



San Diego County Water Authority

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July 8, 2017

Randy Record
and members of the Board
P. O. Box 54153
Los Angeles, CA 90054-0153

MEMBER AGENCIES

Carlsbad
Municipal Water District
City of Del Mar
City of Escondido
City of National City
City of Oceanside
City of Poway
City of San Diego
Fallbrook
Public Utility District
Helix Water District
Lakeside Water District
Olivenhain
Municipal Water District
Otay Water District
Padre Dam
Municipal Water District
Camp Pendleton
Marine Corps Base
Rainbow
Municipal Water District
Ramona
Municipal Water District
Rincon del Diablo
Municipal Water District
San Dieguito Water District
Santa Fe Irrigation District
South Bay Irrigation District
Vallecitos Water District
Valley Center
Municipal Water District
Vista Irrigation District
Yuima
Municipal Water District
**OTHER
REPRESENTATIVE**
County of San Diego

RE: Board Memo 8-3: Adopt CEQA determination and appropriate \$2 million; award \$13,856,000 contract to Kiewit Infrastructure West Co. to construct an advanced water treatment demonstration plant; and authorize increase of \$300,000 to an agreement with Stantec Consulting, Inc. – **OPPOSE**;

NOTICE OF NON-LIABILITY AND DISCLAIMER OF FINANCIAL OR CONTRACT RESPONSIBILITY ASSOCIATED WITH BOARD MEMO 8-3; RESERVATION OF RIGHTS; AND NOTICE OF INTENT TO SEEK RECOVERY OF ILLEGAL RATES AND FURTHER AWARD OF PREJUDGEMENT INTEREST

Dear Chairman Record and Board Members:

Copies of our March 5, 2016, November 9, 2015 and September 20, 2015 letters regarding MWD's "potential" regional recycled water program are incorporated herein by reference, along with letters we have submitted on MWD's Integrated Resources Plan and Urban Water Management Plan.ⁱ

MWD should not be spending money on a recycled water program that is not included in its 2015 Integrated Resources Plan or Urban Water Management Plan, and which would produce more than eight times (168,000 acre-feet vs 20,000 acre-feet) the amount of water these "plans" identify as necessary to meet the demand for MWD water. We remain deeply troubled that the Board has refused to consider affordability or impact on ratepayers in the adoption of these plans and in its spending practices and has failed either to identify the parties that actually benefit from this program or conduct a cost of service review consistent with Proposition 26 and California common law, among other requirements.

Finally, Board Memo 8-3 states that, "[t]he Board also authorized an agreement with County Sanitation District No 2 of Los Angeles County, the administrative District for the Sanitation Districts, to establish the roles and responsibilities for both Metropolitan and the Sanitation


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Districts related to design, construction, and operation of the plant.” However, staff has previously stated to the Board that, “[t]he key terms for the full-scale program are tentative and not binding until that full-scale program is authorized by the boards of Metropolitan and the Sanitation District.”ⁱⁱ Is there currently a binding agreement between MWD and the Sanitation Districts, or will it be brought back to the board for approval?

Sincerely,



Michael T. Hogan
Director



Keith Lewinger
Director



Elsa Saxod
Director



Fern Steiner
Director

cc: Water Authority Board of Directors

ⁱ <http://www.mwdfacts.com/wp-content/uploads/2017-07-08LACSDLetterReferences.pdf>

ⁱⁱ Page 4 of MWD memo dated 11/10/2015

http://mwdh2o.granicus.com/MetaViewer.php?view_id=21&clip_id=4988&meta_id=112358