

October 27, 1998

**To: LEGAL AND CLAIMS COMMITTEE**

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James M. Rez, Chairman	Ted Grandsen
Joseph Parker, Vice Chairman	Helen Z. Hansen
Judy Abdo	Francesca M. Krauel
Henry S. Barbosa	Richard F. Mayér
Thom Coughran	Thomas H. McCauley
Mark S. Dymally	Wayne T. McMurray
Anthony R. Fellow	Phillip J. Pace
Christine M. Frahm	Sergio Rascon
Frank F. Forbes	Wyatt L. Troxel
Ronald R. Gastelum	

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**From: Executive Secretary**

**Subject: Meeting of Monday, November 9, 1998, at 1:30 p.m.**

Committee Chairman Rez requests you be present at an adjourned meeting of the Legal and Claims Committee on **Monday, November 9, 1998, at 1:30 p.m.** in Conference Room CP311 (Third Floor), in the Two California Plaza Building at 350 South Grand Avenue, Los Angeles.

**Dawn Chin**

# AGENDA

## ADJOURNED LEGAL AND CLAIMS COMMITTEE MEETING WITH BOARD OF DIRECTORS\*

**November 9, 1998**

**1:30 PM**

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Two California Plaza      Room 311, Third Floor      350 South Grand Avenue      Los Angeles, CA 90071

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**\*The Metropolitan Water District's Legal and Claims Committee meeting is noticed as a joint committee meeting with the Board of Directors for the purpose of compliance with the Brown Act. Members of the Board who are not assigned to the Legal and Claims Committee may participate as members of the Board, whether or not a quorum of the Board is present. In order to preserve the function of the committee as advisory to the Board, members of the Board who are not assigned to the Legal and Claims Committee will not vote on matters before the Legal and Claims Committee.**

- 1.            ADDITIONS TO THE AGENDA** (As required by Gov. Code, § 54954.2, subd. (b).)
  
- 2.            OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO ADDRESS THE COMMITTEES ON MATTERS WITHIN THE COMMITTEE'S JURISDICTION** (As required by Gov. Code, § 54954.3, subd.(a).)
  
- 3.            APPROVAL OF THE MINUTES OF THE LEGAL AND CLAIMS COMMITTEE MEETING HELD OCTOBER 12, 1998** (a copy has been mailed to each Director)
  
- 4.    CONSENT CALENDAR ITEMS - ACTION**  
  
**7-7      Approve Amendment of the Conflict of Interest and Disclosure of Personal Finances Code (L&C, O&P--Action)**

← To Yellow Sheet

**5. OTHER BOARD ITEMS - ACTION**

- 8-8** Adopt Resolution of Necessity Directing the General Counsel to Condemn Property Required for the Inland Feeder Project in San Bernardino County, Identified by Assessor's Parcel Number 0299-021-14, -20, and -21, MWD's Right-of-Way Parcel Number INFED1-25-100TEA1, and Owner's Name: Beverly L. Buoye, Trustee (L&C--Action)
- 8-9** Adopt Resolution of Necessity Directing the General Counsel to Condemn Property Required for the Inland Feeder Project in San Bernardino County, Identified by MWD's Right-of-Way Parcel Number INFED1-28-37OPEA1 and -TEA1 and Owner's Name: Frank Tyler (L&C--Action)
- 8-10** California Plaza Lease Audit [**Conference with Legal Counsel--Potential Litigation; to be heard in closed session pursuant to Gov.Code, § 54956.9(b)**] (L&C--Action)

**6. BOARD INFORMATION ITEMS**

None.

**7. COMMITTEE ITEMS**

- a.** Report Under Administrative Code Section 6433 for the Quarter Ended September 30, 1998 (L&C, O&P)
- b.** Oral Report on Readoption of Wheeling Rate, Including Discussion of Metropolitan Water District v. All Persons Considered [**Conference with Legal Counsel--Existing Litigation; (One Case Pending) may be heard in closed session pursuant to Gov. Code, § 54956.9(c)**] (L&C, WP&R)
- c.** Oral Report on Freedman v. Metropolitan, LASC Case No. LC039517 c/w KC039849 [**Conference with Legal Counsel--Existing Litigation; to be heard in closed session pursuant to Gov. Code § 54956.9(a)**]
- d.** Oral Report on Inland Feeder Property Acquisition and Condemnation Matters, Identified by Owners' Names on Attachment A [**Conference with Legal Counsel--Existing Litigation; to be heard in closed session pursuant to Gov. Code § 54956.9(a)**]
- 9-2** Legal Department Report for October 1998

NOTE: At the discretion of the committee, all items appearing on this agenda, whether or not expressly listed for action, may be deliberated and may be subject to action by the committee.

This committee reviews items and makes a recommendation for final action to the full Board of Directors. Final action will be taken by the Board of Directors. Agendas for the meeting of the Board of Directors may be obtained from the Executive Secretary. This committee will not take any final action that is binding on the Board, even when a quorum of the Board is present.

## ATTACHMENT A

### INLAND FEEDER EMINENT DOMAIN ACTIONS (Open Cases)

	<b>CASE NAME</b>	<b>COUNTY</b>	<b>CASE #</b>
1	Campus Crusade for Christ	SBD	35498
2	Southern Pacific Railroad	SBD	41579
3	Arrowhead Springs Partners	SBD	37085
4	San Bernardino Flood Control	SBD	37086
5	Stubblefield Construction Co.	SBD	29132
6	Banta	SBD	42671
7	Blessed Hope	SBD	42457
8	Cozzolino	SBD	42816
9	De Blauw	SBD	44065
10	Farquhar, L.	SBD	42815
11	Farquhar, M.	SBD	44067
12	Fletes	SBD	44155
13	Knudsen	SBD	42499
14	Poppett	SBD	42669
15	Reineman	SBD	42065
16	Ryan	SBD	42670
17	Shelly Investments	SBD	44875
18	Shoemaker	RIV	315405
19	Fosdick	RIV	303337
20	Zuppardo	RIV	302614
21	DeHaan	RIV	293062
22	Ray	RIV	293041
23	San Bernardino Valley Water Conservation District	SBD	52048