

# 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

April 12, 2022

12:00 PM

Tuesday, April 12, 2022 Meeting Schedule
08:30 am - WP&S 11:30 am - Break 12:00 pm - 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

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## 1. Call to Order

- 1.1 Invocation: Mitch Lahouti, Metropolitan Retiree
- 1.2 Pledge of Allegiance: Director David De Jesus, Three Valleys 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))

- a. Member Agency Overview: Sunny Wang, Water Resources Manager, City of Santa Monica [21-985](#)

**Attachments:** [04122022 BOD 4a Presentation.pdf](#)

## 5. OTHER MATTERS AND REPORTS

\*Meeting Delayed\*

- A. Report on Directors' Events Attended at Metropolitan's Expense [21-986](#)  
**Attachments:** [04122022 BOD 5A Report.pdf](#)
- B. Chairwoman's Monthly Activity Report [21-987](#)  
**Attachments:** [04122022 BOD 5B Report.pdf](#)
- C. General Manager's Monthly Activity Report [21-988](#)  
**Attachments:** [04122022 BOD 5C Report.pdf](#)
- D. General Counsel's summary of activities [21-989](#)  
**Attachments:** [04122022 BOD 5D Report - Revised](#)
- E. General Auditor's summary of activities [21-990](#)  
**Attachments:** [04122022 BOD 5E Report.pdf](#)
- F. Ethics Officer's summary of activities [21-991](#)  
**Attachments:** [04122022 BOD 5F Report.pdf](#)

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

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

- A. Approval of the Minutes of the Regular Meeting for March 8, 2022, the Special Meeting for March 22, 2022, and the Special Meeting for March 29, 2022 (Copies have been submitted to each Director) Any additions, corrections, or omissions) [21-992](#)  
**Attachments:** [04122022 BOD 6A-1 minutes.pdf](#)  
[04122022 BOD 6A-2 minutes.pdf](#)  
[04122022 BOD 6A-3 minutes.pdf](#)

- B.** Adopt resolution to continue remote teleconference meetings pursuant to the Brown Act Section 54953(e) for meetings of Metropolitan's legislative bodies for a period of 30 days; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA [21-993](#)

**Attachments:** [04122022 BOD 6B Resolution.pdf](#)  
[Resolution 9300.pdf](#)

- C.** Approve Committee Assignments

## **7. CONSENT CALENDAR ITEMS - ACTION**

- 7-1** Adopt the 2020 Integrated Water Resources Plan Needs Assessment; the General Manager has determined that the proposed action is exempt of otherwise not subject to CEQA (IRP) [21-971](#)

**Attachments:** [04122022 IRP 7-1 B-L.pdf](#)  
[03222022 IRP 7-1 Presentation.pdf](#)

- 7-2** Adopt the resolution finding that the ad valorem property tax rate limitation of Metropolitan Water District Act Section 124.5 is not applicable because it is essential to Metropolitan's fiscal integrity to collect ad valorem property taxes in excess of the limitation for fiscal years 2022/23 through 2025/26 or 2022/23 through 2023/24; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (FI) [21-995](#)

**Attachments:** [04122022 FI 7-2 B-L.pdf](#)  
[04112022 FI 7-2 Presentation.pdf](#)  
[Resolution 9301.pdf](#)

- 7-3** Approve the proposed biennial budget for fiscal years 2022/23 and 2023/24, which includes the Capital Investment Plan and revenue requirements for fiscal years 2022/23 and 2023/24, and ten-year forecast; adopt resolutions fixing and adopting the water rates and charges for calendar years 2023 and 2024; the General Manager has determined that the proposed actions are exempt or otherwise not subject to CEQA (FI) **21-994**

**Attachments:** [04122022 FI 7-3 B-L only](#)  
[04122022 FI 7-3 B-L and attachments.pdf](#)  
[04112022 FI 7-3 Presentation.pdf](#)  
[04122022 BOD 7-3 Presentation - option 4 .pdf](#)  
[Resolution 9302.pdf](#)  
[Resolution 9303.pdf](#)  
[Resolution 9304.pdf](#)

- 7-4** Authorize an agreement with Stantec Consulting Services, Inc. for a not-to-exceed amount of \$8.5 million to replace the control system at the Mills Water Treatment Plant and amend an existing agreement with CH2M Hill Engineers, Inc. for a not-to exceed amount of \$4.435 million; the General Manager has determined that this proposed action is exempt or otherwise not subject to CEQA (EO) **21-996**

**Attachments:** [04122022 EO 7-4 B-L.pdf](#)  
[04112022 EO 7-4 Presentation.pdf](#)

- 7-5** Appropriate \$600 million for projects identified in the Capital Investment Plan for Fiscal Years 2022/23 and 2023/24 and authorize the General Manager to initiate or proceed with work on capital projects identified in the Capital Investment Plan for Fiscal Years 2022/23 and 2023/24 and Minor Capital Projects to be identified during the biennial period, subject to any limits on the General Manager's authority and CEQA requirements; the General Manager has determined that the proposed actions are exempt or otherwise not subject to CEQA (EO) **21-997**

**Attachments:** [04122022 EO 7-5 B-L.pdf](#)  
[04112022 EO 7-5 Presentation.pdf](#)

- 7-6** Adopt the CEQA determination that the proposed project was previously addressed in the approved 2014 Mitigated Negative Declaration and related CEQA action and (1) award a \$17,226,250 contract to Spiniello Infrastructure West, Inc. to replace the lining in a portion of the Orange County Feeder; and (2) authorize the General Manager to enter into a new 24-month lease agreement, with an 18-month option to extend, at 2750 Bristol Street in Costa Mesa, CA (Assessor's Parcel No. 418 182-05) in an amount not to exceed \$360,000 for use as a construction staging and storage site (EO) **21-99**
- Attachments:** [04122022 EO 7-6 B-L.pdf](#)  
[04112022 EO 7-6 Presentation.pdf](#)
- 7-7** Approve the General Manager's Strategic Priorities; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA **21-886**
- Attachments:** [03082022 BOD 7-6 B-L](#)  
[04122022 BOD 7-7 Presentation](#)
- 7-8** Authorize granting a new ten-year license agreement to New Cingular Wireless, PCS LLC, for the continued operation of an existing telecommunications site on Metropolitan's fee-owned property in the city of Yorba Linda, identified as Orange County Assessor Parcel Number 329-021-03; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (RPAM) **21-1000**
- Attachments:** [04122022 RPAM 7-8 B-L.pdf](#)  
[04112022 RPAM 7-8 Presentation.pdf](#)
- 7-9** Authorize granting a new ten-year license agreement to CCATT LLC, for the continued operation of an existing telecommunications site on Metropolitan's fee-owned property in the city of Los Angeles commonly identified as Los Angeles County Assessor Parcel Number 4493-014-906; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (RPAM) **21-1001**
- Attachments:** [04122022 RPAM 7-9 B-L.pdf](#)  
[04112022 RPAM 7-9 Presentation.pdf](#)

- 7-10** Authorize agreement with Western Municipal Water District, Rubidoux Community Services District, West Valley Water District, and San Bernardino Valley Municipal Water District to provide Rubidoux Community Services District assistance on water deliveries; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (WPS) **21-1002**
- Attachments:** [04122022 WPS 7-10 B-L.pdf](#)  
[04122022 WPS 7-10 Presentation.pdf](#)
- 7-11** Authorize the General Manager to negotiate an agreement consistent with the draft terms of the Metropolitan Water District/Inland Empire Utilities Agency Exchange Agreement; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (WPS) **21-1003**
- Attachments:** [04122022 WPS 7-11 B-L.pdf](#)  
[04122022 WPS 7-11 Presentation.pdf](#)
- 7-12** Authorize the General Manager to: (1) secure one-year water transfers with various water districts north of the Sacramento-San Joaquin River Delta for up to 75,000 acre-feet of additional supplies; (2) secure storage and conveyance agreements with the Department of Water Resources and various water districts to facilitate these transfers; (3) pay up to \$60 million from the State Water Project Budget for such transfers; and grant final decision-making authority to the General Manager subject to the terms set forth in this letter; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (WPS) **21-1004**
- Attachments:** [04122022 WPS 7-12 B-L .pdf](#)  
[04122022 WPS 7-12 Presentation.pdf](#)
- 7-13** Appropriate \$20 million, and authorize an amendment to the 2019 Reservoir Project Agreement with the Sites Project Authority to allow participation in the Sites Reservoir Project Amendment 3 Workplan; the General Manager has determined that the proposed actions are exempt or otherwise not subject to CEQA (WPS) **21-1005**
- Attachments:** [04122022 WPS 7-13 B-L .pdf](#)  
[04122022 WPS 7-13 Presentation.pdf](#)

**7-14** Declare Water Supply Condition; adopt supporting resolution; and authorize the General Manager to finalize a Water Supply Allocation for portions of the service area; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA. [WITHDRAWN] [21-1058](#)

**7-15** Review and Express Support for the Bay-Delta Watershed Voluntary Agreements; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA. [WITHDRAWN] (WPS) [21-1060](#)

**7-16** Express support for SB 991 (Newman, D-Fullerton): Public contracts: progressive design-build: local agencies; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (CL) [21-1006](#)

**Attachments:** [04122022 CL 7-16 B-L.pdf](#)  
[04112022 CL 7-16 Presentation.pdf](#)

**7-17** 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 \$600,000 to an amount not to exceed \$900,000; and authorize an increase in the maximum amount payable under contract with Exponent, Inc. for consultant services by \$300,000 to an amount not to exceed \$400,000; 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). [SUBJECT REVISED 4/7/2022] (LC) [21-1008](#)

**7-18** Authorize settlement of John Campbell v. The Metropolitan Water District of Southern California Workers Compensation Appeals Board, Riverside, Case Numbers ADJ11262832, ADJ9311537, ADJ7783020, and ADJ8290584; 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 Government Code Section 54956.9(d)(1)] (LC) [21-1041](#)

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

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

NONE

## 9. BOARD INFORMATION ITEMS

### 9-1 Report on Conservation

[21-1009](#)

**Attachments:** [04122022 BOD 9-1 Report.pdf](#)

### 9-2 Information on a proposed Water Shortage Emergency Condition and Emergency Water Conservation Program to Preserve Metropolitan's Supplies in the State Water Project-Dependent Areas. [SUBJECT REVISED 4/8/2022]

[21-1065](#)

**Attachments:** [04122022 WPS 9-2 B-L.pdf](#)  
[04122022 WPS 9-2 Presentation.pdf](#)

## 10. OTHER MATTERS

NONE

## 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. (E&O, BF&I). Committee agendas may be obtained from the Executive Secretary.

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 Executive Secretary in advance of the meeting to ensure availability of the requested service or accommodation.