



THE METROPOLITAN WATER DISTRICT
OF SOUTHERN CALIFORNIA

BOARD UPDATES

DRAFT

Schedule of Meetings – November 2022

Monday, November 7

- 9:30 a.m. Finance and Insurance Committee
- 10:30 a.m. Engineering and Operations Committee
- 12:00 p.m. Break
- 12:30 p.m. Communications and Legislation Committee
- 1:30 p.m. Imported Water Committee

Tuesday, November 8

- 9:00 a.m. Legal and Claims Committee
- 10:00 a.m. Organization, Personnel and Technology Committee
- 11:00 a.m. Audit and Ethics Committee
- 11:30 a.m. Break
- 12:00 p.m. Board Meeting

Thursday, November 10

Observance of Veterans' Day – District Offices Closed

Tuesday, November 22

4th Tuesday meetings cancelled in November

Thursday & Friday, November 24 & 25

Observance of Thanksgiving Holiday – District Offices Closed

****Note: Board members please call in 30 minutes in advance of the meeting start time***

Live streaming is available for all board and committee meetings on our mwdh2o.com website
([Click to Access Board Meetings Page](#))

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.

F&I Committee

B. Pressman, Chair
R. Record, Vice Chair
S. Blois
B. Dennstedt
L. Dick
S. Faessel
S. Goldberg
P. Hawkins
F. Jung
A. Ortega
T. Quinn
M. Ramos
T. Smith
S. Tamaribuchi

Finance and Insurance Committee - Hidden

Meeting with Board of Directors *

November 7, 2022

9:30 a.m.

Live streaming is available for all board and committee meetings on mwdh2o.com ([Click Here](#))

A listen only phone line is also available at 1-877-853-5257; enter meeting ID: 831 5177 2466. Members of the public may present their comments to the Committee on matters within the committee's jurisdiction as listed on the agenda via in-person or teleconference. To participate via teleconference (833) 548-0276 and enter meeting ID: 815 2066 4276.

Monday, November 7, 2022 Meeting Schedule

**09:30 a.m. F&I
10:30 a.m. E&O
12:30 p.m. C&L
01:30 p.m. IW**

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

* The Metropolitan Water District's meeting of this Committee is noticed as a joint committee meeting with the Board of Directors for the purpose of compliance with the Brown Act. Members of the Board who are not assigned to this Committee may participate as members of the Board, whether or not a quorum of the Board is present. In order to preserve the function of the committee as advisory to the Board, members of the Board who are not assigned to this Committee will not vote on matters before this Committee.

- 1. Opportunity for members of the public to address the committee on matters within the committee's jurisdiction (As required by Gov. Code Section 54954.3(a))**

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

- 2. CONSENT CALENDAR OTHER ITEMS - ACTION**

- A.** Approval of the Minutes of the Finance and Insurance Committee Meeting for October 10, 2022 (Copies have been submitted to each Director, Any additions, corrections, or omissions) **21-1646**

- 3. CONSENT CALENDAR ITEMS - ACTION**

NONE

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

4. OTHER BOARD ITEMS - ACTION

NONE

5. BOARD INFORMATION ITEMS

NONE

6. COMMITTEE ITEMS

- | | | |
|----|----------------------------|----------------|
| a. | Quarterly Financial Report | 21-1644 |
| b. | Year-End Financial Report | 21-1645 |

7. MANAGEMENT REPORTS

- | | | |
|----|----------------------------------|----------------|
| a. | Chief Financial Officer's Report | 21-1647 |
|----|----------------------------------|----------------|

8. FOLLOW-UP ITEMS

NONE

9. FUTURE AGENDA ITEMS**10. ADJOURNMENT**

NOTE: This committee reviews items and makes a recommendation for final action to the full Board of Directors. Final action will be taken by the Board of Directors. Agendas for the meeting of the Board of Directors may be obtained from the Board Executive Secretary. This committee will not take any final action that is binding on the Board, even when a quorum of the Board is present.

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The Metropolitan Water District of Southern California

Agenda

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E&O Committee

T. Smith, Chair
S. Blois, Vice Chair
R. Apodaca
M. Camacho
D. De Jesus
L. Dick
S. Faessel
L. Fong-Sakai
R. Lefevre
J. Morris
G. Peterson
H. Repenning
H. Williams

Engineering and Operations Committee - Hidden

Meeting with Board of Directors *

November 7, 2022

10:30 a.m.

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Monday, November 7, 2022 Meeting Schedule

**09:30 a.m. F&I
10:30 a.m. E&O
12:30 p.m. C&L
01:30 p.m. IW**

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- 1. Opportunity for members of the public to address the committee on matters within the committee's jurisdiction (As required by Gov. Code Section 54954.3(a))**

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

2. CONSENT CALENDAR OTHER ITEMS - ACTION

- A. Approval of the Minutes of Engineering and Operations Committee Meeting held October 10, 2022** **21-1649**

3. CONSENT CALENDAR ITEMS - ACTION

- | | | |
|------------|--|----------------|
| 7-2 | Ratify an emergency contract with PCL Construction, Inc., in the amount of \$855,623.78, for replacement of the expansion joint on the Upper Feeder pipeline at the Santa Ana River bridge crossing; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA [Requires four-fifths vote of the Board] | 21-1629 |
| 7-3 | Award a \$1,228,607.10 contract to Howard Ridley Company, Inc. for the rehabilitation of the concrete liner at ten locations within the Rainbow Tunnel segment of San Diego Pipeline No. 1; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA | 21-1630 |
| 7-4 | Authorize on-call agreements with GEI Consultants, Inc., HDR, Inc., and Stantec Consulting Services Inc. in amounts not to exceed \$2.5 million each, for a maximum of five years, to support Metropolitan's Dam Safety Initiatives Program; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA | 21-1632 |

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

4. OTHER BOARD ITEMS - ACTION

NONE

5. BOARD INFORMATION ITEMS

NONE

6. COMMITTEE ITEMS

- | | | |
|-----------|---|----------------|
| a. | State Water Project Dependent Area Solutions - Drought Mitigation Projects Update | 21-1648 |
|-----------|---|----------------|

7. MANAGEMENT REPORTS

- | | | |
|-----------|--|----------------|
| a. | Water System Operations Manager's Report | 21-1650 |
| b. | Engineering Services Manager's Report | 21-1651 |

8. FOLLOW-UP ITEMS

NONE

9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

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The Metropolitan Water District of Southern California

Agenda

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C&L Committee

G. Cordero, Chair
C. Kurtz, Vice Chair
J. Abdo
L. Ackerman
D. Erdman
A. Kassakhian
M. Luna
J. Morris
G. Peterson
T. Quinn
R. Record
H. Repenning
T. Smith

Communications and Legislation Committee - Hidden

Meeting with Board of Directors *

November 7, 2022

12:30 p.m.

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Monday, November 7, 2022 Meeting Schedule

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10:30 a.m. E&O
12:30 p.m. C&L
01:30 p.m. IW**

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- 1. Opportunity for members of the public to address the committee on matters within the committee's jurisdiction (As required by Gov. Code Section 54954.3(a))**

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

2. CONSENT CALENDAR OTHER ITEMS - ACTION

- A. Approval of the Minutes of Communications and Legislation Committee Meeting held October 10, 2022** **21-1655**

3. CONSENT CALENDAR ITEMS - ACTION

NONE

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

4. OTHER BOARD ITEMS - ACTION

NONE

5. BOARD INFORMATION ITEMS

9-2 Legislative Priorities and Principles for 2023 21-1638

6. COMMITTEE ITEMS

a. Report on activities from Washington, D.C. 21-1652

b. Report on activities from Sacramento 21-1653

7. MANAGEMENT REPORTS

a. External Affairs Management Report 21-1654

8. FOLLOW-UP ITEMS

NONE

9. FUTURE AGENDA ITEMS**10. ADJOURNMENT**

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The Metropolitan Water District of Southern California

Agenda

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IW Committee

G. Peterson, Chair
D. Erdman, Vice Chair
L. Ackerman
R. Atwater
G. Cordero
L. Dick
S. Faessel
F. Jung
T. McCoy
J. Morris
B. Pressman
T. Quinn
M. Ramos
R. Record
T. Smith

Imported Water Committee - Hidden

Meeting with Board of Directors *

November 7, 2022

1:30 p.m.

**Monday, November 7, 2022
Meeting Schedule**

**09:30 a.m. F&I
10:30 a.m. E&O
12:30 p.m. C&L
01:30 p.m. IW**

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1. Opportunity for members of the public to address the committee on matters within the committee's jurisdiction (As required by Gov. Code Section 54954.3(a))

- a. Palo Verde Valley Community Improvement Fund Presented by: **21-1665**
Jay Abbs, Board Chair and Marilee Harkinson, Chief Executive Officer

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

2. CONSENT CALENDAR OTHER ITEMS - ACTION

- A. Approval of the Minutes of Imported Water Committee Meeting **21-1658**
held October 10, 2022

3. CONSENT CALENDAR ITEMS - ACTION

NONE

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

4. OTHER BOARD ITEMS - ACTION

NONE

5. BOARD INFORMATION ITEMS

- | | | |
|------------|--|----------------|
| 9-3 | Information on the High Desert Water Bank Program status, updated costs, and water quality | 21-1657 |
|------------|--|----------------|

6. COMMITTEE ITEMS

- | | | |
|-----------|---|----------------|
| a. | Update on Bay-Delta Salmon Research | 21-1661 |
| b. | Update on Delta Conveyance Public Draft Environmental Impact Report | 21-1662 |
| c. | Report on California Proposal to Conserve Colorado River Water | 21-1663 |
| d. | Update on Water Surplus and Drought Management and Water Shortage Emergency Condition | 21-1666 |

7. MANAGEMENT REPORTS

- | | | |
|-----------|--|----------------|
| a. | Colorado River Manager's Report | 21-1659 |
| b. | Bay-Delta Manager's Report | 21-1660 |
| c. | Water Resource Management Manager's Report | 21-1664 |

8. FOLLOW-UP ITEMS

NONE

9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

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The Metropolitan Water District of Southern California

Agenda

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L&C Committee

L. Dick, Chair
B. Dennstedt, Vice Chair
R. Atwater
M. Camacho
A. Fellow
S. Goldberg
T. Phan
R. Record
T. Smith
N. Sutley
S. Tamaribuchi

Legal and Claims Committee - Hidden

Meeting with Board of Directors *

November 8, 2022

9:00 a.m.

**Tuesday, November 8, 2022
Meeting Schedule**

**09:00 a.m. L&C
10:00 a.m. OP&T
11:00 a.m. A&E
12:00 p.m. Board**

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1. **Opportunity for members of the public to address the committee on matters within the committee's jurisdiction (As required by Gov. Code Section 54954.3(a))**

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

2. **MANAGEMENT REPORTS**

- a. General Counsel's report of monthly activities **21-1668**

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

- A. Approval of the Minutes of Legal and Claims Committee Meeting **21-1667**
held October 11, 2022

4. **CONSENT CALENDAR ITEMS - ACTION**

- 7-7** Report on litigation in San Diego County Water Authority v. Metropolitan Water District of Southern California, et al., San Francisco County Superior Court Case Nos. CPF-10-510830, CPF-12-512466, CPF-14-514004, CPF-16-515282, CPF-16-515391, CGC-17-563350, and CPF-18-516389; the appeals of the 2010 and 2012 actions, Court of Appeal for the First Appellate District Case Nos. A146901, A148266, A161144, and A162168, and California Supreme Court Case No. S243500; the petition for extraordinary writ in the 2010 and 2012 actions, Court of Appeal for the First Appellate District Case No. A155310; the petition for extraordinary writ in the second 2016 action, Court of Appeal for the First Appellate District Case No. A154325 and California Supreme Court Case No. S251025; and the Metropolitan Water District of Southern California v. San Diego County Water Authority cross-complaints in the 2014, 2016, and 2018 actions; and authorize increase in maximum amount payable under contract for legal services with Horvitz & Levy, LLP in the amount of \$350,000 for a total amount not to exceed \$1,250,000; 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)] **21-1636**

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

5. OTHER BOARD ITEMS - ACTION

NONE

6. BOARD INFORMATION ITEMS

NONE

7. COMMITTEE ITEMS

NONE

8. FOLLOW-UP ITEMS

NONE

9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

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The Metropolitan Water District of Southern California

Agenda

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OP&T Committee

A. Fellow, Chair
J. Morris, Vice Chair
S. Blois
M. Camacho
G. Cordero
S. Faessel
F. Jung
R. Lefevre
T. McCoy
A. Ortega
G. Peterson
T. Smith
S. Tamaribuchi
H. Williams

Organization, Personnel and Technology Committee - Hidden

Meeting with Board of Directors *

November 8, 2022

10:00 a.m.

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**Tuesday, November 8, 2022
Meeting Schedule**

**09:00 a.m. L&C
10:00 a.m. OP&T
11:00 a.m. A&E
12:00 p.m. Board**

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

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

- 2. CONSENT CALENDAR OTHER ITEMS - ACTION**

- A. Approval of the Minutes of Organization, Personnel and Technology Committee Meeting held October 10, 2022** **21-1669**

- 3. CONSENT CALENDAR ITEMS - ACTION**

NONE

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

4. OTHER BOARD ITEMS - ACTION

NONE

5. BOARD INFORMATION ITEMS

NONE

6. COMMITTEE ITEMS

- a. Update on Status of Recommendation from Independent Review of Workplace Concerns **21-1670**
- b. [Placeholder]: Labor Negotiations Update (Sups) **21-1671**
- c. Quarterly Cybersecurity Oral Update [Conference with Metropolitan Cybersecurity Director of Info Tech Services of Information Technology, Jacob Margolis, or designated agents on threats to public services or facilities; to be heard in closed session pursuant to Gov. Code Section 54957(a)] **21-1672**

7. MANAGEMENT REPORTS

- a. Human Resources Manager's Report **21-1673**
- b. Information Technology Manager's Report **21-1674**

8. FOLLOW-UP ITEMS

NONE

9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

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A&E Committee

M. Ramos, Chair
T. McCoy, Vice Chair
L. Ackerman
S. Blois
B. Dennstedt
P. Hawkins
F. Jung
C. Kurtz
R. Record
T. Smith

Audit and Ethics Committee - Hidden

Meeting with Board of Directors *

November 8, 2022

11:00 a.m.

**Tuesday, November 8, 2022
Meeting Schedule**

**09:00 a.m. L&C
10:00 a.m. OP&T
11:00 a.m. A&E
12:00 p.m. Board**

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

2. CONSENT CALENDAR OTHER ITEMS - ACTION

- A. Approval of the Minutes of Audit and Ethics Committee Meeting held October 25, 2022** **21-1675**

3. CONSENT CALENDAR ITEMS - ACTION

- 7-1 Approve proposed amendments to the administrative code for Equal Employment Opportunity investigations of Directors and Department Heads** **21-1616**

**** END OF CONSENT CALENDAR ITEMS ******4. OTHER BOARD ITEMS - ACTION**

NONE

5. BOARD INFORMATION ITEMS

NONE

6. COMMITTEE ITEMS

- a. Discussion of Independent Auditor's Report from KPMG, LLP for fiscal year 2021-2022 **21-1676**

7. MANAGEMENT REPORTS

- a. Interim General Auditor's Report **21-1677**
b. Ethics Officer's Report **21-1678**

8. FOLLOW-UP ITEMS

NONE

9. FUTURE AGENDA ITEMS**10. ADJOURNMENT**

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Board of Directors - Hidden

November 8, 2022

12:00 PM

**Tuesday, November 8, 2022
Meeting Schedule**

09:00 a.m. L&C
10:00 a.m. OP&T
11:00 a.m. A&E
12:00 p.m. Board

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1. **Call to Order**
 - a. Invocation: TBD
 - b. Pledge of Allegiance: TBD
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: Craig J. Parker, P.E., BCEE, Acting Assistant General Manager, Water Services Anaheim Public Utilities **21-1643**
5. **OTHER MATTERS AND REPORTS**
 - A. Report on Directors' Events Attended at Metropolitan's Expense **21-1620**
 - B. Chairwoman's Monthly Activity Report **21-1679**

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| C. | General Manager's summary of activities | 21-1621 |
| D. | General Counsel's summary of activities | 21-1622 |
| E. | Interim General Auditor's summary of activities | 21-1623 |
| F. | Ethics Officer's summary of activities | 21-1624 |
| G. | Report from Executive Committee on nominations for Board Secretary | 21-1627 |

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

6. CONSENT CALENDAR OTHER ITEMS - ACTION

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| A. | Approval of the Minutes of the Board of the Directors Meeting for October 11, 2022 (Copies have been submitted to each Director, Any additions, corrections, or omissions) | 21-1628 |
| 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 | 21-1687 |
| C. | Nomination and Election for Board Secretary for two-year term effective January 1, 2023 | 21-1626 |
| D. | Approve Committee Assignments | 21-1680 |

7. CONSENT CALENDAR ITEMS - ACTION

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|------------|---|----------------|
| 7-1 | Approve proposed amendments to the administrative code for Equal Employment Opportunity investigations of Directors and Department Heads (AE) | 21-1616 |
| 7-2 | Ratify an emergency contract with PCL Construction, Inc., in the amount of \$855,623.78, for replacement of the expansion joint on the Upper Feeder pipeline at the Santa Ana River bridge crossing; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA [Requires four-fifths vote of the Board] (EO) | 21-1629 |

- 7-3** Award a \$1,228,607.10 contract to Howard Ridley Company, Inc. for the rehabilitation of the concrete liner at ten locations within the Rainbow Tunnel segment of San Diego Pipeline No. 1; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EO) **21-1630**
- 7-4** Authorize on-call agreements with GEI Consultants, Inc., HDR, Inc., and Stantec Consulting Services Inc. in amounts not to exceed \$2.5 million each, for a maximum of five years, to support Metropolitan's Dam Safety Initiatives Program; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EO) **21-1632**
- 7-5** Adopt CEQA determination that the environmental effects of the East County Advanced Water Purification Local Resources project that is the subject of the proposed action was previously addressed in Padre Dam Municipal Water District's Mitigated Negative Declaration and related CEQA actions and that no further CEQA review is required, and authorize the General Manager to amend the existing Local Resources Program agreement with San Diego County Water Authority and East County Advanced Water Purification Joint Powers Authority for the East County Advanced Water Purification Project (OWC) **21-1685**
- 7-6** Report on litigation in San Diego County Water Authority v. Metropolitan Water District of Southern California, et al., San Francisco County Superior Court Case Nos. CPF-10-510830, CPF-12-512466, CPF-14-514004, CPF-16-515282, CPF-16-515391, CGC-17-563350, and CPF-18-516389; the appeals of the 2010 and 2012 actions, Court of Appeal for the First Appellate District Case Nos. A146901, A148266, A161144, and A162168, and California Supreme Court Case No. S243500; the petition for extraordinary writ in the 2010 and 2012 actions, Court of Appeal for the First Appellate District Case No. A155310; the petition for extraordinary writ in the second 2016 action, Court of Appeal for the First Appellate District Case No. A154325 and California Supreme Court Case No. S251025; and the Metropolitan Water District of Southern California v. San Diego County Water Authority cross-complaints in the 2014, 2016, and 2018 actions; and authorize increase in maximum amount payable under contract for legal services with Horvitz & Levy, LLP in the amount of \$350,000 for a total amount not to exceed \$1,250,000; 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) **21-1636**

**** END OF CONSENT CALENDAR ITEMS ******8. OTHER BOARD ITEMS - ACTION**

NONE

9. BOARD INFORMATION ITEMS

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|------------|---|----------------|
| 9-1 | Report on Conversation | 21-1637 |
| 9-2 | Legislative Priorities and Principles for 2023 (CL) | 21-1638 |
| 9-3 | Information on the High Desert Water Bank Program status, updated costs, and water quality (IW) | 21-1657 |

10. OTHER MATTERS

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|-------------|---|----------------|
| 10-1 | Department Head Performance Evaluations [Public Employees' performance evaluations; General Manager, General Counsel, and Ethics Officer; to be heard in closed session pursuant to Gov. Code 54957.] | 21-1640 |
| 10-2 | Report on Department Head 2022 Salary Survey | 21-1641 |
| 10-3 | Discuss and Approve Compensation Recommendations for General Manager, General Counsel, and Ethics Officer | 21-1642 |
| 10-4 | AB 1234 Ethics Biennial Training | 21-1625 |

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.