

**MINUTES**  
**REGULAR MEETING OF THE**  
**BOARD OF DIRECTORS**  
**THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA**  
**November 14, 2023**

**53419** The Board of Directors of The Metropolitan Water District of Southern California met in a regular session on Tuesday, November 14, 2023.

Chair Ortega called the meeting to order at 3:05 p.m.

Director Peterson is using AB 2449 emergency circumstances due to a physical emergency that prevents him from attending in person. Director Peterson appeared by audio and video.

Director Seckel moved, seconded by Director McCoy, to approve the usage of AB 2449 emergency circumstances request by Director Peterson passed by a vote of 373,028 ayes; 0 noes; 0 abstain; 3,090 not voting; and 10,023 absent.

Due to the circumstances, the Board will not have an invocation.

**53420** The Pledge of Allegiance was given by Director Cynthia Kurtz, City of Pasadena.

Chair Ortega called on Director De Jesus to introduce the guest Member Agency Manager Matt Litchfield, General Manager of Three Valleys Municipal Water District. Director De Jesus and Mr. Litchfield made remarks.

Chair Ortega thanked Mr. Litchfield for returning to join the board to comment on matters important to the Three Valleys Municipal Water District. Chair Ortega acknowledged former Metropolitan Board Member Vasquez-Wilson and Ron Wilson in the audience, Veterans Day, and Thanksgiving holiday. Metropolitan External Affairs social media group will make tributes highlighting Veterans working at Metropolitan and their families. In addition, the month of November is Native American Heritage Month, and the Native American/Alaskan Native Employee Association has organized activities to share their cultures and traditions with colleagues.

**53421** Board Secretary Fong-Sakai administered the roll call. Those responding present were: Directors Abdo, Ackerman, Alvarez, Armstrong, Bryant, Camacho, Cordero, De Jesus, Dennstedt, Dick, Erdman, Fellow, Fong-Sakai, Garza, Goldberg, Gray (teleconference posted location), Jung (teleconference posted location), Kurtz, Lefevre (teleconference posted location), Luna, McCoy, McMillan, Miller, Morris, Ortega, Peterson (AB 2449), Phan (teleconference posted location), Pressman (present and teleconference posted location available for the public), Ramos, Seckel, Smith, and Sutley.

Director Peterson announced during the roll that no one was in the room with them 18 years of age or older.

Those not responding were: Directors Chacon, Douglas, Faessel, Kassakhian, Petersen, and Quinn.

Board Secretary Fong-Sakai declared a quorum present.

**53422** Chair Ortega welcomed Karla Nemeth, California Department of Water Resources Director to discuss California Department of Water Resources and Governor Newsom Administration priorities for water policy and program initiatives. Ms. Nemeth made remarks regarding the program.

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

Director(s)

1. Sutley
2. Peterson
3. Seckel

Ms. Nemeth responded to the Directors' comments or questions. Chair Ortega and General Manager Hagekhalil thanked Ms. Nemeth for attending the board meeting.

Director Gray left the meeting.

**53423** Chair Ortega invited members of the public to address the Board on matters within the Board's jurisdiction (in-person and via teleconference).

	Name	Affiliation	Item
1.	Paul Schoenberger	Mesa Water District	7-1
2.	Darcy Burke	Elsinore Valley Municipal Valley Water District	7-1
3.	Leticia Vasquez Wilson	Resident Central Basin Municipal Water District	Central Basin Municipal Water District Concerns
4..	Ronald Wilson	Resident and Attorney	Central Basin Municipal Water District Concerns
5.	Alan Shanahan	AFSCME Local 1902	Item 8-6
6.	Caty Wagner	Sierra Club California	Central Basin Municipal Water District Concerns and Item 7-1
7.	John Vrsalovich	MAPA	Item 8-6
8.	No name provided	Resident Southern California	Item 7-1
9.	Greg Thomas	Elsinore Valley Municipal Water District	Item 7-1
10.	Rick Shintaku	General Manager South Coast Water District	Item 7-1
11.	Maura Monagan	LA Waterkeeper	Item 7-1
12.	Wesley Chong	LA Resident	Item 7-1
13.	Brett Barbe	Yorba Linder Water District	Heli-Hydrants and Deimer Plant
14.	Harvey Ryan	Elsinore Valley Municipal Water District	Item 7-1
15	Andy Moris	Riverside Resident	Item 7-1

Chair Ortega addressed the following: Other Matters and Reports.

**53424** Chair Ortega asked if there were any corrections to the report of events attended by Directors at Metropolitan's expense during the month of October, as previously posted and distributed to the Board. No corrections were made.

**53425** Chair Ortega referred to the Chair's monthly report, which was previously posted and distributed to the Board. Chair Ortega asked if there were any questions regarding the report.

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

Director(s)

1. Peterson

Chair Ortega responded to the Director's comments.

**53426** General Manager Hagekhalil referred to the General Manager's monthly report, which was previously posted and distributed to the Board. In addition, General Manager Hagekhalil reported an update on the General Manager's Business Plan and referred to a video of the Antelope Valley-East Kern Water Agency celebration.

**53427** General Counsel Scully stated she had nothing to add to the written report.

**53428** General Auditor Suzuki stated he had nothing to add to the written report.

**53429** Ethics Officer Salinas stated he had nothing to add to the written report.

**53430** Chair Ortega asked the Directors if there were any comments or discussions on the Approval of the Minutes of the Board of Directors Meeting for October 10, 2023. (Copies have been submitted to each Director any additions, corrections, or omissions) (Agenda Item 7A). No amendments were made.

Chair Ortega announced he sent the Board a memo regarding the Long-Term Planning Task Force membership and their role in the joint task force. No committee assignments for approval.

Chair Ortega called on Directors who are requesting an item be pulled from the Consent Calendar Action Items.

Director Fong-Sakai recused herself from Item 7-1, which involves AECOM Technical Services Inc., a company in which he currently owns stock.

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

Director(s)

1. Alvarez

Chair Ortega called for a vote to approve Consent Calendar Items 7A, 7-1 through 7-13, and 7-15 (**M.I. No. 53430 through 53444**). (Items 7-1 through 7-13, and 7-15 as discussed at Committee as shown below).

**53431** Authorize professional services agreements with: (1) AECOM Technical Services Inc. in an amount not to exceed \$660,000; and (2) CDM Smith Inc. in an amount not to

exceed \$475,000 to perform water desalination studies in Metropolitan's service area, as set forth in Agenda Item 7-1 board letter.

**53432** Authorize an agreement with General Networks Corporation in an amount not to exceed \$6,609,900 for the implementation of a cloud-based Enterprise Content Management System, as set forth in Agenda Item 7-2 board letter.

**53433** Authorize an increase of \$3,100,000 in change order authority for the contract to replace the overhead bridge cranes at the five Colorado River Aqueduct pumping plants, as set forth in Agenda Item 7-3 board letter.

**53434** a. Award a \$1,244,935 contract to HP Communications Inc. to construct a new fiber optic cable line from Parker Dam to the Gene Pumping Plant and b. Authorize an increase of \$176,000 to an existing agreement with HDR Engineering Inc. for a new not-to-exceed amount of \$451,000 for technical support during construction, as set forth in Agenda Item 7-4 board letter.

**53435** Authorize the General Manager to extend the Metropolitan/Quechan Tribe Seasonal Fallowing Pilot Program with the Quechan Tribe of the Fort Yuma Indian Reservation and farmers within Quechan tribal land, to provide incentives for land fallowing for up to \$864,000 in 2024 and escalated annually through 2026, as set forth in Agenda Item 7-5 board letter.

**53436** Express support for the 2023 California Resilience Challenge and approve a financial sponsorship of \$50,000 to continue as a Resilience Leader, as set forth in Agenda Item 7-6 board letter.

**53437** Authorize an increase of \$200,000/year to a new amount not to exceed \$400,000/year for an existing agreement with WaterWise Consulting Inc. for the Large Landscape and Residential Survey Program, as set forth in Agenda Item 7-7 board letter.

**53438** Authorize an increase of \$350,000/year, to a new amount not to exceed \$850,000/year, for an existing agreement with WaterWise Consulting, Inc. to provide inspection services for turf removal, regional device rebates, and water savings incentive program projects for Metropolitan's conservation rebate programs, as set forth in Agenda Item 7-8 board letter.

**53439** Authorize the General Manager to authorize an extension of the 13 contracts to June 30, 2024. Authorize the General Manager to increase the contract amounts to \$449,000 for contracts 184359-04, 184454-02, 184470-04, and 184751-04, as set forth in Agenda Item 7-9 board letter.

**53440** Authorize the attached salary schedules, as set forth in Agenda Item 7-10 board letter.

**53441** Approve amendments to the Metropolitan Water District Administrative Code to conform to current law, practices, and regulations, as set forth in Agenda Item 7-11 board letter.

**53442** Approve amendments to Metropolitan Water District Administrative Code sections 6431 and 6453 to increase the authority of the General Counsel to obtain legal and related services to an amount not to exceed \$250,000 and the General Auditor to obtain professional services to an amount not to exceed \$100,000, as set forth in Agenda Item 7-12 board letter.

**53443** a. Adopt a resolution providing financial assurance for the Colorado River Aqueduct Master Reclamation Plan and establish the Metropolitan Reclamation Plan Trust Fund; and b. Amend Sections 5200 and 5201 of the Metropolitan Water District Administrative Code to establish the Metropolitan Reclamation Plan Trust Fund, as set forth in Agenda Item 7-13 board letter.

**53444** Authorize the General Manager to sponsor legislation to amend the Surface Mining and Reclamation Act to eliminate the sunset date to allow Metropolitan to continue operating under its existing master reclamation plan, as set forth in Agenda Item 7-15 board letter.

Director Pressman moved, seconded by Director Luna that the Board approve the Consent Calendar Items 7A, 7-1 through 7-13, and 7-15 as follows:

The following is a record of the vote:

Record of Vote on Consent Item(s): 7A and 7-1 through 7-13, & 7-15									
Member Agency	Total Votes	Director	Present	Yes	Yes Vote	No	No Vote	Abstain	Abstain Vote
Anaheim	6038	Faessel							
Beverly Hills	4493	Pressman	x	x	4493				
Burbank	3175	Ramos	x	x	3175				
Calleguas Municipal Water District	13073	McMillan	x	x	13073				
Central Basin Municipal Water District	19324	Garza	x	x	19324				
		Chacon							
			Subtotal:		19324				
Compton	641	McCoy	x	x	641				
Eastern Municipal Water District	11559	Armstrong	x	x	11559				
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	x	x	40086				
		Petersen							
		Quinn							
		Luna	x	x	40086				
		Douglas							
			Subtotal:		80172				
Municipal Water Dist. of Orange County	64634	Ackerman	x	x	16159				
		Seckel	x	x	16159				
		Dick	x	x	16159				
		Erdman	x	x	16159				
			Subtotal:		64634				
Pasadena	3864	Kurtz	x	x	3864				
San Diego County Water Authority	67702	Fong-Sakai	x	x	16926				
		Goldberg	x	x	16926				
		Miller	x	x	16926				
		Smith	x	x	16926				
			Subtotal:		67702				
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. Dist	13418	Fellow	x	x	13418				
West Basin Municipal Water District	27064	Alvarez	x	x	27064				
		Gray							
			Subtotal:		27064				
Western Municipal Water District	14775	Dennstedt	x	x	14775				
<b>Total</b>	<b>386141</b>				<b>376118</b>				
<b>Present and not voting</b>									
<b>Absent</b>	<b>10023</b>								

The motion to approve the Consent Calendar Items 7A, 7-1 through 7-13, and 7-15 (**M.I. No. 53430 through 53444**)\* passed by a vote of 376,118 ayes; 0 noes; 0 abstain; 0 not voting; and 10,023 absent.

Director Peterson, using AB 2449 emergency circumstances, appeared on video and did not have anyone over the age of 18 present during the vote.

**\*Note: Individual vote tally for Item 7-1**

Director Fong-Sakai recused herself from Item 7-1, which involves AECOM Technical Services Inc., a company in which he currently owns stock. Director Alvarez stated for the record he is voting no. The motion to approve the Consent Calendar Item 7-1 passed by a vote of 349,054 ayes, 27,064 noes, 0 abstain, 0 not voting, and 10,023 absent.

**\*Note: Individual vote tally for Item 7-3**

Director Phan recused herself on Item 7-3, involves J.F. Shea Construction, Inc. is an entity to Shea Homes, a company which is a client of her employer Rutan & Tucker, LLP. The motion to approve the Consent Calendar Item 7-3 passed by a vote of 372,687 ayes; 0 noes; 0 abstain; 3,431 not voting; and 10,023 absent.

Directors Miller and Smith left the meeting.

Chair Ortega called on the Committee Chairs to give a report on Board Items for action and to hear recusals, abstentions, and disclosures before any discussion on the items.

**53445** Award an \$18,840,000 contract to Steve P. Rados Inc. to construct a surge protection facility on the Inland Feeder near the Badlands Tunnel. This project is part of water supply reliability improvements in the Rialto Pipeline service area, as set forth in Agenda Item 8-1 board letter.

Chair Ortega called for a vote to approve Board Item 8-1 (**M.I. No. 53445**)

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



Director Fong-Sakai recused herself from Item 8-1, which involves AECOM Technical Services Inc., a company in which he currently owns stock.

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							
Beverly Hills	4493	Pressman	x	x	4493				
Burbank	3175	Ramos	x	x	3175				
Calleguas Municipal Water District	13073	McMillan	x	x	13073				
Central Basin Municipal Water District	19324	Garza	x	x	19324				
		Chacon							
			Subtotal:		19324				
Compton	641	McCoy	x	x	641				
Eastern Municipal Water District	11559	Armstrong	x	x	11559				
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	x	x	40086				
		Petersen							
		Quinn							
		Luna	x	x	40086				
		Douglas							
			Subtotal:		80172				
Municipal Water Dist. of Orange County	64634	Ackerman	x	x	16159				
		Seckel	x	x	16159				
		Dick	x	x	16159				
		Erdman	x	x	16159				
			Subtotal:		64634				
Pasadena	3864	Kurtz	x	x	3864				
San Diego County Water Authority	67702	Fong-Sakai	x						
		Goldberg	x	x	67702				
		Miller							
		Smith							
			Subtotal:		67702				
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							
			Subtotal:		27064				
Western Municipal Water District	14775	Dennstedt	x	x	14775				
<b>Total</b>	<b>386141</b>				<b>376118</b>				
<b>Present and not voting</b>									
<b>Absent</b>	<b>10023</b>								

The motion to approve the Board Item 8-1 (**M.I. No. 53445**) passed by a vote of 376,118 ayes; 0 noes; 0 abstain; 0 not voting; and 10,023 absent.

Director Peterson, using AB 2449 emergency circumstances, appeared on video and did not have anyone over the age of 18 present during the vote.

Director Fong-Sakai left the meeting.

**53446** Adopt CEQA determination that the proposed action was previously addressed in the adopted 2003 Mitigated Negative Declaration and award a \$16,055,500 contract to Northwest Pipe Company to furnish 12,500 feet of welded steel pipe to rehabilitate a portion of the Lakeview Pipeline, as set forth in Agenda Item 8-2 board letter.

Chair Ortega called for a vote to approve Board Item 8-2 (**M.I. No. 53446**)

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

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							
Beverly Hills	4493	Pressman	x	x	4493				
Burbank	3175	Ramos	x	x	3175				
Calleguas Municipal Water District	13073	McMillan	x	x	13073				
Central Basin Municipal Water District	19324	Garza	x	x	19324				
		Chacon							
			Subtotal:		19324				
Compton	641	McCoy	x	x	641				
Eastern Municipal Water District	11559	Armstrong	x	x	11559				
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	x	x	40086				
		Petersen							
		Quinn							
		Luna	x	x	40086				
		Douglas							
			Subtotal:		80172				
Municipal Water Dist. of Orange County	64634	Ackerman	x	x	16159				
		Seckel	x	x	16159				
		Dick	x	x	16159				
		Erdman	x	x	16159				
			Subtotal:		64634				
Pasadena	3864	Kurtz	x	x	3864				
San Diego County Water Authority	67702	Fong-Sakai							
		Goldberg	x	x	67702				
		Miller							
		Smith							
			Subtotal:		67702				
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							
			Subtotal:		27064				
Western Municipal Water District	14775	Dennstedt	x	x	14775				
<b>Total</b>	<b>386141</b>				<b>376118</b>				
<b>Present and not voting</b>									
<b>Absent</b>	<b>10023</b>								

The motion to approve the Board Item 8-2 (**M.I. No. 53446**) passed by a vote of 376,118 ayes; 0 noes; 0 abstain; 0 not voting; and 10,023 absent.

Director Peterson, using AB 2449 emergency circumstances, appeared on video and did not have anyone over the age of 18 present during the vote.

Director Garza left the meeting.

**53447** Authorize the General Manager to enter into agreements with Coachella Valley Water District, Imperial Irrigation District, and San Diego County Water Authority to allow water to be added to Lake Mead under Reclamation's LC Conservation Program in 2023, as set forth in Agenda Item 8-3 board letter.

Chair Ortega called for a vote to approve Board Item 8-3 (**M.I. No. 53447**)

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

Director Goldberg disclosed for the record that she receives per diem and reimbursements from the San Diego County Water Authority.

San Diego Directors Smith, Fong-Sakai, and Miller left the meeting prior to Item 8-3.

The following is a record of the vote:

Record of Vote on Item:		8-3							
Member Agency	Total Votes	Director	Present	Yes	Yes Vote	No	No Vote	Abstain	Abstain Vote
Anaheim	6038	Faessel							
Beverly Hills	4493	Pressman	x	x	4493				
Burbank	3175	Ramos	x	x	3175				
Calleguas Municipal Water District	13073	McMillan	x	x	13073				
Central Basin Municipal Water District	19324	Garza							
		Chacon							
			Subtotal:						
Compton	641	McCoy	x	x	641				
Eastern Municipal Water District	11559	Armstrong	x	x	11559				
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	x	x	40086				
		Petersen							
		Quinn							
		Luna	x	x	40086				
		Douglas							
			Subtotal:		80172				
Municipal Water Dist. of Orange County	64634	Ackerman	x	x	16159				
		Seckel	x	x	16159				
		Dick	x	x	16159				
		Erdman	x	x	16159				
			Subtotal:		64634				
Pasadena	3864	Kurtz	x	x	3864				
San Diego County Water Authority	67702	Fong-Sakai							
		Goldberg	x	x	67702				
		Miller							
		Smith							
			Subtotal:		67702				
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. Dist	13418	Fellow	x	x	13418				
West Basin Municipal Water District	27064	Alvarez	x	x	27064				
		Gray							
			Subtotal:		27064				
Western Municipal Water District	14775	Dennstedt	x	x	14775				
<b>Total</b>	<b>386141</b>				<b>356794</b>				
<b>Present and not voting</b>									
<b>Absent</b>	<b>29347</b>								

The motion to approve the Board Item 8-3 (**M.I. No. 53447**) passed by a vote of 356,794 ayes; 0 noes; 0 abstain; 0 not voting; and 29,347 absent.

Director Peterson, using AB2 449 emergency circumstances, appeared on video and did not have anyone over the age of 18 present during the vote.

**53448** Substitute Motion to concurwith the 2023 Long-Range Finance Plan Needs Assessment for planning purposes and to bring it back to Board in January (2024) (Agenda Item 8-7).

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

Director(s)

1. Camacho
2. Dick
3. Ackerman
4. De Jesus
5. Bryant
6. Kurtz

Staff responded to the Directors' comments or questions.

Chair Ortega called for a vote to approve Board Item 8-7 (**M.I. No. 53448**)

Director Camacho moved, seconded by Director Luna that the Board approve the Board Item 8-7 as follows:

The following is a record of the vote:

Record of Vote on Item:		8-7							
Member Agency	Total Votes	Director	Present	Yes	Yes Vote	No	No Vote	Abstain	Abstain Vote
Anaheim	6038	Faessel							
Beverly Hills	4493	Pressman	x	x	4493				
Burbank	3175	Ramos	x	x	3175				
Calleguas Municipal Water District	13073	McMillan	x	x	13073				
Central Basin Municipal Water District	19324	Garza							
		Chacon							
			Subtotal:						
Compton	641	McCoy	x	x	641				
Eastern Municipal Water District	11559	Armstrong	x	x	11559				
Foothill Municipal Water District	2409	Bryant	x	x	2409				
Fullerton	2561	Jung							
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	x	x	40086				
		Petersen							
		Quinn							
		Luna	x	x	40086				
		Douglas							
			Subtotal:		80172				
Municipal Water Dist. of Orange County	64634	Ackerman	x	x	16159				
		Seckel	x	x	16159				
		Dick	x	x	16159				
		Erdman	x	x	16159				
			Subtotal:		64634				
Pasadena	3864	Kurtz	x			x	3864		
San Diego County Water Authority	67702	Fong-Sakai							
		Goldberg	x	x	67702				
		Miller							
		Smith							
			Subtotal:		67702				
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. Dist.	13418	Fellow	x	x	13418				
West Basin Municipal Water District	27064	Alvarez	x	x	27064				
		Gray							
			Subtotal:		27064				
Western Municipal Water District	14775	Dennstedt	x	x	14775				
<b>Total</b>	<b>386141</b>				<b>340935</b>		<b>13298</b>		
<b>Present and not voting</b>									
<b>Absent</b>	<b>31908</b>								

The substitute motion to approve the Board Item 8-7 (**M.I. No. 53448**) passed by a vote of 340,935 ayes; 13,298 noes; 0 abstain; 0 not voting; and 31,908 absent.

Director Peterson, using AB 2449 emergency circumstances, appeared on video and did not have anyone over the age of 18 present during the vote.

Director De Jesus left the meeting.

**53449** Authorize an increase in maximum amount payable under contract for legal services with Internet Law Center, Ltd. in the amount of \$150,000 for a total amount not to exceed \$250,000; and authorize an increase in maximum amount payable under contract for legal services with Kronenberger Rosenfeld, LLP in the amount of \$100,000 for a total amount not to exceed \$250,000, as set forth in Agenda Item 8-5 board letter.

Chair Ortega called for a vote to approve Board Item 8-5 (**M.I. No. 53449**)

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



The following is a record of the vote:

Record of Vote on Item:	8-5								
Member Agency	Total Votes	Director	Present	Yes	Yes Vote	No	No Vote	Abstain	Abstain Vote
Anaheim	6038	Faessel							
Beverly Hills	4493	Pressman	x	x	4493				
Burbank	3175	Ramos	x	x	3175				
Calleguas Municipal Water District	13073	McMillan	x	x	13073				
Central Basin Municipal Water District	19324	Garza							
		Chacon							
			Subtotal:						
Compton	641	McCoy	x	x	641				
Eastern Municipal Water District	11559	Armstrong	x	x	11559				
Foothill Municipal Water District	2409	Bryant	x	x	2409				
Fullerton	2561	Jung							
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	x	x	40086				
		Petersen							
		Quinn							
		Luna	x	x	40086				
		Douglas							
			Subtotal:		80172				
Municipal Water Dist. of Orange County	64634	Ackerman	x	x	16159				
		Seckel	x	x	16159				
		Dick	x	x	16159				
		Erdman	x	x	16159				
			Subtotal:		64634				
Pasadena	3864	Kurtz	x	x	3864				
San Diego County Water Authority	67702	Fong-Sakai							
		Goldberg	x	x	67702				
		Miller							
		Smith							
			Subtotal:		67702				
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							
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							
			Subtotal:		27064				
Western Municipal Water District	14775	Dennstedt	x	x	14775				
<b>Total</b>	<b>386141</b>				<b>345599</b>				
<b>Present and not voting</b>									
<b>Absent</b>	<b>40542</b>								

The motion to approve the Board Item 8-5 (**M.I. No. 53449**) passed by a vote of 345,599 ayes; 0 noes; 0 abstain; 0 not voting; and 40,542 absent.

Director Peterson, using AB 2449 emergency circumstances, appeared on video and did not have anyone over the age of 18 present during the vote.

Directors Abdo and Armstrong left the meeting.

**53450** Agenda Item 8-4, receive report on litigation in In re: Aqueous Film-Forming Foams Products Liability Litigation, Master Docket No.: 2:18-mn-2873-RMG, consider options, and provide direction on action in response to settlements in: (1) City of Camden, et al. v. 3M Company, Civil Action No.: 2:23-cv-03147-RMG; and (2) City of Camden, et al. v. E.I. DuPont De Nemours and Company (n/k/a EIDP, Inc.) et al., Civil Action No.: 2:23-cv-03230-RMG; was heard in closed session pursuant to Government Code Section 54956.9(d)(1).

**53451** Agenda Item 8-6, an update on labor negotiations and to approve entering into a two-year extension of 2022-2024 Memorandum of Understanding between The Metropolitan Water District of Southern California and The American Federation of State, County and Municipal Employees, Association of The Metropolitan Water District of Southern California/AFSCME Local 1902 was heard in closed session pursuant to Government Code Section 54957.6.

Chair Ortega read the Non-Interest Disclosure Notice for Item 8-6 (attached to the minutes for the record)

Director Erdman recused himself on Item 8-4, as it Raytheon and 3M, companies in which he currently owns stock.

Director Dick recused himself on Item 8-4, as it involves Bayer, 3M, and Corteva a company in which he currently owns stock.

Director Ortega recused himself on Item 8-4, as it involves Honeywell, a company that is a source of income to him within the past 12 months.

Director Phan recused herself on Item 8-4, as it involves clients that are involved in litigations of her employer Rutan & Tucker, LLP.

Vice Chair Camacho chaired the meeting in Chair Ortega's absence.

Vice Chair Camacho called the meeting into closed session to discuss Agenda Items 8-4 and 8-6. Chair Ortega, Directors Erdman, Dick, and Phan left the meeting during the closed session discussion and vote on Item 8-4.

Directors Luna and McMillan left the meeting.

The Board returned to open session at 5:58 p.m.; in closed session, the Board discussed and conferred with legal counsel regarding Item 8-4. The Board voted to authorize the General Counsel to opt of the DuPont and 3M proposed settlements (**M.I. No. 53450**).

Chair Ortega, Directors Erdman, and Dick entered the meeting.

Chair Ortega called for a vote to approve Board Item 8-6 (**M.I. No. 53451**).

Director Morris moved, seconded by Director Camacho that the Board authorize the General Manager to exercise discretion under Administrative Code Section 610(k) to enter into a reopener Memorandum of Understanding with AFSCME Local 1902 as follows:

Chair Ortega announced that the posted Board Letter had an error on the dollar amount for the commercial driver's license incentive, which was to be increased by \$100 and not \$50, to a total of \$200 per month.

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							
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							
		Chacon							
			Subtotal:						
Compton	641	McCoy	x	x	641				
Eastern Municipal Water District	11559	Armstrong							
Foothill Municipal Water District	2409	Bryant	x	x	2409				
Fullerton	2561	Jung							
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	x	x	80172				
		Petersen							
		Quinn							
		Luna							
		Douglas							
			Subtotal:		80172				
Municipal Water Dist. of Orange County	64634	Ackerman	x	x	16159				
		Seckel	x	x	16159				
		Dick	x	x	16159				
		Erdman	x	x	16159				
			Subtotal:		64634				
Pasadena	3864	Kurtz	x	x	3864				
San Diego County Water Authority	67702	Fong-Sakai							
		Goldberg	x	x	67702				
		Miller							
		Smith							
			Subtotal:		67702				
San Fernando	260	Ortega	x	x	260				
San Marino	800	Morris	x	x	800				
Santa Ana	3431	Phan							
Santa Monica	4861	Abdo							
Three Valleys Municipal Water District	8634	De Jesus							
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							
			Subtotal:		27064				
Western Municipal Water District	14775	Dennstedt	x	x	14775				
<b>Total</b>	<b>386141</b>				<b>312675</b>				
<b>Present and not voting</b>									
<b>Absent</b>	<b>73466</b>								

The motion to approve the Board Item 8-6 (**M.I. No. 53451**) passed by a vote of 312,675 ayes; 0 noes; 0 abstain; 0 not voting; and 73,466 absent.

Director Peterson, using AB 2449 emergency circumstances, appeared on video and did not have anyone over the age of 18 present during the vote.

**53452** Chair Ortega asked if there were questions or need for discussion for Board Information Item 9-1 or 9-2. No requests were made.

**53453** Chair Ortega asked if there were any Other Matters Items. There were none.

**53454** Chair Ortega asked if there were any Follow-Up Items. There were none.

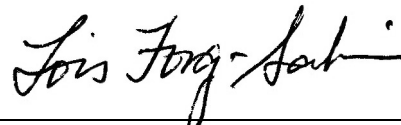
**53455** Chair Ortega asked if there were any Future Agenda Items. There were none.

**53456** There being no objection, at 6:04 p.m., Chair Ortega adjourned the meeting.



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**ADÁN ORTEGA**  
**CHAIR OF THE BOARD**



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**LOIS FONG-SAKAI**  
**SECRETARY OF THE BOARD**