



Exec Committee

G. Gray, Chair
D. De Jesus, Vice Chair
C. Kurtz, Vice Chair
H. Repenning, Vice Chair
J. Abdo, Board Secretary
L. Ackerman
R. Atwater
M. Camacho
G. Cordero
L. Dick
M. Hogan
J. Murray Jr.
M. Ramos
R. Record
T. Smith

Executive Committee

Meeting with Board of Directors *

July 27, 2021

12:00 p.m.

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: 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.

**Tuesday, July 27, 2021
Meeting Schedule**

08:30 a.m. - IRP
10:30 a.m. - Bay-Delta
11:30 a.m. - Break
12:00 p.m. - Exec
12:30 p.m. - A&E
01:30 p.m. - Sp. OP&T

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

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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. OTHER MATTERS AND REPORTS

- a. Chairwoman's report [21-346](#)
- b. General Manager's report of Metropolitan activities [21-239](#)
- c. General Counsel's report of Metropolitan activities [21-347](#)
- d. General Auditor's report of Metropolitan activities [21-348](#)
- e. Ethics Officer's report of Metropolitan activities [21-240](#)
- f. Report from Audit and Ethics Committee
- g. Report from Bay-Delta Committee

- h. Report from Communications and Legislation Committee
- i. Report from Engineering and Operations Committee
- j. Report from Finance and Insurance Committee
- k. Report from Legal and Claims Committee
- l. Report from Organization, Personnel and Technology Committee
- m. Report from Real Property and Asset Management Committee
- n. Report from Water Planning and Stewardship Committee

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

3. CONSENT CALENDAR OTHER ITEMS - ACTION

- a. Approval of the Minutes of the meeting of the Executive Committee held June 22, 2021 [21-315](#)

Attachments: [07272021 Exec 3A draft minutes](#)

- b. Approve draft committee and Board meeting agendas, and schedule for August 2021 [21-345](#)

Attachments: [08172021 BOD Draft Agenda Packet](#)

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

9. ADJOURNMENT

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THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

MINUTES

EXECUTIVE COMMITTEE

June 22, 2021

Chairwoman Gray called the teleconference meeting to order at 12:20 p.m.

Chairwoman Gray made remarks to the Committee.

Members present: Directors Abdo, Ackerman, Atwater, Camacho, Cordero, De Jesus, Dick, Gray, Kurtz, Murray, Record, Repenning, and Smith

Member absent: Directors Hogan, and Ramos

Other Board members present: Directors Blois, Butkiewicz, Erdman, Faessel, Fellow, Hawkins, Jung, Lefevre, Luna, McCoy, Morris, Ortega, Peterson, Pressman, and Tamaribuchi

Committee staff present: Beatty, Castro, Kasaine, Kightlinger, Riss, Salinas, Scully, Upadhyay, Walters, and Zinke

1. Opportunity for members of the public to address the Committee on matters within the Committee's jurisdiction

None

2. OTHER MATTERS AND REPORTS

a. Subject: Chairwoman's Report

Presented by: Chairwoman Gloria D. Gray

Chairwoman Gray stated she had nothing to add to her report.

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

Presented by: General Manager Jeffrey Kightlinger

General Manager Kightlinger reported on the following:

1. Los Angeles Times article on Diamond Valley Lake, and managing the

current drought.

2. Metropolitan is experiencing supply chain issues due to electrical failure at chlorine plant in Washington, which is impacting a number of member agency treatment plants. However, Metropolitan is not affected currently by this issue. Meanwhile, Metropolitan is coordinating with member agencies to switch to Metropolitan water as needed.
3. Committee and board rooms are expected to be ready for the Board at the August meetings.

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

Presented by: General Counsel Marcia Scully

General Counsel Scully stated she had nothing to add to her report.

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

Presented by: General Auditor Gerald Riss

General Auditor Riss stated he had nothing to add to his report.

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

Presented by: Ethics Officer Abel Salinas

Ethics Officer Salinas stated he had nothing to add to his report; however, he reminded the Board of the presentations to be heard at the Audit and Ethics Committee following today's Executive Committee meeting.

f. Subject: Report from Audit and Ethics Committee

Presented by: Committee Vice Chair McCoy

Committee Vice Chair McCoy announced that the Committee will hear the Ethics Officer present the Ethics Officer's Business Plan for FY 2021/22; and, the Ethics Office monthly activities report.

In addition to providing an update on the Audit department activities, the General Auditor will present the General Auditor's Business Plan for FY 2021/22.

g. Subject: Report from Bay-Delta Committee

Presented by: Committee Chair Ackerman

Committee Chair Ackerman announced that the Committee will hear the following committee item:

- Update on Delta Conveyance Planning

as well as the Bay-Delta Manager's report.

h. Subject: Report from Communications and Legislation Committee

Presented by: Committee Chair Cordero

Committee Chair Cordero announced that the Committee will hear the following committee items:

- Report on Solar Cup 2021
- Report on Activities from Washington D.C.
- Report on Activities from Sacramento

as well as the External Affairs Management Report.

i. Subject: Report from Engineering and Operations Committee

Presented by: Committee Chair Smith

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

- Authorize four actions for the Desert region communication system 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
 - 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

In addition, the Committee will hear three oral reports:

- Power Operations and Planning update
- Apprenticeship Program Update
- Innovative approaches to seismic resilience for Metropolitan's pipelines and tunnels

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

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

j. Subject: Report from Finance and Insurance Committee

Presented by: Committee Vice Chair Record

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

- Approve proposed updates to the Rate Refinement Structure Principles Recommended by the Member Agency Workgroup

In addition, the Committee will hear one information item:

- Report on Status of Member Agency Workgroup's Review of Demand Management Cost Recovery Alternatives

Lastly, the Chief Financial Officer will provide her monthly activities report.

k. Subject: Report from Legal and Claims Committee

Presented by: Committee Chair Dick

Committee Chair Dick announced that the Committee will hear the General Counsel's monthly activities report; and will also hear the following four consent items:

- 1) Adopt amendment to the Administrative Code establishing Metropolitan-specific parliamentary procedures
- 2) 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
- 3) In closed session, hear a report on existing litigation OHL USA, Inc. v. Metropolitan; 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

- 4) In closed session, hear a report on Baker Electric, Inc. v. Metropolitan regarding Metropolitan's CRA 6.9 kV Power Cables Replacement Project, authorize filing cross-complaints; and authorize an increase in the maximum amount payable under contract with Musick, Peeler & Garrett LLP, for legal services for an amount to be determined

Also in closed session, the Committee will hear the following committee item:

- A report on San Diego County Water Authority v. Metropolitan Water District of Southern California, et. al.

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

Presented by: Committee Chair Murray

Committee Chair Murray announced that the Committee will hear the following three committee items:

- Semi Annual Report on EEO Policy and Affirmative Action Plan
- Ethics Officer's Monthly Update on Independent Review of Workplace Concerns
- Cybersecurity Threat Briefing

In addition, the Committee will hear the Human Resources Group Manager's Report.

There will be no Information Technology Manager's Report in July.

A Special Organization, Personnel and Technology Committee meeting will occur on Tuesday, July 27 where Shaw Law Group will present the results of their independent review of workplace concerns at Metropolitan.

- 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 three consent calendar items:

- 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
- 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

- 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

as well as the Real Property Manager's Report.

Lastly, the Committee will hear the Quarterly Report for the period ending June 30, 2021.

n. Subject: Report from Water Planning and Stewardship Committee

Presented by: Committee Chair Atwater

Committee Chair Atwater announced that the Committee will hear the following two consent calendar items:

- Authorize agreement with Inland Empire Utilities Agency, West Valley Water District, and San Bernardino Valley Water District to provide assistance on water deliveries
- 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

as well as the following two committee items:

- Update on Water Surplus Drought Management
- Report on Storage Management Strategy and Implementation

Lastly, the Committee will hear two management reports:

- Colorado River Matters
- Water Resource Management Manager's Report

CONSENT CALENDAR ITEMS – ACTION

3. CONSENT CALENDAR OTHER ITEMS – ACTION

- A. Approval of the Minutes of the meeting of the Executive Committee held May 25, 2021
- B. Approve draft committee and Board meeting agendas, and schedule for July 2021

Chairwoman Gray asked Directors if there were any comments or discussion on the Minutes of the May 25, 2021 Executive Committee Meeting.

Chairwoman Gray then asked Directors if there were any comments, additions, or corrections to the July 2021 Draft Packet.

Chairwoman Gray called for the vote:

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

The vote was:

Ayes: Directors Abdo, Ackerman, Atwater, Camacho, Cordero, De Jesus, Dick, Gray, Kurtz, Murray, Record, Repenning, and Smith

Noes: None

Abstentions: None

Absent: Directors Hogan and Ramos

The motion for Item 3A and 3B passed by a vote of 13 ayes; 0 no; 0 abstain; and 2 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

The following director provided comments or asked questions:

1. Record

8. FUTURE AGENDA ITEMS

None

Chairwoman Gray presented a Memorial Video and commented on the 50th Anniversary of the San Fernando Tunnel Disaster.

The meeting was adjourned in memory of 17 workers killed in a tragic accident while building the San Fernando Tunnel for Metropolitan Water District at 12:47 p.m.

Gloria D. Gray
Chairwoman of the Board

Draft

August 16 & 17, 2021

Adjourned

Board and Committee

Meetings

Agenda Packet



The Metropolitan Water District of Southern California



Schedule of Meetings – August 2021

Monday, August 16

- 9:30 a.m. Adjourned Finance and Insurance Committee
- 11:00 a.m. Adjourned Engineering and Operations Committee
- 12:00 p.m. Break
- 12:30 p.m. Adjourned Water Planning and Stewardship Committee
- 2:00 p.m. Adjourned Communications and Legislation Committee
- 3:00 p.m. Adjourned Organization, Personnel and Technology Committee

Tuesday, August 17

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

Note: Tuesday, August 24 regularly scheduled committee meetings are cancelled

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

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F&I Committee

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

**Adjourned Finance and Insurance
Committee - Draft**

Meeting with Board of Directors *

August 16, 2021

9:30 a.m.

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mwdh2o.com website ([Click to Access Board Meetings Page](#))

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Code: 9601962.

**Monday, August 16, 2021
Meeting Schedule**

09:30 a.m. - Adj. F&I
11:00 a.m. - Adj. E&O
12:00 p.m. - Break
12:30 p.m. - Adj. WP&S
02:00 p.m. - Adj. C&L
03:00 p.m. - Adj. OP&T

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2. OTHER MATTERS

- 5G** Report on list of certified assessed valuations for fiscal year 2021/22 and tabulation of assessed valuations, percentage participation, and vote entitlement of member agencies as of August 17, 2021. [Posting Separately] **21-326**

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

3. CONSENT CALENDAR OTHER ITEMS - ACTION

- A.** Approval of the Minutes of the Meeting of the Finance and Insurance Committee held June 7, 2021 **21-380**

4. CONSENT CALENDAR ITEMS - ACTION

- | | | |
|------------|---|---------------|
| 7-1 | Adopt resolution establishing the tax rate for fiscal year 2021/22; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA. [Posting Separately] | 21-321 |
| 7-2 | Approve proposed updates to the Rate Refinement Structure Principles recommended by the Member Agency Workgroup; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA | 21-323 |

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

5. OTHER BOARD ITEMS - ACTION

None

6. BOARD INFORMATION ITEMS

- | | | |
|------------|--|---------------|
| 9-2 | Report on Rate Refinement Workgroup's Review of Demand Management Cost Recovery Alternatives | 21-329 |
|------------|--|---------------|

7. COMMITTEE ITEMS

- | | | |
|-----------|--|---------------|
| a. | Quarterly Financial Report | 21-355 |
| b. | Quarterly Investment Activities Report | 21-356 |

8. MANAGEMENT REPORTS

- | | | |
|-----------|----------------------------------|---------------|
| a. | Chief Financial Officer's Report | 21-357 |
|-----------|----------------------------------|---------------|

9. FOLLOW-UP ITEMS

None

10. FUTURE AGENDA ITEMS

11. ADJOURNMENT

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E&O Committee

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

**Adjourned Engineering and Operations
Committee - Draft**

Meeting with Board of Directors *

August 16, 2021

11:00 a.m.

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02:00 p.m. - Adj. C&L
03:00 p.m. - Adj. OP&T

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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 Operations Committee held July 12, 2021 **21-320**

3. CONSENT CALENDAR ITEMS - ACTION

- 7-3** Award a \$492,440 procurement contract to Royal Industrial Solutions for equipment to upgrade the ozone control system at the Henry J. Mills Water Treatment Plant and authorize an agreement with Suez Treatment Solutions, Inc. in an amount not to exceed \$430,000 for specialized technical assistance to support the upgrade; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA **21-330**

- 7-4** Authorize an agreement with CDM Smith, Inc., in an amount not-to-exceed \$2.75 million, for support of engineering and technical studies at the advanced water treatment demonstration facility; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA **21-337**

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

4. OTHER BOARD ITEMS - ACTION

None

5. BOARD INFORMATION ITEMS

None

6. COMMITTEE ITEMS

- a. Update on Emerging Water Quality issues **21-359**
- b. Developments in Coatings and Materials selection for Metropolitan's projects **21-358**

7. MANAGEMENT REPORTS

- a. Water System Operations Manager's report **21-360**
- b. Engineering Services Manager's report **21-361**

8. FOLLOW-UP ITEMS

None

9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

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WP&S Committee

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C. Kurtz, Vice Chair
J. Abdo
L. Ackerman
G. Cordero
D. De Jesus
L. Dick
S. Goldberg
M. Hogan
R. Lefevre
M. Luna
J. Morris
M. Petersen
G. Peterson
B. Pressman
R. Record

**Adjourned Water Planning and
Stewardship Committee - Draft**

Meeting with Board of Directors *

August 16, 2021

12:30 p.m.

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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 Stewardship Committee held July 12, 2021 **21-322**

3. **CONSENT CALENDAR ITEMS - ACTION**

- 7-6 Review and consider the City of Beverly Hills' approved Final Mitigated Negative Declarations and Addendum and take related CEQA actions, and authorize the General Manager to reinstate and amend the existing Groundwater Recovery Program Joint Participation Agreement **21-336**

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

4. OTHER BOARD ITEMS - ACTION

None

5. BOARD INFORMATION ITEMS

None

6. COMMITTEE ITEMS

- | | | |
|----|--|---------------|
| a. | Update on Water Surplus and Drought Management | 21-364 |
| b. | Preferential Rights | 21-365 |

7. MANAGEMENT REPORTS

- | | | |
|----|--|---------------|
| a. | Colorado River Matters | 21-362 |
| b. | Water Resource Management Manager's Report | 21-363 |

8. FOLLOW-UP ITEMS

None

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

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C&L Committee

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D. Erdman
M. Luna
J. Morris
J. Murray Jr.
G. Peterson
T. Quinn
R. Record
H. Repenning
T. Smith

**Adjourned Communications and
Legislation Committee**

Meeting with Board of Directors *

August 16, 2021

2:00 p.m.

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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 Communications and Legislation Committee held July 12, 2021 **21-324**

3. CONSENT CALENDAR ITEMS - ACTION

- 7-5** Approve Metropolitan's annual membership in the U.S. Water Alliance and authorize payment of \$18,500, and approve Metropolitan's annual membership in Water Education for Latino Leaders and authorize payment of \$25,000; the General Manager determined that the proposed action is exempt or otherwise not subject to CEQA **21-332**

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

None

5. BOARD INFORMATION ITEMS

None

6. COMMITTEE ITEMS

- | | | |
|----|---|--------|
| a. | Update on Conservation Messaging | 21-366 |
| b. | Report on Activities from Sacramento | 21-367 |
| c. | Report on Activities from Washington DC | 21-368 |

7. MANAGEMENT REPORTS

- | | | |
|----|------------------------------------|--------|
| a. | External Affairs Management Report | 21-369 |
|----|------------------------------------|--------|

8. FOLLOW-UP ITEMS

None

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

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OP&T Committee

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

**Adjourned Organization,
Personnel and Technology
Committee - Draft**

Meeting with Board of Directors *

August 16, 2021

3:00 p.m.

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: 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.

**Monday, August 16, 2021
Meeting Schedule**

09:30 a.m. - Adj. F&I
11:00 a.m. - Adj. E&O
12:00 p.m. - Break
12:30 p.m. - Adj. WP&S
02:00 p.m. - Adj. C&L
03:00 p.m. - Adj. OP&T

* 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 OTHER ITEMS -- ACTION ****

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

Approval of the Minutes of the meeting of the Organization,
Personnel and Technology Committee held July 12, 2021

21-325

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. | Labor Negotiations Update | 21-371 |
| b. | Diversity, Equity, and Inclusion Council Update | 21-372 |

7. MANAGEMENT REPORTS

- | | | |
|----|---|--------|
| a. | Human Resources Manager's Report | 21-373 |
| b. | Information Technology Manager's Report | 21-374 |

8. FOLLOW-UP ITEMS

None

9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

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L&C Committee

L. Dick, Chair
Vacant, Vice Chair
R. Atwater
M. Camacho
A. Fellow
S. Goldberg
A. Kassakhian
J. Murray Jr.
T. Phan
R. Record
S. Smith
S. Tamaribuchi

Adjourned Legal and Claims

Committee - Draft

Meeting with Board of Directors *

August 17, 2021

9:00 a.m.

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**Tuesday, August 17, 2021
Meeting Schedule**

09:00 a.m. - Adj. L&C
10:00 a.m. - Adj.
RP&AM
11:30 a.m. - Break
12:00 p.m. - Adj. 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))

2. MANAGEMENT REPORTS

- a. General Counsel's report of monthly activities **21-376**

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

3. CONSENT CALENDAR OTHER ITEMS - ACTION

- A. Approval of the Minutes of the meeting of the Legal and Claims Committee held July 13, 2021 **21-327**

4. CONSENT CALENDAR ITEMS - ACTION

7-9 Adopt amendment to the Administrative Code establishing Metropolitan-specific parliamentary procedures; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA **20-175**

7-10 Report on existing litigation OHL USA, Inc. v. The Metropolitan Water District of Southern California, Los Angeles Superior Court Case No. 19STCV27689; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA **21-333**

[Conference with legal counsel - existing litigation; to be heard in closed session pursuant to Gov. Code Sections 54956.9(d)(1)]

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

5. OTHER BOARD ITEMS - ACTION

None

6. BOARD INFORMATION ITEMS

None

7. COMMITTEE ITEMS

a. General Counsel's Business Plan for Fiscal Year 2021/22 **21-378**

b. Report on 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 action and the first 2016 action. **21-375**
[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
G. Peterson, Vice Chair
M. Camacho
L. Dick
D. Erdman
A. Kassakhian
C. Kurtz
R. Record
T. Smith

**Adjourned Real Property and Asset
Management Committee**

Meeting with Board of Directors *

August 17, 2021

10:00 a.m.

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Code: 9601962.

**Tuesday, August 17, 2021
Meeting Schedule**

09:00 a.m. - Adj. L&C
10:00 a.m. - Adj.
RP&AM
11:30 a.m. - Break
12:00 p.m. - Adj. Board

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

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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 Real Property and Asset Management Committee held July 13, 2021 **21-328**

3. CONSENT CALENDAR ITEMS - ACTION

- 7-7 Authorize the General Manager to grant a ten-year agreement to Urban Park Concessionaires to operate and maintain the marina facility at Diamond Valley Lake in the City of Hemet; the General Manager has determined the proposed action is exempt or otherwise not subject to CEQA **21-334**

- 7-8** Authorize the General Manager to acquire up to 702 gross acres (up to 665 water toll acres) of property located in Riverside County in the Palo Verde Valley from Cox Family Farms, LLC, subject to a leased occupancy reservation; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA **21-335**
- [Conference with real property negotiators; property identified as Riverside County Assessor's Parcel Nos. 821-140-002 (a portion of); 821-140-007; 830-110-001 (a portion of); 830-110-002; 830-120-009; 836-031-007; 836-031-008; 863-120-005; 863-170-003; 863-170-009; 863-180-001 (a portion of); 863-180-002; 879-130-010; 879-130-011; agency negotiators: Jennifer G. Ryan and Seyou Oh; negotiating parties: Cox Family Farms, LLC and Coxco, LLC; under negotiation: price and terms; to be heard in closed session pursuant to Gov. Code Section 54956.8]

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

4. OTHER BOARD ITEMS - ACTION

None

5. BOARD INFORMATION ITEMS

None

6. COMMITTEE ITEMS

- a. Desert Recreation **21-379**

7. MANAGEMENT REPORTS

- a. Real Property Group Manager's Report **21-377**

8. FOLLOW-UP ITEMS

None

9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

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Adjourned Board Meeting

August 17, 2021

12:00 PM

Tuesday, August 17, 2021 Meeting Schedule
09:00 a.m. - Adj. L&C
10:00 a.m. - Adj. RP&AM
11:30 a.m. - Break
12:00 p.m. - Adj. Board

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

1. Call to Order

1.1 Invocation: TBD

1.2 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))

5. OTHER MATTERS AND REPORTS

- | | | |
|-----------|--|---------------|
| A. | Report on Directors' events attended at Metropolitan expense | 21-349 |
| B. | Chairwoman's Monthly Activity Report | 21-350 |
| C. | General Manager's report of Metropolitan activities | 21-239 |
| D. | General Counsel's summary of activities | 21-351 |
| E. | General Auditor's summary of activities | 21-352 |
| F. | Ethics Officer's summary of activities | 21-353 |

- G.** Report on list of certified assessed valuations for fiscal year 2021/22 and tabulation of assessed valuations, percentage participation, and vote entitlement of member agencies as of August 17, 2021. [Posting Separately] **21-326**

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

6. CONSENT CALENDAR OTHER ITEMS - ACTION

- A.** Approval of the Minutes of the Meeting for July 13, 2021 (Copies have been submitted to each Director) Any additions, corrections, or omissions **21-331**
- B.** Approve Committee Assignments

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

7. CONSENT CALENDAR ITEMS - ACTION

- 7-1** Adopt resolution establishing the tax rate for fiscal year 2021/22; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA. [Posting Separately] (FI) **21-321**
- 7-2** Approve proposed updates to the Rate Refinement Structure Principles recommended by the Member Agency Workgroup; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA **21-323**
- 7-3** Award a \$492,440 procurement contract to Royal Industrial Solutions for equipment to upgrade the ozone control system at the Henry J. Mills Water Treatment Plant and authorize an agreement with Suez Treatment Solutions, Inc. in an amount not to exceed \$430,000 for specialized technical assistance to support the upgrade; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EO) **21-330**
- 7-4** Authorize an agreement with CDM Smith, Inc., in an amount not-to-exceed \$2.75 million, for support of engineering and technical studies at the advanced water treatment demonstration facility; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EO) **21-337**
- 7-5** Approve Metropolitan's annual membership in the U.S. Water Alliance and authorize payment of \$XX, and approve Metropolitan's annual membership in Water Education for Latino Leaders and authorize payment of \$25,000; the General Manager determined that the proposed action is exempt or otherwise not subject to CEQA (CL) **21-332**

- 7-6** Review and consider the City of Beverly Hills' approved Final Mitigated Negative Declarations and Addendum and take related CEQA actions, and authorize the General Manager to reinstate and amend the existing Groundwater Recovery Program Joint Participation Agreement (WPS) **21-336**
- 7-7** Authorize the General Manager to grant a ten-year concession agreement to Urban Park Concessionaires to operate and maintain the marina facility at Diamond Valley Lake in the City of Hemet; the General Manager has determined the proposed action is exempt or otherwise not subject to CEQA (RPAM) **21-334**
- 7-8** Authorize the General Manager to acquire up to 702 gross acres (up to 665 water toll acres) of property located in Riverside County in the Palo Verde Valley from Cox Family Farms, LLC and enter into a lease amendment with Coxco, LLC to add the newly acquired acreage to the existing lease; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA **21-335**
 [Conference with real property negotiators; property identified as Riverside County Assessor's Parcel Nos. 821-140-002 (a portion of); 821-140-007; 830-110-001 (a portion of); 830-110-002; 830-120-009; 836-031-007; 836-031-008; 863-120-005; 863-170-003; 863-170-009; 863-180-001 (a portion of); 863-180-002; 879-130-010; 879-130-011; agency negotiators: Jennifer G. Ryan and Seyou Oh; negotiating parties: Cox Family Farms, LLC and Coxco, LLC; under negotiation: price and terms; to be heard in closed session pursuant to Gov. Code Section 54956.8] (RPAM)
- 7-9** Adopt amendment to the Administrative Code establishing Metropolitan-specific parliamentary procedures; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (LC) **20-175**
- 7-10** Report on existing litigation OHL USA, Inc. v. The Metropolitan Water District of Southern California, Los Angeles Superior Court Case No. 19STCV27689; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA **21-333**
 [Conference with legal counsel - existing litigation; to be heard in closed session pursuant to Gov. Code Sections 54956.9(d)(1)] (LC)

8. OTHER BOARD ITEMS - ACTION

None

9. BOARD INFORMATION ITEMS

- | | | |
|------------|---|---------------|
| 9-1 | Update on Conservation Program | 21-354 |
| 9-2 | Report on Rate Refinement Workgroup's Review of Demand Management Cost Recovery Alternatives (FI) | 21-237 |

10. OTHER MATTERS

- | | | |
|-------------|--|---------------|
| 10-1 | Discussion of Department Head Evaluation Process Guidelines and Department Head Evaluation Presentations
[Public employee's performance evaluations; General Counsel, General Auditor, and Ethics Officer, to be heard in closed session pursuant to Gov. Code Section 54957] | 21-370 |
|-------------|--|---------------|

10. FOLLOW-UP ITEMS

None

11. FUTURE AGENDA ITEMS**12. 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.

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