

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 3

November 14, 2023

3:00 PM

**Tuesday, November 14, 2023
Meeting Schedule**

**08:30 a.m. LC
10:30 a.m. FAIRP
12:30 p.m. Break
01:00 p.m. LRAC
03:00 p.m. BOD**

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:

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

525 Via La Selva • Redondo Beach, CA 90277

Cedars Sinai Medical Center • 8700 Beverly Blvd • Los Angeles, CA 90048

3008 W. 82nd Place • Inglewood, CA 90305

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

1. Call to Order

- a. Invocation: Director Glen Peterson, Las Virgenes Municipal Water District
- b. Pledge of Allegiance: Director Cynthia Kurtz, City of Pasadena

2. Roll Call

3. Determination of a Quorum

4. Karla Nemeth, Director - California Department of Water Resources, to discuss California Department of Water Resources and Governor Newsom administration priorities for water policy and program initiatives

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))

6. OTHER MATTERS AND REPORTS

- A. Report on Directors' Events Attended at Metropolitan's Expense [21-2756](#)
Attachments: [11142023 BOD 6A Report](#)
- B. Chair's Monthly Activity Report [21-2757](#)
Attachments: [11142023 BOD 6B Report](#)
- C. General Manager's summary of activities [21-2758](#)
Attachments: [11142023 BOD 6C Report](#)
- D. General Counsel's summary of activities [21-2759](#)
Attachments: [11142023 BOD 6D Report](#)
- E. General Auditor's summary of activities [21-2760](#)
Attachments: [11142023 BOD 6E Report](#)
- F. Ethics Officer's summary of activities [21-2761](#)
Attachments: [11142023 BOD 6F Report](#)
- G. Presentation of Advanced Water Treatment Champions Award to Metropolitan by California-Nevada American Water Works Association and California Water Environment Association. [DEFERRED 11/3/2023] [21-2777](#)

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

7. CONSENT CALENDAR OTHER ITEMS - ACTION

- A. 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) [21-2762](#)
Attachments: [11142023 BOD 7A \(10102023\) Minutes](#)

B. Approve Committee Assignments

8. CONSENT CALENDAR ITEMS - ACTION

- 7-1** Authorize professional services agreements with: AECOM Technical Services Inc. in a total 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; for desalination technologies for potential water supply augmentation; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA. [SUBJECT REVISED 11/1/23] (EOT) [21-2763](#)
- Attachments:** [11142023 EOT 7-1 B-L](#)
[11142023 EOT 7-1 Presentation](#)
- 7-2** 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; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EOT) [21-2732](#)
- Attachments:** [11142023 EOT 7-2 B-L](#)
[11142023 EOT 7-2 Presentation](#)
- 7-3** 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; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EOT) [21-2764](#)
- Attachments:** [11142023 EOT 7-3 B-L](#)
[11142023 EOT 7-3 Presentation](#)
- 7-4** 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 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; the General Manager has determined that the proposed actions are exempt or otherwise not subject to CEQA (EOT) [21-2765](#)
- Attachments:** [11142023 EOT 7-4 B-L](#)
[11142023 EOT 7-4 Presentation](#)

- 7-5** 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 \$864,000.00 in 2024 and escalated annually through 2026; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (OWS) **[21-2739](#)**
- Attachments:** [11142023 OWS 7-5 B-L](#)
[11142023 OWS 7-5 Presentation Revised](#)
- 7-6** Express support for the 2023 California Resilience Challenge and approve a financial sponsorship of \$50,000 to continue as a Resilience Leader; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (OWS) **[21-2769](#)**
- Attachments:** [11142023 OWS 7-6 B-L](#)
[11142023 OWS 7-6 Presentation](#)
- 7-7** Authorize a \$200,000/year increase to the existing agreement with WaterWise Consulting, Inc., currently set at \$200,000/year, for the Large Landscape and Residential Survey Program, for a total agreement not to exceed \$400,000/year; the General Manager has determined that the proposed actions are exempt or otherwise not subject to CEQA (OWS) **[21-2740](#)**
- Attachments:** [11142023 OWS 7-7 B-L](#)
[11142023 OWS 7-7 and 7-8 Presentation](#)
- 7-8** Authorize a \$350,000/year increase to the existing agreement with WaterWise Consulting, Inc., currently set at \$500,000/year, to provide inspection services for turf removal, regional device rebates, and water savings incentive program projects for Metropolitan's conservation rebate programs, for a total agreement not to exceed \$850,000/year; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (OWS) **[21-2741](#)**
- Attachments:** [11142023 OWS 7-8 B-L](#)
[11142023 OWS 7-7 and 7-8 Presentation](#)

- 7-9** Authorize an extension to June 30, 2024, on 13 supplemental labor contracts for professional services; and authorize an increase of \$200,000 in funding for four of the contracts not to exceed \$449,000 each; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EOP) [21-2770](#)
- Attachments:** [11142023 EOP 7-9 B-L](#)
[11142023 EOP 7-9 Presentation](#)
- 7-10** Approve the Metropolitan Water District of Southern California's salary schedules pursuant to CalPERS regulations; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EOP) [21-2771](#)
- Attachments:** [11142023 EOP 7-10 B-L](#)
[11142023 EOP 7-10 Presentation](#)
- 7-11** Approve amendments to the Metropolitan Water District Administrative Code to conform to current law, practices, and regulations; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (LC) [21-2744](#)
- Attachments:** [11142023 LC 7-11 B-L](#)
[11142023 LC 7-11 Presentation](#)
- 7-12** 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; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (LC) [21-2743](#)
- Attachments:** [11142023 LC 7-12 B-L](#)
[11142023 LC 7-12 Presentation](#)

- 7-13** Adopt a resolution providing financial assurance for the Colorado River Aqueduct Master Reclamation Plan, establish the Metropolitan Reclamation Plan Trust Fund, and amend Sections 5200 and 5201 of the Metropolitan Water District Administrative Code to establish the Metropolitan Reclamation Plan Trust Fund; the General Manager has determined that this action is exempt or otherwise not subject to CEQA (FAIRP) [21-2775](#)

Attachments: [11142023 FAIRP 7-13 B-L](#)
[11142023 FAIRP 7-13 Presentation](#)

- 7-14** Approve Metropolitan's annual membership in the Center for Energy Advancement through Technological Innovation and annual dues payment of \$82,000 for three interest groups, Transmission Planning and Operations, Asset Management, and Dam Safety; the General Manager determined that the proposed action is exempt or otherwise not subject to CEQA. [DEFERRED 11/1/23] (LRAC) [21-2776](#)

- 7-15** 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; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (LRAC) [21-2703](#)

Attachments: [11142023 LRAC 7-15 B-L](#)
[11142023 LRAC 7-15 Presentation](#)

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

9. OTHER BOARD ITEMS - ACTION

- 8-1** Award an \$18,840,000 contract to Steve P. Rados Inc. to construct a surge protection facility on the Inland Feeder as part of the 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 member agencies.) (EOT) [21-2766](#)

Attachments: [11142023 EOT 8-1 B-L](#)
[11142023 EOT 8-1 Presentation](#)

- 8-2** Adopt the CEQA determination that the proposed action was previously addressed in the Mitigated Negative Declaration and award a \$16,055,500 procurement contract to Northwest Pipe Company for steel pipe to rehabilitate a portion of the Lakeview Pipeline (EOT) [21-2767](#)

Attachments: [11142023 EOT 8-2 B-L](#)
[11142023 EOT 8-2 Presentation](#)

- 8-3** 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 U.S. Bureau of Reclamation's Lower Colorado River Basin System Conservation and Efficiency Program in 2023; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA. [REVISED SUBJECT 11/8/2023] (OWS) [21-2768](#)

Attachments: [11142023 OWS 8-3 B-L](#)
[11142023 OWS 8-3 Presentation](#)

- 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 proposed 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; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA [Conference with legal counsel – existing litigation; may be heard in closed session pursuant to Government Code Section 54956.9(d) (1)] (LC) [21-2773](#)

Attachments: [11142023 LC 8-4 Presentation](#)

- 8-5** Report on litigation in Systems Integrated, LLC v. Metropolitan Water District of Southern California, Los Angeles County Superior Court Case No. 21STCV18292; 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 \$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)]. [REVISED SUBJECT 11/8/2023] (LC) [21-2745](#)
- 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 American Federation of State, County and Municipal Employees, Association of The Metropolitan Water District of Southern California/AFSCME Local 1902; 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 and Gifty J. Beets, Human Resources Section Manager of Labor Relations. Employee organization: The Employees Association of The Metropolitan Water District of Southern California/AFSCME Local 1902]. [REVISED SUBJECT 11/8/2023] [21-2772](#)
- Attachments:** [11142023 BOD 8-6 B-L REVISED 11.14.23](#)
[11142023 BOD 8-6 Non-Interest Disclosure Notice](#)
- 8-7** Adopt the 2023 Long-Range Finance Plan Needs Assessment; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA. [ADDED ITEM 11/8/2023] (FAIRP) [21-2810](#)
- Attachments:** [11142023 FAIRP 8-7 B-L](#)
[11142023 FAIRP 8-7 Presentation](#)

10. BOARD INFORMATION ITEMS

9-1 Conservation Board Report [21-2749](#)

Attachments: [11142023 BOD 9-1 B-L](#)

9-2 Legislative Priorities and Principles for 2024 (LRAC) [21-2748](#)

Attachments: [11142023 LRAC 9-2 B-L](#)
[11142023 LRAC 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.