



**REVISION NO. 1**

**Regular Board Meeting**

**February 9, 2021**

**12:00 p.m.**

Tuesday, February 9, 2021

**Meeting Schedule**

9:30 AM	L&C
10:30 AM	OP&T
11:30 AM	Break
12:00 PM	Board

Live streaming is available for all board and committee meetings on our [mwdh2o.com](http://mwdh2o.com) website  
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**Public Comment Via Teleconference Only:** Members of the public may present their comments to the Board on matters within their jurisdiction as listed on the agenda via teleconference only. To participate call (404) 400-0335 and use Code: 9601962.

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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: Kevin Webb, Team Manager, Real Property Group

(b) Pledge of Allegiance: Director Ardy Kassakhian, City of Glendale

**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 Government Code Section 54954.3(a))

**5. OTHER MATTERS AND REPORTS**

A. Report on Directors' events attended at Metropolitan expense for month of January 2021

B. Chairwoman's Monthly Activity Report

- C. Induction of new Director Thai Phan from the City of Santa Ana
  - (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 Anthony R. Fellow from Upper San Gabriel Valley 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. General Manager's summary of activities for the month of January 2021
  
- F. General Counsel's summary of activities for the month of January 2021
  
- G. General Auditor's summary of activities for the month of January 2021
  
- H. Ethics Officer's summary of activities for the month of January 2021

<b>CONSENT CALENDAR ITEMS — ACTION</b>
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**6. CONSENT CALENDAR OTHER ITEMS — ACTION**

- A. Approval of the Minutes of the Meeting for January 12, 2021 and the Corrected Minutes of the Meeting for December 8, 2020 (Copies have been submitted to each Director)  
Any additions, corrections, or omissions
  
- B. Approve Commendatory Resolution for Director Jose Solorio representing the City of Santa Ana

- C. Approve Commendatory Resolution for Director Charles Treviño representing Upper San Gabriel Valley Municipal Water District
- D. Approve committee assignments

**7. CONSENT CALENDAR ITEMS — ACTION**

- 7-1** Award \$2,418,149 contract to Metro Builders & Engineers Group, Ltd. to upgrade the sodium hypochlorite feed system at the Garvey Reservoir; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA. (E&O)
- 7-2** Review and consider the Western Municipal Water District of Riverside County's approved and adopted Final Mitigated Negative Declaration and Addendum and take related CEQA actions, and Authorize the General Manager to enter into a Stormwater for Recharge Pilot Agreement with Western Municipal Water District of Riverside County for the Enhanced Monitoring of the Victoria Recharge Basin Project. (WP&S)
- 7-3** Review and consider the City of Bell Gardens' approved and adopted Final Mitigated Negative Declaration and Addendum and take related CEQA actions, and authorize the General Manager to enter into a Stormwater for Recharge Pilot Agreement with Central Basin Municipal Water District and the City of Bell Gardens. (WP&S)
- 7-4** Review and consider the Department of Water Resources' certified Final Environmental Impact Report and take related CEQA actions and approve the State Water Project Contract Amendment for Water Management. (WP&S)
- 7-5** Authorize: (1) agreement with the State Water Contractors, Inc. to pursue 2021 Sacramento Valley water transfer supplies; and (2) \$5 per acre-foot initial administrative deposit not-to-exceed \$500,000; the General Manger has determined that the proposed action is exempt or not subject otherwise subject to CEQA. (WP&S)

**END OF CONSENT CALENDAR ITEMS**

## 8. OTHER BOARD ITEMS — ACTION

**(Added)**

- 8-1** 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, 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, and A161144, 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; and 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 authorize increase in maximum amount payable under contract for legal services with Horvitz & Levy, LLP in the amount of \$300,000 for a total amount not to exceed \$900,000; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA. (L&C) **[Conference with legal counsel – existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(d)(1)]**

*The following item was distributed to the board of directors, via US Mail, with the exception of the San Diego County Water Authority representatives due to the specific nature of the subject matter*

## 9. BOARD INFORMATION ITEMS

- 9-1** Update on Conservation Program

## 10. FOLLOW-UP ITEMS

## 11. FUTURE AGENDA ITEMS

## 12. 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.