

MINUTES
REGULAR MEETING OF THE
BOARD OF DIRECTORS
THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

May 14, 2024

53607 The Board of Directors of The Metropolitan Water District of Southern California met in a regular session on Tuesday, May 14, 2024.

Chair Ortega called the meeting to order at 2:30 p.m.

Directors De Jesus, Garza, and Smith are using AB 2449 just cause due to an illness that prevents them from attending in person. The Directors appeared by audio and video.

53608 The Meeting was opened with an invocation by Director Thai Viet Phan, City of Santa Ana.

53609 The Pledge of Allegiance was given by Director Glen Peterson, Las Virgenes Municipal Water District.

53610 Board Executive Secretary Hudson administered the roll call. Those responding present were: Directors Abdo, Ackerman, Alvarez, Armstrong, Bryant, Camacho Cordero, De Jesus (AB 2449), Dennstedt, Dick, Erdman, Faessel, Fellow, Garza (AB 2449), Goldberg, Jung (teleconference posted location available for the public), Kurtz, Lefevre (teleconference posted location available for the public), Luna, McCoy, McMillan, Miller, Morris, Ortega, Petersen, Peterson, Phans , Pressman, Ramos (teleconference posted location available for the public), Seckel, and Smith (AB 2449).

Directors De Jesus, Garza, and Smith announced during the roll that no one was in the room with her 18 years of age or older.

Those not responding were: Director Fong-Sakai, Kassakhian, Quinn, and Sutley.

Board Executive Secretary Hudson declared a quorum present.

Directors entered the meeting after the roll call: Director Gray (teleconference posted location available for the public) and Douglas (teleconference posted location available for the public).

Chair Ortega announced that Metropolitan will be inviting Member Agency Presidents and Chairs to the board meetings. Mel Katz, Board Chair for San Diego County Water Authority was the first to join the meetings. Chair Ortega introduced Mr. Katz. Mr. Katz introduced the guest Member Agency Manager Dan Denham, General Manager for San Diego County Water Authority. Mr. Katz and Mr. Denham made remarks.

Director Ackerman left the meeting.

Chair Ortega welcomed Mr. Katz and Mr. Denham for joining the board and encouraged them to comment on matters important to San Diego County Water Authority.

Chair Ortega announced that May is Water Awareness Month, Infrastructure Week is May 13-17, 2024, Asian American Pacific Islander Month, and National Military Appreciation Month.

53611 Chair Ortega invited members of the public to address the Board on matters within the Board's jurisdiction and the public hearing (in-person and via teleconference).

	Name	Affiliation	Comment
1.	Darcy Burke	Elsinore Valley Municipal Water District	Metropolitan Fifteenth Anniversary Event, CAMP4W One Year Progress Report, and Chair's Comments about Metropolitan's Brand

Director Douglas entered the meeting.

Director McMillan left the meeting.

Chair Ortega addressed the following: Other Matters and Reports.

53612 Chair Ortega asked if there were any corrections to the report of events attended by Directors at Metropolitan's expense during the month of March, as previously posted and distributed to the Board. None were made.

53613 Chair Ortega referred to the Chair's monthly report, which was previously posted and distributed to the Board. In addition, he reminded Directors that the Employee Fall Service Awards will be on May 23, 2024.

Chair Ortega asked if there were any questions regarding his report. None were made.

53614 General Manager Hagekhalil provided an update on: CAMP4W business model update will be discussed at the May 30, 2024 meeting; the photo exhibit display celebrating Asian American and Pacific Islander Heritage Month; Baklava available to guests and Directors compliments of the Arab American Association of Engineers and Architects; Metropolitan receiving the Walk the Talk Award; the Heal the Bay's annual gala; MOU signing event; Town Hall meetings with staff; and the loss of Metropolitan Employee Rick Barnett.

Director Luna entered the meeting.

53615 General Counsel Scully stated she had nothing to add to the written report.

53616 Ethics Officer Salinas stated he had nothing to add to the written report.

53617 General Auditor Suzuki reported that on May 20th the Audit Subcommittee will be presenting the next fiscal year's audit plan.

53618 Chair Ortega congratulated Chair Emeritus Gray for her 15-year of service. Chair Emeritus Gray made remarks.

53619 Presentation of 5-year service pin to Director S. Gail Goldberg. Director Goldberg made remarks.

Director Peterson announced his retirement from the Metropolitan Board and Las Virgenes Municipal Water District Board.

The following Director(s) asked questions or made comments:

Director(s)

1. Ortega
2. Gray
3. Fellow
4. Petersen
5. Abdo

53618 Chair Ortega asked the Directors if there were any comments or discussions on the Approval of the Minutes of the Board of Directors Workshop on Long-Term Planning Processes and Business Modeling for March 18, 2024; Board of Directors Workshop on Proposed Biennial Budget for March 26, 2024; and Board of Directors Meeting for April 9, 2024 (Copies have been submitted to each Director any additions, corrections, or omissions) (Agenda Item 6A). No amendments were made.

53619 Approval of Committee Assignments (Agenda Item 6B).

Appoint Director Bryant to the Finance and Asset Management Committee.

Appoint Director Faessel to the Equity, Inclusion, and Affordability Committee.

Chair Ortega called on Directors who are requesting that any items be pulled from the Consent Calendar Action Items and to state any recusals, abstentions, and disclosures.

Director Kurtz disclosed that Item 7-5 involves an agreement with the City of Pasadena; she receives a stipend from Pasadena for her service on the Metropolitan Board and receives retirement income as a former employee. She is allowed to participate in the item.

53620 Authorize an increase of \$2.35 million to an agreement with HDR Engineering Inc. for a new not-to-exceed amount of \$5.15 million for final design of erosion control structures along the CRA system, as set forth in Agenda Item 7-1 board letter.

53621 Amend the Capital Investment Plan for fiscal years 2022/23 and 2023/24 to include upgrades to the flocculation system at the Joseph Jensen Water Treatment Plant, as set forth in Agenda Item 7-2 board letter.

53622 Authorize the General Manager to enter into an agreement for administrative supplemental labor services containing the following thirty supplemental temporary labor agencies: SuperbTech Inc., AtWork Personnel Services, Project Partners, PSP Group

Inc., Johnson Service Group Inc., CathyJon Enterprises Inc. Tryfacta Inc., 22nd Century Technologies Inc., Ronin Staffing LLC, Enterprise Resource Services Inc., Sierra Cybernetics Inc., Morris and Willner Partners, Staffmark Group, Balanced Diversity Solutions, Partners In Diversity Inc., AppleOne Inc., Genesis Global Recruiting, HireGround Personnel Services Inc., Jada Systems Inc., Mantek Solutions Inc., TPS Group, Good People Inc., Info Origin Inc, Harvest Technical Services Inc., TruCapital Partners, Information Management Resources Inc., Kaygen Inc., SoftHQ Inc., Akshar IT Solutions LLC, and Infojini Inc, each with up to four annual renewal options, with a maximum not-to-exceed amount of \$8 million per year for the contract, as set forth in Agenda Item 7-3 board letter.

53623 Approve the Department Head 360° Evaluation Process, as set forth in Agenda Item 7-4 board letter.

53624 Authorize the General Manager to execute a new ground license for telecommunications facilities with the City of Pasadena to enhance the reliability of Metropolitan's wireless wide area networks and local area networks, as set forth in Agenda Item 7-5 board letter.

53625 Authorize contracts for Bond Counsel services with Anzel Galvan LLP, Hawkins Delafield & Wood LLP, Katten Muchin Rosenman LLP, Nixon Peabody LLP, and Norton Rose Fulbright US LLP; Co-Bond Counsel services with Amira Jackmon and Law Offices of Alexis S.M. Chiu; and Disclosure Counsel services with Stradling Yocca Carlson & Rauth, P.C. for the period ending June 30, 2027; and determine that Bond Counsel, Co-Bond Counsel, and Disclosure Counsel fees may be approved by the General Counsel in amounts sufficient to procure Bond Counsel, Co-Bond Counsel, or Disclosure Counsel services for bond issues and for legal advice, as described in this board letter, as set forth in Agenda Item 7-6 board letter.

53626 Adopt a resolution declaring approximately 6,742 acres of Metropolitan-owned real property in the County of Riverside, located southwest of the City of Blythe, California, and commonly known as the Palo Verde Mesa, as exempt surplus land under the Surplus Land Act, as set forth in Agenda Item 7-7 board letter.

53627 Authorize the waiver of a \$1,052.52 late fee incurred by the U.S. Bureau of Reclamation regarding its payments to Metropolitan for exchanging water under the Agreement Relating to Supplemental Water Among the Metropolitan Water District of Southern California, the San Luis Rey Settlement Parties, and the United States, as set forth in Agenda Item 7-8 board letter.

Director Pressman moved, seconded by Director Fellow that the Board approve the Consent Calendar Items 6A, 6B, 7-1 through 7-8 as follows:

The following is a record of the vote:

Record of Vote on Consent Item(s): Items: 6A, 6B and 7-1 through 7-8									
Member Agency	Total Votes	Director	Present	Yes	Yes Vote	No	No Vote	Abstain	Abstain Vote
Anaheim	6038	Faessel	x	x	6038				
Beverly Hills	4493	Pressman	x	x	4493				
Burbank	3175	Ramos	x	x	3175				
Calleguas Municipal Water District	13073	McMillan							
Central Basin Municipal Water District	19324	Garza	x	x	19324				
		Vacant							
			Subtotal:		19324				
Compton	641	McCoy	x	x	641				
Eastern Municipal Water District	12060	Armstrong	x	x	12060				
Foothill Municipal Water District	2409	Bryant	x	x	2409				
Fullerton	2561	Jung	x	x	2561				
Glendale	3985	Kassakhian							
Inland Empire Utilities Agency	16030	Camacho	x	x	16030				
Las Virgenes	3090	Peterson	x	x	3090				
Long Beach	6558	Cordero	x	x	6558				
Los Angeles	80172	Sutley							
		Petersen	x	x	26724				
		Quinn							
		Luna	x	x	26724				
		Douglas	x	x	26724				
			Subtotal:		80172				
Municipal Water Dist. of Orange County	64634	Ackerman							
		Seckel	x	x	21545				
		Dick	x	x	21545				
		Erdman	x	x	21545				
			Subtotal:		64634				
Pasadena	3864	Kurtz	x	x	3864				
San Diego County Water Authority	67201	Fong-Sakai							
		Goldberg	x	x	22400				
		Miller	x	x	22400				
		Smith	x	x	22400				
			Subtotal:		67201				
San Fernando	260	Ortega	x	x	260				
San Marino	800	Morris	x	x	800				
Santa Ana	3431	Phan	x	x	3431				
Santa Monica	4861	Abdo	x	x	4861				
Three Valleys Municipal Water District	8634	De Jesus	x	x	8634				
Torrance	3590	Lefevre	x	x	3590				
Upper San Gabriel Valley Mun. Wat. Dis	13418	Fellow	x	x	13418				
West Basin Municipal Water District	27064	Alvarez	x	x	27064				
		Gray	x						
			Subtotal:		27064				
Western Municipal Water District	14775	Dennstedt	x	x	14775				
Total	386141				369083				
Present and not voting									
Absent	17058								

The motion to approve the Consent Calendar Items 6A, 6B, 7-1 through 7-6 (**M.I. No. 53618 through 53627**) passed by a vote of 369,083 ayes; 0 noes; 0 abstain; 0 not voting; and 17,058 absent.

Directors De Jesus, Garza, and Smith, using AB 2449 just cause, appeared on video and did not have anyone over the age of 18 present during the vote.

Director Phan recused herself on Item 8-1, as it involves J.F. Shea Construction Inc. clients of her employer Rutan & Tucker, LLP., and she left the meeting.

53628 a. Award a \$24,912,000 contract to J.F. Shea Construction Inc. to rehabilitate approximately 2.4 miles of PCCP portions of the Allen-McColloch Pipeline; b. Authorize an increase of \$250,000 to an agreement with Helix Environmental Planning Inc. for a new not-to-exceed amount of \$2,500,000; c. Amend Metropolitan's Project Labor Agreement to include the Allen-McColloch Urgent PCCP Rehabilitation Stage 2 Project (Agenda Item 8-1).

Director Erdman moved, seconded by Director Camacho, that the Board approve the Board Item 8-1 as follows:

Chair Ortega called for a vote on the motion for Agenda Item 8-1 Option 1.

The following is a record of the vote:

Record of Vote on Item:		8-1							
Member Agency	Total Votes	Director	Present	Yes	Yes Vote	No	No Vote	Abstain	Abstain Vote
Anaheim	6038	Faessel	x	x	6038				
Beverly Hills	4493	Pressman	x	x	4493				
Burbank	3175	Ramos	x	x	3175				
Calleguas Municipal Water District	13073	McMillan							
Central Basin Municipal Water District	19324	Garza	x	x	19324				
		Vacant							
			Subtotal:		19324				
Compton	641	McCoy	x	x	641				
Eastern Municipal Water District	12060	Armstrong	x	x	12060				
Foothill Municipal Water District	2409	Bryant	x	x	2409				
Fullerton	2561	Jung	x	x	2561				
Glendale	3985	Kassakhian							
Inland Empire Utilities Agency	16030	Camacho	x	x	16030				
Las Virgenes	3090	Peterson	x	x	3090				
Long Beach	6558	Cordero	x	x	6558				
Los Angeles	80172	Sutley							
		Petersen	x	x	26724				
		Quinn							
		Luna	x	x	26724				
		Douglas	x	x	26724				
			Subtotal:		80172				
Municipal Water Dist. of Orange County	64634	Ackerman							
		Seckel	x	x	21545				
		Dick	x	x	21545				
		Erdman	x	x	21545				
			Subtotal:		64634				
Pasadena	3864	Kurtz	x	x	3864				
San Diego County Water Authority	67201	Fong-Sakai							
		Goldberg	x	x	22400				
		Miller	x	x	22400				
		Smith	x	x	22400				
			Subtotal:		67201				
San Fernando	260	Ortega	x	x	260				
San Marino	800	Morris	x	x	800				
Santa Ana	3431	Phan							
Santa Monica	4861	Abdo	x	x	4861				
Three Valleys Municipal Water District	8634	De Jesus	x	x	8634				
Torrance	3590	Lefevre	x	x	3590				
Upper San Gabriel Valley Mun. Wat. Dist.	13418	Fellow	x	x	13418				
West Basin Municipal Water District	27064	Alvarez	x	x	13532				
		Gray	x	x	13532				
			Subtotal:		27064				
Western Municipal Water District	14775	Dennstedt	x	x	14775				
Total	386141				365652				
Present and not voting									
Absent	20489								

The motion to approve the Board Item 8-1 (M.I. No. 53628) passed by a vote of 365,652 eyes; 0 noes; 0 abstain; 0 not voting; and 20,489 absent.

Directors De Jesus, Garza, and Smith using AB 2449 just cause, appeared on video and did not have anyone over the age of 18 present during the vote.

53629 Adopt the resolution to continue the Standby Charge for fiscal year 2024/25 (Agenda Item 8-2).

Director Dick moved, seconded by Director Miller, that the Board approve the Board Item 8-2 as follows:

Chair Ortega called for a vote on the motion for Agenda Item 8-2 Option 1.

The following is a record of the vote:

Record of Vote on Item:		8-2							
Member Agency	Total Votes	Director	Present	Yes	Yes Vote	No	No Vote	Abstain	Abstain Vote
Anaheim	6038	Faessel	x	x	6038				
Beverly Hills	4493	Pressman	x	x	4493				
Burbank	3175	Ramos	x	x	3175				
Calleguas Municipal Water District	13073	McMillan							
Central Basin Municipal Water District	19324	Garza	x	x	19324				
		Vacant							
			Subtotal:		19324				
Compton	641	McCoy	x	x	641				
Eastern Municipal Water District	12060	Armstrong	x	x	12060				
Foothill Municipal Water District	2409	Bryant	x	x	2409				
Fullerton	2561	Jung	x	x	2561				
Glendale	3985	Kassakhian							
Inland Empire Utilities Agency	16030	Camacho	x	x	16030				
Las Virgenes	3090	Peterson	x	x	3090				
Long Beach	6558	Cordero	x	x	6558				
Los Angeles	80172	Sutley							
		Petersen	x	x	26724				
		Quinn							
		Luna	x	x	26724				
		Douglas	x	x	26724				
			Subtotal:		80172				
Municipal Water Dist. of Orange County	64634	Ackerman							
		Seckel	x	x	21545				
		Dick	x	x	21545				
		Erdman	x	x	21545				
			Subtotal:		64634				
Pasadena	3864	Kurtz	x	x	3864				
San Diego County Water Authority	67201	Fong-Sakai							
		Goldberg	x	x	22400				
		Miller	x	x	22400				
		Smith	x	x	22400				
			Subtotal:		67201				
San Fernando	260	Ortega	x	x	260				
San Marino	800	Morris	x	x	800				
Santa Ana	3431	Phan							
Santa Monica	4861	Abdo	x	x	4861				
Three Valleys Municipal Water District	8634	De Jesus	x	x	8634				
Torrance	3590	Lefevre	x	x	3590				
Upper San Gabriel Valley Mun. Wat. Dist	13418	Fellow	x	x	13418				
West Basin Municipal Water District	27064	Alvarez	x	x	13532				
		Gray	x	x	13532				
			Subtotal:		27064				
Western Municipal Water District	14775	Dennstedt	x	x	14775				
Total	386141				365652				
Present and not voting									
Absent	20489								

The motion to approve the Board Item 8-2 (M.I. No. 53629) passed by a vote of 365,652 ayes; 0 noes; 0 abstain; 0 not voting; and 20,489 absent.

Directors De Jesus, Garza, and Smith using AB 2449 just cause, appeared on video and did not have anyone over the age of 18 present during the vote.

53630 Concur with the Climate Adaptation Master Plan for Water: Draft Year One Progress Report and Next Steps, with the understanding that staff will provide the Board with updated data and other updated information before the Board considers the approval of any projects under CAMP 4 Water. (Agenda Item 8-3).

Director Dick moved, seconded by Director Fellow, that the Board approve the Board Item 8-3 as follows:

Chair Ortega called for a vote on the motion for Agenda Item 8-3 Option 1.

The following is a record of the vote:

Member Agency	Total Votes	Director	Present	Yes	Yes Vote	No	No Vote	Abstain	Abstain Vote
Anaheim	6038	Faessel	x	x	6038				
Beverly Hills	4493	Pressman	x	x	4493				
Burbank	3175	Ramos	x	x	3175				
Calleguas Municipal Water District	13073	McMillan							
Central Basin Municipal Water District	19324	Garza	x	x	19324				
		Vacant							
			Subtotal:		19324				
Compton	641	McCoy	x	x	641				
Eastern Municipal Water District	12060	Armstrong	x	x	12060				
Foothill Municipal Water District	2409	Bryant	x	x	2409				
Fullerton	2561	Jung	x	x	2561				
Glendale	3985	Kassakhian							
Inland Empire Utilities Agency	16030	Camacho	x	x	16030				
Las Virgenes	3090	Peterson	x	x	3090				
Long Beach	6558	Cordero	x	x	6558				
Los Angeles	80172	Sutley							
		Petersen	x	x	26724				
		Quinn							
		Luna	x	x	26724				
		Douglas	x	x	26724				
			Subtotal:		80172				
Municipal Water Dist. of Orange County	64634	Ackerman							
		Seckel	x	x	21545				
		Dick	x	x	21545				
		Erdman	x	x	21545				
			Subtotal:		64634				
Pasadena	3864	Kurtz	x	x	3864				
San Diego County Water Authority	67201	Fong-Sakai							
		Goldberg	x	x	22400				
		Miller	x	x	22400				
		Smith	x	x	22400				
			Subtotal:		67201				
San Fernando	260	Ortega	x	x	260				
San Marino	800	Morris	x	x	800				
Santa Ana	3431	Phan							
Santa Monica	4861	Abdo	x	x	4861				
Three Valleys Municipal Water District	8634	De Jesus	x	x	8634				
Torrance	3590	Lefevre	x	x	3590				
Upper San Gabriel Valley Mun. Wat. Dist.	13418	Fellow	x	x	13418				
West Basin Municipal Water District	27064	Alvarez	x	x	13532				
		Gray	x	x	13532				
			Subtotal:		27064				
Western Municipal Water District	14775	Dennstedt	x	x	14775				
Total	386141				365652				
Present and not voting									
Absent	20489								

The motion to approve the Board Item 8-3 (**M.I. No. 53630**) passed by a vote of 365,652 ayes; 0 noes; 0 abstain; 0 not voting; and 20,489 absent.

Directors De Jesus, Garza, and Smith using AB 2449 just cause, appeared on video and did not have anyone over the age of 18 present during the vote.

Director Camacho left the meeting.

Chair Ortega asked the Board if they wanted to hear and/or vote on Agenda Item 8-4 in closed session. No requests were made.

Committee Chair Dick announced that on Item 8-4, the Finance and Asset Management Committee met in closed session regarding authorization of a possible option agreement with The AES Corporation, LLC for a long term lease of up to 6,742 acres in the Palo Verde Mesa to give price and terms direction to Metropolitan's real property negotiators. Metropolitan's negotiators will report back on the item in a future committee meeting, and there is no vote or recommended action for the Board today.

Chair Ortega thanked Mr. Katz and Mr. Denham for joining the meeting and provided them with a gift of appreciation.

Chair Ortega recused himself from Item 8-5 as it involves Honeywell, a company that was a source of income to him within the past twelve months, and he left for the remainder of the meeting.

Chair Ortega requested Board Vice Chair Goldberg to chair the meeting in his absence.

Director Dick recused himself from Item 8-5 as it involves Bayer, 3M, and Corteva, companies in which he currently owns stock, and he left the meeting.

Director Faessel recused himself from Item 8-5 as it involves Corteva, a company which he currently owns stock, and he left the meeting.

Board Vice Chair Goldberg called the meeting into closed session to discuss Agenda Item 8-5.

The Board returned to open session; in closed session, the Board discussed and conferred with legal counsel regarding Items 8-5. No reportable action on Item 8-5.

53631 Authorize an increase in maximum amount payable under contract for legal services with Marten Law LLP in the amount of \$150,000 for a total amount not to exceed \$550,000. (Agenda Item 8-5).

Director Luna moved, seconded by Director Morris, that the Board approve the Board Item 8-5 as follows:

Board Vice Chair Goldberg called for a vote on the motion for Agenda Item 8-5 Option 1.

The following is a record of the vote:

Record of Vote on Item:		8-5 Open Session							
Member Agency	Total Votes	Director	Present	Yes	Yes Vote	No	No Vote	Abstain	Abstain Vote
Anaheim	6038	Faessel							
Beverly Hills	4493	Pressman							
Burbank	3175	Ramos							
Calleguas Municipal Water District	13073	McMillan							
Central Basin Municipal Water District	19324	Garza	x	x	19324				
		Vacant							
			Subtotal:		19324				
Compton	641	McCoy	x	x	641				
Eastern Municipal Water District	12060	Armstrong	x	x	12060				
Foothill Municipal Water District	2409	Bryant	x	x	2409				
Fullerton	2561	Jung	x	x	2561				
Glendale	3985	Kassakhian							
Inland Empire Utilities Agency	16030	Camacho							
Las Virgenes	3090	Peterson	x	x	3090				
Long Beach	6558	Cordero	x	x	6558				
Los Angeles	80172	Sutley							
		Petersen							
		Quinn							
		Luna	x	x	40086				
		Douglas	x	x	40086				
			Subtotal:		80172				
Municipal Water Dist. of Orange County	64634	Ackerman							
		Seckel	x	x	32317				
		Dick							
		Erdman	x	x	32317				
			Subtotal:		64634				
Pasadena	3864	Kurtz	x	x	3864				
San Diego County Water Authority	67201	Fong-Sakai							
		Goldberg	x	x	22400				
		Miller	x	x	22400				
		Smith	x	x	22400				
			Subtotal:		67201				
San Fernando	260	Ortega							
San Marino	800	Morris	x	x	800				
Santa Ana	3431	Phan							
Santa Monica	4861	Abdo	x	x	4861				
Three Valleys Municipal Water District	8634	De Jesus	x	x	8634				
Torrance	3590	Lefevre							
Upper San Gabriel Valley Mun. Wat. Dis	13418	Fellow	x	x	13418				
West Basin Municipal Water District	27064	Alvarez	x	x	13532				
		Gray	x	x	13532				
			Subtotal:		27064				
Western Municipal Water District	14775	Dennstedt	x	x	14775				
Total	386141				332066				
Present and not voting									
Absent	54075								

The motion to approve the Board Item 8-5 (M.I. No. 53631) passed by a vote of 332,066 ayes; 0 noes; 0 abstain; 0 not voting; and 54,075 absent.

Directors De Jesus, Garza, and Smith using AB 2449 just cause, appeared on video and did not have anyone over the age of 18 present during the vote.

Board Vice Chair Goldberg announced Item 8-6 is an update on labor negotiations and to approve entering into two-year extension of 2022-2024 Memorandum of Understanding between the Metropolitan Water District of Southern California and the Association of Confidential Employees. She advised that a copy of a non-interest disclosure notice was posted to the website and that the notice will be attached to the minutes of this meeting and made a part of the official record of the meeting.

Board Vice Chair Goldberg asked the Board if they wanted to hear and/or vote on Agenda Item 8-6 in closed session. No requests were made.

53632 Authorize the General Manager to exercise discretion under Administrative Code Section 610(k) to enter into a new Memorandum of Understanding with the Association of Confidential Employees. (Agenda Item 8-6).

Director Peterson moved, seconded by Director Bryant, that the Board approve the Board Item 8-6 as follows:

Board Vice Chair Goldberg called for a vote on the motion for Agenda Item 8-6 Option 1.

The following is a record of the vote:

Record of Vote on Item:		8-6							
Member Agency	Total Votes	Director	Present	Yes	Yes Vote	No	No Vote	Abstain	Abstain Vote
Anaheim	6038	Faessel	x	x	6038				
Beverly Hills	4493	Pressman							
Burbank	3175	Ramos							
Calleguas Municipal Water District	13073	McMillan							
Central Basin Municipal Water District	19324	Garza	x	x	19324				
		Vacant							
			Subtotal:		19324				
Compton	641	McCoy	x	x	641				
Eastern Municipal Water District	12060	Armstrong	x	x	12060				
Foothill Municipal Water District	2409	Bryant	x	x	2409				
Fullerton	2561	Jung	x	x	2561				
Glendale	3985	Kassakhian							
Inland Empire Utilities Agency	16030	Camacho							
Las Virgenes	3090	Peterson	x	x	3090				
Long Beach	6558	Cordero	x	x	6558				
Los Angeles	80172	Sutley							
		Petersen							
		Quinn							
		Luna	x	x	40086				
		Douglas	x	x	40086				
			Subtotal:		80172				
Municipal Water Dist. of Orange County	64634	Ackerman							
		Seckel	x	x	32317				
		Dick							
		Erdman	x	x	32317				
			Subtotal:		64634				
Pasadena	3864	Kurtz	x	x	3864				
San Diego County Water Authority	67201	Fong-Sakai							
		Goldberg	x	x	22400				
		Miller	x	x	22400				
		Smith	x	x	22400				
			Subtotal:		67201				
San Fernando	260	Ortega							
San Marino	800	Morris	x	x	800				
Santa Ana	3431	Phan							
Santa Monica	4861	Abdo	x	x	4861				
Three Valleys Municipal Water District	8634	De Jesus	x	x	8634				
Torrance	3590	Lefevre							
Upper San Gabriel Valley Mun. Wat. Dis	13418	Fellow	x	x	13418				
West Basin Municipal Water District	27064	Alvarez	x	x	13532				
		Gray	x	x	13532				
			Subtotal:		27064				
Western Municipal Water District	14775	Dennstedt	x	x	14775				
Total	386141				338104				
Present and not voting									
Absent	48037								

The motion to approve the Board Item 8-6(M.I. No. 53632) passed by a vote of 338,104 ayes; 0 noes; 0 abstain; 0 not voting; and 48,037 absent.

Directors De Jesus, Garza, and Smith using AB 2449 just cause, appeared on video and did not have anyone over the age of 18 present during the vote.

53633 Board Vice Chair Goldberg asked if there were questions or need for discussion on Board Information Item 9-1 or 9-2. No requests were made.

Board Vice Chair Goldberg called the meeting into closed session to discuss an Agenda Item 10-1 an update and training on Headquarters Security Measures, conference with Tomer Benito Unit Manager of Security.

The Board returned to open session; in closed session, the Board discussed Item 10-1. No action was taken on Item 10-1.

53634 Board Vice Chair Goldberg asked if there were any Follow-Up Items. There were none.

53635 Board Vice Chair Goldberg asked if there were any Future Agenda Items. There were none.

53636 There being no objection, at 4:21 p.m., the Board Vice Chair adjourned the meeting in honor of Metropolitan Employee Richard Barnett, Instrument and Control Tech III in the Water Quality Treatment Lab, who recently passed away.

RICKITA HUDSON
BOARD EXECUTIVE SECRETARY

ADÁN ORTEGA, JR.
CHAIR OF THE BOARD

BOARD MEETING
May 14, 2024 – 2:30 p.m.
MWD Headquarters Building/Teleconference Meeting

NON-INTEREST DISCLOSURE NOTICE
BOARD ITEM 8-6.

BOARD ITEM Item 8-6. – Update on labor negotiations and approve entering into two-year extension of 2022-2024 Memorandum of Understanding between The Metropolitan Water District of Southern California and the Association of Confidential Employees; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA [Conference with Labor Negotiators; to be heard in closed session pursuant to Gov. Code 54957.6. Metropolitan representatives: Katano Kasaine, Assistant General Manager, Chief Financial Officer, Mark Brower, Human Resources Group Manager, Gifty J. Beets, Human Resources Section Manager of Labor Relations and Adam Benson, Finance Group Manager. Employee organizations: Association of Confidential Employees.]

This Non-Interest Disclosure Notice is being provided under the California Government Code: Pursuant to Government Code Section 1091.5(a)(9), a District officer or employee does not have a financial interest in a District contract if these conditions are satisfied: (i) his or her interest is that of a person receiving a salary, per diem or reimbursement for expenses from a government entity; (ii) the contract does not directly involve the department of the government entity that employs him or her; and (iii) the interest is disclosed to his or her body or board at the time the contract is considered and is noted in its official record. In accordance with this statute, the following District officers or employees have been, or may be, involved in the bargaining unit negotiations on behalf of management:

Adel Hagekhalil, Marcia Scully, Katano Kasaine, Shane Chapman, Deven Upadhyay, Gifty Beets, Mark Brower, Adam Benson, Henry Torres, Tony Zepeda, Gonzalo Barriga Jr., Mohsen Mortada, Isamar Munoz Marroquin, and Diana Vidal.

Isamar Munoz Marroquin and Diana Vidal are members of the Association of Confidential Employees (“ACE”), which have a salary provision in its Memorandum of Understanding that allows ACE to select an annual salary adjustment from any one of the Memoranda of Understanding for the other bargaining units. Each of the remaining individuals is unrepresented. Under Administrative Code Section 6500(d), unless the Board directs otherwise, the pay rate range for each unrepresented individual except Adel Hagekhalil and Marcia Scully, will be adjusted annually to correspond with the annual across-the-board salary adjustment provided to the District’s management employees under the Memoranda of Understanding; although actual pay rates for these unrepresented individuals will be determined by their management. The other compensation and benefits for which the unrepresented individuals are eligible are set forth in the Administrative Code.