

The Metropolitan Water District of Southern California

Agenda

The mission of the Metropolitan Water District of Southern California is to provide its service area with adequate and reliable supplies of high-quality water to meet present and future needs in an environmentally and economically responsible way.

Exec Committee

Executive Committee - Final - Revised 1

**Tuesday, January 24, 2023
Meeting Schedule**

A. Ortega, Chair

J. Abdo, Board Vice Chair

M. Camacho, Board Vice

Chair

S. Goldberg, Board Vice

Chair

H. Repenning, Board Vice

Chair

L. Fong-Sakai, Board

Secretary

G. Cordero

D. Erdman

G. Gray

F. Jung

M. Luna

T. McCoy

B. Pressman

T. Quinn

M. Ramos

T. Smith

N. Sutley

Meeting with Board of Directors *

January 24, 2023

12:00 p.m.

10:00 a.m. FAIRP

10:30 a.m. LRAC

11:30 a.m. Break

12:00 p.m. Exec

Agendas, live streaming, meeting schedules, and other board materials are available here: <https://mwdh2o.legistar.com/Calendar.aspx>. A listen only phone line is available at 1-877-853-5257; enter meeting ID: 831 5177 2466. Members of the public may present their comments to the Board or a Committee on matters within their jurisdiction as listed on the agenda via in-person or teleconference. To participate via teleconference (833) 548-0276 and enter meeting ID: 815 2066 4276.

MWD Headquarters Building • 700 N. Alameda Street • Los Angeles, CA 90012

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1. Opportunity for members of the public to address the committee on matters within the committee's jurisdiction (As required by Gov. Code Section 54954.3(a))

2. OTHER MATTERS AND REPORTS

- a. Chair's Report
- b. General Manager's report of Metropolitan activities
- c. General Counsel's report of Metropolitan activities
- d. Interim General Auditor's report of Metropolitan activities

- e. Ethics Officer's report of Metropolitan activities
- f. Report from Engineering, Operations, and Technology Committee
- g. Report from Equity, Inclusion, and Affordability Committee
- h. Report from Ethics, Organization, and Personnel Committee
- i. Report from Finance, Audit, Insurance, and Real Property Committee
- j. Report from Legal and Claims Committee
- k. Report from Legislation, Regulatory Affairs, and Communications Committee
- l. Report from One Water and Stewardship Committee

**** CONSENT CALENDAR ITEMS - ACTION ****

3. CONSENT CALENDAR OTHER ITEMS - ACTION

- A. Approval of the Minutes of the Special Executive Committee Meeting for December 13, 2022 (Copies have been submitted to each Director, Any additions, corrections, or omissions) **21-1896**

Attachments: [01242023 Exec 3A \(Sp Exec 12132022\) minutes](#)

- B. Approve draft committee and Board meeting agendas, and schedule for February 2023 **21-1897**

Attachments: [01242023 BOD Draft Agenda Packet](#)

4. CONSENT CALENDAR ITEMS - ACTION

NONE

**** END OF CONSENT CALENDAR ITEMS ****

5. OTHER BOARD ITEMS - ACTION

- A. Authorize Out-of-State Travel for Director(s) to attend the Association of California Water Agencies, Washington D.C. Water Conference from February 28, 2023 to March 2, 2023. [ADDED ITEM 1/20/23] **21-1921**

6. BOARD INFORMATION ITEMS

NONE

7. FOLLOW-UP ITEMS

NONE

8. FUTURE AGENDA ITEMS

9. ADJOURNMENT

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THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

MINUTES

SPECIAL EXECUTIVE COMMITTEE

December 13, 2022

Chairwoman Gray called the hybrid teleconference and in-person meeting to order at 12:08 p.m.

Members present: Directors Abdo, Ackerman, Atwater, Camacho, Cordero, De Jesus, Dick, Fellow, Gray, Jung, Kurtz, Luna, McCoy, Peterson, Pressman, Ramos, Record, Smith, and Sutley.

Other Board members present: Directors Apodaca, Dennstedt, Erdman, Faessel, Fong-Sakai, Goldberg, Lefevre, Miller, Morris, Ortega, Phan, Repenning, and Tamaribuchi.

Committee staff present: Beatty, Castro, Chapman, Hagekhalil, Hudson, Kasaine, Salinas, Scully, Tonsick, Upadhyay, and Zinke.

1. OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO ADDRESS THE COMMITTEE ON MATTERS WITHIN THE COMMITTEE'S JURISDICTION

	Name	Affiliation	Item
1.	Rosa Batista	Mohres De La Tierra	8-1, 8-2, and 8-3

CONSENT CALENDAR ITEMS – ACTION

2. CONSENT CALENDAR OTHER ITEMS – ACTION

A. Approval of the Minutes of the Executive Committee Meeting for October 25, 2022.

Chairwoman Gray asked the Directors if there were any comments or discussion on the minutes of the October 25, 2022, Executive Committee Meeting. None were made.

3. CONSENT CALENDAR ITEMS – ACTION

None

END OF CONSENT CALENDAR ITEMS

4. OTHER BOARD ITEMS – ACTION

8-1 Approve appointment of Board Vice Chairs effective January 1, 2023.

Chair-Elect Ortega presented Item 8-1.

Chairwoman Gray called for the vote on Item 8-1.

Director Ramos made a motion, seconded by Director Sutley to approve Item 8-1 as recommended by Chair-Elect Ortega (in the Item 8-3 Memo dated December 13, 2022)t.

The vote was:

Ayes: Directors Abdo, Ackerman, Atwater, Camacho, Cordero, De Jesus, Dick, Fellow, Gray, Jung, Kurtz, Luna, McCoy, Peterson, Pressman, Ramos, Record, Smith, and Sutley

Noes: None

Abstentions: None

Absent: None

The motion for Item 8-1 passed by a vote of 19 ayes; 0 noes; 0 abstention; and 0 absent.

8-2 Approve changes in the Administrative Code modifying the standing committees of the Board, creating certain ad hoc committees, modifying the role of the Board Secretary and providing an additional at-large elected member of the Executive Committee, eliminating gender-specific references to the Board and staff.

Motion: Adopt the CEQA determination and approve the recommendations for changes in the Metropolitan Administrative Code to modify the Board Committee structure as set forth above to reflect the new committee structure and duties.

Chair-Elect Ortega presented Item 8-2.

The following Directors asked questions or made comments:

- | | Director(s) |
|----|-------------|
| 1. | Record |
| 2. | Kurtz |
| 3. | Ramos |
| 4. | Peterson |

5. De Jesus
6. Dennstedt
7. Gray
8. Fellow
9. Morris
10. Jung
11. Ackerman
12. Dick
13. Repenning

Chair-Elect Ortega and Staff responded to the Directors questions or comments.

Chairwoman Gray called for the vote on Item 8-2.

Director De Jesus made a motion, seconded by Director Ramos to approve Item 8-2 as recommended by Chair-Elect Ortega.

The vote was:

Ayes: Directors Abdo, Ackerman, Atwater, Camacho, Cordero, De Jesus, Dick, Fellow, Gray, Jung, Kurtz, Luna, McCoy, Peterson, Pressman, Ramos, Record, Smith, and Sutley

Noes: None

Abstentions: None

Absent: None

The motion for Item 8-2 passed by a vote of 19 ayes; 0 noes; 0 abstention; and 0 absent.

- 8-3 Approve Chairs, Vice Chairs, and members of Standing Committees and of the newly approved Ad Hoc Committees of the Board effective January 1, 2023.

Chair-Elect Ortega presented Item 8-3.

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

Director(s)

1. Dick

Chair-Elect Ortega responded to the Directors questions or comments.

Chairwoman Gray called for the vote on Item 8-3.

Director Sutley made a motion, seconded by Director Dick to approve Item 8-3 as recommended by Chair-Elect Ortega (in the Item 8-3 Memo dated December 13, 2022).

The vote was:

- Ayes: Directors Abdo, Ackerman, Atwater, Camacho, Cordero, De Jesus, Dick, Fellow, Gray, Jung, Kurtz, Luna, McCoy, Peterson, Pressman, Ramos, Record, Smith, and Sutley
- Noes: None
- Abstentions: None
- Absent: None

The motion for Item 8-3 passed by a vote of 19 ayes; 0 noes; 0 abstention; and 0 absent.

Chairwoman Gray called for the vote on Consent Calendar Item 2A.

Director Ramos made a motion, seconded by Director Kurtz to approve Consent Calendar Item 2A as listed.

The vote was:

- Ayes: Directors Abdo, Ackerman, Atwater, Camacho, De Jesus, Dick, Fellow, Gray, Jung, Kurtz, Luna, McCoy, Peterson, Pressman, Ramos, Record, Smith, and Sutley
- Noes: None
- Abstentions: None
- Absent: Cordero

The motion for Item 2A passed by a vote of 18 ayes; 0 noes; 0 abstention; and 1 absent.

The following Directors asked questions or made comments:

- Director(s)
1. Ortega

5. FOLLOW-UP ITEMS

None

6. FUTURE AGENDA ITEMS

General Manager Hagekhalil announced the January Committee Meeting schedule and about prioritizing items on what is being brought to the Board.

7. ADJOURNMENT

The meeting was adjourned at 1:32 p.m.

Gloria D. Gray
Chairwoman of the Board

Draft

February 13 & 14, 2023

Board and Committee

Meetings

Agenda Packet



The Metropolitan Water District of Southern California



THE METROPOLITAN WATER DISTRICT
OF SOUTHERN CALIFORNIA

BOARD UPDATES

Schedule of Meetings – February 2023

Monday, February 13

8:30 a.m.	Legal and Claims Committee
9:00 a.m.	Board of Directors Meeting
9:30 a.m.	Break
10:00 a.m. – 4:00 p.m.	Board of Directors’ Retreat – Day #1

Tuesday, February 14

8:30 a.m. – 2:00 p.m.	Board of Directors’ Retreat – Day #2
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Monday, February 20

Observance of Presidents’ Day Holiday – District Offices Closed

Tuesday, February 28

12:00 p.m.	Executive Committee
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****Note: Board members, please call in 30 minutes in advance of the meeting start time***

Live streaming is available for all board and committee meetings on our mwdh2o.com website
([Click to Access Board Meetings Page](#))

The Metropolitan Water District of Southern California

Agenda

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L&C Committee

N. Sutley, Chair
R. Apodaca, Vice Chair
M. Camacho
G. Cordero
L. D. Dick
C. Kurtz
T. McCoy
C. Miller
G. Peterson
M. Ramos
H. Repenning
H. Williams

Legal and Claims Committee - Hidden

Meeting with Board of Directors *

February 13, 2023

8:30 a.m.

**Monday, February 13, 2023
Meeting Schedule**

**08:30 a.m. L&C
09:00 a.m. BOD
09:30 a.m. BOD
Retreat**

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ZOOM Online and Temecula Creek Inn 44501 Rainbow Canyon Road, Temecula, CA 92592

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1. Opportunity for members of the public to address the committee on matters within the committee's jurisdiction (As required by Gov. Code Section 54954.3(a))

2. MANAGEMENT REPORTS

a. General Counsel's report of monthly activities **21-1917**

**** CONSENT CALENDAR ITEMS -- ACTION ****

3. CONSENT CALENDAR OTHER ITEMS - ACTION

NONE

4. CONSENT CALENDAR ITEMS - ACTION

- 7-4** Report on Baker Electric, Inc. v. Metropolitan Water District of Southern California, et al., (Los Angeles Superior Court Case No. 21STCV15612) regarding Metropolitan’s CRA 6.9 kV Power Cables Replacement Project, Contract No. 1915; authorize an increase in the maximum amount payable under contract with Musick, Peeler & Garrett LLP, for legal services by \$xxx,xxx to an amount not to exceed \$xxx,xxx; and authorize an increase in the maximum amount payable under contract with Exponent, Inc. for consultant services by \$xxx,xxx to an amount not to exceed \$xxx,xxx; the General Manager has determined the proposed action is exempt or otherwise not subject to CEQA. [Conference with legal counsel - existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(d)(1)]

21-1912
- 7-5** Report on American Federation of State, County Municipal Employees Local 1902 v. Metropolitan Water District of Southern California pending Administrative Hearing Officer Appeal and authorize an increase in the maximum amount payable under contract for legal services with Renne Public Law Group by \$100,000 to an amount not to exceed \$200,000; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA [Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(d)(1)]

21-1913
- 7-6** Update on Sierra Club et al. v. California Department of Water Resources, Sacramento County Superior Court Case No. 34-2020-80003517 (consolidated with 34-2020-00283112) and request for authorization to increase maximum amount payable under a contract with Atkinson, Andelson, Loya, Ruud & Romo, PLC by \$150,000 to an amount not to exceed \$250,000; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA. [Conference with legal counsel – existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(d)(1)]

21-1916

**** END OF CONSENT CALENDAR ITEMS ****

5. OTHER BOARD ITEMS - ACTION

NONE

6. BOARD INFORMATION ITEMS

NONE

7. COMMITTEE ITEMS

NONE

8. FOLLOW-UP ITEMS

NONE

9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

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Board of Directors - Hidden

February 13, 2023

9:00 AM

Monday, February 13, 2023 Meeting Schedule
08:30 a.m. L&C 09:00 a.m. BOD 09:30 a.m. BOD Retreat

ZOOM Online and Temecula Creek Inn 44501 Rainbow Canyon Road, Temecula, CA 92592

1. Call to Order

- a. Invocation: TBD
- b. Pledge of Allegiance: TBD

2. Roll Call

3. Determination of a Quorum

4. Opportunity for members of the public to address the Board on matters within the Board's jurisdiction. (As required by Gov. Code § 54954.3(a))

5. OTHER MATTERS AND REPORTS

- | | |
|---|---------|
| A. Report on Directors' Events Attended at Metropolitan's Expense | 21-1898 |
| B. Chair's Monthly Activity Report | 21-1899 |
| C. General Manager's summary of activities | 21-1900 |
| D. General Counsel's summary of activities | 21-1901 |
| E. Interim General Auditor's summary of activities | 21-1902 |
| F. Ethics Officer's summary of activities | 21-1903 |

- G.** Induction of new Director Karl Seckel of Municipal Water District of Orange County **21-1919**
 (a) Receive credentials
 (b) Report on credentials by General Counsel
 (c) File credentials
 (d) Administer Oath of Office
 (e) File Oath

- H.** Presentation of 30-year Service Pin to Director Glen D. Peterson **21-1904**

**** CONSENT CALENDAR ITEMS -- ACTION ****

6. CONSENT CALENDAR OTHER ITEMS - ACTION

- A.** Approval of the Minutes of the Board of the Directors Meeting for January 10, 2023 (Copies have been submitted to each Director, Any additions, corrections, or omissions) **21-1914**
- B.** Approve Committee Assignments **21-1915**

7. CONSENT CALENDAR ITEMS - ACTION

- 7-1** Award a \$407,800.33 procurement contract to Cascade Consultants, LLC for a 20-inch triple offset ball valve to rehabilitate Service Connection CB-11; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EOT) **21-1906**
- 7-2** Adopt Mitigated Negative Declaration for the Colorado River Aqueduct Master Reclamation Plan for San Bernardino and Riverside Counties and take related CEQA actions; approve Master Reclamation Plan for San Bernardino and Riverside Counties (EOT) **21-1907**
- 7-3** Adopt resolutions to support three applications for the California Department of Water Resources 2022 Urban Community Drought Relief Program totalling \$38 million; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (OWS) **21-1908**

- 7-4** Report on Baker Electric, Inc. v. Metropolitan Water District of Southern California, et al., (Los Angeles Superior Court Case No. 21STCV15612) regarding Metropolitan’s CRA 6.9 kV Power Cables Replacement Project, Contract No. 1915; authorize an increase in the maximum amount payable under contract with Musick, Peeler & Garrett LLP, for legal services by \$xxx,xxx to an amount not to exceed \$xxx,xxx; and authorize an increase in the maximum amount payable under contract with Exponent, Inc. for consultant services by \$xxx,xxx to an amount not to exceed \$xxx,xxx; the General Manager has determined the proposed action is exempt or otherwise not subject to CEQA. [Conference with legal counsel - existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(d)(1) (LC) **21-1912**
- 7-5** Report on American Federation of State, County Municipal Employees Local 1902 v. Metropolitan Water District of Southern California pending Administrative Hearing Officer Appeal and authorize an increase in the maximum amount payable under contract for legal services with Renne Public Law Group by \$100,000 to an amount not to exceed \$200,000; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA [Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(d)(1)] (LC) **21-1913**
- 7-6** Update on Sierra Club et al. v. California Department of Water Resources, Sacramento County Superior Court Case No. 34-2020-80003517 (consolidated with 34-2020-00283112) and request for authorization to increase maximum amount payable under a contract with Atkinson, Andelson, Loya, Ruud & Romo, PLC by \$150,000 to an amount not to exceed \$250,000; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA. [Conference with legal counsel – existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(d)(1)] (LC) **21-1916**

**** END OF CONSENT CALENDAR ITEMS ****

8. OTHER BOARD ITEMS - ACTION

NONE

9. BOARD INFORMATION ITEMS

- 9-1** Conservation Board Report **21-1905**

- 9-2 Update on Water Surplus and Drought Management and Water Shortage Emergency Condition 21-1909
- 9-3 Bay-Delta Manager's Report 21-1910
- 9-4 Colorado River Manager's Report 21-1911

10. OTHER MATTERS

NONE

11. FOLLOW-UP ITEMS

NONE

12. FUTURE AGENDA ITEMS

13. ADJOURNMENT

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Board of Directors Retreat - Hidden

February 13, 2023

9:30 AM

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08:30 a.m. L&C 09:00 a.m. BOD 09:30 a.m. BOD Retreat

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1. Call to Order
2. Roll Call
3. Determination of a Quorum
4. Opportunity for members of the public to address the Board limited to the items listed on agenda. (As required by Gov. Code § 54954.3(a))
5. Climate Change Conditions and Vulnerabilities
6. Review of Integrated Resources Plan Needs Assessment Findings
7. Overview of Water Supplies and Availabilities
8. Adjournment

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Board of Directors Retreat - Hidden

February 14, 2023

8:30 AM

Tuesday, February 14, 2023 Meeting Schedule
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08:30 a.m. BOD Retreat

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1. Call to Order
2. Roll Call
3. Determination of a Quorum
4. Opportunity for members of the public to address the Board limited to the items listed on agenda. (As required by Gov. Code §54954.3(a))
5. Metropolitan's Role in Regional Supply Resiliency
6. Resource Planning Next Steps
7. Adjournment

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