

THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

MINUTES

EXECUTIVE COMMITTEE

April 26, 2022

Chairwoman Gray called the teleconference meeting to order at 12:30 p.m.

Members present: Directors Abdo, Atwater, Camacho, De Jesus (entered after roll call), Dick, Gray, Kurtz, Luna (entered after roll call), Ramos, Record, and Smith

Member absent: Cordero

Other Board members present: Directors Ackerman, Apodaca, Blois, Dennstedt, Erdman, Faessel, Fellow, Fong-Sakai, Goldberg, Hawkins, Jung, Lefevre, McCoy, Miller, Morris, Ortega, Petersen, Peterson, Phan, Pressman, Sutley, Tamaribuchi, and Williams

Committee staff present: Beatty, Castro, Chapman, Hagekhalil, Hudson, Kasaine, Riss, Salinas, Scully, Upadhyay, and Zinke

1. OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO ADDRESS THE COMMITTEE ON MATTERS WITHIN THE COMMITTEE'S JURISDICTION

Name	Affiliation	Item
Ellen Mackey	Senior Ecologist, Chair of the Women's Caucus, Metropolitan Employee	State Audit

Director De Jesus entered the meeting.

2. OTHER MATTERS AND REPORTS

a. Subject: Chairwoman's Report

Presented by: Chairwoman Gloria D. Gray

Chairwoman announced in addition to the monthly report, that she and General Manager Hagekhalil will participate in the Global Water Summit in Madrid Spain in May 2022. Metropolitan is nominated for the induction into the Leading Water Utilities of the World. Their participation includes presenting on Metropolitan's outstanding innovations and serving on a panel to discuss potable water reuse.

In her absence, she delegates the Chair's responsibilities to Vice Chair De Jesus.

b. Subject: General Manager's report of Metropolitan's activities

Presented by: General Manager Adel Hagekhalil

General Manager Hagekhalil reported on the following:

- Efforts Metropolitan is making to ensure we have resilient water, drought conditions, budget, and the state audit response.
- Meetings in Sacramento to request state funding.
- Announced and welcomed Jonaura Wisdom, the Equal Opportunity Officer to Metropolitan, and Metropolitan's first Diversity, Equity, & Inclusion Officer will begin May 9, 2022.
- The upcoming trip to the Global Water Summit in Madrid Spain in May 2022.
- Bill AB1845 Passed.

c. Subject: General Counsel's report of Metropolitan's activities

No report was given.

d. Subject: General Auditor's report of Metropolitan's activities

Presented by: General Auditor Gerry Riss

No report was given.

e. Subject: Ethics Officer's report of Metropolitan's activities

Presented by: Ethics Officer Abel Salinas

No report was given.

f. Subject: Report from Audit and Ethics Committee

Presented by: Committee Chair Ramos

Committee Chair Ramos announced that the Committee will hear one committee item:

- Discussion of the Fuel Management Audit Report.

- g. Subject: Report from Communications and Legislation Committee
- Presented by: Committee Vice Chair Kurtz

Committee Vice Chair Kurtz announced that the Committee will hear three committee items:

- Update on Water Conservation Advertising and Outreach Campaign.
- Reports on activities from Washington D.C.
- Report on activities from Sacramento.

Lastly, the Committee will also hear the External Affairs Management Report.

- h. Subject: Report from Engineering and Operations Committee
- Presented by: Committee Chair Smith

Committee Chair Smith announced that the Committee will hear the following six consent items:

- Certify the Final Program Environmental Impact Report for the Climate Action Plan and take related CEQA actions; adopt the Climate Action Plan; and authorize an increase of \$1.2 million to an agreement Rincon Consultants, Inc. for a new not-to-exceed total of \$2.2 million for Climate Action Plan implementation support.
- Adopt CEQA determination that the proposed action was previously addressed in the certified 2005 Program Environmental Impact Report and related CEQA actions and (1) award an \$18,930,000 contract to Woodcliff Corporation for improvements to the La Verne Shops; and (2) authorize an agreement with Richard Brady & Associates for a not-to-exceed amount of \$650,000.
- Award a \$3,143,592 contract to Blois Construction, Inc. for upgrades at three Sepulveda Feeder structures.
- Review and consider Addendum No. 1 to the certified 2015 Final Environmental Impact Report for the Weymouth Plant Improvements; award a \$93,840,000 contract to J.F. Shea Construction, Inc. for rehabilitation of Basins Nos. 5-8 and Filter Building No. 2 at the F. E. Weymouth Water Treatment Plant; and authorize an agreement with Carollo Engineers, Inc., for an amount not to exceed \$495,000 for engineering support during construction.
- Award \$2,654,000 contract to MMC Inc. for replacement of chillers at OC-88 Pump Station.

- Review and consider Addendum No. 5 to the certified 2017 Programmatic Environmental Impact Report; and award \$11,884,700 contract to J. F. Shea Construction, Inc. to rehabilitate a portion of the Second Lower Feeder.

In addition, the Committee will hear two oral reports:

- State Water Project Dependent Area Solutions: Drought Action Plan Update.
- Overview of Arc Flash Safety Planning.

Lastly, the Committee will hear the following two management reports:

- Water System Operations Manager's report.
- Engineering Services Manager's report.

i. Subject: Report from Finance and Insurance Committee

Presented by: Committee Vice Chair Record

Committee Vice Chair Record announced that the Committee will hear one action item:

- Adopt Resolution to continue Metropolitan's Water Standby Charge for fiscal year 2022/23.

The Committee will hear one information item:

- Renewal Status of Metropolitan's Property and Casualty Insurance Program.

In addition, the Committee will hear three committee items:

- Quarterly Financial Report
- Quarterly Investment Activities Report
- Bond Disclosure: Appendix A Training

Lastly, the Chief Financial Officer will present the monthly activity report.

The following Director asked questions or made comments:

Director(s)

1. Camacho

Staff responded to the Directors' comments or questions.

Director Luna entered the meeting.

j. Subject: Report from Legal and Claims Committee

Presented by: Committee Chair Dick

Committee Chair Dick announced that the Committee will hear the following:

- The General Counsel's monthly activities.

In closed session, the Committee will hear two items:

- A report on litigation in *The Navajo Nation v. United States Department of the Interior*
- *The San Diego County Water Authority v. Metropolitan* litigation, including discussions regarding potential settlement.

The Committee will hear one action item:

- A request to increase authority for an existing contract with Seyfarth Shaw for Human Resources matters.

k. Subject: Report from One Water (Conservation and Local Resources) Committee

Presented by: Committee Chair Abdo

Committee Chair Abdo announced that the Committee had its first meeting today, the Committee will hear one action item:

- A request for a contract for the Conservation Coordinator who provides the incentives.

There will be one management report on:

- Water Resource Management Manager's Report.

- I. Subject: Report from Organization, Personnel and Technology Committee

Presented by: Committee Vice Chair McCoy

Committee Vice Chair McCoy announced that the Committee will hear the following action item:

- Approve entering into 2022-2024 Memorandum of Understanding between The Metropolitan Water District of Southern California and The American Federation of State, County, and Municipal Employees, Local 1902.

In addition, the Committee will hear two committee items:

- Update on implementation of recommendations from State Audit and independent review of workplace concerns.
- Opportunities for Workforce and Organizational Development.

Lastly, the Committee will also hear the Information Technology Manager's Report and there will be no Human Resources Manager's Report in May.

- m. Subject: Report from Real Property and Asset Management Committee

Presented by: Committee Vice Chair Peterson

Committee Vice Chair Peterson announced that the Committee will hear the following two consent items:

- The first is to authorize granting a new five-year license agreement to West Air Gases and Equipment, Inc., for vehicle parking on Metropolitan fee-owned property in the city of Anaheim, identified as Orange County Assessor Parcel No. 334-221-01.
- The second is to authorize the General Manager to update the landlord termination provisions for leases with Coxco, LLC and HayDay Farms Venture LLC. The item maybe heard in closed session.

Lastly, the Real Property group manager will present her monthly report.

- n. Subject: Report from Water Planning and Stewardship Committee
- Presented by: Committee Chair Atwater

Committee Chair Atwater announced that the Committee will hear a presentation on the Delta Conveyance Design and Construction Authority's role in the Delta Conveyance Project Environmental Impact Report.

There will be an information item on:

- A review of Policy Principles regarding the Sacramento San Joaquin River Delta.

As well as four committee items:

- Update on Water Surplus and Drought Management.
- Update on the Antelope Valley East Kern Water Agency High Desert Water Bank.
- Colorado River Tribal Partnerships.
- Bay-Delta Policies Workshop #1.

Lastly, the Committee will hear three management reports:

- Colorado River Manager's Report.
- Bay-Delta Manager's Report.
- Water Resource Management Manager's Report.

The following Director asked questions or made comments:

Director(s)

1. Ortega

CONSENT CALENDAR ITEMS – ACTION

3. CONSENT CALENDAR OTHER ITEMS – ACTION

A. Approval of the Minutes of the Executive Committee Meeting for March 22, 2022.

Chairwoman Gray asked Directors if there were any comments or discussions on the minutes of March 22, 2022, Executive Committee Meeting. None were made.

- B. Approve draft committee and board meeting agendas, and schedule for May 2022.

Chairwoman Gray then asked Directors if there were any comments, additions, or corrections to the May 2022 Draft Packet.

Director Ramos announced that the Audit and Ethics Committee will be held on May 24, 2022.

The following Director asked questions or made comments:

Director(s)

1. Peterson
2. Ortega

Staff responded to the Directors' comments or questions.

- C. Appoint a replacement member to the ad hoc committee established by the Executive Committee on March 22, 2022, to fill a vacancy created by the resignation of Director Record from the ad hoc committee; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA.

Item 3c involves replacing a member of the ad hoc subcommittee of this committee appointed on March 22, 2022. Since that meeting Director Record has submitted his resignation from the subcommittee. Under the Administrative Code an ad hoc subcommittee is to be composed of three members. Thus, the Executive Committee needs to appoint a replacement.

Chairwoman Gray proposed the selection of the replacement: Director Atwater to serve on the subcommittee then opened the matter for discussion.

The following Director asked questions or made comments:

Director(s)

1. Smith
2. Camacho

Chairwoman Gray called for the vote.

After hearing committee reports, Director Dick made a motion, seconded by Director De Jesus to approve the consent calendar Items 3A and 3B.

The vote was:

Ayes: Directors Abdo, Atwater, Camacho, De Jesus, Dick, Gray, Kurtz, Luna, Ramos, Record, and Smith
Noes: None
Abstentions: None
Absent: Cordero

The motion for Item 3A and 3B passed by a vote of 11 ayes; 0 no; 0 abstain; and 1 absent.

After hearing the discussion, Director Dick made a motion, seconded by Director De Jesus to approve consent Item 3C.

The vote was:

Ayes: Directors Abdo, Atwater, De Jesus, Dick, Gray, Kurtz, Luna, Ramos, and Record
Noes: Smith
Abstentions: Camacho
Absent: Cordero

The motion for Item 3C passed by a vote of 9 ayes; 1 no; 1 abstain; and 1 absent.

Chairwoman Gray announced she will not participate or be involved in the discussion of agenda Item 3D because she has conflict in the matter and turned the meeting over to Vice Chair Kurtz to Chair the Committee for Item 3D.

- D. Create an ad hoc subcommittee of the Executive Committee and select three members to serve on the subcommittee to investigate allegations pursuant to Administrative Code section 2416(f)(5); the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA.

Vice Chair Kurtz introduced Item 3D and provided background about the investigation process.

Vice Chair Kurtz proposed the selection of three members to serve on the subcommittee then opened the matter for discussion.

Vice Chair Kurtz proposed Directors Dick, Luna, and Record to serve on the ad hoc subcommittee.

Director Kurtz made a motion, seconded by Director Ramos to approve consent Item 3D.

The vote was:

Ayes: Directors Abdo, Atwater, De Jesus, Dick, Kurtz, Luna, Ramos, and Record
Noes: Camacho, and Smith
Abstentions: None
Absent: Cordero

The motion for Item 3D passed by a vote of 8 ayes; 2 no; 0 abstain; and 1 absent.

4. CONSENT CALENDAR ITEMS – ACTION

None

END OF CONSENT CALENDAR ITEMS

5. OTHER BOARD ITEMS – ACTION

None

6. BOARD INFORMATION ITEMS

None

7. FOLLOW-UP ITEMS

None

8. FUTURE AGENDA ITEMS

The following Director asked questions or made comments:

- | | Director(s) |
|----|-------------|
| 1. | Smith |
| 2. | Kurtz |

9. ADJOURNMENT

The meeting was adjourned at 1:18 p.m.

Gloria D. Gray
Chairwoman of the Board