

Date: November 30, 1999

To: LEGAL AND CLAIMS COMMITTEE

Gary A. Morse, Chair	Francesca M. Krauel
Helen Z. Hansen, Vice Chair	Lois B. Krieger
Wesley M. Bannister	Wayne T. McMurray
Henry S. Barbosa	Langdon W. Owen
George E. Battey, Jr.	Joseph Parker
Jeffrey A. Borenstein	Glen D. Peterson
James T. Edwards	Sergio Rascon
S. David Freeman	Clayton A. Record, Jr.
Betty H. Harris	James M. Rez
Bonny L. Herman	

From: Executive Secretary

Subject: Meeting of Monday, December 13, 1999, at 9:30 a.m.

Committee Chairman Morse requests you be present at a meeting of the Legal and Claims Committee on **Monday, December 13, at 9:30 a.m. in Committee Room 2-145 (Second Floor)**, in the District's Headquarters Building, 700 North Alameda Street, Los Angeles.

Dawn Chin

**Legal and Claims Committee
Meeting with Board of Directors***

**December 13, 1999
9:30 AM**

MWD Headquarters Building • Room 2-145, 2nd Floor • 700 N. Alameda Street • Los Angeles, CA 90012

**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 MEETINGS OF THE LEGAL AND CLAIMS COMMITTEE HELD NOVEMBER 15, 1999; JOINT EXECUTIVE COMMITTEE, LEGAL AND CLAIMS COMMITTEE AND SUBCOMMITTEE ON ORGANIZATION AND PERSONNEL HELD NOVEMBER 23, 1999, AND JOINT LEGAL AND CLAIMS AND ENGINEERING AND OPERATIONS COMMITTEES HELD NOVEMBER 29, 1999** (copies have been mailed to each Director)

4. **CONSENT CALENDAR ITEMS - ACTION**

None.

5. **OTHER BOARD ITEMS - ACTION**

9-8 Report on Eminent Domain Actions (Metropolitan v. De Haan, Riverside County Superior Court Case No. 293062; Metropolitan v. Ray, Riverside County Superior Court Case No. 293061; Metropolitan v. Blessed Hope, San Bernardino County Superior Court Case No. SCV 42457; and Metropolitan v. Shoemaker, Riverside Superior Court Case No. 315405);

for the Inland Feeder Project and Authority to Amend Agreement No. 13641 with the Special Counsel

[Conference with Legal Counsel—Existing Litigation; (four cases pending) to be heard in closed session pursuant to Gov. Code, § 54956.9(a)] (L&C—Action)

9-10 Report on Claims of Kiewit-Granite Arising Out of the Construction of Metropolitan’s Eastside Reservoir East Dam and Amendment to Contract for Legal Services to Finance Costs of Continued Claims Analysis, Negotiations and Litigation

[Conference with Legal Counsel—Anticipated Litigation; Significant Exposure (two potential cases) to be heard in closed session pursuant to Gov. Code, § 54956(b)]

9-11 Report on Claims of the Joint Venture of Atkinson-Washington-Zachry Arising Out of Construction of Metropolitan’s Eastside Reservoir West Dam, Saddle Dam and Forebay and Amendment to Contract for Legal and Consulting Services to Finance Costs of Continued Claims Analysis, Mediation and Litigation

[Conference with Legal Counsel—Anticipated Litigation; Significant Exposure (one potential case) to be heard in close session pursuant to Gov. Code, § 54956(b)]

6. BOARD INFORMATION ITEMS

10-5 Carver Model Policy Statements. (Exec., B&F, C&L, L&C, O&P, Rules, Audit, Ethics--Info.)

7. COMMITTEE ITEMS

a. Oral Update on Inland Feeder Property Condemnation Matters and Threatened Litigation, Identified by Owners' Names on Attachment
[Conference with Legal Counsel--Existing and Anticipated Litigation; to be heard in closed session pursuant to Gov. Code, §§ 54956.9(a) and (b)]

b. General Counsel's Report of Monthly Activities

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.