



**Adjourned Board Meeting**

**August 21, 2018**

**12:00 p.m. – Boardroom**

August 21, 2018 Adjourned Meeting Schedule		
9:00 a.m.	Adj L&C	Rm. 2-145
10:00 a.m.	C&LR	Rm. 2-456
11:00 a.m.	Adj OP&T	Rm. 2-145
12:00 p.m.	Adj Board Mtg	Boardroom

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

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**1. Call to Order**

- (a) Invocation: David Sumi, Resource Specialist, Water Resource Management Group
- (b) Pledge of Allegiance: Director Jesús E. Quiñonez, City of Los Angeles

**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 July 10, 2018  
(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 July 2018
- C. Approve committee assignments
- D. Chairman's Monthly Activity Report

- E. Induction of new Director Jerry Butkiewicz from San Diego County Water Authority
  - (a) Receive credentials
  - (b) Report on credentials by General Counsel
  - (c) File credentials
  - (d) Administer Oath of Office
  - (e) File Oath
  
- F. Induction of new Director Tim Smith from San Diego County Water Authority
  - (a) Receive credentials
  - (b) Report on credentials by General Counsel
  - (c) File credentials
  - (d) Administer Oath of Office
  - (e) File Oath
  
- G. Approve Commendatory Resolutions for Directors Keith Lewinger and Elsa Saxod both representing San Diego County Water Authority
  
- H. Presentation of 5-year Service Pin to Director Michael T. Hogan
  
- I. Presentation of 15-year Service Pin to Director Larry D. Dick

## **6. DEPARTMENT HEADS' REPORTS**

- A. General Manager's summary of activities for the month of July 2018
  
- B. General Counsel's summary of activities for the month of July 2018
  
- C. General Auditor's summary of activities for the month of July 2018
  
- D. Interim Ethics Officer's summary of activities for the month of July 2018

## 7. CONSENT CALENDAR ITEMS — ACTION

- 7-1** Adopt CEQA determination and appropriate \$650,000; and authorize final design of Stage 3 improvements for West Valley Feeder No. 1 (Appropriation No. 15377). (E&O)

**Recommendation:**

**Option #1:**

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

- a. Appropriate \$650,000; and**
- b. Authorize final design of Stage 3 improvements for West Valley Feeder No. 1.**

- 7-2** Adopt CEQA determination and appropriate \$560,000; and authorize relocation of equipment for Service Connections WB-2A and WB-2B on the West Basin Feeder (Appropriation No. 15503). (E&O)

**Recommendation:**

**Option #1:**

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

- a. Appropriate \$560,000; and**
- b. Authorize relocation of equipment for Service Connections WB-2A & WB-2B on the West Basin Feeder.**

- 7-3** Adopt CEQA determination and appropriate \$680,000; and authorize \$385,500 agreement with Esri for the purchase and implementation of an infrastructure upgrade for Metropolitan's Geographic Information System (GIS) software and hardware environment (Appropriation No. 15501). (OP&T)

**Recommendation:**

**Option #1:**

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

- a. Appropriate \$680,000;**
- b. Authorize the purchase and implementation of an infrastructure upgrade for Metropolitan's Geographic Information System (GIS) software and hardware environment; and**
- c. Authorize a \$385,500 agreement with Esri for the purchase and implementation of an infrastructure upgrade for Metropolitan's GIS software and hardware environment.**

- 7-4** Adopt CEQA determination and authorize increase of \$100,000, to a maximum amount payable of \$200,000, for existing General Counsel contract with Olson Hagel Fishburn LLP to provide general government law advice related to the Political Reform Act (PRA), the Fair Political Practices Commission (FPPC) regulations, conflict of interest law and other legislative and ethics matters. (L&C)

**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**

**Authorize the General Counsel to increase the amount payable under its agreement with Olson Hagel & Fishburn LLP by \$100,000 to a maximum amount payable of \$200,000.**

- 7-5** Adopt CEQA determination and authorize the General Manager to enter into an Agreement for Water Services with the Sycuan Band of the Kumeyaay Nation, San Diego County Water Authority, and Padre Dam Municipal Water District. (F&I)

**Recommendation:**

**Option #1:**

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

**Authorize the General Manager to enter into the Water Service Agreement with Sycuan, SDCWA, and Padre Dam.**

**END OF CONSENT CALENDAR**

## **8. OTHER BOARD ITEMS — ACTION**

- 8-2** Adopt CEQA determination and authorize: (1) agreements with AECOM Technical Services, Inc., and Stantec Consulting Services, Inc., in amounts not to exceed \$2 million per year each, for a maximum of five years; and (2) agreements with Lee & Ro, Inc., and Kennedy/Jenks Consultants, in amounts not to exceed \$1 million per year each, for a maximum of five years, for engineering services to support board-authorized Capital Investment Plan projects. (E&O)

**Recommendation:**

**Option #1:**

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

- a. Authorize agreements with AECOM Technical Services, Inc. and Stantec Consulting Services, Inc. in an amount not to exceed \$2 million per year each, for a maximum period of five years; and**
- b. Authorize agreements with Kennedy/Jenks Consultants and Lee & Ro, Inc. in an amount not to exceed \$1 million per year each, for a maximum period of five years.**

- 8-3** Adopt CEQA determination and appropriate \$7 million; and award \$5,416,000 contract to Kiewit Infrastructure West Company to repair the internal lining within yard piping at Hiram W. Wadsworth Pumping Plant (Appropriation No. 15480). (E&O)

**Recommendation:**

**Option #1:**

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

- a. Appropriate \$7 million; and**
- b. Award \$5,416,000 contract to Kiewit Infrastructure West Company to repair the lining within the yard piping at Wadsworth Pumping Plant.**

- 8-4** Adopt CEQA determination and appropriate \$2.81 million; award \$2,169,716.24 procurement contract to Gosiger West to furnish a vertical machining center; and authorize increase of \$200,000 to agreement with Richard Brady & Associates, Inc., for a new not-to-exceed total of \$646,000, to provide design services (Appropriation No. 15395). (E&O)

**Recommendation:**

**Option #1:**

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

- a. Appropriate \$2.81 million;**
- b. Award \$2,169,716.24 procurement contract to Gosiger West to furnish a vertical machining center for the La Verne Shops; and**
- c. Authorize increase of \$200,000 to an agreement with Richard Brady & Associates, Inc., for a new not-to-exceed total of \$646,000, to provide design services.**

- 8-5** Adopt CEQA determination and express a watch position on Section 437 of H.R. 6147, the Interior, Environment, Financial Services and General Government, Agriculture, Rural Development, Food and Drug Administration, and Transportation, Housing and Urban Development Appropriations Act of 2019, as proposed by U.S. Representative Ken Calvert (R-CA), related to the Sacramento-San Joaquin Bay Delta California WaterFix. (C&L)

**Recommendation:**

**Option #1:**

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

**Take a watch position on Section 437 of H.R.6147.**

- 8-7** Adopt CEQA determination and authorize the General Manager, with the approval of the General Counsel, to settle the appeals pending in *Central Delta Water Agency, et al. v. Delta Wetlands Properties, et al.*, Contra Costa County Superior Court Case No. MSC16-01022, Court of Appeal for the First Appellate District Case Nos. A152690 and A154060; and report on existing litigation challenging the purchase of property from Delta Wetlands Properties in Contra Costa, San Joaquin, and Solano Counties in the Central Delta Water Agency case and in *County of San Joaquin, et al. v. Metropolitan Water District of Southern California, et al.*, San Joaquin County Superior Court Case No. STK-CV-UWM-2016-3597 and the appeal of that action pending in the Court of Appeal for the Third Appellate District Case No. C087640. (L&C)

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

**Recommendation:**

**Option #1:**

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

**Authorize the General Manager, with the approval of the General Counsel, to settle the Contract Case on the terms described.**

- 8-8** 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 and CGC-17-563350; 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; the petition for extraordinary writ in the second 2016 action, Court of Appeal for the First Appellate District Case No. A154325; and Los Angeles County Superior Court Case No. BS173868; and adopt CEQA determination and authorize increase in maximum amount payable under contract for legal services with Horvitz & Levy, LLP in the amount of \$150,000 for a total amount not to exceed \$450,000. (L&C) **(To be mailed separately)**

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

**Authorize an increase in the maximum amount payable under contract for legal services with Horvitz & Levy, LLP in the *SDCWA v. Metropolitan, et al.* rate litigation in the amount of \$150,000 for a total amount not to exceed \$450,000.**

**9. BOARD INFORMATION ITEMS**

**9-1** Update on Conservation Program

**10. OTHER MATTERS**

**10-1** Discussion of Department Head Evaluation Process Guidelines and Department Head Evaluation Presentations [Public employee's performance evaluations; General Manager, General Counsel, and General Auditor, to be heard in closed session pursuant to Gov. Code 54957(b)]

**11. FOLLOW-UP ITEMS**

**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 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.