

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

March 13, 2000

8:00 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 MEETING OF THE LEGAL AND CLAIMS COMMITTEE HELD FEBRUARY 7, 2000** (A copy has been mailed to each Director)
4. **CONSENT CALENDAR ITEMS – ACTION**

None.
5. **OTHER BOARD ITEMS - ACTION**

9-5 Authority to Amend Agreement No. 16035 with Flavell, Tennenbaum & Edwards to Continue Appraisal Services Litigation Support in the Eminent Domain Action for the Inland Feeder Project Entitled Metropolitan v. Campus Crusade for Christ, San Bernardino Superior Court Case NO. SCV34598
[Conference with Legal Counsel--Existing Litigation; to be heard in closed session pursuant to Gov. Code, § 54956.9(a)] (L&C—Action)

- 9-6 Authority to Amend Agreement 16076 with Woodward-Clyde International – Americas to Provide Construction, Post Construction and Expert Witness Consulting Services for Metropolitan’s Inland Feeder Project
[Conference with Legal Counsel--Anticipated Litigation, Significant Exposure (one potential case); to be heard in closed session pursuant to Gov. Code, § 54956.9(b)] (L&C—Action)
- 9-7 Authorize Settlement of Eminent Domain Action Entitled Metropolitan v. San Bernardino Valley Water Conservation District [Robertson's Ready Mix], Santa Barbara Superior Court Case No. 227537, 2); Report on Metropolitan v. San Bernardino Valley Water Conservation District [Sunwest], Ventura Superior Court Case No. CIV190813); for the Inland Feeder Project; and Authority to Amend Agreement No. 24068 with Special Counsel, McCormick, Kidman & Behrens
[Conference with Legal Counsel - Existing Litigation; to be heard in closed session pursuant to Gov. Code, § 54956.9(a)] (L&C—Action)
- 9-8 Amendment of Contract for Legal Services of the Law Offices of Charles S. LiMandri in Metropolitan Water District v. Hartford Fire Insurance Company, United States Central District Court Case No. 99-03825-GHK(Mcs),
[Conference with Legal Counsel – Existing Litigation, to be heard in closed session pursuant to Gov. Code section 54956.9(a)] (L&C—Action)
- 9-9 Authorization to Initiate Litigation Against The Hartford Insurance Company to Recover Third Party Claims Expenses Pursuant to the Commercial General Liability Policy Issued to Metropolitan by The Hartford
[Conference with Legal Counsel – Anticipated Litigation, to be heard in closed session pursuant to Gov. Code § 54956.9(c)] (L&C—Action)
- 9-10 Report on Appeal in Metropolitan Water District v. All Persons Interested, California Court of Appeal, Second District, Case No. B119968; and Authorization to Amend Agreement with the Law Firm of Horvitz and Levy to Revise the Total Amount Payable
[Conference with Legal Counsel—Existing Litigation; to be heard in closed session pursuant to Gov. Code § 54956.9(a)] (L&C—Action)

6. BOARD INFORMATION ITEMS

None.

7. COMMITTEE ITEMS

- a. Oral Update on Inland Feeder Property Condemnation Matters and Threatened Litigation, Identified by Owners' Names on **Attachment A**
[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

8. FOLLOW-UP ITEMS

None.

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)**

	CASE NAME	COUNTY	CASE #
1	Arrowhead Springs Partners	SBD	37085
2	Blessed Hope	SBD	42457
3	Campus Crusade for Christ	SBD	35498
4	De Blauw	SBD	44065
5	DeHaan	RIV	293062
6	Farquhar, L.	SBD	42815
7	Farquhar, M.	SBD	44067
8	Gomez	SBD	60145
9	Kirkland	SBD	61260
10	Ray	RIV	293041
11	Ryan	SBD	42670
12	San Bernardino Valley Water Conservation District (Robertson's)	STA BARB.	225737
13	San Bernardino Valley Water Conservation District (Sunwest)*	VENT	CIV 190813
14	Stubblefield Construction Co.	SBD	29132

THREATENED LITIGATION

1	San Manuel Tribe v. MWD*		
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