

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

April 10, 2000

11:00 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 MARCH 13, 2000** (A copy has been mailed to each Director)
4. **CONSENT CALENDAR ITEMS – ACTION**

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

9-2 Authorize Settlement in Eminent Domain Action for Metropolitan's Inland Feeder Project Entitled Metropolitan v. Ray, Riverside Superior Court Case No. 293062 [Conference with Legal Counsel--Existing Litigation (three cases pending); to be heard in closed session pursuant to Gov. Code, § 54956.9(a)] (L&C—Action)

- 9-3 Authorize Litigation Against Kenko, Inc for Violation of the False Claims Act and Breach of Contract
[Conference with Legal Counsel – Pending Litigation, to be heard in closed session pursuant to Gov. Code § 54956.9(a)] (L&C—Action)
- 9-4 Briefing and Request for Appropriate Action: Inland Feeder Contracts
[Conference with Legal Counsel - Significant Exposure to Litigation (one matter); to be heard in closed session pursuant to Gov. Code § 54956.9(b)] (L&C, E&O--Action) **[To be distributed at meeting]**

6. **BOARD INFORMATION ITEMS**

- 10-6 Briefing on Diamond Valley Lake (Eastside Reservoir Project) Construction Claims Filed by Kiewit-Granite for Construction of the East Dam
[Conference with Legal Counsel—Significant Exposure to Litigation (one matter); to be heard in closed session pursuant to Gov. Code § 54956.9(b)]

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
- c. Third Quarter Update on General Counsel's Business Plan

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	Ryan	SBD	42670
11	San Bernardino Valley Water Conservation District (Sunwest)*	VENT	CIV 190813
12	Stubblefield Construction Co.	SBD	29132

THREATENED LITIGATION

1	San Manuel Tribe v. MWD*		
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