# Draft

# July 12 & 13, 2021

# **Board and Committee**

# **Meetings**

# **Agenda Packet**



The Metropolitan Water District of Southern California

6/17/2021





#### Schedule of Meetings July 2021

#### Monday, July 5

#### Independence Day Holiday observed – District Offices Closed

#### Monday, July 12

9:00 a.m.	Finance and Insurance Committee	
10:00 a.m.	Engineering and Operations Committee	
11:00 p.m.	Break	
11:30 a.m.	Water Planning and Stewardship Committee	
1:00 p.m.	Communications and Legislation Committee	
2:00 p.m.	Organization, Personnel and Technology Committee	

#### Tuesday, July 13

9:00 a.m.	Legal and Claims Committee	
10:00 a.m.	Real Property and Asset Management Committee	
11:30 a.m.	Break	
12:00 p.m.	Board Meeting	

#### Tuesday, July 27

8:30 a.m.	Integrated Resources Plan Special Committee
10:30 a.m.	Bay-Delta Committee
11:30 a.m.	Break
12:00 p.m.	Executive Committee
12:30 p.m.	Audit and Ethics Committee
1:30 p.m.	Special Organization, Personnel and Technology Committee

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

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

Public Comment Via Teleconference Only (No in-person attendance):

Members of the public may present their comments to the Board on matters within their jurisdiction as listed on the agenda viateleconference only. To participate call (404) 400-0335 and use Code: 9601962.





Finance and Insurance Committee	Monday, July 12, 2021 Meeting Schedule
Meeting with Board of Directors *	09:00 a.m. F&I
July 12, 2021	10:00 a.m. E&O 11:00 a.m. Break
9:00 a.m.	11:30 a.m. WP&S 01:00 p.m. C&L 02:00 p.m. OP&T
Live streaming is available for all board and con mwdh2o.com website ( <u>Click to Access Board M</u>	nmittee meetings on our
Public Comment Via Teleconference Only: Mem their comments to the Board on matters within t the agenda via teleconference only. To participa Code: 9601962.	their jurisdiction as listed on
	Meeting with Board of Directors * July 12, 2021 9:00 a.m. Live streaming is available for all board and com mwdh2o.com website ( <u>Click to Access Board M</u> Public Comment Via Teleconference Only: Mem their comments to the Board on matters within the the agenda via teleconference only. To participa

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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 OTHER ITEMS -- ACTION \*\*

## 2. CONSENT CALENDAR OTHER ITEMS - ACTION

A. Approval of the Minutes of the Meeting of the Finance and 21-279 Insurance Committee held June 7, 2021

## 3. CONSENT CALENDAR ITEMS - ACTION

7-2 Approve Update to Rate Refinement Structure Principles 21-236
 Recommended by the Member Agency Workgroup; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA

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

### 4. OTHER BOARD ITEMS - ACTION

None

## 5. BOARD INFORMATION ITEMS

**9-2** Report on Status of Member Agency Workgroup's Review of **21-237** Demand Management Cost Recovery Alternatives

#### 6. COMMITTEE ITEMS

None

#### 7. MANAGEMENT REPORTS

**a.** Chief Financial Officer's Report

21-286

#### 8. FOLLOW-UP ITEMS

None

## 9. FUTURE AGENDA ITEMS

## 10. ADJOURNMENT

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E&O Committee T. Smith, Chair	Engineering and Operations Committee	Monday, July 12, 2021 Meeting Schedule
Vacant, Vice Chair R. Apodaca	Meeting with Board of Directors *	09:00 a.m. F&I
S. Blois M. Camacho	July 12, 2021	10:00 a.m. E&O 11:00 a.m. Break 11:30 a.m. WP&S
D. De Jesus L. Dick	10:00 a.m.	01:00 p.m. C&L 02:00 p.m. OP&T
S. Faessel R. Lefevre J. Morris J. Murray Jr. G. Peterson	Live streaming is available for all board and comn mwdh2o.com website ( <u>Click to Access Board Mee</u>	nittee meetings on our
H. Repenning H. Williams	Public Comment Via Teleconference Only: Member their comments to the Board on matters within the the agenda via teleconference only. To participate Code: 9601962.	eir jurisdiction as listed on

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

# 2. CONSENT CALENDAR OTHER ITEMS - ACTION

A. Approval of the Minutes of the Meeting of the Engineering and 21-280
 Operations Committee held June 7, 2021

## 3. CONSENT CALENDAR ITEMS - ACTION

7-3 Authorize four actions for the Desert region communication system 21-248 including: 1) an agreement with Nokia of America Corporation in an amount not to exceed \$5,297,000 for equipment procurement and design support to upgrade the wide area network; 2) an amendment to an agreement with Hatfield & Dawson Consulting Engineers, LLC for a new not-to-exceed amount of \$730,000 to provide specialized technical support for the upgrade; 3) an amendment to the Capital Investment Plan for fiscal years 2020/2021 and 2021/2022 to include additional communication system improvements at the Colorado River Aqueduct's Gene Pumping Plant and 4) an agreement in an amount not to exceed \$275,000 with HDR Engineering, Inc. for design services related to the construction of a communication line; the General Manager has determined that the proposed actions are exempt or otherwise not subject to CEQA

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

## 4. OTHER BOARD ITEMS - ACTION

None

## 5. BOARD INFORMATION ITEMS

None

## 6. COMMITTEE ITEMS

a.	Power Operations and Planning update	21-274
b.	Apprenticeship Program Update	21-275
C.	Innovative approaches to seismic resilience for Metropolitan's pipelines and tunnels	21-250
MAN	AGEMENT REPORTS	
a.	Water System Operations Manager's report	21-287
b.	Engineering Services Manager's report	21-288
FOI		

### 8. FOLLOW-UP ITEMS

None

## 9. FUTURE AGENDA ITEMS

7.

## 10. ADJOURNMENT

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WP&S Committee R. Atwater, Chair	Water Planning and Stewardship Committee	Monday, July 12, 2021 Meeting Schedule
C. Kurtz, Vice Chair J. Abdo L. Ackerman	Meeting with Board of Directors *	09:00 a.m. F&I 10:00 a.m. E&O
G. Cordero D. De Jesus	July 12, 2021	11:00 a.m. Break 11:30 a.m. WP&S
L. Dick S. Goldberg	11:30 a.m.	01:00 p.m. C&L 02:00 p.m. OP&T
M. Hogan R. Lefevre M. Luna	Live streaming is available for all board and com mwdh2o.com website ( <u>Click to Access Board Me</u>	-
J. Morris M. Petersen G. Peterson B. Pressman	Public Comment Via Teleconference Only: Members of the public may present their comments to the Board on matters within their jurisdiction as listed on the agenda via teleconference only. To participate call (404) 400-0335 and use Code: 9601962.	
R. Record	Gue. 300 1302.	

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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 OTHER ITEMS -- ACTION \*\*

## 2. CONSENT CALENDAR OTHER ITEMS - ACTION

A. Approval of the Minutes of the Meeting of the Water Planning and 21-281
 Stewardship Committee held June 7, 2021

## 3. CONSENT CALENDAR ITEMS - ACTION

7-7 Authorize agreement with Inland Empire Utilities Agency, West Valley Water District, and San Bernardino Valley Water District to provide assistance on water deliveries; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA

#### Water Planning and Stewardship Committee

Page 2

7-8 Authorize payments, by a two-thirds vote, of up to \$3.56 million for participation in the State Water Contractors for fiscal year 2021/22; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA

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

### 4. OTHER BOARD ITEMS - ACTION

None

#### 5. BOARD INFORMATION ITEMS

None

#### 6. COMMITTEE ITEMS

а.	Update on Water Surplus and Drought Management	21-272
b.	Report on Storage Management Strategy and Implementation	21-273
MA	NAGEMENT REPORTS	
a.	Colorado River Matters	21-256
b.	Water Resource Management Manager's Report	21-257

#### 8. FOLLOW-UP ITEMS

None

7.

## 9. FUTURE AGENDA ITEMS

## 10. ADJOURNMENT

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<u>C&amp;L Committee</u> G. Cordero, Chair	Communications and Legislation Committee	Monday, July 12, 2021 Meeting Schedule
C. Kurtz, Vice Chair J. Abdo L. Ackerman	Meeting with Board of Directors *	09:00 a.m. F&I 10:00 a.m. E&O 14:00 a.m. Break
J. Butkiewicz D. Erdman	July 12, 2021	11:00 a.m. Break 11:30 a.m. WP&S 01:00 p.m. C&L
M. Luna J. Morris	1:00 p.m.	02:00 p.m. OP&T
J. Murray Jr. G. Peterson T. Quinn	Live streaming is available for all board and co mwdh2o.com website ( <u>Click to Access Board N</u>	-
R. Record H. Repenning T. Smith	Public Comment Via Teleconference Only: Men their comments to the Board on matters within the agenda via teleconference only. To particip Code: 9601962.	their jurisdiction as listed on

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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 OTHER ITEMS -- ACTION \*\*** 

## 2. CONSENT CALENDAR OTHER ITEMS - ACTION

A. Approval of the Minutes of the Meeting of the Communications and 21-289 Legislation Committee held June 7, 2021

## 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. Report on Solar Cup 2021
b. Report on Activities from Sacramento
c. Report on Activities from Washington DC
MANAGEMENT REPORTS
a. External Affairs Management Report
21-252

## 8. FOLLOW-UP ITEMS

None

7.

### 9. FUTURE AGENDA ITEMS

## 10. ADJOURNMENT

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<u>OP&amp;T Committee</u> J. Murray Jr., Chair	Organization, Personnel and Technology Committee	Monday, July 12, 2021 Meeting Schedule
T. McCoy, Vice Chair S. Blois		09:00 a.m. F&I
M. Camacho	Meeting with Board of Directors *	10:00 a.m. E&O 11:00 a.m. Break
G. Cordero S. Faessel	July 12, 2021	11:30 a.m. WP&S
A. Fellow	2:00 n m	01:00 p.m. C&L
M. Hogan F. Jung	2:00 p.m.	02:00 p.m. OP&T
R. Lefevre	Live streaming is available for all board and committee meetings on our	
J. Morris A. Ortega	mwdh2o.com website ( <u>Click to Access Board Mee</u>	etings Page)
G. Peterson	Public Comment Via Teleconference Only: Members of the public may present their comments to the Board on matters within their jurisdiction as listed on the agenda via teleconference only. To participate call (404) 400-0335 and use Code: 9601962.	
T. Smith S. Tamaribuchi		
H. Williams		

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

# 2. CONSENT CALENDAR OTHER ITEMS - ACTION

A. Approval of the Minutes of the Meeting of the Organization, 21-283
 Personnel and Technology Committee held June 8, 2021

# 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. Semi Annual Report on Equal Employment Opportunity Policy and 21-258 Affirmative Action Plan
- Ethics Officer's Monthly Update on Independent Review of 21-251 Workplace Concerns
- c. Cybersecurity Threat Briefing 21-260
   [Conference with Metropolitan Cybersecurity Unit Manager 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)]

## 7. MANAGEMENT REPORTS

a.	Human Resources Manager's Report	21-290
b.	Information Technology Manager's Report	21-291

#### 8. FOLLOW-UP ITEMS

None

#### 9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

#### **Organization, Personnel and Technology Committee**

Page 3

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L&C Committee L. Dick, Chair	Legal and Claims Committee	Tuesday, July 13, 2021 Meeting Schedule
Vacant, Vice Chair R. Atwater	Meeting with Board of Directors *	09:00 a.m. L&C 10:00 a.m. RP&AM
M. Camacho A. Fellow	July 13, 2021	11:30 a.m. Break
S. Goldberg A. Kassakhian J. Murray Jr. T. Phan R. Record S. Smith S. Tamaribuchi	9:00 a.m.	12:00 p.m. Board
	Live streaming is available for all board and com mwdh2o.com website ( <u>Click to Access Board Me</u>	-
	Public Comment Via Teleconference Only: Meml their comments to the Board on matters within t the agenda via teleconference only. To participa Code: 9601962.	heir jurisdiction as listed on

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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))

## 2. MANAGEMENT REPORTS

a. General Counsel's report of monthly activities 21-292

#### \*\* CONSENT CALENDAR OTHER ITEMS -- ACTION \*\*

## 2. CONSENT CALENDAR OTHER ITEMS - ACTION

A. Approval of the Minutes of the Meeting of the Legal and Claims 21-284 Committee held June 8, 2021

## 3. CONSENT CALENDAR ITEMS - ACTION

- 7-9 Adopt amendment to the Administrative Code establishing
   21-263 Metropolitan-specific parliamentary procedures; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA
- 7-10 Authorize increase of \$100,000, to a maximum amount payable of \$300,000, for existing General Counsel contract with Olson Remcho LLP to provide general government law advice related to the Political Reform Act, the Fair Political Practices Commission regulations, conflict of interest law and other legislative and ethics matters; the General Manager has determined the proposed action is exempt or otherwise not subject to CEQA
- 7-11 Report on existing litigation OHL USA, Inc. v. The Metropolitan Water District of Southern California, Los Angeles Superior Court Case No. 19STCV27689; and authorize increase of maximum amount payable under contract with Theodora Oringher PC for legal services by \$200,000 to an amount not to exceed \$900,000 (Approp. 154170); 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)]
- 7-12 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 filing cross-complaints; and authorize an increase in the maximum amount payable under contract with Musick, Peeler & Garrett LLP, for legal services by \$TBD to an amount not-to-exceed \$TBD; 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)]the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA]

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

# 4. OTHER BOARD ITEMS - ACTION

None

## 5. BOARD INFORMATION ITEMS

None

## 6. COMMITTEE ITEMS

Report on San Diego County Water Authority v. Metropolitan Water 21-264 a. 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 action and the first 2016 action. [Conference with legal counsel - existing litigation; to be heard in closed session pursuant to Gov. Code Sections 54956.9(d)(1)]

#### 8. FOLLOW-UP ITEMS

None

## 9. FUTURE AGENDA ITEMS

#### 10. ADJOURNMENT

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RP&AM Committee M. Hogan, Chair	Real Property and Asset Management Committee	Tuesday, July 13, 2021 Meeting Schedule	
G. Peterson, Vice Chair M. Camacho L. Dick	Meeting with Board of Directors *	09:00 a.m. L&C 10:00 a.m. RP&AM 11:30 a.m. Break	
D. Erdman A. Kassakhian	July 13, 2021	12:00 p.m. Board	
C. Kurtz R. Record	10:00 a.m.		
T. Smith	Live streaming is available for all board and committee meetings on our mwdh2o.com website ( <u>Click to Access Board Meetings Page</u> )		
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**\*\* CONSENT CALENDAR OTHER ITEMS -- ACTION \*\*** 

## 2. CONSENT CALENDAR OTHER ITEMS - ACTION

A. Approval of the Minutes of the Meeting of the Real Property and 21-285
 Asset Management Committee held May 11, 2021

#### 3. CONSENT CALENDAR ITEMS - ACTION

7-4 Adopt amendments to Metropolitan's Administrative Code to move certain responsibilities for annexations from the Finance and Insurance Committee to Real Property and Asset Management Committee; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA

- 7-5 Authorize the General Manager to grant a permanent easement to the State of California Department of Transportation (Caltrans) on Metropolitan fee-owned property in the City of Los Angeles; Metropolitan previously reviewed and considered Caltrans' Environmental Impact Report/Environmental Impact Statement and took related CEQA actions
- 7-6 Authorize an increase of \$3,000,000 to an agreement with Roesling Nakamura Terada Architects for a new not-to-exceed amount of \$5,000,000 for preliminary design and architectural services in support of the District Housing and Property Improvement Program; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA

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

## 4. OTHER BOARD ITEMS - ACTION

None

## 5. BOARD INFORMATION ITEMS

None

## 6. COMMITTEE ITEMS

None

## 7. MANAGEMENT REPORTS

**a.** Real Property Group Manager's Report

21-293

## 8. FOLLOW-UP ITEMS

None

## 9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

#### **Real Property and Asset Management Committee**

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#### **Regular Board Meeting - Draft**

July 13, 2021

12:00 PM

Tuesday, July 13, 2021 Meeting Schedule
09:00 a.m. L&C

10:00 a.m. RP&AM 11:30 a.m. Break 12:00 p.m. Board

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## 1. Call to Order

- 1.1 Invocation: TBD
- 1.2 Pledge of Allegiance: Director Quinn, City of Los Angeles
- 2. Roll Call
- 3. Determination of a Quorum
- 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

Α.	Report on Directors' events attended at Metropolitan expense	21-241
В.	Chairwoman's Monthly Activity Report	21-247
C.	General Manager's summary of activities	21-242
D.	General Counsel's summary of activities	21-243
Ε.	General Auditor's summary of activities	21-244
F.	Ethics Officer's summary of activities	21-245

#### \*\* CONSENT CALENDAR OTHER ITEMS -- ACTION \*\*

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

- A. Approval of the Minutes of the Meeting for June 8, 2021 (Copies have been submitted to each Director) Any additions, corrections, or omissions
- B. Approve Committee Assignments

#### 7. CONSENT CALENDAR ITEMS - ACTION

- 7-1 Authorize extending Agreement No. 177666 for one year with KPMG LLP to continue engagement for external audit services for fiscal year 2021/22, for an amount not to exceed \$465,500; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (AE)
- 7-2 Approve Update to Rate Refinement Structure Principles 21-236 Recommended by the Member Agency Workgroup; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (FI)
- 7-3 Authorize four actions for the Desert region communication system 21-248 including: 1) an agreement with Nokia of America Corporation in an amount not to exceed \$5,297,000 for equipment procurement and design support to upgrade the wide area network; 2) an amendment to an agreement with Hatfield & Dawson Consulting Engineers, LLC for a new not-to-exceed amount of \$730,000 to provide specialized technical support for the upgrade; 3) an amendment to the Capital Investment Plan for fiscal years 2020/2021 and 2021/2022 to include additional communication system improvements at the Colorado River Aqueduct's Gene Pumping Plant and 4) an agreement in an amount not to exceed \$275,000 with HDR Engineering, Inc. for design services related to the construction of a communication line; the General Manager has determined that the proposed actions are exempt or otherwise not subject to CEQA (EO)
- 7-4 Adopt amendments to Metropolitan's Administrative Code to move certain responsibilities for annexations from the Finance and Insurance Committee to Real Property and Asset Management Committee; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (RPAM)

Page 3

- 7-5 Authorize the General Manager to grant a permanent easement to the State of California Department of Transportation (Caltrans) on Metropolitan fee-owned property in the City of Los Angeles; Metropolitan previously reviewed and considered Caltrans' Environmental Impact Report/Environmental Impact Statement and took related CEQA actions (RPAM)
- 7-6 Authorize an increase of \$3,000,000 to an agreement with Roesling Nakamura Terada Architects for a new not-to-exceed amount of \$5,000,000 for preliminary design and architectural services in support of the District Housing and Property Improvement Program; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (RPAM)
- 7-7 Authorize agreement with Inland Empire Utilities Agency, West Valley Water District, and San Bernardino Valley Water District to provide assistance on water deliveries; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (WPS)
- 7-8 Authorize payments, by a two-thirds vote, of up to \$3.56 million for participation in the State Water Contractors for fiscal year 2021/22; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (WPS)
- 7-9 Adopt amendment to the Administrative Code establishing
   21-263 Metropolitan-specific parliamentary procedures; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (LC)
- 7-10 Authorize increase of \$100,000, to a maximum amount payable of \$300,000, for existing General Counsel contract with Olson Remcho LLP to provide general government law advice related to the Political Reform Act, the Fair Political Practices Commission regulations, conflict of interest law and other legislative and ethics matters; the General Manager has determined the proposed action is exempt or otherwise not subject to CEQA (LC)
  21-278

- 7-11 Report on existing litigation OHL USA, Inc. v. The Metropolitan Water District of Southern California, Los Angeles Superior Court Case No. 19STCV27689; and authorize increase of maximum amount payable under contract with Theodora Oringher PC for legal services by \$200,000 to an amount not to exceed \$900,000 (Approp. 154170); 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)
- 7-12 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 filing cross-complaints; and authorize an increase in the maximum amount payable under contract with Musick, Peeler & Garrett LLP, for legal services by \$TBD to an amount not-to-exceed \$TBD; 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)]the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA] (LC)

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

## 8. OTHER BOARD ITEMS - ACTION

None

## 9. BOARD INFORMATION ITEMS

	9-1	Update on Conservation Program	21-276		
	9-2	Report on Status of Member Agency Workgroup's Review of Demand Management Cost Recovery Alternatives (FI)	21-237		

## **10. OTHER BOARD MATTERS**

10-1 Discussion of Department Head Evaluation Process Guidelines 21-259 and Department Head Evaluation Presentations [Public employee's performance evaluations; General Counsel, General Auditor, and Ethics Officer, to be heard in closed session]

## 11. FOLLOW-UP ITEMS

None

## 12. FUTURE AGENDA ITEMS

13. ADJOURNMENT

## NOTE:

At the discretion of the Board, all items appearing on this agenda and all committee agendas, whether or not expressly listed for action, may be deliberated and may be subject to action by the Board.

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.