

MINUTES
REGULAR MEETING OF THE
BOARD OF DIRECTORS
THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA
April 13, 2021

52311 The Board of Directors of The Metropolitan Water District of Southern California met in Regular Meeting on Tuesday, April 13, 2021.

Chairwoman Gray called the Teleconference Meeting to order at 12:01 p.m.

Chairwoman Gray made brief remarks to the Board.

52312 The Meeting was opened with an invocation by Hedieh Esfahani, Engineer, Engineering Services Group. Hedieh was introduced by the President of the Persian Employees Association Arman Motavvef, Assistant Engineer, Water System Operations Group.

52313 The Pledge of Allegiance to the Flag was given by Director Matt Petersen.

52314 Board Secretary Abdo administered the roll call. Those responding present were: Directors Abdo, Ackerman, Apodaca, Atwater, Blois, Butkiewicz, Camacho, Cordero, De Jesus, Dick, Erdman, Faessel, Fellow, Galleano, Goldberg, Gray, Hawkins, Hogan, Jung, Kurtz, Lefevre, Luna, McCoy, Morris, Murray, Ortega, Petersen, Peterson, Phan, Pressman, Quinn, Ramos, Record, Repenning, Smith, Tamaribuchi, and Williams.

Those not responding were: Director Kassakhian.

Board Secretary Abdo declared a quorum present.

52315 Chairwoman Gray invited members of the public to address the Board on matters within the Board's jurisdiction.

	Name	Affiliation	Item
1.	Robert Noonan	Whittier resident	No comments
2.	Gina Chavez	Member, AFSCME's Women's Caucus	Personnel matters
3.	Ellen Mackey	Chair, AFSCME's Women's Caucus	Personnel matters

Director Hogan, from San Diego County Water Authority, requested that his letter dated April 9, 2021 addressed to Chairwoman Gray, regarding Metropolitan General

Manager's letter to San Diego LAFCO dated April 7, 2021, be added to the record. Director Hogan's letter was received on Friday, April 9, 2021 at 4:34 p.m.

Chairwoman Gray addressed the following: Other Matters and Reports for March.

52316 Chairwoman Gray asked if there were any changes to the report of events attended by Directors at Metropolitan's expense during the month of March as previously posted and distributed to the Board.

No amendments were made.

52317 Chairwoman Gray referred to her monthly report, which was previously posted and distributed to the Board. Chairwoman stated she had nothing to add to her report.

52318 Regarding matters relating to Metropolitan's operations and activities, General Manager Kightlinger provided updates on the following:

1. Current drought matters and operations.
2. Directors' request regarding work while the Shaw Law Group Report is being prepared.
3. COVID-19 matters as it relates to Metropolitan and member agencies.

Additional information on the General Manager's activities may be found in his written monthly report.

The following Director asked a question.

1. Ramos

52319 General Counsel Scully stated she had nothing to add to her report at this time.

52320 General Auditor Riss reported on the results of this past month's quarterly review of consultant and services contract for services ending December 31, 2020. The review of the consulting contracts did not reveal any agreements that appeared to be unreasonable or split to override established controls; in addition, the review did not reveal any material differences between supporting amounts and documentation.

52321 Ethics Officer Salinas reported on the update provided at the April 12, 2021 Organization, Personnel and Technology Committee meeting by the Shaw Law Group regarding their Board-directed independent review of Metropolitan's internal Equal Employment Opportunity (EEO) processes and allegations of systemic EEO-related discrimination, harassment, and retaliation, and related concerns. The Shaw Law Group has also interviewed Diversity, Equity & Inclusion Council representatives,

several staff from Legal and Human Resources, and two of the three employees who raised concerns to the Board about the District's handling of their internal EEO complaints. The firm reported their next steps and anticipates requiring an additional 60 days beyond their initial goal of April 30, 2021, to complete the review. The Shaw Law Group plans to present their findings and recommendations to the Board in July.

The following Director made a comment:

1. Ortega

52322 Chairwoman Gray acknowledged Director Adan Ortega, representing the city of Fullerton, for his two years of service as a Metropolitan Board member by presenting him with a commendatory resolution.

Director Ortega responded with brief remarks to the Board.

Chairwoman Gray addressed the Consent Calendar Items for April 2021.

52323 Chairwoman Gray asked Directors if there were any comments or discussion on the approval of the Minutes of the Meeting for March 9, 2021 (Agenda Item 6A). No requests were made.

52324 Chairwoman Gray announced there were no new committee assignments (Agenda Item 6B).

52325 Approval of Commendatory Resolution for Director Sylvia Ballin, representing the city of San Fernando (Agenda Item 6C). Chairwoman Gray asked Directors if there were any comments or discussion. No requests were made.

52326 Approval of Commendatory Resolution for Director Jesus Quiñonez, representing the city of Los Angeles (Agenda Item 6D). Chairwoman Gray asked Directors if there were any comments or discussion. No requests were made.

Chairwoman Gray addressed the Consent Calendar Items for April 2021

Chairwoman Gray called on the Committee Chairs to give a report of the Consent Calendar Action Items as discussed at their Committees.

52327 Approve resolutions fixing and adopting a Readiness-to-Serve Charge and a Capacity Charge for calendar year 2022, as set forth in Agenda Item 7-1 board letter.

52328 Adopt a resolution authorizing moneys in the Iron Mountain Landfill Closure/Postclosure Maintenance Fund to be used to pay for potential non-water corrective actions, if necessary; and amend Sections 5200 and 5201 of the Metropolitan Water District Administrative Code to reflect that funds available in the Iron Mountain Landfill Closure/Postclosure Maintenance Fund may be used to cover potential non-water corrective actions, as set forth in Agenda Item 7-2 board letter.

52329 Authorize the General Manager to secure one-year water transfers with various water districts north of the Sacramento-San Joaquin River Delta for up to 65,000 AF of additional supplies; secure storage and conveyance agreements with the Department of Water Resources and various water districts north of the Sacramento-San Joaquin River Delta to facilitate these transfers consistent with Articles 55 and 56 of Metropolitan's State Water Project Supply Contract; and pay up to \$44 million from the State Water Project Budget for such transfers; and grant the General Manager final decision-making authority to determine whether or not to move forward with these transfers following completion of any environmental reviews required under CEQA, subject to the terms and conditions set forth in Agenda Item 7-3 board letter.

52330 Authorize an agreement with HDR Engineering, Inc., in an amount not to exceed \$1,700,000 for engineering services to replace the CRA transformers; and authorize an agreement with Geosyntec Consultants, Inc., in an amount not to exceed \$360,000 for environmental site assessments, as set forth in Agenda Item 7-4 board letter.

52331 Authorize a four-year, \$483,000 extension to an agreement with ZGlobal, Inc., for a new not-to-exceed amount of \$733,000, for power scheduling services, as set forth in Agenda Item 7-5 board letter.

52332 Authorize the General Manager to enter into six temporary skilled labor agreements with 22nd Century Technologies, Inc., Johnson Services Group, Tryfacta, Inc., Abacus Service Corporation, EPCM-RMS, Inc. and Skillset Group, LLC, each with an initial amount of \$250,000 per year, and each with up to four annual renewal options, with a maximum amount of \$2 million per year for all six contracts, as set forth in Agenda Item 7-7 board letter.

52333 Authorize an agreement with Syntech Systems, Inc., in an amount not to exceed \$1,104,000 for the Fuel Management System Upgrade, as set forth in Agenda Item 7-8 board letter.

52334 Authorize a professional services contract with Morris and Willner Partners, Inc., in an amount not to exceed \$2.43 million for the implementation (including the first five-years of support maintenance) of the custom developed Water Information System, as set forth in Agenda Item 7-9 board letter.

52335 Approve amendments to the Administrative Code set forth in Attachment 2 of the Board letter and to reflect all changes recommended by the letter, as set forth in Agenda Item 7-10 board letter.

52336 Authorize the grant of a ten-year license with options to renew to Crown Castle for telecommunication purposes, as set forth in Agenda Item 7-11 board letter.

52337 Authorize the granting of a ten-year license to the city of Anaheim for telecommunication purposes, as set forth in Agenda Item 7-12 board letter.

Chairwoman Gray called for a vote to approve the Consent Calendar Items 6A, 6C, 6D, 7-1 through 7-5, and 7-7 through 7-12 (**M.I. 52323 through 52337**). Chairwoman stated that item 7-6 was moved to a Board Information Item.

Director Peterson moved, seconded by Director Murray that the Board approve the Consent Calendar Other Items 6A, 6C, 6D, 7-1 through 7-5, and 7-7 through 7-12 as follows:

The following is a record of the vote:

Record of Vote on Consent Item(s): 6A, 6C, 6D, 7-1, 7-2, 7-3, 7-4, 7-5, 7-7, 7-8, 7-9*, 7-10, 7-11, & 7-12*									
Member Agency	Total Votes	Director	Present	Yes	Yes Vote	No	No Vote	Abstain	Abstain Vote
Anaheim	5083	Faessel	x	x	5083				
Beverly Hills	3896	Pressman	x	x	3896				
Burbank	2614	Ramos	x	x	2614				
Calleguas Municipal Water District	11162	Blois	x	x	11162				
Central Basin Municipal Water District	16384	Apodaca	x	x	8192				
		Hawkins	x	x	8192				
			Subtotal:		16384				
Compton	532	McCoy	x	x	532				
Eastern Municipal Water District	8936	Record	x	x	8936				
Foothill Municipal Water District	2052	Atwater	x	x	2052				
Fullerton	2238	Jung	x	x	2238				
Glendale	3517	Kassakhian							
Inland Empire Utilities Agency	12645	Camacho	x	x	12645				
Las Virgenes	2649	Peterson	x	x	2649				
Long Beach	5598	Cordero	x	x	5598				
Los Angeles	67972	Murray	x	x	13594				
		Petersen	x	x	13594				
		Quinn	x	x	13594				
		Luna	x	x	13594				
		Repenning	x	x	13594				
			Subtotal:		67972				
Municipal Water Dist. of Orange Count	55013	Ackerman	x	x	13753				
		Tamaribuch	x	x	13753				
		Dick	x	x	13753				
		Erdman	x	x	13753				
			Subtotal:		55013				
Pasadena	3395	Kurtz	x	x	3395				
San Diego County Water Authority	56310	Butkiewicz	x	x	14078				
		Goldberg	x	x	14078				
		Hogan	x	x	14078				
		Smith	x	x	14078				
			Subtotal:		56310				
San Fernando	216	Ortega	x	x	216				
San Marino	711	Morris	x	x	711				
Santa Ana	2889	Phan	x	x	2889				
Santa Monica	4199	Abdo	x	x	4199				
Three Valleys Municipal Water District	7535	De Jesus	x	x	7535				
Torrance	3136	Lefevre	x	x	3136				
Upper San Gabriel Valley Mun. Wat. Di	11544	Fellow	x	x	11544				
West Basin Municipal Water District	22776	Williams	x	x	11388				
		Gray	x	x	11388				
			Subtotal:		22776				
Western Municipal Water District	11824	Galleano	x	x	11824				
Total	324826				321309				
Present and not voting									
Absent	3517								

Director Ortega voted No on Agenda Item 7-9.

Director Faessel stated, for the record, that Section 56 of the Metropolitan Act requires him to recuse himself from voting on Agenda Item 7-12 because it involves a contract with the city of Anaheim, which he disclosed that he receives an income from the city of Anaheim as an elected city council member, and currently sits on the city's council, he will not be voting for Agenda Item 7-12 today.

Director Phan stated that she is recusing herself from Agenda Item 7-12 because both the city of Anaheim and city of Yorba Linda are clients of her employer.

The motion to approve the Consent Calendar Items 6A, 6C, 6D, 7-1, 7-2, 7-3, 7-4, 7-5, 7-7, 7-8, 7-9*, 7-10, 7-1, and 7-12* **(M.I. 52323 through 52333, 52335 and 52336)** passed by a vote of 321,309 ayes; 0 noes; 0 abstain; 0 not voting; and 3,517 absent.

***Note: Individual vote tallies for Item 7-9.**

Director Ortega voted No on Agenda Item 7-9 (M.I. **52334**) passed by a vote of 321,093 ayes; 216 noes; 0 abstain; 0 not voting; and 3,517 absent.

***Note: Individual vote tallies for Item 7-12.**

Directors Faessel and Phan recused themselves from Agenda Item 7-12 (M.I. **52337**) passed by a vote of 313,337 ayes; 0 noes; 0 abstain; 7,972 not voting; and 3,517 absent.

52338 Chairwoman Gray asked if there were questions or need for discussion for Board Information Items 9-1 and 9-2. No requests were made.

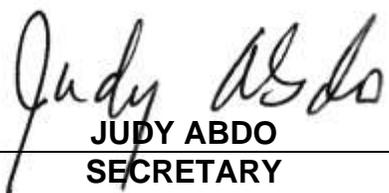
52339 Chairwoman Gray announced that Agenda Item 10-1 General Manager Recruitment Process Update was withdrawn.

52340 Chairwoman Gray asked if there were any follow-up items. No requests were made.

52341 Chairwoman Gray asked if there were any future agenda items. No requests were made.

52342 There being no objection, at 12:54 p.m., Chairwoman Gray adjourned the Meeting.


GLORIA D. GRAY
CHAIRWOMAN


JUDY ABDO
SECRETARY