



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



SPECIAL MEETING AGENDA

TUESDAY, DECEMBER 3, 2013

11:00 A.M.

(OR AS SOON THEREAFTER AS A QUORUM IS PRESENT)

MEL LEVINE, President

WILLIAM W. FUNDERBURK, JR., Vice President

JILL BANKS BARAD, Commissioner

MICHAEL F. FLEMING, Commissioner

CHRISTINA E. NOONAN, Commissioner

BOARD MEETINGS - The Board conducts regular meetings at 11:00 a.m., or as soon thereafter as a quorum is present, on the first and third Tuesdays of the month (or on the next business day when a meeting day falls on a legal holiday) in Room 1555-H of the John Ferraro Building (JFB). Special meetings are held at the date, time, and place specified in the meeting notice. Three members of the five-member Board constitute a quorum for the transaction of business. Meetings are recorded.

Board meetings are conducted in accordance with the Ralph M. Brown Act, California Government Code § 54950 et seq. Resources: The Brown Act: Open Meetings for Local Legislative Bodies (Cal. Atty. Gen. 2003) (available online at <www.oag.ca.gov/open-meetings>); Open & Public IV: A Guide to the Ralph M. Brown Act (League of Cal. Cities 2d ed. 2010) (available online at <www.cacities.org> search for "Open Meeting IV").

Board meetings are conducted in accordance with the Rules of the Board of Water and Power Commissioners (available online at <www.ladwp.com/board>).

Board meetings are presided over by the Board President or, in his/her absence, as provided in Board Rule No. 5.

The Board upon request will provide reasonable accommodation to the disabled to ensure equal access to its meetings. To ensure availability, such request should be made 72 hours in advance by contacting the Commission Office at (213) 367-1356 during business hours.

MEETING AGENDAS - The agenda for meetings contains a brief general description of the items to be considered. The Board may consider an item not on the agenda only in limited circumstances. The agenda is posted in the JFB lobby and outside JFB Room 1555-H at least 72 hours before regular meetings and at least 24 hours before special meetings. The agenda is also available online at <www.ladwp.com/board>. The description of any item displayed on the agenda may be changed subsequent to the electronic posting of the agenda or by Board action at the meeting, but only if consistent with the Brown Act.

OPPORTUNITIES FOR THE PUBLIC TO ADDRESS THE BOARD - Before reaching those portions of the agenda where Board action is requested, members of the public will be given an opportunity to address the Board on items of interest within the subject matter jurisdiction of the Board (general public comment). Thereafter, members of the public will be given an opportunity to address the Board on any item on the consent or regular agendas prior to or during the Board's consideration of that item. The same opportunity will be given in open session regarding the closed session agenda prior to commencement of the closed session. Members of the public who wish to speak during general public comment are to complete a speaker card so indicating. Members of the public who wish to speak regarding a particular agenda item or items are to complete a speaker card for each such item. Agendas for special meetings will permit the public to address particular agenda items even where the agenda does not include general public comment.

The requirement of public comment on individual items shall not apply if the opportunity for public comment on the item previously had been provided by a Board committee (consisting entirely of Board members at which a quorum was present) to all interested members of the public when it considered the item and the item had not changed substantially since the committee hearing. The Board agenda shall state whether such earlier opportunity for public comment had been duly provided. If the Board President determines that an item has changed substantially since the committee hearing, public comment on the item shall be allowed. (These public comment procedures are in addition to any other hearing requirement specifically imposed by law.)

Each speaker is allowed to speak up to two minutes during general public comment and up to two minutes on any individual agenda item; provided, however, that the Board President may – in his or her discretion and based upon factors such as the length of the agenda, the substance of the agenda items, the number of public comment speaker cards submitted, the need for the Board to conclude its business as expeditiously as is practicable, and whether the Board is in danger of losing a quorum – depart from this time limit for individual speakers, establish a time limit for particular issues, set a cumulative time limit, or otherwise regulate public comment. Speaker cards will be available at the back of the meeting room.

ACCESS BY THE PUBLIC TO DOCUMENTS DISTRIBUTED TO BOARD MEMBERS - Members of the public may inspect documents (other than legally confidential documents) relating to open session items on the agenda distributed to at least a majority of Board members in advance of the meeting or at the meeting. Many of the documents distributed in advance of the meeting will be available online through a link included in the item description on the agenda. Some large documents or documents received too late to link to an agenda item may not be viewable in this manner. Documents (other than confidential documents) distributed during the meeting -- if prepared by the Department, another City department or office, or a Board member – will be made available for inspection during the meeting. Documents may be viewed in the Commission Office (JFB room 1555) prior to or after the meeting. Copies may be obtained in accordance with regular procedures for copying Department records.

THE ORDER OF BUSINESS - The order of business for regular meetings typically follows the sequence described below. The Board, however, sometimes considers matters out of order as the Board President may direct. The order of business for special meetings will be determined by the agenda. Thus, some special meeting agendas may follow the organizational format of regular meetings, while other meeting agendas may be limited to but one or several items.

1. *Preliminary matters* - The Board President will begin the meeting with opening remarks, which are generally followed first by a report by the General Manager and then by comments and requests of members: General public comment will then follow.

2. *Consent agenda* - The Consent Agenda consists of items presented for approval and considered to be routine, non-controversial, and for which documentation provided to the Board is adequate to give sufficient information for approval without inquiry or discussion. Consolidation of routine items in this fashion allows for more time to be available for consideration of those items on the Regular and Closed Session agendas of significance or where inquiry or discussion is needed. The Board President will call for ayes and noes on this portion of the agenda as a whole, with that vote treated as a separate vote on each item. Items on the Consent Agenda may be moved to the Regular Agenda at the order of the Board President or if a member of the public has submitted a request to comment on the item.

3. *Regular agenda* -The Regular Agenda consists of items presented for approval for which it is anticipated that there is a need for inquiry or discussion before Board action. For each agenda item, the Board will hear from members of the public who have requested to speak on that item, consider the matter, and take action.

4. *Filed items and management reports* - In this agenda segment, reports from management and other documents are presented to the Board for information or possible discussion. No action is requested in regard to these items.

5. *Closed session agenda* - Before going into closed session, the Board will hear from members of the public who have asked to speak on a closed session item. Thereafter, the Board will make any announcements required by law before retiring to closed session. Closed sessions are allowed only for particular subject matters permitted by the Brown Act. The Board agenda will state the provision or provisions of the Brown Act permitting the closed session. After the closed session, the Board will publicly report any action taken in closed session and the vote or abstention thereon of every member present, in accordance with California Government Code § 54957.1.

BOARD ACTIONS - The vote of at least three members is required for the Board to act. With some exceptions, Board actions are not final when taken because, under Los Angeles City Charter § 245, the City Council may assert jurisdiction for possible veto of actions of boards and commissions of City government. Board actions thus become final as provided by Charter § 245.



Special Meeting Agenda

Board of Water and Power Commissioners

Tuesday,
December 3, 2013

1. Opportunity will be given for the public to address the Board on the item listed below. Speakers may be limited in speaking time depending upon the press of business and number of persons wishing to address the Board.
2. (Recommended by Senior Assistant General Manager – Power System)
(Approved by General Manager)
Resolution approving The City of Los Angeles Department of Water and Power Renewables Portfolio Standard Policy and Enforcement Program , As Amended December 3, 2013, including a program for enforcement in accordance with Public Utilities Code Section 399.30(e) introduced by SB 2 (1X).