



THE METROPOLITAN WATER DISTRICT
OF SOUTHERN CALIFORNIA

MWD MEETING AGENDA

REVISION 2

Regular Board Meeting

January 13, 2015

Tuesday, January 13, 2015 Meeting Schedule		
7:00-8:00 a.m.	Rm. 2-413	Dirs. Computer Training
8:30 a.m.	Rm. 2-145	L&C
10:00 a.m.	Rm. 2-456	RP&AM
12:00 p.m.	Board Room	Board Meeting

12:00 p.m. – Board Room

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

1. Call to Order

- (a) Invocation: Duane Cave, Director, Moulton Niguel Water District
- (b) Pledge of Allegiance: Director Yen Tu

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

- A. Approval of the Minutes of the Meeting for December 9, 2014. (A copy has been mailed to each Director)
Any additions, corrections, or omissions
- B. Report on Directors' events attended at Metropolitan expense for month of December

- C. Induction of new Director, Marsha Ramos, from City of Burbank
 - (a) Receive credentials
 - (b) Report on credentials by General Counsel
 - (c) File credentials
 - (d) Administer Oath of Office
 - (e) File Oath

Withdrawn ~~D. Reappointment of Director John Murray, Jr. from City of Los Angeles~~

Withdrawn ~~E. Reappointment of Director Glen Dake from City of Los Angeles~~

- F. Approve committee assignments
- G. Chairman's Monthly Activity Report

6. DEPARTMENT HEADS' REPORTS

- A. General Manager's summary of Metropolitan's activities for the month of December
- B. General Counsel's summary of Legal Department activities for the month of December
- C. General Auditor's summary of activities for the month of December
- D. Ethics Officer's summary of activities for the month of December

7. CONSENT CALENDAR ITEMS — ACTION

- 7-1** Adopt final resolution for annexation of the 104th Fringe Area Annexation to Eastern Municipal Water District and Metropolitan. (F&I)

Recommendation:

Option #1:

Review and consider the Notice of Exemptions prepared by Eastern Municipal Water District as a Lead Agency, and

- a. Adopt resolution granting approval for the 104th Fringe Area Annexation concurrently to Eastern and Metropolitan and establish Metropolitan's terms and conditions for the annexation, conditioned upon approval by Riverside County's Local Agency Formation Commission, and upon receipt of annexation fee of \$327,044.44; and**
- b. Approve Eastern's Statement of Compliance with the current Water Use Efficiency Guidelines.**

- 7-2** Appropriate \$430,000; authorize two rehabilitation projects at the F. E. Weymouth Water Treatment Plant; and adopt an addendum to an environmental impact report for the Weymouth plant (Approp. 15477). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination that the proposed actions are categorically exempt, adopt Addendum No. 9 to the Certified Final Environmental Impact Report, and

- a. Appropriate \$430,000; and**
- b. Authorize two rehabilitation projects at the Weymouth plant.**

- 7-3** Appropriate \$710,000; and authorize design to extend electrical service to the East Dam area at Diamond Valley Lake (Approp. 15480) (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination that the proposed action is categorically exempt, and

- a. Appropriate \$710,000; and**
- b. Authorize design to extend electrical service to the East Dam area at Diamond Valley Lake.**

- 7-4** Adopt resolutions supporting Metropolitan's application for California Department of Water Resources Water-Energy Grant Program and acceptance of grant funding for the Weymouth and Jensen solar generation plants. (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination that the action is not defined as a project and is not subject to CEQA, and

- a. Adopt a resolution supporting Metropolitan's application to DWR's 2014 Water-Energy Grant Program for the Weymouth solar facility and the High Efficiency Toilet Rebate program within the Weymouth service area, and authorize the General Manager to accept potential grant funding of up to \$2.5 million and to enter into an agreement with DWR in a form approved by the General Counsel; and**
- b. Adopt a resolution supporting Metropolitan's application to DWR's 2014 Water-Energy Grant Program for the Jensen solar facility and the High Efficiency Toilet Rebate program within the Jensen service area, and authorize the General Manager to accept potential grant funding of up to \$2.5 million and to enter into an agreement with DWR in a form approved by the General Counsel.**

- 7-5** Authorize granting a permanent easement to city of South Gate on Metropolitan-owned property located in county of Los Angeles. (RP&AM)

Recommendation:

Option #1:

Adopt the Lead Agency's CEQA determination that the project is categorically exempt, and authorize the General Manager to grant a permanent easement to the city of South Gate.

(END OF CONSENT CALENDAR)

8. OTHER BOARD ITEMS — ACTION

- 8-1** Authorize: (1) agreement with the State Water Contractors, Inc. to pursue 2015 Sacramento Valley water transfer supplies; and (2) \$5 per acre-foot initial administrative deposit not to exceed \$500,000 from the Water Management Fund. (WP&S)

Recommendation:

Option #1:

Adopt the CEQA determination that the proposed action is not defined as a project and there is no possibility that it may have a significant effect on the environment, and

- a. Authorize the General Manager to enter into an agreement with the State Water Contractors, Inc. to pursue 2015 Sacramento Valley water transfer supplies, in a form approved by the General Counsel; and**
- b. Authorize making a \$5-per acre-foot initial administrative deposit and disbursements from that deposit consistent with the agreement not to exceed \$500,000 from the Water Management Fund.**

- 8-2** Authorize an exchange of up to 50,000 acre-feet with Westside Mutual Water Company and Kern County Water Agency to enhance Metropolitan's operational flexibility in 2015. (WP&S)

Recommendation:

Option #1:

Adopt the CEQA determination that the proposed action is not subject to CEQA and is categorically exempt, and authorize the General Manager to enter into the necessary agreements to facilitate an exchange with Westside Mutual Water Company and Kern County Water Agency, in a form approved by the General Counsel.

- 8-3** Award \$3,067,900 contract to Zusser Company, Inc. to refurbish solids lagoons for the Joseph Jensen Water Treatment Plant; and authorize increase of \$300,000 to an agreement with MWH Americas, for a new not-to-exceed total of \$700,000. (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination that the proposed action was considered in the previously certified 2011 Final EIR and 2012 Addendum, and

- a. Award \$3,067,900 contract to Zusser Company, Inc. to refurbish solids lagoons for the Jansen plant; and**
- b. Authorize increase of \$300,000 to the existing agreement with MWH Americas, for a new not-to-exceed total of \$700,000.**

- 8-4** Appropriate \$6.3 million; and award \$3,637,083 contract to Kana Engineering Group, Inc. to replace filter valves at the Joseph Jensen Water Treatment Plant (Approp. 15371). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination that the proposed action has been previously addressed in the 2012 categorical exemptions and that no further environmental analysis or documentation is required, and

- a. Appropriate \$6.3 million; and**
- b. Award \$3,637,083 contract to Kana Engineering Group, Inc. to replace filter valves at the Jensen plant's Module No. 1.**

- 8-5** Appropriate \$34.3 million; and authorize: (1) final design to rehabilitate prestressed concrete cylinder pipe (PCCP) portions of the Second Lower Feeder; (2) preliminary engineering and environmental analyses to rehabilitate four other PCCP feeders; (3) an agreement with Black & Veatch in an amount not to exceed \$16 million; and (4) an increase of \$350,000 to the agreement with ICF International, for a new not-to-exceed total of \$1.3 million (Approp. 15471). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination that the proposed actions are categorically exempt and are not subject to CEQA, and

- a. Appropriate \$34.3 million;**
- b. Authorize the first phase of final design to rehabilitate the PCCP portions of the Second Lower Feeder;**
- c. Authorize preliminary engineering and environmental analyses to rehabilitate the PCCP portions of the Sepulveda Feeder, Calabasas Feeder, Rialto Pipeline, and Allen-McColloch Pipeline;**
- d. Authorize an agreement with Black & Veatch in an amount not to exceed \$16 million; and**
- e. Authorize an increase of \$350,000 to the agreement with ICF International, for a new not-to-exceed total of \$1.3 million.**

Corrected

- 8-6** Authorize contracts for special bond counsel services with Nixon Peabody LLP, Stradling Yocca, Carlson & Rauth, P.C., Hawkins Delafield & Wood LLP, and Fulbright & Jaworski LLP, and co-special bond counsel services with Law Offices of Alexis Chiu, Curls Bartling P.C. and Schiff Hardin LLP for the period ending June 28, 2018. (L&C)

Recommendation:

Option #1:

Adopt the CEQA determination that the proposed action is not defined as a project under CEQA, and

- a. Authorize the General Counsel to retain the firms listed in the board letter as special bond counsel and co-counsel through June 30, 2018; and**
- b. Determine that special bond counsel fees may be approved by the General Counsel in amounts sufficient to procure special bond counsel and co-special bond counsel services for bond issues and legal advice, as described in the board letter.**

- 8-7 Report on existing litigation; and authorize increase in maximum amount payable under contract for legal services with Quinn Emanuel Urquhart & Sullivan, LLP by \$3,150,000 to an amount not to exceed \$5,500,000, and authorize increase in maximum amount payable under contract for consultant services with Woodcock & Associates, Inc. by \$100,000 to an amount not to exceed \$200,000, both in connection with *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, and CPF-14-514004. (L&C)
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(d)(1)]

- 8-8 Authorize: (1) staff to initiate a request for proposals for a summer water awareness and conservation advertising campaign; and (2) expenditure of necessary funding, not to exceed \$5.5 million. (C&L)

Added

Recommendation:

Option #1:

Adopt the CEQA determination that the proposed action is exempt from CEQA, and

- a. Authorize staff to initiate a request for proposals for a summer water awareness and conservation advertising campaign; and**
- b. Authorize funding for a 2015 campaign, not to exceed \$5.5 million.**

9. BOARD INFORMATION ITEMS

None

10. FUTURE AGENDA ITEMS

11. 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 parentheses at the end of the description of the agenda item e.g. (E&O, F&I). Committee agendas may be obtained from the Board Executive Secretary.

Writings relating to open session agenda items distributed to Directors less than 72 hours prior to a regular meeting are available for public inspection at Metropolitan's Headquarters Building and on Metropolitan's Web site <http://www.mwdh2o.com>.

Requests for a disability related modification or accommodation, including auxiliary aids or services, in order to attend or participate in a meeting should be made to the Board Executive Secretary in advance of the meeting to ensure availability of the requested service or accommodation