

**MINUTES OF THE WORKSHOP BOARD MEETING
OF THE BOARD OF DIRECTORS OF
MUNICIPAL WATER DISTRICT OF ORANGE COUNTY (MWDOC)
WITH THE MWDOC MET DIRECTORS**

July 1, 2020

At 8:30 a.m., President Tamaribuchi called to order the Regular Meeting of the Municipal Water District of Orange County via the Zoom Webinar application (pursuant to the Governor's Executive Order due to the spread of the COVID-19 virus, the meeting was conducted via Zoom). Secretary Goldsby called the roll.

MWDOC DIRECTORS

Vacant
Larry Dick*
Joan Finnegan
Bob McVicker
Sat Tamaribuchi
Jeffery M. Thomas
Megan Yoo Schneider

STAFF

Robert Hunter, General Manager
Karl Seckel, Assistant General Manager
Joe Byrne, Legal Counsel
Maribeth Goldsby, Board Secretary
Harvey De La Torre, Associate General Manager
Chris Lingad, Associate Engineer
Melissa Baum-Haley, Prin. Water Resource Analyst
Damon Micalizzi, Director of Public Affairs
Kevin Hostert, Water Resources Analyst
Charles Busslinger, Principal Engineer
Heather Baez, Government Affairs Manager
Alex Heide, Water Resources Analyst

*Also MWDOC MET Director

OTHER MWDOC MET DIRECTORS

Larry McKenney
Linda Ackerman

OTHERS PRESENT

Roger Patterson
Jose Vergara
Kathryn Freshley
Mark Monin
Hyejin Lee
Doug Reinhart
Steve LaMar
Mary Aileen Matheis
Peer Swan
Paul Weghorst
Jim Atkinson
Paul Shoenberger
Stacy Taylor
Don Froelich
Laura Rocha
Mike Markus
John Kennedy
Saundra Jacobs
Jim Leach
Greg Mills

Metropolitan Water District of Southern Calif.
El Toro Water District
El Toro Water District
El Toro Water District
City of Fountain Valley
Irvine Ranch Water District
Irvine Ranch Water District
Irvine Ranch Water District
Irvine Ranch Water District
Irvine Ranch Water District
Mesa Water
Mesa Water
Mesa Water
Moulton Niguel Water District
Moulton Niguel Water District
Orange County Water District
Orange County Water District
Santa Margarita Water District
Santa Margarita Water District
Serrano Water District

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| Dennis Erdman | South Coast Water District |
| Bill Green | South Coast Water District |
| Rick Shintaku | South Coast Water District |
| Glen Acosta | Trabuco Canyon Water District |
| Fernando Paludi | Trabuco Canyon Water District |
| Brooke Jones | Yorba Linda Water District |
| Wayne Miller | Yorba Linda Water District |
| Al Nederhood | Yorba Linda Water District |
| Brett Barbre | Yorba Linda Water District |
| Divya Agrawalla | Yorba Linda Water District |
| Roseanne Weston | Yorba Linda Water District |
| Steve Blois | Calleguas MWD/MET Director |
| Tony Goff | Calleguas Municipal Water District |
| Daniel Drugan | Calleguas Municipal Water District |
| Henry Graumlich | Calleguas Municipal Water District |
| Rich Atwater | Foothill MWD/MET Director |
| Nina Jazmadarian | Foothill Municipal Water District |
| Ed Means | Means Consulting |
| Kristy Khachigian | Kristy Khachigian Consulting |
| Megan Couch | San Diego County Water Authority |
| Garry Brown | CoastKeepers |
| Rupert Barnett | |

PUBLIC PARTICIPATION/PUBLIC COMMENTS

President Tamaribuchi inquired whether any members of the public wished to comment on agenda items.

No public comments were received.

ITEMS RECEIVED TOO LATE TO BE AGENDIZED - Determine need and take action to agendize item(s), which arose subsequent to the posting of the Agenda. (ROLL CALL VOTE: Adoption of this recommendation requires a two-thirds vote of the Board members present or, if less than two-thirds of the Board members are present, a unanimous vote.)

No items were presented.

ITEMS DISTRIBUTED TO THE BOARD LESS THAN 72 HOURS PRIOR TO MEETING

President Tamaribuchi inquired as to whether there were any items distributed to the Board less than 72 hours prior to the meeting.

General Manager Hunter advised that letters from La Habra and YLWD, regarding Item 1 on the agenda (Determine whether to Appoint a New MWDOC Director for Division 1 or Keep it Vacant until the November election) were distributed to the Board and made available to the public.

President Tamaribuchi welcomed both MET Directors Rich Atwater and Steve Blois to the meeting.

ACTION ITEMS**DETERMINE WHETHER TO APPOINT A NEW MWDOC DIRECTOR FOR DIVISION 1 OR KEEP IT VACANT UNTIL THE NOVEMBER ELECTION**

General Manager Hunter advised that due to the timing of Director Barbre's resignation from the MWDOC Board (June 17, 2020), the Division 1 seat will be placed on the November 3, 2020 general election ballot; the Registrar of Voters was notified on June 17, 2020. He advised that the Board may appoint a replacement Director to fill the vacancy through November 3, 2020, or leave the position vacant until the election.

Discussion ensued regarding whether to appoint an interim Director, with Director Dick referencing the letters from agencies asking the Board to leave the position open, and he noted that he did not receive any letters expressing concern that Division 1 would lack representation for this period, nor any letters of interest by anyone interested in serving short-term.

Upon MOTION by Director Finnegan, seconded by Director Thomas, and carried (6-0), the Board voted to not appoint a replacement Director for Division 1 and called for the Division 1 vacancy to be placed on the November 3, 2020 ballot. Said action was taken by the following roll call vote:

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| AYES: | Directors Dick, McVicker, Finnegan, Tamaribuchi, Thomas & Yoo Schneider |
| NOES: | None |
| ABSENT: | None |
| ABSTAIN: | None |

REVISIONS TO STANDING COMMITTEE AND ASSOCIATION AND COMMISSION APPOINTMENTS FOR 2020

Upon MOTION by Director Thomas, seconded by Director Dick, and carried (6-0), the Board ratified the appointment of Director Larry Dick to the Public Affairs & Legislation Committee, and ratified the changes to the Special, Association, and Commission appointments for 2020 (as recommended by President Tamaribuchi). Said action was taken by the following roll call vote:

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|----------|--|
| AYES: | Directors Dick, McVicker, Finnegan, Tamaribuchi, Thomas & Yoo Schneider |
| NOES: | None |
| ABSENT: | None |
| ABSTAIN: | None |

PRESENTATION/DISCUSSION/INFORMATION ITEMS**STATUS OF DELTA CONVEYANCE ACTIVITIES AND LITIGATION**

Mr. Roger Patterson (Metropolitan Water District of Southern Calif.) presented an overview of the status of the Delta issues impacting the State Water Project, including Delta Conveyance activities and related litigation challenging the federal Biological Opinions (BiOps) and State Incidental Take Permit (ITP). The federal BiOps contain requirements to ensure compliance with the Federal Endangered Species Act. In the past the State has relied on the Federal BiOps to comply with State Endangered Species Act (called a consistency determination). However this year, the State decided to not do so and instead issued its own ITP permit. His presentation noted that following the Trump administration's finalization of the BiOps, the State and environmental groups almost immediately filed lawsuits challenging them as inadequate. The State Water Contractors intervened in these actions. In addition, MET and the State Contractors filed a lawsuit against the State's ITP, which they indicated imposed inappropriate restrictions on the operation of the project.

Mr. Patterson provided some additional detail and background on the Delta Conveyance project, the Biological Opinion process, the Federal and State Endangered Species Acts, the permitting process, the working relationships among the parties, and how these lawsuits will affect the progress of the Delta Conveyance Project, noting the importance for all parties involved to resume discussion toward the Voluntary Agreements.

Legal Counsel Joe Byrne also provided some information regarding the litigation, noting that 8 lawsuits have been filed (4 on each side) over the ITP.

MET Directors Blois and Atwater provided an overview of the Delta Conveyance Design and Construction Authority (DCA).

Considerable discussion ensued regarding the timeline for the lawsuits, the driver for the disputes, the financial impacts of the lawsuits, at what point the BiOps would have to be re-done if at all, the ITP, the Delta Conveyance Design and Construction Authority, what effects a change in administration (Presidency) would have, and the State's role and authority.

The Board received and filed the reports as presented.

INPUT OR QUESTIONS ON MET ISSUES FROM THE MEMBER AGENCIES/MET DIRECTOR REPORTS REGARDING MET COMMITTEE PARTICIPATION

Director McKenney highlighted SB 625 (Central Basin MWD), noting that after a lengthy comment period, MET adopted a "watch" position, the report on MET's Capital Improvement Program, the water supply outlook and demands (lower), the Groundwater Sustainability Plan, the IRP process and recent meetings, and the General Manager recruitment process.

Director Ackerman reported that emphasis has been placed on the IRP process, and the General Manager recruitment process (she is hopeful a process for the recruitment will be approved by the Board in July).

Director Dick highlighted the increased budget for cyber and physical security, the authorization of a Colorado River Board payment, updates on the Greenhouse Gas reduction commitment (on a plan to be carbon neutral by 2025), the IRP process, and the General

Manager recruitment process. He noted that MET Directors Faessel and Galleano each received 5 year service awards.

Responding to an inquiry/comment by Director Dick, Government Affairs Manager Heather Baez reported that the July WACO meeting will feature a PFAS presentation, and the August WACO presentator is anticipated to be Brenda Berman.

METROPOLITAN'S 2020 INTEGRATED RESOURCES PLAN (IRP) ORAL UPDATE

Principal Water Resources Analyst, Dr. Melissa Baum-Haley, provided an update on the recent IRP Committee activities, noting that the process is scenario planning based, with the first step focusing on the Drivers of Change. At the recent IRP meeting, the MET staff provided the survey results (from the MET Board, member agencies, and stakeholder outreach) which indicate that hydrologic variation, stresses on the river basins, Direct Potable Reuse, and the Colorado River Cooperation were identified as the top key drivers.

Dr. Baum-Haley advised that the next step in the IRP process would focus on constructing the scenario framework.

The Board received and filed the report.

MWD ITEMS CRITICAL TO ORANGE COUNTY

- a. MET's Water Supply Conditions
- b. MET's Finance and Rate Issues
- c. Colorado River Issues
- d. Bay Delta/State Water Project Issues
- e. MET's Ocean Desalination Policy and Potential Participation by MET in the Doheny Desalination Project
- f. Orange County Reliability Projects
- g. East Orange County Feeder No. 2
- h. South County Projects

Associate General Manager Harvey De La Torre highlighted the Water Supply status, noting that the Table A allocation was increased to 20%, and that with low demands the amount of water taken from storage is diminishing. Mr. De La Torre advised that a detailed report on next year's MET's water supply would be provided to the Board in the fall.

Mr. De La Torre also advised that MET member agencies are in the process of gathering information regarding the financial impacts of COVID-19, and that a summary of the analysis will be provided to the Board in September.

The Board received and filed the report as presented.

METROPOLITAN (MET) BOARD AND COMMITTEE AGENDA DISCUSSION ITEMS

- a. Summary regarding the May MET Board Meeting
- b. Review items of significance for the upcoming MET Board and Committee Agendas

The report was received and filed.

ADJOURNMENT

There being no further business, the meeting adjourned at 10:01 a.m.

Maribeth Goldsby
Board Secretary