFORNIA  
MAY 7, 2009

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 May 7, 2009.

The meeting was called to order at 5:30 p.m. by Acting President Blanco.

PRESENT:	Paul Blanco	Commissioner
	Frank Clarke	Commissioner
	Suzanne Dallman	Commissioner
	William B. Townsend	Commissioner
	Charles Parkin	Principal 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
	Paul T. Fujita	Director of Finance
	Ken Bott	Administrative Officer
	Terry McAlpine	Administrative Analyst III
	Matthew Veeh	Management Assistant
	Mike Reeh	Kutack Rock
	Nii Mantse Addy	PFM

ABSENT:	John Allen	Commissioner (EXCUSED)
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**1. PLEDGE OF ALLEGIANCE**

Robert Cheng led the Board and audience in the Pledge of Allegiance.

**2. PUBLIC COMMENT**

Acting 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. PRESIDENT'S REPORT**

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

Acting President Blanco reported that he and Commissioner Clarke had attended the Long Beach Chamber of Commerce Entrepreneur of the Year luncheon on April 30, 2009. It was noted that Commissioner Townsend was also in attendance at the same luncheon but sat at a separate table with his company colleagues.

Acting President Blanco advised that he had also represented the Board of Water Commissioners at the Federal Executive Board Public Service Recognition Week luncheon held on May 6, 2009. He noted the Long Beach Water Department had received the Leadership Award at this event.

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

APRIL WATER CONSERVATION UPDATE

Mr. Wattier reported that water demand for April 2009 had been another record low. He noted the last twelve months had seen record lows for water demands in the city, with a water savings of 15%. He reported the total water consumption levels are the same as 1967; per capita water usage is the lowest since 1945 at 105 gallons per capita per day (gpcd).

EMPLOYEE FURLOUGH IMPLEMENTATION UPDATE

Mr. Wattier reported the City Council had adopted a resolution on May 5, 2009 implementing the employee furlough for all city employees; he advised police and fire personnel have been exempted but charged with implementing equivalent savings for their departments.

Mr. Wattier reported that a LBWD All Employees meeting had been held on May 6, 2009 explaining the implementation of the Furlough Program for Water Department employees. He explained that LBWD would be implementing the floating 40 hour per employee option that must be completed by September 30, 2009. He advised managers would be working individually with their employees to implement the Furlough with flexibility to allow the LBWD to continue meeting health, safety and customer service goals.

He reported that he had sent a memo to all LBWD employees to clarify a letter sent from the City Manager that did not include information on how the LBWD would implement the Furlough.

Mr. Wattier noted he would be bringing an agenda item to the Board at the May 21, 2009, meeting requesting a reduction in his salary from May 2009 to September 2009 to be consistent with the City's Furlough Program.

## **5. CONSENT CALENDAR**

Acting President Blanco requested a motion to approve Consent Calendar item 5a.

It was moved by Commissioner Townsend and seconded by Commissioner Clarke to approve Consent Calendar item 5a. The Consent Calendar item was unanimously approved.

### **5a. Approval of Transfer of Funds by Journal Entry Dated May 7, 2009**

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

## **6. Adopt Resolution WD-1255, Authorizing the Issuance and Sale of City of Long Beach, California Senior Sewer Revenue Commercial Paper Notes, in an Amount not to exceed \$20,000,000 and Approving, Authorizing, and Directing Execution of all Necessary and Related Documents**

### **• B. Anatole Falagan, Deputy General Manager – Business**

Mr. Falagan provided a briefing on the request for the Long Beach Water Department to issue \$20 million in Commercial paper for the Sewer Fund which included: 1) Review of the development of the Commercial Paper Program; 2) Overview of Commercial paper terms; 3) Review background for need of Sewer Commercial Paper Program (large, sustained CIP investment required to assure reliability and regulatory compliance; Debt issuance to fund programmatic CIP; 4) Review of Sewer Fund Rate Outlook and Assumptions; 5) Noted major milestones (secured underlying credit rating; monitored market conditions for timing; selected Letter of Credit facility (selected Union Bank); 6) Overview of Commercial Paper terms.

Mr. Falagan advised that after approval of the Board of Water Commissioners, this item required City Council approval and then pricing and closing of Commercial Paper notes would take place.

It was moved by Commissioner Clarke and seconded by Commissioner Townsend to Adopt Resolution WD-1255, Authorizing the Issuance and Sale of City of Long Beach, California Senior Sewer Revenue Commercial Paper Notes, in an Amount not to exceed \$20,000,000 and Approving, Authorizing, and Directing Execution of all Necessary and Related Documents.

Acting President Blanco called for public comment regarding Agenda item 6. Hearing none, Acting President Blanco called for a Roll Call Vote.

A roll call vote was taken as follows:

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

Motion 4 ayes; 1 absent.

## 7. LEGISLATIVE ISSUES/ACTIONS/BILLS

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

No report provided.

Commissioner Clarke inquired about the status of the nine council district neighborhood conservation gardens. Mr. Alsop reported that the individual yards are being prepared (some in the process of killing grass landscapes); conservation garden landscape plans have been developed; next step is for planting. He reported that staff expected all of the gardens to be completed by the end of the summer.

Commissioner Townsend congratulated staff on the development of the 90H<sub>2</sub>O water conservation flyer. Mr. Alsop advised the LBWD had developed this piece to replace the *Wave*, and reported this flyer would be included in six utility bills throughout the year.

## 8. NEW BUSINESS


None.

**9. ADJOURNMENT**

There being no further business to come before the Board, Acting President Blanco adjourned the meeting at 5:50 p.m. to the next regular meeting of the Water Commission to be held May 21, 2009, in the Board Room of the Administration Building, 1800 E. Wardlow, in Long Beach, California.

  
Frank Clarke, Secretary

Attest:

  
John D. S. Allen, President

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ABSENT: John Allen Commissioner (EXCUSED)

**1. PLEDGE OF ALLEGIANCE**

Robert Cheng led the Board and audience in the Pledge of Allegiance.

**2. PUBLIC COMMENT**

Acting 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.

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## 5. **CONSENT CALENDAR**

Acting President Blanco requested a motion to approve Consent Calendar item 5a.

It was moved by Commissioner Townsend and seconded by Commissioner Clarke to approve Consent Calendar item 5a. The Consent Calendar item was unanimously approved.

### 5a. **Approval of Transfer of Funds by Journal Entry Dated May 7, 2009**

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A roll call vote was taken as follows:

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

Motion 4 ayes; 1 absent.

## 7. LEGISLATIVE ISSUES/ACTIONS/BILLS

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No report provided.

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Frank Clarke, Secretary

Attest:



John D. S. Allen, President