

# 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.

## Board of Directors - Final - Revised 2

May 9, 2023

12:30 PM

Tuesday, May 9, 2023  
Meeting Schedule

08:30 a.m. FAIRP  
10:30 a.m. LC  
12:00 p.m. Break  
12:30 p.m. BOD  
02:30 p.m. EOP

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: 891 1613 4145. Members of the public may present their comments to the Board on matters within their jurisdiction as listed on the agenda via in-person or teleconference. To participate via teleconference 1-833-548-0276 and enter meeting ID: 815 2066 4276 or click <https://us06web.zoom.us/j/81520664276pwd=a1RTQWh6V3h3ckFhNmDsUWpKR1c2Zz09>

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

Teleconference Locations:

3008 W. 82nd Place • Inglewood, CA 90305

2680 W. Segerstrom Avenue Unit I, • Santa Ana CA 92704

Casa Munras Garden Hotel & Spa • 700 Munras Avenue, Monterey • Marbella Room, CA 93940

Fullerton City Hall Council Chambers • 303 W. Commonwealth Avenue • Fullerton, CA 92832

## 1. Call to Order

- a. Invocation: Vice Chair - Climate Action, Heather Repenning, City of Los Angeles [21-2276](#)

**Attachments:** [05092023 BOD 1a Video](#)

- b. Pledge of Allegiance: Director Dennis Erdman, Municipal Water District of Orange County

## 2. Roll Call

## 3. Determination of a Quorum

4. Community Reflections: Robert Sausedo and Jennie Carreon, Groundswell For Water Justice [21-2274](#)

**Attachments:** [05092023 BOD 4 Groundswell Project F](#)

5. 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)) [21-2275](#)

**Attachments:** [Picture for comments from Brett Barbre](#)  
[Picture 2 for comments from Brett Barbre](#)

## 6. OTHER MATTERS AND REPORTS

- A. Report on Directors' Events Attended at Metropolitan's Expense [21-2116](#)

**Attachments:** [05092023 BOD 6A Report](#)

- B. Chair's Monthly Activity Report [21-2117](#)

**Attachments:** [05092023 BOD 6B Report](#)

- C. General Manager's summary of activities [21-2118](#)

**Attachments:** [05092023 BOD 6C Report](#)

- D. General Counsel's summary of activities [21-2119](#)

**Attachments:** [05092023 BOD 6D Report](#)

- E. General Auditor's summary of activities [21-2120](#)

**Attachments:** [05092023 BOD 6E Report](#)

- F. Ethics Officer's summary of activities [21-2121](#)

**Attachments:** [05092023 BOD 6F Report](#)

### **\*\* CONSENT CALENDAR ITEMS -- ACTION \*\***

## 7. CONSENT CALENDAR OTHER ITEMS - ACTION

- A. Approval of the Minutes of the Board of the Directors Meeting for April 11, 2023 (Copies have been submitted to each Director, any additions, corrections, or omissions) [21-2115](#)

**Attachments:** [05092023 BOD 7A \(04112023\) Minutes](#)

B. Authorize the preparation of commendatory resolution supporting Cathy Green as Association of California Water Agencies President [21-2260](#)

C. Approve Committee Assignments [21-2227](#)

## 8. CONSENT CALENDAR ITEMS - ACTION

7-1 Award a \$637,520 contract to Acro Constructors to upgrade the video production room at Metropolitan's Headquarters Building; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EOT) [21-2220](#)

**Attachments:** [05092023 EOT 7-1 B-L](#)  
[05082023 EOT 7-1 Presentation](#)

7-2 Authorize an agreement with Arcadis U.S. Inc. for a not-to-exceed amount of \$550,000 to design, develop, and deploy Metropolitan's Capital Investment Plan Budget System Improvements; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EOT) [21-2221](#)

**Attachments:** [05092023 EOT 7-2 B-L](#)  
[05082023 EOT 7-2 Presentation](#)

7-3 Authorize an increase of \$1.5 million to an existing agreement with Stantec Consulting Services Inc. for a new not-to-exceed total amount of \$1.69 million for preliminary design of a mechanical dewatering facility at the Joseph Jensen Water Treatment Plant; and an amendment to an agreement with Los Angeles Department of Water and Power to extend Metropolitan's use of two solids lagoons at the Aqueduct Filtration Plant; the General Manager has determined that the proposed actions are exempt or otherwise not subject to CEQA (EOT) [21-2223](#)

**Attachments:** [05092023 EOT 7-3 B-L](#)  
[05082023 EOT 7-3 Presentation](#)

7-4 Amend the Capital Investment Plan for fiscal years 2022/2023 and 2023/2024 to include the Diemer Helicopter Hydrant Facility project; the General Manager has determined that the proposed actions are exempt or otherwise not subject to CEQA (EOT) [21-2224](#)

**Attachments:** [05092023 EOT 7-4 B-L](#)  
[05082023 EOT 7-4 Presentation](#)

- 7-5** Award a \$1,466,665 procurement contract to B&K Valves & Equipment, Inc. for 72 combination air release/vacuum valves to be installed on San Diego Pipeline Nos. 3 and 5; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EOT) [21-2226](#)

**Attachments:** [05092023 EOT 7-5 B-L](#)  
[05082023 EOT 7-5 Presentation](#)

- 7-6** Authorize an increase in the maximum amount payable under contract with Thompson Coburn LLP for legal advice on state and federal energy regulatory and contractual matters by \$200,000 to a maximum amount payable of \$300,000; the General Manager has determined that this proposed action is exempt or otherwise not subject to CEQA (LC) [21-2234](#)

**Attachments:** [05092023 LC 7-6 B-L](#)  
[05092023 LC 7-6 Presentation](#)

- 7-7** Approve changes in the Administrative Code to clarify provisions relating to Board committees and the role of the Vice Chairs of the Board, to delete references to certain Ad Hoc Committees, and to correct the pay grade for Board Executive Secretary due to elimination of the job title of Board Administrator; the General Manager has determined that this proposed action is exempt or otherwise not subject to CEQA (LC) [21-2233](#)

**Attachments:** [05092023 LC 7-7 B-L](#)  
[05092023 LC 7-7 Presentation](#)

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

**9. OTHER BOARD ITEMS - ACTION**

- 8-1** Award a \$2,601,437 procurement contract to Sojitz Machinery Corporation of America for two large-diameter butterfly valves to be installed at the Foothill Pump Station Intertie as part of water supply reliability improvements in the Rialto Pipeline service area; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (This action is part of a series of projects that are being undertaken to improve the supply reliability for State Water Project dependent areas) (EOT) [21-2222](#)

**Attachments:** [05092023 EOT 8-1 B-L](#)  
[05082023 EOT 8-1 Presentation](#)

- 8-2** Award a \$5,266,000 contract to Leed Electric, Inc., to install 12 flow monitoring stations along the Colorado River Aqueduct conveyance system; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EOT) **[21-2225](#)**
- Attachments:** [05092023 EOT 8-2 B-L](#)  
[05082023 EOT 8-2 Presentation](#)
- 8-3** Adopt a resolution to support an approximately \$20,900,000 grant application to the Sacramento-San Joaquin Delta Conservancy to develop a multi-benefit landscape opportunity on Webb Tract; and authorize the General Manager to accept the grant if awarded; the General Manager has determined that the proposed actions are exempt or otherwise not subject to CEQA. [REVISED SUBJECT 5/1/23] (OWS) **[21-2229](#)**
- Attachments:** [05092023 OWS 8-3 B-L](#)  
[05082023 OWS 8-3 Presentation](#)  
[9344 Resolution](#)
- 8-4** Authorize the General Manager to enter into an agreement with Western Municipal Water District, Rubidoux Community Services District, West Valley Water District, and San Bernardino Valley Municipal Water District to deliver water to Western's service area through facilities not owned by Metropolitan or Western; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (OWS) **[21-2231](#)**
- Attachments:** [05092023 OWS 8-4 B-L](#)  
[05082023 OWS 8-4 Presentation](#)
- 8-5** Review and maintain the General Manager's implementation of the Cyclic Cost-Offset Program effective April 15, 2023 pursuant to the Program terms approved by the Board on April 9, 2019; the Program previously was determined to be exempt or otherwise not subject to CEQA. [REVISED SUBJECT 5/1/23] (OWS) **[21-2232](#)**
- Attachments:** [05092023 OWS 8-5 B-L \(REVISED\)](#)  
[05082023 OWS 8-5 Presentation](#)

- 8-6** Adopt resolution to continue Metropolitan's Water Standby Charge for fiscal year 2023/24; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (FAIRP) [21-2242](#)

**Attachments:** [05092023 FAIRP 8-6 B-L](#)  
[05092023 FAIRP 8-6 Presentation](#)  
[9345 Resolution](#)

- 8-7** Report on litigation in Joshua Rivers v. Metropolitan Water District, Los Angeles County Superior Court Case No. 22STCV09741; and authorize increase in maximum amount payable under contract for legal services with Sheppard, Mullin Richter & Hampton LLP in the amount of \$150,000 for a total 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) [21-2235](#)

- 8-8** Authorize filing a cross-complaint in Oswalt v. The Metropolitan Water District of Southern California, San Diego County Superior Court Case No. 37-2023-00009934-CU-PO-CTL; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA [Conference with legal counsel – existing litigation and initiating litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(d)(1) and 54956.9(d)(4)]. [ADDED ITEM 5/2/23] (LC) [21-2269](#)

## 10. BOARD INFORMATION ITEMS

- 9-1** Conservation Program Board Report [21-2114](#)

**Attachments:** [05092023 BOD 9-1 B-L](#)

- 9-2** Renewal Status of Metropolitan's Property and Casualty Insurance Program (FAIRP) [21-2237](#)

**Attachments:** [05092023 FAIRP 9-2 B-L](#)  
[05092023 FAIRP 9-2 Presentation](#)

## 11. OTHER MATTERS

NONE

## 12. FOLLOW-UP ITEMS

NONE

### **13. FUTURE AGENDA ITEMS**

### **14. ADJOURNMENT**

**NOTE:** Each agenda item with a committee designation will be considered and a recommendation may be made by one or more committees prior to consideration and final action by the full Board of Directors. The committee designation appears in parenthesis at the end of the description of the agenda item, e.g. (EOT). Board agendas may be obtained on Metropolitan's Web site <https://mwdh2o.legistar.com/Calendar.aspx>

Writings relating to open session agenda items distributed to Directors less than 72 hours prior to a regular meeting are available for public inspection at Metropolitan's Headquarters Building and on Metropolitan's Web site <https://mwdh2o.legistar.com/Calendar.aspx>.

Requests for a disability-related modification or accommodation, including auxiliary aids or services, in order to attend or participate in a meeting should be made to the Board Executive Secretary in advance of the meeting to ensure availability of the requested service or accommodation.