



# BOARD OF WATER AND POWER COMMISSIONERS



DEPARTMENT OF WATER AND POWER OF THE CITY OF LOS ANGELES  
Room 1555-H, 111 North Hope Street, Los Angeles, CA 90012

## AGENDA

TUESDAY, APRIL 21, 2009  
12:30 P.M.

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**LEE KANON ALPERT, President**

**EDITH RAMIREZ, Vice-President**

**FORESCEE HOGAN-ROWLES, Commissioner**

**JONATHAN PARFREY, Commissioner**

**VACANT, Commissioner**

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1. Regular meetings held the first and third Tuesdays of the month. The agenda will be posted in the John Ferraro Building Lobby and outside JFB Room 1555-H, at least 72 hours before the Board meets. You may access the Board agenda and all available documents related to the items linked from the agenda on the Internet at: <http://www.ladwp.com/AboutLADWP>. Some large agreements or items received too late to post may not be viewable. You may view those documents in the Commission Office prior to or after the Board meeting.
2.
  - (a) At 12:00 p.m. the Board will receive information from the General Manager and staff. No agenda items are discussed and no action taken during that portion of the meeting. Immediately following the Consent Agenda, the Board will provide an opportunity for members of the public to address it on items of interest that are within the subject matter jurisdiction of the Board. Thereafter, the Board will consider and take action on the Regular Agenda items. Members of the public may also request to speak on any agenda item. The meeting is recorded.
  - (b) The Consent Agenda (items preceded by an [\*]) consists of items considered to be routine and non-controversial upon which the documentation provided to the Board is adequate to give sufficient information for approval without inquiry or discussion. It is designed to minimize the time required for the handling of routine matters in order to permit additional time to be spent on more significant matters. The President will call for ayes and noes on the Consent Agenda as a whole and the vote will be treated as a separate vote on each item. These items may be moved to the Regular Agenda at the order of the President or if a member of the general public has submitted a request to speak on the subject.
3.
  - (a) Charter Section 245 empowers the City Council to assert jurisdiction over actions of all boards and commissions of the City government. As a result, this Board's actions will not be final today, but will only become final as provided by Charter Section 245.
  - (b) As a covered entity under Title II of the Americans with Disabilities Act, the City of Los Angeles does not discriminate on the basis of disability and, upon request, will provide reasonable accommodation to ensure equal access to its programs, services, and activities. To ensure availability, such request should be made 72 hours in advance by contacting the Commission Office at (213) 367-1356 during business hours.
  - (c) Please NOTE that any item displayed on this agenda may be changed by Board action at the meeting or by additions/deletions made subsequent to the electronic posting of this agenda.

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- (A) Opening remarks by the Commission President on agenda and other items relating to Department operations, and Channel 35 broadcast announcement.
- Acknowledgment of Morton La Kretz regarding donation of real property to LADWP.
- (B) Report/Briefing by the Chief Executive Officer and General Manager.
- (C) Comments and/or requests from Commissioners relating to Department operations.
- Rethinking Your Green Project - Presentation by CalArts students, 2009 Finalist of the Aspen Design Challenge. (Commissioner Parfrey)
- (D) Opportunity for the **public** to address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.)
- (E) Reports from Committees of the Board.
- Audit Committee – Status of meeting held on April 21, 2009, including discussion of the recent audits, internal control issues, and tracking of recommendation status of prior external and internal audits, major accounting policy issues and other topics.
  - Contracts Committee – Status of meeting held on April 21, 2009, including agreements, contracts, RFP's and specifications discussed at the meeting.
  - Customer/Community Relations, Neighborhood Council and Low Income/Lifeline Outreach Committee – Status of meeting held on April 21, 2009, including report on the Low Income Discount Program, Lifeline Program outreach, updates on LADWP Customer Services, community issues and discussion of LADWP's Neighborhood Council MOU.

- (F) Reports from Management concerning matters relating to Department operations.
- (1) Monthly Legislative and Regulatory Update – April 2009.  
(Cindy Montanez, Special Advisor to the Chief Executive Officer and General Manager)
  - (2) Summary of Load Forecast Data and Assumptions Used – October 2008.  
(Gregory Black, Manager of Rates and Contracts)
    - (a) Renewable Portfolio Standard Baseline Impacts.  
(Randy Howard, Director of Resource Planning, Procurement and Development)
  - (3) Renewable Portfolio Standard Update (March 2009).  
(Aram Benyamin, Senior Assistant General Manager – Power System)
  - (4) LADWP's Supplier Outreach Efforts (April 21, 2009).  
(Reggie Williams of Procurement Resources, Inc., and Albert Stephens, Director of Supply Chain Services)
  - (5) Update on Electronic Request-Solicit Procure System (eRSP).  
(Matthew Lampe, Chief Information Officer)

FILED ITEMS

- (G) (From Chief Executive Officer and General Manager)  
Monthly report of activities for the following units.
- (1) Financial Services Organization (February 2009).
  - (2) Internal Audit Division (March 2009).
  - (3) Joint System (February 2009).
  - (4) Power System (February 2009)

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ITEMS FOR APPROVAL – DISCUSSION NOT REQUIRED.

- (1) Recommendation for approval of the **minutes** of the March 17, 2009, regular meeting of the Board of Water and Power Commissioners.
  
- (2) (Recommended by Chief Operating Officer and Chief Administrative Officer)  
(Approved by Chief Executive Officer and General Manager)  
Resolution authorizing execution of **Agreements Nos. 47845-9, 47846-9, 47847-9, 47848-9** and **47867-9** with **Blue Shield of California**, to provide continued health care services to LADWP's active and retired employees.  
Council approval is required.
  
- (3) (Recommended by Chief Operating Officer and Chief Administrative Officer)  
(Approved by Chief Executive Officer and General Manager)  
**Spec. No. 986** for **Services of Cranes, Fully Operated and Maintained**, on an As-Needed Rental Basis. Award to **ED ANGLEMYER & SONS**, for an amount not to exceed \$8,654,065.00; and **BRAGG CRANE SERVICE**, for an amount not to exceed \$2,293,818.00. The term of these agreements is nine months, with two optional one-year extensions.
  
- (4) (Recommended by Chief Operating Officer, Chief Administrative Officer, and Senior Assistant General Manager – Water System)  
(Approved by Chief Executive Officer and General Manager)  
**Spec. No. 7106** for **Construction of the Santa Ynez Floating Cover**. Award to **ENVIRONMENTAL CONSTRUCTION, INC.**, for an amount not to exceed \$19,130,072.00. This contract will not exceed a period of three years.
  
- (5) (Recommended by Chief Operating Officer and Senior Assistant General Manager – Power System)  
(Approved by Chief Executive Officer and General Manager)  
Resolution authorizing execution of **Agreement No. 47868** with **Power-Tech Engineers, Inc.**, to provide LADWP with electrical testing services needed to meet peak workload requirements associated with the Power Reliability Program infrastructure improvement, substation and distribution automation projects, and renewable energy projects. The expenditure limit of this agreement is \$15,191,400 for a term of three years.

- (6) (Recommended by Chief Operating Officer and Senior Assistant General Manager – Water System)  
(Approved by Chief Executive Officer and General Manager)  
Resolution authorizing execution of **Agreement No. 47869** with **Stream Scientist, Mr. Ross Taylor, dba Ross Taylor and Associates**, to provide LADWP with professional services for the Mono Basin Fisheries Monitoring Program. The expenditure limit of this agreement is \$539,170 for a term of three years.
- (7) (Recommended by Chief Operating Officer and Senior Assistant General Manager – Power System)  
(Approved by Chief Executive Officer and General Manager)  
Resolution authorizing execution of **Agreement No. 47875** with **RKI Engineering, LLC**, to provide LADWP with training services for Selective Catalytic Reduction and Continuous Emissions Monitoring System software applications, to maintain and upgrade environmental controls software and hardware utilized at LADWP’s four in-basin generating facilities. The expenditure limit of this agreement is \$550,000 for a term of two years.
- (8) (Recommended by Chief Operating Officer and Senior Assistant General Manager – Water System)  
(Approved by Chief Executive Officer and General Manager)  
Resolution authorizing execution of **Grant Funding Agreement No. 94259** with the **Metropolitan Water District of Southern California** (MWD), to authorize MWD to partially fund LADWP’s Taylor Yard Park Water Recycling Project through MWD’s Local Resources Program. The term of this agreement is 25 years, and provides for a maximum of \$937,500 in grant funding reimbursements from MWD. This agreement was previously approved by this Board on December 2, 2008, by Resolution No. 009-134, but has now been modified at the request of MWD to reflect minor modifications.
- (9) (Recommended by Chief Operating Officer and Chief Financial Officer)  
(Approved by Chief Executive Officer and General Manager)  
Resolution authorizing execution of an **Amendment to Agreement No. 47530-6** with **Public Resources Advisory Group**, to increase the expenditure limit of the agreement by \$150,000, from \$440,300 to \$590,300, to provide financial advisory services to LADWP’s debt issuances, evaluate complex financing strategies and proposals, and identify escrow restructuring and other refinancing opportunities.

- (10) (Recommended by Chief Operating Officer and Chief Information Officer)  
(Approved by Chief Executive Officer and General Manager)  
Resolution authorizing execution of **Amendment No. 3 to License For Use of Colocation Space** with **IX2 Wilshire, LLC**, to extend the term of the license to November 30, 2013, to continue the use of colocation space at a key telecommunications hub located at 624 South Grand Avenue, Los Angeles.
- (11) (Recommended by Chief Operating Officer and Chief Information Officer)  
(Approved by Chief Executive Officer and General Manager)  
Resolution authorizing execution of **Amendment No. 2 to Short Form IRU-08 Lease Agreement No. FO-416-05/2006** with **CBS Broadcasting Inc.**, to extend the term of the agreement to August 16, 2009, to provide for the use of certain components of LADWP's optical fiber network, between Radford Studio, 4024 Radford Avenue, Studio City, and CBS Television City, 7800 Beverly Boulevard, Los Angeles.
- (12) (Recommended by Chief Operating Officer and General Counsel, Water and Power)  
(Approved by Chief Executive Officer and General Manager)  
Resolution approving **funding** for an additional **Assistant City Attorney position**, to support the City Attorney's Office in providing legal services to LADWP in the areas of real property and land use relating to renewable energy projects.

#### ITEMS FOR APPROVAL AND DISCUSSION

- (13) (Recommended by Chief Operating Officer and Chief Administrative Officer)  
(Approved by Chief Executive Officer and General Manager)  
**Spec. No. 966** for Rental of Dump Trucks with Operators on an As-Needed Basis. Award to **KEEP IT MOVING, INC.**, for an amount not to exceed \$11,126,853.00 and a term of nine months, with two optional one-year periods.

- (14) (Recommended by Chief Operating Officer and Chief Administrative Officer)  
(Approved by Chief Executive Officer and General Manager)  
**Contract No. 1234-9 – Amendment No. 2** for Services of Backhoes with Attachments, Fully Operated and Maintained on an As-Needed Rental Basis. Award to **D.E. EDDINGS**, to increase the contract amount by \$900,000, to a cumulative total of \$1,800,000, and extend the duration by an additional six months, to a total of 14 months or until a long-term contract is in place and accessible, whichever occurs first.
- (15) (Recommended by Chief Operating Officer and Senior Assistant General Manager – Water System)  
(Approved by Chief Executive Officer and General Manager)  
**Resolution authorizing execution of Lease No. 1504 with 7-11 Materials, Inc.**, for the lease of 89.5 acres covering three site locations in the area of Bishop, California, in order to continue to operate two sand and gravel mine operations, and a redi-mix cement plant and public scales, for a 15-year term effective January 1, 2009.  
Council approval is required.
- (16) (Recommended by Chief Operating Officer and Chief Financial Officer)  
(Approved by Chief Executive Officer and General Manager)  
**Two resolutions authorizing the issuance of up to \$190 million of Power System Revenue Bonds**, to refund Power System 2001 Series A, Subseries A-1, 2024 term bonds, as follows:
- RES 4807 (1) Twelfth Supplemental Bond Resolution to the Power System Master Bond Resolution, outlining the terms and conditions for the 2009 Series B Refunding Bonds, and authorizing the issuance of up to \$190 million of the 2009 Series B Refunding Bonds to provide funds to refund or refinance \$180.84 million principal amount of Power System Revenue Bonds, 2001 Series A, Subseries A-1, 2024 Term Bond currently outstanding.
- RES 4808 (2) Approves certain actions and agreements in connection with the issuance of the 2009 Series B Refunding Bonds.

(17)

The Board shall recess to **closed session** in Room 1559 for a conference with legal counsel regarding:

- A. Existing litigation in the following matters:
  - 1. City of Los Angeles, Acting By and Through the Los Angeles Department of Water and Power v. CH2M Hill, Inc., U.S. District Court, Central District of California, Case No. CV08-04154CAS, pursuant to subdivision (a) of Section 54956.9 of the California Government Code.
  - 2. Affholder, Inc. v. City of Los Angeles, Department of Water and Power, Los Angeles Superior Court Case No. BC359105, pursuant to subdivision (a) of Section 54956.9 of the California Government Code.
  - 3. Re Southern California Edison Company, Federal Energy Regulatory Commission Docket Nos. ER08-1343-000, ER08-1343, ER08-1353, pursuant to subdivision (a) of Section 54956.9 of the California Government Code.
  
- B. Anticipated litigation in the following matter:
  - 1. Discussion regarding initiation of litigation (2 cases), pursuant to subdivision (c) of Section 54956.9 of the California Government Code.

The Board shall publicly report any action taken in closed session and the vote or abstention of every member present thereon, in accordance with Section 54957.1 of the California Government Code.