



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 *

October 26, 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, October 26, 2021 Meeting Schedule

09:00 a.m. - C&LR
10:30 a.m. - Bay-Delta
11:30 a.m. - Break
12:00 p.m. - Exec
12:30 p.m. - A&E

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 [21-577](#)
- b. General Manager's report of Metropolitan activities [21-572](#)
- c. Ethics Officer's report of Metropolitan activities [21-575](#)
- d. General Auditor's report of Metropolitan activities [21-574](#)
- e. General Counsel's report of Metropolitan activities [21-573](#)
- 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 September 28, 2021; and the Adjourned Meeting of the Executive Committee held October 12, 2021 [21-586](#)

Attachments: [10262021 Exec 3A1 Draft Minutes](#)
[10262021 Exec 3A2 Draft Minutes](#)

- B.** Approve draft committee and board meeting agendas, and schedule for November 2021 [21-578](#)

Attachments: [11092021 BOD Draft agenda packet.pdf](#)

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

September 28, 2021

Board Secretary Abdo called the teleconference meeting to order at 12:18 p.m.

Members present: Directors Abdo, Ackerman, Atwater, Camacho, Cordero, De Jesus, Dick, Gray (entered after roll call), Hogan, Kurtz, Murray, Ramos, Record, Repenning, and Smith

Members absent: None

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

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

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

	Name	Affiliation	Item
1.	Mark Wyant	Orange County resident	Current water supply

Chairwoman Gray took back control of the Executive Committee meeting

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 Adel Hagekhalil

General Manager Hagekhalili reported on the following:

- Continued visits with Directors and Member Agencies, as well as various Metropolitan field sites to speak on Metropolitan's priorities.
- Met with Camille Touton, commissioner of the U.S. Bureau of Reclamation. Commissioner Touton is interested in coming to a future Board meeting to discuss priorities including the Colorado River and Sisk Dam.
- Continued discussions with Metropolitan's bargaining units.
- Announced election results from Palo Verde Irrigation District.
- Upcoming Board Retreat; as well as participating in Municipal Water District of Orange County's Water Forum.

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

Presented by: General Counsel Marcia Scully

General Counsel Scully reported on the following:

- Regarding the third district court of appeal decision on September 21, the court denied three consolidated appeals in what is known as the "Monterey Plus" cases; concluding 26 years of litigation over the Monterey Amendment, which was negotiated in 1994 and implemented in 1995. The agreement made a number of changes to the State Water Project contracts, including making changes to the allocation of the State Water Project eliminating the urban preference and mandating that deliveries to agricultural and urban areas be reduced proportionately. A memorandum will be sent with more detailed information.

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

Presented by: General Auditor Gerald Riss

General Auditor Riss reported on recent training held for the General Auditor's Department on fraud protection.

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

Presented by: Ethics Officer Abel Salinas

Ethics Officer Salinas reported he had nothing to add to his report.

f. Subject: Report from Audit and Ethics Committee

Presented by: Committee Chair Ramos

Committee Chair Ramos announced that the Committee will hear Mr. Salinas present an item to recommend that the Board approve proposed ethics-related amendments to the Administrative Code; and will also provide an update on the Ethics Office monthly activity report.

In addition to providing an update on the Audit department activities, Mr. Riss will also present the Discussion of Independent Auditor's Report from KPMG, LLP for fiscal year 2020/21.

g. Subject: Report from Bay-Delta Committee

Presented by: Committee Chair Ackerman

Committee Chair Ackerman announced that the Committee will hear the following two committee items:

- Update on Sites Reservoir Project.
- Update on Delta Stewardship Council Activities.

In addition, the Committee will hear 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 one consent item:

- Authorize the General Manager to seek legislation for Metropolitan to utilize alternative project delivery methods for construction of the Regional Recycled Water Program and drought-related projects.

The Committee will also hear one information item:

- Update on expanded multi-media public awareness and outreach

campaign for water conservation, including issuance of a request for proposal for a three-year contract for media buying services not to exceed \$10.5 million.

Lastly, the Committee will hear the following items:

- Inspection Trip Update.
- Reports on activities from Washington D.C.
- Report on activities from Sacramento.
- 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 four consent Items:

- Award a \$3,815,000 contract to Creative Home dba Chi Construction to replace the wastewater system at the Lake Mathews facility.
- Authorize an agreement with Helix Environmental Planning, Inc., in an amount not to exceed \$2.8 million, to prepare environmental documentation for the Regional Recycled Water Program and an agreement with Stantec Consulting Services Inc., in an amount not to exceed \$6.5 million for engineering and technical studies to support the environmental planning phase of the Program.
- Award a \$282,390 contract to AME Builders, Inc. for replacement of the roof on the Vehicle Maintenance and Warehouse Building at the Jensen Water Treatment Plant.
- Authorize the General Manager to enter into an agreement with the Arizona Department of Water Resources and the Central Arizona Water Conservation District to support the development of the Regional Recycled Water Program.

In addition, the Committee will hear three oral reports:

- Project Labor Agreements Update.
- Update on Drought Mitigation Actions.
- Salinity Management Update.

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

- Water System Operations
- Engineering Services

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 information item:

- Compliance with Fund Requirements and Bond Indenture Provisions.

In addition, the Committee will hear the following reports:

- Quarterly Financial Report.
- Year-End Financial Report.

Lastly, the Chief Financial Officer will present a monthly activity 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

In addition, and in closed session, the Committee will hear a report on San Diego County Water Authority v. Metropolitan Water District of Southern California, et al.

l. Subject: Report from Organization, Personnel and Technology Committee

Presented by: Committee Vice Chair McCoy

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

- Approve the Metropolitan Water District of Southern California's salary schedules pursuant to CalPERS regulations.

In addition, the Committee will hear three committee items:

- Update on Status of Recommendation from Independent Review of Workplace Concerns.
- Labor Negotiations Update.
- Quarterly Cybersecurity Oral Update.

Lastly, there will be no Human Resources Manager's Report or Information Technology Manager's Report in October.

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

Presented by: Committee Chair Hogan

Committee Chair Hogan announced that the Committee will hear the following three consent calendar items:

- Adopt a Resolution declaring certain Metropolitan owned real property in the Palo Verde Valley, located in the counties of Imperial and Riverside as exempt surplus land pursuant to California Government Code Section 54221.
- Review and consider the City of Perris' certified Final Environmental Impact Report and take related CEQA actions; and authorize the General Manager to grant a permanent easement to the City of Perris for public road purposes traversing Metropolitan fee-owned property in the city of Perris and identified as Riverside County Assessor Parcel Numbers 317-170-017 and 303-050-003.

In closed session, the Committee will consider the following:

- Authorize five new agricultural leases with Coxco, LLC, Joey DeConinck Farms, and HayDay Farms Venture, LLC, thereby allowing these existing lessees to continue their farming operations on Metropolitan's fee-owned properties in the Palo Verde Valley.

Lastly, the Quarterly Report for the period ending September 30, 2021 will be posted to the website.

- n. Subject: Report from Water Planning and Stewardship Committee

Presented by: Committee Chair Atwater

Committee Chair Atwater announced that the Committee will hear one consent item:

- Adopt framework for amending Local Resources Program Agreements; Review and consider the City of Beverly Hills' approved Final Mitigated Negative Declaration and take related CEQA actions; and authorize the General Manager to reinstate and amend the existing Local Resources Program agreement for the Beverly Hills Desalter Project.

as well as the following two committee items:

- Update on Water Surplus Drought Management
- Overview of Allocation Plan

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 July 27, 2021
- B. Approve draft committee and Board meeting agendas, and schedule for October 2021

Chairwoman Gray asked Directors if there were any comments or discussion on the Minutes of the July 27, 2021 Executive Committee Meeting.

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

Chairwoman Gray called for the vote:

After hearing committee reports, Director Dick made a motion, seconded by Director Atwater 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, Hogan, Kurtz, Murray, Ramos, Record, Repenning, and Smith

Noes: None

Abstentions: None

Absent: None

The motion for Item 3A and 3B passed by a vote of 15 ayes; 0 no; 0 abstain; and 0 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

None

Chairwoman Gray commented on the upcoming Board Retreat scheduled for September 29-30, 2021.

The meeting was adjourned at 12:50 p.m.

Gloria D. Gray
Chairwoman of the Board

THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

MINUTES

ADJOURNED EXECUTIVE COMMITTEE

October 12, 2021

Chairwoman Gray called the teleconference meeting to order at 11:00 a.m.

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

Members absent: Directors Hogan, Kurtz, and Murray.

Other Board members present: Directors Blois, Dennstedt, Erdman, Faessel, Fellow, Goldberg, Jung, Lefevre, McCoy, Morris, Ortega, Peterson, and Tamaribuchi.

Committee staff present: Beatty, Castro, Chapman, Hagekhalil, Kasaine, Riss, Salinas, Scully, Walters, Upadhyay, 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

None

CONSENT CALENDAR ITEMS – ACTION

3. CONSENT CALENDAR OTHER ITEMS – ACTION

None

4. CONSENT CALENDAR ITEMS – ACTION

None

END OF CONSENT CALENDAR ITEMS

Chairwoman Gray announced that all Board members will receive a training link via email on October 20, 2021 for an online training program titled, "How Was Your Day? Getting Real About Bias, Inclusion, Harrassment and Bullying."

5. OTHER BOARD ITEMS – ACTION

- 8-1 Consider and adopt the Board's Statement of Commitment to Diversity, Equity, and Inclusion; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA

Chairwoman Gray called for the vote:

Director Atwater made a motion, seconded by Director Ramos to approve Item 8-1.

The vote was:

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

Noes: None

Abstentions: None

Absent: Directors Hogan, Kurtz, and Murray

The motion for Item 8-1 passed by a vote of 12 ayes; 0 no; 0 abstain; and 3 absent.

- 8-2 Chair and Vice Chair of committee appointments for the term commencing October 12, 2021 through January 1, 2023; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA

Agenda Item 8-2 was deferred.

6. BOARD INFORMATION ITEMS

None

7. FOLLOW-UP ITEMS

None

8. FUTURE AGENDA ITEMS

None

The meeting was adjourned at 11:09 a.m.

Gloria D. Gray
Chairwoman of the Board

Draft

November 8 & 9, 2021

Board and Committee

Meetings

Agenda Packet



The Metropolitan Water District of Southern California



THE METROPOLITAN WATER DISTRICT
OF SOUTHERN CALIFORNIA
700 N. Alameda Street, Los Angeles, California 90012

DRAFT

**Schedule of Meetings
November 2021**

Monday, November 8

9:30 a.m.	Board of Directors Workshop
11:30 a.m.	Break
12:00 p.m.	Engineering and Operations Committee
1:30 p.m.	Communications and Legislation Committee
2:30 p.m.	Water Planning and Stewardship Committee

Tuesday, November 9

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

Thursday, November 11

Veterans Day Holiday – District Offices Closed

Tuesday, November 23

9:30 a.m.	Audit and Ethics Committee
10:30 a.m.	Bay-Delta Committee
11:30 a.m.	Break
12:00 p.m.	Executive Committee
12:30 p.m.	Special Board Meeting
1:00 p.m.	Integrated Resources Plan Special Committee

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

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October 20, 2021



Board of Directors Workshop - Draft

November 8, 2021

9:30 AM

Monday, November 8, 2021 Meeting Schedule
09:30 a.m. - BOD Workshop
11:30 a.m. - Break
12:00 p.m. - E&O
01:30 p.m. - C&L
02:30 p.m. - WP&S

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

1. **Call to Order**
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. **WORKSHOP ITEMS**
 - a. Demand Management Cost Recovery and Rate Refinement Workshop **21-594**
6. **FOLLOW-UP ITEMS**

None
7. **FUTURE AGENDA ITEMS**
8. **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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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

**Engineering and Operations Committee
- Draft**

Meeting with Board of Directors *

November 8, 2021

12:00 p.m.

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**Monday, November 8, 2021
Meeting Schedule**

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Workshop
11:30 a.m. - Break
12:00 p.m. - E&O
01:30 p.m. - C&L
02:30 p.m. - WP&S

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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 Engineering and Operations Committee held October 11, 2021 **21-589**

- 3. CONSENT CALENDAR ITEMS - ACTION**

- 7-2** Award a \$1,477,000 contract to Minako America Corporation (dba Minco Construction) for replacement of ozone power supply units at the Joseph Jensen Water Treatment Plant and authorize an agreement with CDM Smith Inc. in an amount not to exceed \$800,000 for engineering services to support the Jensen ozone generation system rehabilitation; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA **21-595**
- 7-3** Award a \$9.2 million contract to CSI Electrical Contractors, Inc. for Stage 2 electrical upgrades at the Henry J. Mills Water Treatment Plant; authorize: (1) granting of a permanent easement to Riverside Public Utilities; and (2) an increase of \$830,000 to an agreement with Lee & Ro, Inc., for a new not-to-exceed amount of \$1,927,000 for engineering support; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA **21-597**
- 7-4** Adopt the CEQA determination that the proposed action has been previously addressed in the certified 2015 Final EIR and related CEQA documents; and award a \$6,044,896.76 procurement contract to Northwest Pipe Company for steel pipe to rehabilitate a portion of the Etiwanda Pipeline **21-598**
- 7-5** Award a \$3,280,920 contract to J.F. Shea, Construction, Inc. for lining of the Cholla Wash cut-and-cover conduit at Mile Marker 126 on the Colorado River Aqueduct; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA **21-599**

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

4. OTHER BOARD ITEMS - ACTION

None

5. BOARD INFORMATION ITEMS

None

6. COMMITTEE ITEMS

- a.** Overview of Planned Facility Upgrades at La Verne Site **21-620**
- b.** Salinity Management Update **21-621**

7. MANAGEMENT REPORTS

- a.** Water System Operations Manager's Report **21-618**

- b. Engineering Services Manager's Report

21-619

8. FOLLOW-UP ITEMS

None

9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

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C&L Committee

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

**Communications and Legislation
Committee - Draft**

Meeting with Board of Directors *

November 8, 2021

1:30 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 October 11, 2021 **21-591**

3. CONSENT CALENDAR ITEMS - ACTION

- 7-6** Adopt Legislative Priorities and Principles for 2022; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA **21-600**

- 7-7 Approve Metropolitan's annual membership in the North American Transmission Forum and authorize a one-time payment of \$5,000 and annual dues payment of \$28,500; the General Manager determined that the proposed action is exempt or otherwise not subject to CEQA 21-608

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

4. OTHER BOARD ITEMS - ACTION

None

5. BOARD INFORMATION ITEMS

None

6. COMMITTEE ITEMS

- a. Outreach for the Regional Recycled Water Program 21-626
- b. Report on activities from Washington, D.C. 21-627
- c. Report on activities from Sacramento 21-628

7. MANAGEMENT REPORTS

- a. External Affairs Management Report 21-629

8. FOLLOW-UP ITEMS

None

9. FUTURE AGENDA ITEMS

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WP&S Committee

R. Atwater, Chair
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

**Water Planning and Stewardship
Committee - Draft**

Meeting with Board of Directors *

November 8, 2021

2:30 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 October 11, 2021 **21-590**

3. CONSENT CALENDAR ITEMS - ACTION

- 7-8 Authorize implementation of modifications to the Turf Replacement Program, the Member Agency Administered Funds Program, the Pre-1994 Multi-Family Property Toilet Replacement Program, and the Southern California Gas Company Direct Install Program; the General Manager has determined that these actions are exempt or otherwise not subject to CEQA **21-603**

- | | | |
|-------------|--|---------------|
| 7-9 | Authorize implementation of a new Municipal Leak Detection and Repair Grant Pilot Program; the General Manager has determined that these actions are exempt or otherwise not subject to CEQA | 21-604 |
| 7-10 | Authorize the General Manager to enter into agreements with the Quechan Indian Tribe of the Fort Yuma Indian Reservation and farmers within Quechan tribal land to provide incentives for land fallowing related to the Metropolitan/Quechan Indian Tribe Seasonal Fallowing Pilot Program, for up to \$1.6 million in 2022 and 2023; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA | 21-605 |
| 7-11 | Adopt resolution to support Metropolitan's application for the United States Bureau of Reclamation's Water and Energy Efficiency FY 2022 Grant Program of \$2 million to supplement funding for public agency landscapes within the Turf Replacement Program; authorize the General Manager to accept grant funds, if awarded; and authorize the General Manager to enter into a contract with United States Bureau of Reclamation for the grant funds, if awarded; the General Manager has determined that the proposed actions are exempt or otherwise not subject to CEQA | 21-606 |

**** 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 | 21-625 |
| b. | Update on Fallbrook Public Utilities and Rainbow Municipal Water District Wholesaler Reorganization Before San Diego LAFCO | 21-624 |

7. MANAGEMENT REPORTS

- | | | |
|-----------|---------------------------------|---------------|
| a. | Colorado River Matters | 21-622 |
| b. | Water Resource Manager's Report | 21-623 |

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

Legal and Claims Committee - Draft

Meeting with Board of Directors *

November 9, 2021

9:00 a.m.

**Tuesday, November 9, 2021
Meeting Schedule**

**09:00 a.m. - L&C
10:00 a.m. - OP&T
11:30 a.m. - Break
12:00 p.m. - BOD**

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.

* 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))

2. MANAGEMENT REPORTS

a. General Counsel's report of monthly activities **21-636**

**** 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 October 12, 2021 **21-596**

4. CONSENT CALENDAR ITEMS - ACTION

None

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

5. OTHER BOARD ITEMS - ACTION

None

6. BOARD INFORMATION ITEMS

None

7. COMMITTEE ITEMS

- a. 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. [Conference with legal counsel – existing litigation; to be heard in closed session pursuant to Gov. Code Sections 54956.9(d)(1)] **21-637**

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

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

Meeting with Board of Directors *

November 9, 2021

10:00 a.m.

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**Tuesday, November 9, 2021
Meeting Schedule**

**09:00 a.m. - L&C
10:00 a.m. - OP&T
11:30 a.m. - Break
12:00 p.m. - BOD**

* 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

- A. Approval of the Minutes of the Meeting of the Organization, Personnel and Technology Committee held October 11, 2021 **21-592**

3. CONSENT CALENDAR ITEMS - ACTION

- 7-12** Authorize an increase of \$985,000 to an agreement with PlanNet, LLC for a new not-to-exceed amount of \$2.885 million for professional services in support of the Datacenter Modernization Relocation project; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA **21-602**

**** 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 | 21-631 |
| b. | Diversity, Equity, and Inclusion Council Update | 21-632 |
| c. | Business Outreach 2020-21 Annual Report | 21-633 |
| d. | Labor Negotiations Update
[Conference with labor negotiators; to be heard in closed session pursuant to Gov. Code Section 54957.6. Metropolitan representatives: Diane Pitman, Human Resources Group Manager, Stephen Lem, HR Section Manager of Labor Relations. Employee organizations: The Employees Association of The Metropolitan Water District of Southern California/AFSCME Local 1902 and the Supervisors Association] | 21-630 |

7. MANAGEMENT REPORTS

- | | | |
|----|---|---------------|
| a. | Human Resources Manager's Report | 21-634 |
| b. | Information Technology Manager's Report | 21-635 |

8. FOLLOW-UP ITEMS

None

9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

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Regular Board of Directors Meeting - Draft

November 9, 2021

12:00 PM

Tuesday, November 9, 2021 Meeting Schedule
09:00 a.m. - L&C
10:00 a.m. - OP&T
11:30 a.m. - Break
12:00 p.m. - BOD

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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 Director's events attended at Metropolitan expense | 21-612 |
| B. | Chairwoman's Monthly Activity Report | 21-613 |
| C. | General Manager's summary of activities | 21-614 |
| D. | General Counsel's summary of activities | 21-615 |
| E. | General Auditor's summary of activities | 21-616 |
| F. | Ethics Officer's summary of activities | 21-617 |

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

6. CONSENT CALENDAR OTHER ITEMS - ACTION

- A. Approval of the Minutes of the Meeting for October 12, 2021 (Copies have been submitted to each Director) Any additions, corrections, or omissions **21-593**
- 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 **21-601**
- C. Approve Committee Assignments

**** END OF CONSENT CALENDAR ITEMS ******7. CONSENT CALENDAR ITEMS - ACTION**

- 7-1 Recommend that the Board approve proposed ethics-related amendments to the Administrative Code; the General Manager has determined that the proposed action is not subject to CEQA. [Posting Separately] (AE) **21-568**
- 7-2 Award a \$1,477,000 contract to Minako America Corporation (dba Minco Construction) for replacement of ozone power supply units at the Joseph Jensen Water Treatment Plant and authorize an agreement with CDM Smith Inc. in an amount not to exceed \$800,000 for engineering services to support the Jensen ozone generation system rehabilitation; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EO) **21-595**
- 7-3 Award a \$9.2 million contract to CSI Electrical Contractors, Inc. for Stage 2 electrical upgrades at the Henry J. Mills Water Treatment Plant; authorize: (1) granting of a permanent easement to Riverside Public Utilities; and (2) an increase of \$830,000 to an agreement with Lee & Ro, Inc., for a new not-to-exceed amount of \$1,927,000 for engineering support; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EO) **21-597**
- 7-4 Adopt the CEQA determination that the proposed action has been previously addressed in the certified 2015 Final EIR and related CEQA documents; and award a \$6,044,896.76 procurement contract to Northwest Pipe Company for steel pipe to rehabilitate a portion of the Etiwanda Pipeline (EO) **21-598**

- 7-5** Award a \$3,280,920 contract to J.F. Shea, Construction, Inc. for lining of the Cholla Wash cut-and-cover conduit at Mile Marker 126 on the Colorado River Aqueduct; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EO) **21-599**
- 7-6** Adopt Legislative Priorities and Principles for 2022; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (CL) **21-600**
- 7-7** Approve Metropolitan's annual membership in the North American Transmission Forum and authorize a one-time payment of \$5,000 and annual dues payment of \$28,500; the General Manager determined that the proposed action is exempt or otherwise not subject to CEQA (CL) **21-608**
- 7-8** Authorize implementation of modifications to the Turf Replacement Program, the Member Agency Administered Funds Program, the Pre-1994 Multi-Family Property Toilet Replacement Program, and the Southern California Gas Company Direct Install Program; the General Manager has determined that these actions are exempt or otherwise not subject to CEQA (WPS) **21-603**
- 7-9** Authorize implementation of a new Municipal Leak Detection and Repair Grant Pilot Program; the General Manager has determined that these actions are exempt or otherwise not subject to CEQA (WPS) **21-604**
- 7-10** Adopt resolution to support Metropolitan's application for the United States Bureau of Reclamation's Water and Energy Efficiency FY 2022 Grant Program of \$2 million to supplement funding for public agency landscapes within the Turf Replacement Program; authorize the General Manager to accept grant funds, if awarded; and authorize the General Manager to enter into a contract with United States Bureau of Reclamation for the grant funds, if awarded; the General Manager has determined that the proposed actions are exempt or otherwise not subject to CEQA (WPS) **21-606**
- 7-11** Authorize the General Manager to enter into agreements with the Quechan Indian Tribe of the Fort Yuma Indian Reservation and farmers within Quechan tribal land to provide incentives for land fallowing related to the Metropolitan/Quechan Indian Tribe Seasonal Fallowing Pilot Program, for up to \$1.6 million in 2022 and 2023; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (WPS) **21-605**

- 7-12** Authorize an increase of \$985,000 to an agreement with PlanNet, LLC for a new not-to-exceed amount of \$2.885 million for professional services in support of the Datacenter Modernization Relocation project; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (OPT) **21-602**

8. OTHER BOARD ITEMS - ACTION

None

9. BOARD INFORMATION ITEMS

- 9-1** Report on Conservation **21-611**

10. OTHER MATTERS

- 10-1** Department Head Performance Evaluations [Public Employees' performance evaluations; General Counsel, General Auditor and Ethics Officer; to be heard in closed session pursuant to Gov. Code 54957.] **21-609**
- 10-2** Report on Department Head 2020 Salary Survey **21-610**
- 10-3** Discuss and Approve Compensation Recommendations for General Counsel, General Auditor, and Ethics Officer **21-423**

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.

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