

AGENDA

ADJOURNED REGULAR MEETING OF THE BOARD OF DIRECTORS THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA

September 14, 1999

11:30 AM

MWD Headquarters Building • Board Room • 700 North Alameda Street • Los Angeles, CA 90012

1. **Call to Order**
 - (a) Invocation: Director Wyatt L. Troxel
 - (b) Pledge of Allegiance, led by Director Charles M. Treviño
2. **Roll Call**
3. **Determination of a Quorum**
4. **Additions to Agenda (As required by Gov. Code, § 54954.2(b))**
5. **Opportunity for members of the public to address the Board on matters within the Board's jurisdiction. (As required by Gov. Code, § 54954.3(a))**

PUBLIC HEARING

Comments on the proposed standby charge for Annexation No. 57 to Calleguas Municipal Water District

Comments on the proposed standby charge for Thirty-Ninth Fringe Area Annexation to Western MWD of Riverside County

6. **OTHER MATTERS**

- A. Approval of the Minutes of the Meetings held May 11 and June 8, 1999.
(Copies have been mailed to each Director)

Any additions, corrections, or omissions

- B. Induction of new Directors:

- (a) Receive credentials
- (b) Report on credentials by General Counsel
- (c) File credentials
- (d) Administer Oath of Office
- (e) File Oath

- C. Committee appointments. (Exec.)

- D. Presentation of five-year service pin to Director Wyatt L. Troxel,
representing Inland Empire Utilities Agency

- E. Nomination and election of a nonofficer member of the Executive
Committee for term ending December 31, 1999

- F. Report on Colorado River matters, including negotiations to develop a
California plan for river operations, settlement of the San Luis Rey water
rights dispute and Salton Sea issues. (Exec., WP&R)

**[Conference with Real Property Negotiators; Agency Negotiator: Paul
Cunningham; Negotiating Parties: United States Department of the
Interior, State of California, State of Nevada, State of Arizona, Palo Verde
Irrigation District, Imperial Irrigation District, Coachella Valley Water
District, Los Angeles Department of Water and Power, San Diego County
Water Authority, Colorado River Indian Tribes Coalition, San Luis Rey
Settlement Parties; Property: Water Rights, Colorado River Allocations;
Under Negotiation: Price and Terms; to be heard in closed session
pursuant to Gov. Code § 54956.8]**

Approval of framework agreement relating to quantification of the
agricultural agencies' Colorado River water entitlements.

7. **CONSENT CALENDAR ITEMS (Action)**

- 8-1 Authorize extension and increase value of service contract with Orange County Water District from \$280,000 to \$390,000 for Water Quality Laboratory services. (Exec.)

Recommendation:

It is recommended that the Board of Directors authorize Metropolitan to extend and increase the value of its existing service contract with the Orange County Water District from \$280,000 to \$390,000 pursuant to an agreement approved as to form by the General Counsel.

- 8-2 Authorize entering into a tolling agreement and update on negotiations regarding Santa Ana Watershed Project Authority's Arlington Desalter Project. (WP&R)

Recommendation:

Authorize the General Manager to execute a memorandum of understanding with Santa Ana Watershed Project Authority and Western Municipal Water District of Riverside County to negotiate modifications to financial incentives for the Arlington Desalter Project and to toll applicable limitation periods.

- 8-3 Certify review and consideration of the Environmental Impact Report; and authorize entering into a Local Resources Program Agreement with San Diego County Water Authority and Otay Water District for the Otay Recycled Distribution Expansion Project. (WP&R)

Recommendation:

Option 1:

- A. Review and consider information provided in the Project's Environmental Impact Report and adopt the Lead Agency's findings related to the Project; and**
- B. Authorize the General Manager to execute a LRP agreement for this expansion project to provide incentive payments over 24 years that begin at \$200 per acre-foot and are incrementally reduced each year. The payment in year 24 would be \$160 per acre-foot.**

(END OF CONSENT CALENDAR)

8. OTHER BOARD ITEMS (Action)

- 9-1 Authorize award of a construction contract in the amount of \$4,085,650 to J.F. Shea Company, Inc., for the Tank Saddle Cut-off Wall/Signal Spillway of the Eastside Reservoir Project. (E&O) **[To be mailed separately.]**

Recommendation:

To construct the Tank Saddle Cut-off Wall/Signal Spillway of the Eastside Reservoir Project, it is recommended that the Board authorize award of a fixed price construction contract in the amount of \$4,085,650 to J.F. Shea Company, Inc.

- 9-3 Authorize signing of the San Joaquin River/VAMP Agreement. (L&C, WP&R)

Recommendation:

It is recommended that the Board authorize the General Manager to take all actions necessary, including compliance with the California Environmental Quality Act, to enter into and implement the San Joaquin River Agreement.

- 9-4 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 No. 1210-211-17, MWD's Right of Way Parcel No. INFED1-28-150, and Owner's Name Ruffen B. Kirkland. (L&C) [Two-thirds vote required]

Recommendation:

It is recommended that the Board of Directors adopt, by a two-thirds vote, a resolution of necessity to condemn the property described in Exhibits A and B, attached to the General Manager's letter, in accordance with the eminent domain law and directing the General Counsel to commence condemnation proceedings to acquire the property.

- 9-5 Authorize administrative settlement of Inland Feeder Project Parcels INFED1-28-160PEA1 and INFED1-28-170PEA1, San Bernardino County Assessor's Parcel Nos. 1210-211-16 and 18 (portions); Owners: Charles M. Delameter, Jr., Thomas W. Delameter, and Richard J. Delameter. (L&C)

[Conference with Real Property Negotiator (Mark Mendoza); to be heard in closed session pursuant to Gov. Code § 54956.8]

- 9-6 Request for authority to make final settlement offer in eminent domain action entitled The Metropolitan Water District of Southern California v. Campus Crusade for Christ, et al., for the Inland Feeder Project, San Bernardino County Superior Court Case No. SCV 35498. (L&C) **[Conference with Legal Counsel--Existing Litigation; to be heard in closed session pursuant to Gov. Code § 54956.9(a)]**

9. REPORTS OF SPECIAL COMMITTEES

10. ADJOURNMENT

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

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 parenthesis at the end of the description of the agenda item e.g. (E&O, B&F). Committee agendas may be obtained from the Executive Secretary.