

The Metropolitan Water District of Southern California

Agenda

The mission of the Metropolitan Water District of Southern California is to provide its service area with adequate and reliable supplies of high-quality water to meet present and future needs in an environmentally and economically responsible way.

Exec Committee

G. Gray, Chair
L. Ackerman, Vice Chair
D. De Jesus, Vice Chair
F. Jung, Vice Chair
C. Kurtz, Vice Chair
J. Abdo, Board Secretary
R. Atwater
M. Camacho
G. Cordero
L. Dick
A. Fellow
P. Hawkins
M. Luna
T. McCoy
G. Peterson
B. Pressman
M. Ramos
R. Record
T. Smith
N. Sutley

Executive Committee

Meeting with Board of Directors *

October 25, 2022

12:00 p.m.

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

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

Tuesday, October 25, 2022 Meeting Schedule

**08:30 a.m. Sp. BOD
09:00 a.m. A&E
10:30 a.m. DE&I
12:00 p.m. Exec.
01:00 p.m. UC
02:00 p.m. OW**

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
 - b. General Manager's report of Metropolitan activities
 - c. General Counsel's report of Metropolitan activities
 - d. Interim General Auditor's report of Metropolitan activities
 - e. Ethics Officer's report of Metropolitan activities

Zoom Online and Boardroom

- f. Report from Audit and Ethics Committee
- g. Report from Communications and Legislation Committee
- h. Report from Diversity, Equity and Inclusion Committee
- i. Report from Engineering and Operations Committee
- j. Report from Finance and Insurance Committee
- k. Report from Imported Water Committee
- l. Report from Legal and Claims Committee
- m. Report from One Water (Conservation and Local Resources) Committee
- n. Report from Organization, Personnel and Technology Committee
- o. Report from Real Property and Asset Management Committee
- p. Report from Underserved Communities Committee
- q. Report from Water Planning and Stewardship Committee

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

3. CONSENT CALENDAR OTHER ITEMS - ACTION

- A. Approval of the Minutes of the Executive Committee Meeting for September 27, 2022 (Copies have been submitted to each Director, Any additions, corrections, or omissions) [21-1613](#)

Attachments: [10252022 Exec 3A Minutes](#)

- B. Approve draft committee and Board meeting agendas, and schedule for November 2022 [21-1614](#)

Attachments: [10252022 Exec 3B Draft Package](#)

- C. Approve candidates for Board Secretary for two-year term effective January 1, 2023 [21-1612](#)

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

NONE

8. FOLLOW-UP ITEMS

NONE

9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

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

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THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

MINUTES

EXECUTIVE COMMITTEE

September 27, 2022

Vice Chair Kurtz called the hybrid teleconference and in-person meeting to order at 1:18 p.m.

Members present: Directors Abdo, Ackerman, Atwater, Camacho, Cordero, De Jesus, Dick, Fellow, Gray, Hawkins, Jung, Kurtz, Luna, McCoy (entered after roll call), Peterson, Pressman, Ramos, Record, Smith, and Sutley.

Other Board members present: Directors Blois, Dennstedt, Erdman, Faessel, Fong-Sakai, Goldberg, Lefevre, Miller, Morris, Ortega, Repenning, Tamaribuchi, and Williams.

Committee staff present: Beatty, Castro, Chapman, Hagekhalil, Hudson, Kasaine, Salinas, Scully, Tonsick, Upadhyay, Zinke.

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

	Name	Affiliation	Item
1.	Carolyn Fowler	National Federation of Democratic Women, California, Vice Chair of California Senior Legislature and California Coalition	3D
2.	Charming Evelyn	Chair of the Water Committee, Sierra Club, California	3D
3.	Delphine Puritt	Connect the Dot Consultants and Rate Payer	3D
4.	Nancy Glasgow	Redland ratepayer	3D
5.	Sidney		3D
6.	Connor Everett	Southern California Watershed Alliance	3D
7.	Caty Wagner	Sierra Club, California	3D
8.	Myra Morris		3D
9.	No name provided		3D

Director McCoy entered the meeting.

2. OTHER MATTERS AND REPORTS

a. Subject: Chairwoman's Report

Presented by: Vice Chair Cynthia Kurtz

Vice Chair Kurtz reported on the following:

- Department head evaluations due September 29, 2022.
- Palo Verde Irrigation District elections update provided by Vice Chair De Jesus

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

Presented by: General Manager Adel Hagekhalil

General Manager Hagekhalil reported on the following:

- Rancho Los Cerritos Award
- Upper Feeder Shutdown
- Desert Oversight Committee
- Meeting in Santa Fe regarding Colorado River

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

Presented by: General Counsel Marcia L. Scully

General Counsel Scully reported that Assembly Bill 2449 regarding teleconference meetings was signed into law and that a memorandum will be sent to the Board.

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

Presented by: Interim General Auditor John L. Tonsick

Nothing to add to his report.

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

Presented by: Ethics Officer Abel Salinas

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 the following items:

- Ethics Officer Abel Salinas and EEO Officer Jonaura Wisdom will present for discussion a revised process for EEO investigations involving Directors and Department Heads. Based on feedback from A&E Committee members, Mr. Salinas and Ms. Wisdom will then bring back proposed amendments to the Administrative Code for action at a subsequent meeting.
- Update on the Ethics Office monthly activity report.
- Update on the General Auditor's monthly activity report.

g. Subject: Report from Communications and Legislation Committee

Presented by: Committee Chair Cordero

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

- Update on outreach and research for Pure Water Southern California.
- Report on activities from Washington D.C.
- Report on activities from Sacramento.

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

h. Subject: Report from Diversity, Equity, and Inclusion Committee

The Diversity, Equity, and Inclusion Committee will meet in October

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 the General Manager to sign a Project Labor Agreement with the trade councils of Los Angeles, Orange, Riverside, San Bernardino,

and San Diego Counties and approve its use as a bid condition for select construction contracts within the Capital Investment Plan for a term of five years; and authorize an agreement with Parsons Constructors, Inc. in an amount not to exceed \$5,750,000 to administer the Project Labor Agreement.

- Authorize an agreement with MWA Architects in an amount not to exceed \$990,000 for preliminary design of new warehouse facilities at Metropolitan's La Verne site.
- Authorize on-call agreements with Brown and Caldwell, CDM Smith, Inc., Carollo Engineers, Inc., Jacobs Engineering Group, Inc., and Parsons Transportation Group, in amounts not-to-exceed \$10 million each, for a maximum of five years for engineering services.
- Authorize on-call agreements with MARRS Services, Inc., Butier Engineering, Inc., and Berg & Associates, Inc., in amounts not-to-exceed \$6.7 million, \$4.4 million, and \$3.5 million, respectively, for a maximum of three years for construction management and inspection services to support board-authorized O&M and Capital Investment Plan projects.

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

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

- Adopt resolution authorizing the reimbursement of capital expenditures from bond proceeds for fiscal years 2022/23 and 2023/24 relating to Metropolitan's water delivery system.

The committee will hear one information item:

- Compliance with Fund Requirements and Bond Indenture Provisions

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

k. Subject: Report from Imported Water Committee

Presented by: Committee Chair Peterson

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

- Authorization to extend the term of the Operational Shift Cost Offset Program to provide credits in calendar year 2023.
- Adopt the Revision and Restatement of Bay-Delta Policies.

The Committee will hear one information item:

- Information on Potential Early Operation of the High Desert Water Bank Program.

The Committee will hear three committee items:

- Update on Delta Conveyance Public Draft Environmental Impact Report.
- Update on Water Surplus and Drought Management and Water Shortage Emergency Condition.
- Update on plan to add 500,000 acre-feet of water to Lake Mead (500 Plus Plan).
- The following item was withdrawn from October draft agenda: Item 6b, a committee item regarding update on Colorado River Basin States discussions. This item will be part of the Colorado River Manager's Report.

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

- Colorado River Manager's Report
- Bay-Delta Manager's Report
- Water System Operations Manager's report.

l. Subject: Report from Legal and Claims Committee

Presented by: Committee Chair Dick

Committee Chair Dick announced that the Committee will hear a report on the General Counsel's monthly activities.

- The Committee will consider authorizing a \$300,000 settlement for claims against the federal government for the recovery of cost resulting from damages to Metropolitan infrastructure due to the crash of a military helicopter; and
- In closed session, will hear a report on the San Diego County Water Authority v. Metropolitan litigation.

One Water (Conservation and Local Resources) Committee reported out of order.

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

Presented by: Committee Chair Fellow

Committee Chair Fellow announced that the Committee will hear one action item:

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

The Committee will hear one committee item:

- Unmanned Aerial Vehicles Data Analytics using Geographic Information System artificial intelligence

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

o. Subject: Report from Real Property and Asset Management Committee

Presented by: Committee Chair Hawkins

Committee Chair Hawkins announced the Committee will hear the following one consent calendar items:

- Declare 46 parcels, totaling approximately 651 acres as surplus land that is no longer required for Metropolitan's current and foreseeable needs and authorize staff to dispose of the parcels.

The Committee hear one oral report:

- Briefing on Delta Island opportunities.

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

- p. Subject: Report from Underserved Communities Committee
The Underserved Communities Committee will meet in October.
- q. Subject: Report from Water Planning and Stewardship Committee
The Water Planning and Stewardship Committee will not meet in October.
- m. Subject: Report from One Water (Conservation and Local Resources) Committee

Presented by: Committee Chair Abdo

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

- Authorize an agreement with Upper San Gabriel Valley Municipal Water District and the City of South Pasadena for a Stormwater for Direct Use Pilot Program project.
- Adopt the CEQA determination that the previous environmental documentation acted on by the Board in conjunction with the East County Advanced Water Purification (ECAWP) Project fully complies with CEQA and the State CEQA Guidelines and that no further CEQA review is required; authorize the General Manager to amend the existing LRP Agreement with SDCWA and ECAWP Joint Powers Authority for the ECAWP Project.

There will be one committee item on:

- Update on Conservation Program

Lastly, the Committee will hear the Water Resource Management Manager's monthly report.

CONSENT CALENDAR ITEMS – ACTION

3. CONSENT CALENDAR OTHER ITEMS – ACTION

- A. Approval of the Minutes of the Executive Committee Meeting for August 23, 2022.

Vice Chair Kurtz asked Directors if there were any comments or discussion on the minutes of August 23, 2022, Executive Committee Meeting. None were made.

- B. Add to the October Board Agenda an action item to: Consider waiver of Metropolitan Administrative Code Section 2201 regarding term limits for Board Chairwoman Gray.

Vice Chair Kurtz then asked Directors if there were any comments on item 3B.

The following Directors asked questions or made comments:

- | | Director(s) |
|-----|-------------|
| 1. | Peterson |
| 2. | Camacho |
| 3. | Fellow |
| 4. | De Jesus |
| 5. | Goldberg |
| 6. | Record |
| 7. | Repenning |
| 8. | Pressman |
| 9. | Sutley |
| 10. | Jung |
| 11. | Dennstedt |
| 12. | Lefevre |
| 13. | Luna |
| 14. | Ramos |
| 15. | Atwater |

Vice Chair Kurtz called for the vote on Item 3B.

Director Peterson made a motion, seconded by Director Atwater to approve Item 3B as listed.

The vote was:

Ayes: Directors Abdo, Ackerman, Atwater, De Jesus, Dick, Fellow, Gray, Jung, Kurtz, McCoy, Peterson, Pressman, Ramos, and Record

Noes: Camacho, Cordero, Hawkins, Luna, Smith, and Sutley

Abstentions: None

Absent: None

The motion for Item 3B passed by a vote of 14 ayes; 6 noes; 0 abstention; and 0 absent.

- C. Approve draft committee and board meeting agendas, and schedule for October 2022.

Vice Chair Kurtz then asked Directors if there were any comments, additions, or corrections to the October 2022 draft packet. No comments were made.

- D. Establish procedures for elections for Board Chair in October 2022 and Board Secretary in November 2022 (which may include setting a forum for communicating candidate views and providing notice of proposed nominations); the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA

Board Administrator Rosa Castro provided a presentation regarding the election timelines and process for Board Chair and Secretary.

Vice Chair Kurtz then asked Directors if there were any comments, additions, or questions regarding the election process. No comments were made.

- E. Approve candidates for Board Chair for two-year term effective January 1, 2023.

Vice Chair Kurtz announced candidates will have an opportunity to make a statement at the October Board meeting.

Candidate Director Ortega accepted his nomination for Board Chair.

Vice Chair Kurtz announced the vote for Chair of Board for the two-year term beginning January 1, 2023 will take place at the October 11 Board meeting.

The following Directors asked questions or made comments:

Director(s)

1. Cordero
2. Camacho

Vice Chair Kurtz called for the vote on the Consent Calendar Other Items.

Director Peterson made a motion, seconded by Director Camacho to approve the consent calendar Items 3A, 3C, 3D, and 3E as listed.

The vote was:

Ayes: Directors Abdo, Ackerman, Camacho, Cordero, De Jesus, Dick, Fellow, Gray, Hawkins, Jung, Kurtz, Luna, Peterson, Pressman, Ramos, Record, Smith, and Sutley

Noes: None

Abstentions: None

Not Voting Atwater

Absent: McCoy

The motion for Items 3A, 3C, 3D, and 3E passed by a vote of 18 ayes; 0 noes; 0 abstention; and 2 absent.

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

The following Directors asked questions or made comments:

	Director(s)
1.	Ramos
2.	Gray
3.	Fellow
4.	Camacho
5.	Ortega
6.	Smith
7.	Record
8.	Dick
9.	Camacho
10.	Gray
11.	Cordero

Staff responded to Directors questions or comments.

After discussion, Vice Chair Kurtz proposed the selection of three members: Directors Fellow, Glen Peterson, and Pressman to serve on the subcommittee.

Vice Chair Kurtz called for the vote on Item 3F.

Director Record made a motion, seconded by Director Dick to approve the Item 3F as listed.

The vote was:

Ayes: Directors Abdo, Ackerman, De Jesus, Dick, Fellow, Gray, Hawkins, Jung, Kurtz, Peterson, Pressman, Record, and Sutley
Noes: Smith
Abstentions: Camacho, Cordero, Luna, and Ramos
Not Voting: Atwater
Absent: McCoy

The motion for Item 3F passed by a vote of 13 ayes; 1 noes; 4 abstention; 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. COMMITTEE ITEMS

None

8. FOLLOW-UP ITEMS

None

9. FUTURE AGENDA ITEMS

Director Dick inquired as to why the election is in October and if it can be moved to December and how we are going to hear all of the committees at the meeting times scheduled.

10. ADJOURNMENT

The meeting was adjourned at 3:23 p.m.

Cynthia Kurtz
Vice Chair of the Board



DRAFT

Schedule of Meetings – November 2022

Monday, November 7

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

Tuesday, November 8

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

Thursday, November 10

Observance of Veterans' Day – District Offices Closed

Tuesday, November 22

4th Tuesday meetings cancelled in November

Thursday & Friday, November 24 & 25

Observance of Thanksgiving Holiday – District Offices Closed

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

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The Metropolitan Water District of Southern California

Agenda

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F&I Committee

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

Finance and Insurance Committee - Hidden

Meeting with Board of Directors *

November 7, 2022

9:30 a.m.

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Monday, November 7, 2022 Meeting Schedule
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09:30 a.m. F&I
10:30 a.m. E&O
12:30 p.m. C&L
01:30 p.m. IW

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

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

2. CONSENT CALENDAR OTHER ITEMS - ACTION

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

3. CONSENT CALENDAR ITEMS - ACTION

NONE

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

4. OTHER BOARD ITEMS - ACTION

NONE

5. BOARD INFORMATION ITEMS

NONE

6. COMMITTEE ITEMS

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

7. MANAGEMENT REPORTS

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

8. FOLLOW-UP ITEMS

NONE

9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

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E&O Committee

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

Engineering and Operations Committee - Hidden

Meeting with Board of Directors *

November 7, 2022

10:30 a.m.

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Monday, November 7, 2022 Meeting Schedule

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

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

2. CONSENT CALENDAR OTHER ITEMS - ACTION

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

3. CONSENT CALENDAR ITEMS - ACTION

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

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

4. OTHER BOARD ITEMS - ACTION

NONE

5. BOARD INFORMATION ITEMS

NONE

6. COMMITTEE ITEMS

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

7. MANAGEMENT REPORTS

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

8. FOLLOW-UP ITEMS

NONE

9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

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C&L Committee

G. Cordero, Chair
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D. Erdman
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M. Luna
J. Morris
G. Peterson
T. Quinn
R. Record
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Communications and Legislation Committee - Hidden

Meeting with Board of Directors *

November 7, 2022

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 ITEMS -- ACTION ****

2. CONSENT CALENDAR OTHER ITEMS - ACTION

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

3. CONSENT CALENDAR ITEMS - ACTION

NONE

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

4. OTHER BOARD ITEMS - ACTION

NONE

5. BOARD INFORMATION ITEMS

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

6. COMMITTEE ITEMS

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

b. Report on activities from Sacramento **21-1653**

7. MANAGEMENT REPORTS

a. External Affairs Management Report **21-1654**

8. FOLLOW-UP ITEMS

NONE

9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

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The Metropolitan Water District of Southern California

Agenda

The mission of the Metropolitan Water District of Southern California is to provide its service area with adequate and reliable supplies of high-quality water to meet present and future needs in an environmentally and economically responsible way.

IW Committee

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

Imported Water Committee - Hidden

Meeting with Board of Directors *

November 7, 2022

1:30 p.m.

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

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

Monday, November 7, 2022 Meeting Schedule
--

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

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

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

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

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

2. CONSENT CALENDAR OTHER ITEMS - ACTION

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

3. CONSENT CALENDAR ITEMS - ACTION

NONE

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

4. OTHER BOARD ITEMS - ACTION

NONE

5. BOARD INFORMATION ITEMS

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

6. COMMITTEE ITEMS

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

7. MANAGEMENT REPORTS

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

8. FOLLOW-UP ITEMS

NONE

9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

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The Metropolitan Water District of Southern California

Agenda

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L&C Committee

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

Legal and Claims Committee - Hidden

Meeting with Board of Directors *

November 8, 2022

9:00 a.m.

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

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Tuesday, November 8, 2022 Meeting Schedule

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

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

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

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

2. MANAGEMENT REPORTS

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

3. CONSENT CALENDAR OTHER ITEMS - ACTION

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

4. CONSENT CALENDAR ITEMS - ACTION

7-7 Report on litigation in San Diego County Water Authority v. Metropolitan Water District of Southern California, et al., San Francisco County Superior Court Case Nos. CPF-10-510830, CPF-12-512466, CPF-14-514004, CPF-16-515282, CPF-16-515391, CGC-17-563350, and CPF-18-516389; the appeals of the 2010 and 2012 actions, Court of Appeal for the First Appellate District Case Nos. A146901, A148266, A161144, and A162168, and California Supreme Court Case No. S243500; the petition for extraordinary writ in the 2010 and 2012 actions, Court of Appeal for the First Appellate District Case No. A155310; the petition for extraordinary writ in the second 2016 action, Court of Appeal for the First Appellate District Case No. A154325 and California Supreme Court Case No. S251025; and the Metropolitan Water District of Southern California v. San Diego County Water Authority cross-complaints in the 2014, 2016, and 2018 actions; and authorize increase in maximum amount payable under contract for legal services with Horvitz & Levy, LLP in the amount of \$350,000 for a total amount not to exceed \$1,250,000; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA. [Conference with legal counsel - existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(d)(1)] **21-1636**

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

5. OTHER BOARD ITEMS - ACTION

NONE

6. BOARD INFORMATION ITEMS

NONE

7. COMMITTEE ITEMS

NONE

8. FOLLOW-UP ITEMS

NONE

9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

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The Metropolitan Water District of Southern California

Agenda

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OP&T Committee

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

Organization, Personnel and Technology Committee - Hidden

Meeting with Board of Directors *

November 8, 2022

10:00 a.m.

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

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

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

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

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

2. CONSENT CALENDAR OTHER ITEMS - ACTION

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

3. CONSENT CALENDAR ITEMS - ACTION

NONE

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

4. OTHER BOARD ITEMS - ACTION

NONE

5. BOARD INFORMATION ITEMS

NONE

6. COMMITTEE ITEMS

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

7. MANAGEMENT REPORTS

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

8. FOLLOW-UP ITEMS

NONE

9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

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The Metropolitan Water District of Southern California

Agenda

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A&E Committee

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

Audit and Ethics Committee - Hidden

Meeting with Board of Directors *

November 8, 2022

11:00 a.m.

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

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

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

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

2. CONSENT CALENDAR OTHER ITEMS - ACTION

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

3. CONSENT CALENDAR ITEMS - ACTION

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

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

NONE

5. BOARD INFORMATION ITEMS

NONE

6. COMMITTEE ITEMS

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

7. MANAGEMENT REPORTS

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

8. FOLLOW-UP ITEMS

NONE

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

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The Metropolitan Water District of Southern California

Agenda

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Board of Directors - Hidden

November 8, 2022

12:00 PM

Tuesday, November 8, 2022 Meeting Schedule
09:00 a.m. L&C 10:00 a.m. OP&T 11:00 a.m. A&E 12:00 p.m. Board

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

1. Call to Order

- a. Invocation: TBD
- b. Pledge of Allegiance: TBD

2. Roll Call

3. Determination of a Quorum

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

- a. Member Agency Overview: Craig J. Parker, P.E., BCEE, Acting Assistant General Manager, Water Services Anaheim Public Utilities **21-1643**

5. OTHER MATTERS AND REPORTS

- A. Report on Directors' Events Attended at Metropolitan's Expense **21-1620**
- B. Chairwoman's Monthly Activity Report **21-1679**

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

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

6. CONSENT CALENDAR OTHER ITEMS - ACTION

- | | | |
|-----------|--|----------------|
| A. | Approval of the Minutes of the Board of the Directors Meeting for October 11, 2022 (Copies have been submitted to each Director, Any additions, corrections, or omissions) | 21-1628 |
| B. | Adopt resolution to continue remote teleconference meetings pursuant to the Brown Act Section 54953(e) for meetings of Metropolitan's legislative bodies for a period of 30 days; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA | 21-1687 |
| C. | Nomination and Election for Board Secretary for two-year term effective January 1, 2023 | 21-1626 |
| D. | Approve Committee Assignments | 21-1680 |

7. CONSENT CALENDAR ITEMS - ACTION

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

- 7-3** Award a \$1,228,607.10 contract to Howard Ridley Company, Inc. for the rehabilitation of the concrete liner at ten locations within the Rainbow Tunnel segment of San Diego Pipeline No. 1; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EO) **21-1630**
- 7-4** Authorize on-call agreements with GEI Consultants, Inc., HDR, Inc., and Stantec Consulting Services Inc. in amounts not to exceed \$2.5 million each, for a maximum of five years, to support Metropolitan's Dam Safety Initiatives Program; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA (EO) **21-1632**
- 7-5** Adopt CEQA determination that the environmental effects of the East County Advanced Water Purification Local Resources project that is the subject of the proposed action was previously addressed in Padre Dam Municipal Water District's Mitigated Negative Declaration and related CEQA actions and that no further CEQA review is required, and authorize the General Manager to amend the existing Local Resources Program agreement with San Diego County Water Authority and East County Advanced Water Purification Joint Powers Authority for the East County Advanced Water Purification Project (OWC) **21-1685**
- 7-6** Report on litigation in San Diego County Water Authority v. Metropolitan Water District of Southern California, et al., San Francisco County Superior Court Case Nos. CPF-10-510830, CPF-12-512466, CPF-14-514004, CPF-16-515282, CPF-16-515391, CGC-17-563350, and CPF-18-516389; the appeals of the 2010 and 2012 actions, Court of Appeal for the First Appellate District Case Nos. A146901, A148266, A161144, and A162168, and California Supreme Court Case No. S243500; the petition for extraordinary writ in the 2010 and 2012 actions, Court of Appeal for the First Appellate District Case No. A155310; the petition for extraordinary writ in the second 2016 action, Court of Appeal for the First Appellate District Case No. A154325 and California Supreme Court Case No. S251025; and the Metropolitan Water District of Southern California v. San Diego County Water Authority cross-complaints in the 2014, 2016, and 2018 actions; and authorize increase in maximum amount payable under contract for legal services with Horvitz & Levy, LLP in the amount of \$350,000 for a total amount not to exceed \$1,250,000; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA. [Conference with legal counsel - existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(d)(1)] (LC) **21-1636**

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

8. OTHER BOARD ITEMS - ACTION

NONE

9. BOARD INFORMATION ITEMS

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

10. OTHER MATTERS

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

11. FOLLOW-UP ITEMS

NONE

12. FUTURE AGENDA ITEMS

13. ADJOURNMENT

NOTE:

Each agenda item with a committee designation will be considered and a recommendation may be made by one or more committees prior to consideration and final action by the full Board of Directors. The committee designation appears in parenthesis at the end of the description of the agenda item e.g. (E&O, BF&I). Committee agendas may be obtained from the Executive Secretary.

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