



REVISED AGENDA

Board Meeting

November 14, 2017

12:00 p.m. – Boardroom

November 14, 2017 Meeting Schedule		
8:30 a.m.	Rm. 2-145	L&C
9:30 a.m.	Rm. 2-456	C&LR
11:00 a.m.	Rm. 2-145	RP&AM
12:00 p.m.	Boardroom	Board Meeting

MWD Headquarters Building



700 N. Alameda Street



Los Angeles, CA 90012

1. Call to Order

- (a) Invocation: Edward Villa, Senior Administrative Analyst, Real Property Group
- (b) Pledge of Allegiance: Director Gloria Gray, West Basin MWD

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 October 10, 2017
(A copy has been mailed to each Director)
Any additions, corrections, or omissions

Added

- B. Presentation of Commendatory Resolution to past Director Robert Wunderlich, representing city of Beverly Hills
- C. Report on Directors' events attended at Metropolitan expense for month of October
- D. Approve committee assignments
- E. Chairman's Monthly Activity Report

6. DEPARTMENT HEADS' REPORTS

- A. General Manager's summary of activities for the month of October
- B. General Counsel's summary of activities for the month of October
- C. General Auditor's summary of activities for the month of October
- D. Interim Ethics Officer's summary of activities for the month of October

7. CONSENT CALENDAR ITEMS — ACTION

- 7-1 Adopt CEQA determination and adopt resolution for annexation of the 108th Fringe Area Annexation to Eastern Municipal Water District and Metropolitan. (F&I)

Recommendation:

Option #1:

Adopt the CEQA determination to review and consider the information provided in the 2017 Mitigated Negative Declaration, Addendum, and Mitigation Monitoring Reporting Program; and

- a. **Adopt the Lead Agency's findings, and**
- b. **Adopt resolution consenting to Eastern's 108th Fringe Area Annexation and fixing the terms and conditions of the annexation (Attachment 3 of the board letter dated 11/14/2017), conditioned upon approval by Riverside County's Local Agency Formation Commission' and upon receipt of annexation fee of \$37,225.06.**

Revised

- 7-2 Adopt CEQA determination and authorize amendment to agency temporary skilled craft labor agreement with Elite Craftsmen Services to increase the total amount payable each year from \$500,000 to \$1 million. (OP&T)

Added

Recommendation:

Option #1:

**Adopt the 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 amend the Elite Craftsmen Services agreement to a maximum amount payable from \$500,000 to \$1 million per year, through the year 2020.**

- 7-3** Adopt CEQA determination and affirm the General Manager's determination that 655 acres in Beaumont, California identified as Metropolitan Water District of Southern California's parcel number 145-1-1, (APN 424-160-001, -004, -005, -006, -007, -008, -009, -010, -011, -012, -014, -015)("Potrero Creek property") is surplus to Metropolitan's needs. (RP&AM)

Recommendation:

Option #1:

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

- a. Affirm the General Manager's determination that the Potrero Creek property comprised of 655 acres in Beaumont, California, is surplus and carry out disposition of the property in its current condition; and**
- b. Authorize staff to market and sell the Potrero Creek property at fair market value at the time of sale, in a form approved by the General Counsel.**

END OF CONSENT CALENDAR

8. OTHER BOARD ITEMS — ACTION

- 8-1** Adopt CEQA determination and appropriate \$4.57 million; and award \$3,248,000 contract to J. F. Shea Construction to repair the forebay lining and outlet tower at Lake Mathews (Appropriation No. 15441). (E&O)

Recommendation:

Option #1:

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

- a. Appropriate \$4.57 million; and**
- b. Award \$3,248,000 contract to J. F. Shea Construction to repair the forebay tower and lining at Lake Mathews.**

- 8-2** Adopt CEQA determination and appropriate \$7.17 million; award \$4,866,067 procurement contract to Crispin Valve, LLC for rubber-lined butterfly valves; and award \$771,984 procurement contract to DeZURIK, Inc. for high-performance butterfly valves for the F. E. Weymouth Water Treatment Plant (Appropriation No. 15369). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination that the proposed action has been previously addressed in the certified 2005 Final EIR, Findings, SOC, and MMRP, and that no further environmental analysis or documentation is required; and

- a. Appropriate \$7.17 million;**
- b. Award \$4,866,067 procurement contract to Crispin Valve, LLC for rubber-lined butterfly valves and actuators for the Weymouth plant; and**
- c. Award \$771,984 procurement contract to DeZURIK, Inc. for high-performance butterfly valves and actuators.**

- 8-3** Adopt CEQA determination, appropriate funding for a three year, multi-media water conservation campaign for a not to exceed amount of \$14.7 million, and authorize staff to initiate request for proposals for a consultant contract for this campaign. (C&L)

Added

Recommendation:

Option #1:

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

- a. Authorize staff to initiate a request for proposals for a three year water conservation advertising and outreach campaign; and**
- b. Appropriate funding for a campaign and research activities not to exceed \$14.7 million as detailed in the Fiscal Impact for this Option 1, as shown in the November 14, 2017 board letter.**

- 8-4** Adopt CEQA determination and report on existing litigation: Shimmick Construction Company, Inc./Obayashi Corporation, a Joint Venture v. The Metropolitan Water District of Southern California, LASC Case No. BC559603; and authorize increase of maximum amount payable under contract with Hunt Ortmann Palffy Darling & Mah, Inc. for legal services by \$1.1 million to an amount not to exceed \$2.1 million (Approp. 15389). (L&C)
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(d)(1)]

Added

Recommendation:

Option #1:

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

Authorize amendment of the contract for legal services with Hunt Ortmann Palffy Darling & Mah, Inc. for legal services by \$1,100,000 for an amount not to exceed \$2,100,000.

- 8-5** Adopt CEQA determination and report on existing litigation challenging the purchase of property from Delta Wetlands Properties in Contra Costa and San Joaquin Counties, including County of San Joaquin v. Metropolitan Water District of Southern California, et al., San Joaquin County Superior Court Case No. STK-CV-UWM-2016-3597; and Central Delta Water Agency, et al. v. Delta Wetlands Properties, et al., Contra Costa County Superior Court Case No. C16-01022; and authorize an increase in the maximum amount payable under contract with Best, Best & Krieger LLP for legal services by \$400,000 to a maximum amount payable of \$800,000. (L&C)
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(d)(1)]

Added

Recommendation:

Option #1:

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

Authorize an increase in the maximum amount payable under contract with Best, Best & Krieger LLP for legal services by \$400,000 to a maximum amount payable of \$800,000.

Revised

8-6

Adopt CEQA determination and report on existing litigation: 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 and CPF-16-515282; the appeal of the 2010 and 2012 actions, Court of Appeal for the First Appellate District Case Nos. A146901 and A148266 and California Supreme Court Case No. S243500; and Los Angeles County Superior Court Case No. BS169881; and authorize an increase in maximum amount payable under contract for legal services with Manatt, Phelps & Phillips, LLP in the amount of \$2,500,000 for a total amount not to exceed \$2,900,000. (L&C)

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

Added

Recommendation:

Option #1:

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

Authorize an increase in the maximum amount payable under the contract for legal services with Manatt, Phelps & Phillips, LLP in the SDCWA v. Metropolitan, et al. litigation in the amount of \$2,500,000 for a total amount not to exceed \$2,900,000.

8-7

Adopt CEQA determination and approve Metropolitan Water District of Southern California's salary schedule pursuant to CalPERS regulations. (OP&T)

Added

Recommendation:

Option #1:

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

Approve the attached salary schedule.

9. BOARD INFORMATION ITEMS

- 9-1 Update on Conservation Program
- 9-2 Compliance with Fund Requirements and Bond Indenture Provisions. (F&I)

10. OTHER MATTERS

Added

- 10-1 Discussion of Department Head Performance Evaluations
[Public employee's performance evaluations: General Manager, General Counsel, and General Auditor, to be heard in closed session pursuant to Gov. Code Section 54957]
- 10-2 Report on 2017 Department Head Salary Survey
- 10-3 Adopt the CEQA determination and discuss and approve compensation recommendations for General Manager, General Counsel, and General Auditor

11. FOLLOW-UP ITEMS

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 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.