

# 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 4

May 14, 2024

2:30 PM

Tuesday, May 14, 2024  
Meeting Schedule

08:30 a.m. FAM  
10:30 a.m. EIA  
12:00 p.m. Break  
12:30 p.m. EOP  
02:30 p.m. BOD

Agendas, live streaming, meeting schedules, and other board materials are available here: <https://mwdh2o.legistar.com/Calendar.aspx>. If you have technical difficulties with the live streaming page, 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>

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

Teleconference Locations:

525 Via La Selva • Redondo Beach, CA 90277

3008 W. 82nd Place • Inglewood, CA 90305

City Hall • 1546 Camden Place • Fullerton, CA 92832

Conference Room • 1545 Victory Blvd. 2nd Floor • Glendale, CA 91201

Douglas/Hicks Law • 5120 W. Goldleaf Circle, #425 • Los Angeles, CA 90056

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## 1. Call to Order

- a. Invocation: Director Thai Viet Phan, City of Santa Ana
- b. Pledge of Allegiance: Director Glen Peterson, Las Virgenes Municipal Water District

## 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 [21-3297](#)  
**Attachments:** [05142024 BOD 5A Report](#)
- B. Chair's Monthly Activity Report [21-3305](#)  
**Attachments:** [05142024 BOD 5B Report](#)
- C. General Manager's summary of activities [21-3299](#)  
**Attachments:** [05142024 BOD 5C Report](#)
- D. General Counsel's summary of activities [21-3300](#)  
**Attachments:** [05142024 BOD 5D Report](#)
- E. General Auditor's summary of activities [21-3301](#)  
**Attachments:** [05142024 BOD 5E Report](#)
- F. Ethics Officer's summary of activities [21-3302](#)  
**Attachments:** [05142024 BOD 5F Report](#)
- G. Presentation of 15-year Service Pin to Director Gloria D. Gray [21-3324](#)
- H. Presentation of 5-year Service Pin to Director S. Gail Goldberg [21-3325](#)
- I. Unveiling Banner Best Tasting Water Awards Berkley Springs International Water Tasting Competition First Place 2021, 2008, and 1998 [21-3360](#)

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

**6. CONSENT CALENDAR OTHER ITEMS - ACTION**

- A. 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) [21-3303](#)

**Attachments:** [05142024 BOD 6A-1 \(03182024\) Minutes](#)  
[05142024 BOD 6A-2 \(03262024\) Minutes](#)  
[05142024 BOD 6A-3 \(04092024\) Minutes](#)

- B. Approve Committee Assignments

## 7. CONSENT CALENDAR ITEMS - ACTION

- 7-1 Authorize an increase of \$2.35 million to an agreement with HDR Engineering Inc. for a new not-to-exceed total amount of \$5.15 million for final design services for erosion control improvements along the Colorado River Aqueduct; the General Manager has determined the proposed action is exempt or otherwise not subject to CEQA (EOT) [21-3331](#)

**Attachments:** [05142024 EOT 7-1 B-L](#)  
[05132024 EOT 7-1 Presentation](#)

- 7-2 Amend the Capital Investment Plan for fiscal years 2022/2023 and 2023/2024 to include upgrades to the flocculation system at the Joseph Jensen Water Treatment Plant; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EOT) [21-3332](#)

**Attachments:** [05142024 EOT 7-2 B-L](#)  
[05132024 EOT 7-2 Presentation](#)

- 7-3** 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; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EOP) [21-3343](#)

**Attachments:** [05142024 EOP 7-3 B-L](#)  
[05142024 EOP 7-3 Presentation](#)

- 7-4** Approve the Department Head 360 Evaluation process; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EOP) [21-3342](#)

**Attachments:** [05142024 EOP 7-4 B-L](#)  
[05142024 EOP 7-4 Presentation](#)

- 7-5** 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; the subject telecom site is located in the city of Pasadena, identified as Los Angeles County Assessor Parcel No. 5705-001-900; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (FAM) [21-3348](#)

**Attachments:** [05142024 FAM 7-5 B-L](#)  
[05142024 FAM 7-5 Presentation](#)

- 7-6** 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; the General Manager has determined that this action is exempt or otherwise not subject to CEQA (LC) [21-3344](#)

**Attachments:** [05142024 LC 7-6 B-L](#)  
[05142024 LC 7-6 Presentation](#)

- 7-7** 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; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (FAM) [21-3371](#)

**Attachments:** [05142024 FAM 7-7 B-L](#)

- 7-8** 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; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA. [ADDED ITEM 5/2/2024] (FAM) [21-3374](#)

**Attachments:** [05142024 FAM 7-8 B-L](#)  
[05142024 FAM 7-8 Presentation](#)

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

## **8. OTHER BOARD ITEMS - ACTION**

- 8-1** Award a \$24,912,000 construction contract to J.F. Shea Construction Inc. for urgent rehabilitation of prestressed concrete cylinder pipe portions of the Allen-McColloch Pipeline; and 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; authorize an amendment to Metropolitan's Project Labor Agreement to add the subject project to the list of covered projects; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA. [REVISED SUBJECT 5/1/2024] (EOT) [21-3333](#)
- Attachments:** [05142024 EOT 8-1 B-L \(Revised\)](#)  
[05132024 EOT 8-1 Presentation](#)
- 8-2** Adopt resolution to continue Metropolitan's Water Standby Charge for fiscal year 2024/25; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (FAM) [21-3346](#)
- Attachments:** [05142024 FAM 8-2 B-L](#)  
[05142024 FAM 8-2 Presentation](#)
- 8-3** Concur with Climate Adaptation Master Plan for Water: Draft Year One Progress Report and Next Steps; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (FAM) [21-3350](#)
- Attachments:** [05142024 FAM 8-3 B-L](#)  
[05142024 FAM 8-3 Presentation](#)

- 8-4** Authorize an option agreement with The AES Corporation, LLC, for a long-term lease of up to 6,742 acres of land in the Palo Verde Valley, California for possible carbon-free energy production and storage purposes, contingent upon further project permits and approvals; the General Manager has determined that the proposed action of issuing an option agreement is exempt or otherwise not subject to CEQA. The property is located southwest of the city of Blythe in Riverside County and commonly known as the Palo Verde Mesa, Riverside County Assessor Parcel Nos. 879-230-001, 879-230-003; 879-230-005; 879-230-008; 879-230-010; 879-230-011; 879-230-012; 879-230-013; 879-230-014; 879-230-015; 879-230-016; 879-230-017; 879-230-018; 879-230-023; 879-230-024; 879-240-001; 879-240-002; 879-240-037; 879-240-038; 879-250-001; 879-250-008; 879-250-011; 879-250-013; 879-250-014; 879-261-019; 879-261-020; 879-261-021; 879-261-022; [Conference with real property negotiators agency negotiators: Kevin Webb and Kieran Callanan; negotiating parties: The AES Corporation, LLC; under negotiation: price and terms; to be heard in closed session pursuant to Government Code Section 54956.8 (FAM)] [21-3349](#)

**Attachments:** [05142024 FAM 8-4 Open Session Presentation](#)

- 8-5** Receive report on litigation in In re: Aqueous Film-Forming Foams Products Liability Litigation, Master Docket No.: 2:18-mn-2873-RMG, and 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; and provide direction on response to proposed settlements in: (1) City of Camden, et al. v. Tyco Fire Products LP, et al., Civil Action No.: 2:24-cv-02321-RMG; and (2) other future cases; and 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; 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)]. [SUBJECT REVISED 5/8/2024] (LC) [21-3345](#)

- 8-6** Update on labor negotiations and approve entering into two-year extension of 2022-24 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, and Gifty J. Beets, Human Resources Section Manager of Labor Relations. Employee organization: Association of Confidential Employees]. [REVISED SUBJECT 5/10/2024] [21-3427](#)

**Attachments:** [05142024 EOP 8-6 B-L](#)  
[05142024 BOD 8-6 Non-Interest Disclosure Notice - REVISED](#)

## **9. BOARD INFORMATION ITEMS**

- 9-1** Conservation Report [21-3304](#)

**Attachments:** [05142024 BOD 9-1 Report](#)

- 9-2** Renewal Status of Metropolitan's Property and Casualty Insurance Program (FAM) [21-3347](#)

**Attachments:** [05142024 FAM 9-2 B-L](#)  
[05142024 FAM 9-2 Presentation](#)

## **10. OTHER MATTERS**

- 10-1** Update and Training on Headquarters Security Measures [Conference with Tomer Benito, Unit Manager-Security, Office of Safety, Security, and Protection or designated Metropolitan Security Agent on threats to public services or facilities; to be heard in closed session pursuant to Gov. Code Section 54957(a)] [21-3359](#)

## **11. FOLLOW-UP ITEMS**

NONE

## **12. FUTURE AGENDA ITEMS**

## **13. 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.