



REVISION 2

Regular Board Meeting

February 14, 2017

12:00 p.m. – Board Room

Tuesday, February 14, 2017 Meeting Schedule		
9:00 a.m.	Rm. 2-145	L&C
10:00 a.m.	Rm. 2-456	RP&AM
11:00 a.m.	Rm. 2-145	OP&T
12:00 p.m.	Board Room	Board Meeting

MWD Headquarters Building

• 700 N. Alameda Street

• Los Angeles, CA 90012

1. Call to Order

- (a) Invocation: Eric Freeman, Team Manager VII
Engineering Services Group
- (b) Pledge of Allegiance: Director Atwater

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 January 10, 2017. (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 January

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

- D. Induction of new Director Phillip D. Hawkins, from Central Basin Municipal Water District
 - (a) Receive credentials
 - (b) Report on credentials by General Counsel
 - (c) File credentials
 - (d) Administer Oath of Office
 - (e) File Oath

- E. Induction of new Director Pedro Aceituno, from Central Basin Municipal Water District
 - (a) Receive credentials
 - (b) Report on credentials by General Counsel
 - (c) File credentials
 - (d) Administer Oath of Office
 - (e) File Oath

- F. Reappointment of Director Mark Gold from City of Los Angeles
 - (a) Receive credentials
 - (b) Report on credentials by General Counsel
 - (c) File credentials
 - (d) Administer Oath of Office
 - (e) File Oath

- G. Reappointment of Director Jesús E. Quiñonez from City of Los Angeles
 - (a) Receive credentials
 - (b) Report on credentials by General Counsel
 - (c) File credentials
 - (d) Administer Oath of Office
 - (e) File Oath

- H. Approve Commendatory Resolutions for Directors Michael Touhey, representing Upper San Gabriel Valley Municipal Water District, Leticia Vasquez Wilson and Robert Apodaca, representing Central Basin Municipal Water District

- I. Approve committee assignments

- J. Chairman's Monthly Activity Report

6. DEPARTMENT HEADS' REPORTS

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

7. CONSENT CALENDAR ITEMS — ACTION

- 7-1** Adopt CEQA determination and appropriate \$1.79 million; and award \$1,109,254 contract to Kaveh Engineering & Construction, Inc. to repair expansion joints at the Colorado River Aqueduct pumping plants (Appropriation No. 15483). (E&O)

Recommendation:

Option #1:

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

- a. **Appropriate \$1.79 million; and**
- b. **Award \$1,109,254 contract to Kaveh Engineering & Construction, Inc. to repair expansion joints on the pump delivery lines at the Colorado River Aqueduct pumping plants.**

- 7-2** Adopt CEQA determination and authorize a long-term ground lease to New Cingular Wireless, PCS, LLC at Lake Mathews, County of Riverside. (RP&AM)

ADDED

Recommendation:

Option #1:

Adopt the CEQA determination to review and consider the information provided in the 2016 EA and adopt the Lead Agency's findings related to the proposed action, and

Authorize the long-term ground lease to New Cingular Wireless, PCS, LLC.

- 7-3** Adopt CEQA determination and authorize increase in maximum amount payable under contract with Western Energy & Water for legal services by \$150,000 to an amount not to exceed \$250,000; and report on legal activities related to the future management and operation of Metropolitan's CRA power and transmission resources. (L&C) **[To be mailed separately]**

ADDED

Recommendation:

Option #1:

Adopt the CEQA determination that the proposed action is not defined as a project and is not subject to CEQA, and
Authorize the General Counsel to amend the agreement with Western Energy & Water to increase by \$150,000 the maximum amount payable under the contract to a total of \$250,000 in order to assist Metropolitan with legal services.

(END OF CONSENT CALENDAR)

8. OTHER BOARD ITEMS — ACTION

- 8-1** Adopt CEQA determination and approve and authorize the distribution of Appendix A for use in the issuance and remarketing of Metropolitan's bonds. (F&I)

Recommendation:

Option #1:

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

- a. Approve the draft of Appendix A attached to the board letter;
- b. Authorize the General Manager, or other designee of the Ad Hoc Committee, to finalize Appendix A, with changes approved by the General Manager and General Counsel; and
- c. Authorize distribution of Appendix A, substantially in the form of the draft Appendix A attached to the board letter and as finalized by the General Manager, or other designee of the Ad Hoc Committee, in connection with the sale or remarketing of bonds.

WITHDRAWN **8-2** ~~Adopt CEQA determination and authorize a five-year agreement with Electric Gas Industries Association to administer Metropolitan's Regional Conservation Rebate Program, the Water Savings Incentive Program, and the On-site Retrofit Program in an amount not to exceed \$420,000,000. (WP&S) **[To be mailed separately]**~~

8-3 Adopt CEQA determination and receive report on *In re Holy Hill Community Church*, U.S. Bankruptcy Court Case No. 2:15-ap-01467-WB (Bankr. C.D. Cal. 2015); authorize increase in the maximum amount payable under contract with Lesnick, Prince & Pappas, LLP for special counsel services by \$200,000 to a maximum amount of \$300,000; and authorize settlement. (L&C)
[Conference with legal counsel – discussion concerning existing litigation; may be heard in closed session pursuant to Gov. Code Sections 54956.9(d)(1) and (d)(2)]

Recommendation:

Option #1:

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

Authorize amendment of the contract with Lesnick, Prince & Pappas, LLP for legal services by \$200,000 for a total amount not to exceed \$300,000.

ADDED **8-4** Adopt CEQA determination and approve entering into 2017-2021 Memorandum of Understanding between The Metropolitan Water District of Southern California and the Management and Professional Employees' Association, Local 1001. (OP&T)
[Conference with Labor Negotiators; to be heard in closed session pursuant to Gov. Code Section 54957.6. Agency representative: Stephen Lem, Manager of Labor Relations and EEO Investigations Section. Employee organizations: the Management and Professional Employees Association MAPA/AFSCME Local 1001]

Recommendation:

Option #1:

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

Authorize the General Manager to exercise discretion under Administrative Code Section 6101(k) to enter into a successor MOU with MAPA.

ADDED

- 8-5** Adopt CEQA determination and authorize entering into an agreement to lease Metropolitan property to the Semitropic Water Storage District. (RP&AM)

[Conference with real property negotiators; agency negotiators: Lilly L. Shraibati and Bryan Otake; negotiating party: Semitropic Water Storage District; for portions of certain real property known as Webb Tract, located in Contra Costa County, California, and identified as Contra Costa County Assessor's Parcel Nos. 026-060-003, 026-060-007, 026-060-008, 026-060-015, 026-060-016, 026-060-017, 026-060-018, 026-060-019, 026-070-001, 026-070-006, 026-070-010, 026-070-011, 026-070-012, 026-070-013, 026-080-004, 026-080-005, 026-080-006, 026-080-007, 026-080-008, 026-080-009, and for portions of certain real property known as Bouldin Island, located in San Joaquin County, California, and identified as San Joaquin County Assessor's Parcel Nos. 069-030-35, 069-030-36, 069-030-37, 069-030-38, 069-030-39; 069-100-01, and 069-100-02; under negotiation: price and terms of payment; to be heard in closed session pursuant to Gov. Code Section 54956.8]

Recommendation:

Option #1:

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

Authorize staff to enter into a new lease agreement with Semitropic Water Storage District according to the price and terms recommended in the board letter and in a form approved by the General Counsel.

9. BOARD INFORMATION ITEMS

- 9-1** Update on the renewal of contract for the annual audit of State Water Project charges. (WP&S)

10. OTHER MATTERS (Contd.)

- 10-1 General Manager Evaluation Progress Check
[Evaluation of the performance of the General Manager may be heard in closed session pursuant to Gov. Code Section 54957].
- 10-2 General Auditor Evaluation Progress Check
[Evaluation of the performance of the General Auditor may be heard in closed session pursuant to Gov. Code Section 54957].
- 10-3 Ethics Officer Evaluation Progress Check
[Evaluation of the performance of the Ethics Officer may be heard in closed session pursuant to Gov. Code Section 54957].

11. FUTURE AGENDA ITEMS

12. ADJOURNMENT

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

Each agenda item with a committee designation will be considered and a recommendation may be made by one or more committees prior to consideration and final action by the full Board of Directors. The committee designation appears in 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.