

Revised Adjourned Regular Board Meeting

November 14, 2000

***12:00 p.m. -- Board Room**

**Meeting time approximate - Board Meeting may begin immediately following Strategic Plan Workshop*

Tuesday, November 14, 2000 Meeting Schedule		
8:00 a.m.	Board Room	Executive Committee
*9:00 a.m.	Board Room	Strategic Plan Workshop
*12:00 p.m.	Board Room	Board Meeting
* Meeting times are approximate – Meeting may begin immediately following preceding one		

MWD Headquarters Building • 700 N. Alameda Street • Los Angeles, CA 90012

1. Call to Order

- (a) Invocation: Director Wyatt L. Troxel
- (b) Pledge of Allegiance: Director George Wein

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))

Recognition of student artists in this year's calendar contest

6. OTHER MATTERS

- A. Approval of the Minutes of the Meetings for October 10 and 17, 2000.
(Copies have been mailed to each Director)
Any additions, corrections, or omissions

- B. Approve thirty-day leave of absence for Director James Blake, commencing December 2, 2000
- C. Chairman's Monthly Activity Report
- D. Report on the Strategic Plan
- E. Committee appointments. (Exec.)
- F. Defer election of Board Secretary and three nonofficer members of the Executive Committee. (Exec.)
- G. General Manager's Reports:
 - a. Report on Colorado River matters, including negotiations to develop a California plan for river operations, settlement of the San Luis Rey water rights dispute, Salton Sea issues, and resolution of remaining issues in Arizona v. California before U.S. Supreme Court. (L&C)
[Any discussion of real property negotiations will be held in closed session. 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. Any discussion of existing litigation will be heard in closed session. Conference with Legal Counsel--pursuant to Gov. Code § 54956.9(a)]
 - b. Discussion of Bay-Delta related issues; including progress on developing and implementing the CALFED program; potential litigation regarding the EIR/EIS for the CALFED program and the EIR for the Monterey Amendments to the State Water Contract; and State Water Resources Control Board's Phase 8 hearings to allocate responsibility to meet Bay-Delta environmental obligations. (L&C, WP&R)
[Any discussion of litigation will be held in closed session. Conference with Legal Counsel--(1) Existing Litigation; Parties: Water Right Holders in Bay-Delta Watershed; to be heard in closed session pursuant to Gov. Code § 54956.9(a); (2) Initiation of Litigation (one potential case); to be heard in closed session pursuant to Gov. Code § 54956.9(c)]
 - c. General Manager's oral summary of District activities for the month of October. **(Written report to be sent separately)**
 - (1) Reorganization
 - (2) Communications

- H. General Counsel's oral summary of Legal Department activities for the month of October. **(Written report to be sent separately)**

7. ORAL REPORTS OF STANDING COMMITTEES

- 7-1 Executive Committee (Phillip J. Pace, Chair)
- 7-2 Budget and Finance (Wesley M. Bannister, Chair)
- 7-3 Engineering and Operations (William G. Luddy, Chair)
- 7-4 Legal and Claims (Gary A. Morse, Chair)
- 7-5 Communications and Legislation (Glen D. Peterson, Chair)
- 7-6 Water Planning and Resources (Langdon W. Owen, Chair)

8. CONSENT CALENDAR ITEMS (Action)

- 8-1 Authorize \$325,000 for feasibility study, preliminary engineering, and environmental documentation for the Hiram W. Wadsworth Pumping Plant hydroelectric pump-motor unit conversion (Appn. 15360). (E&O)

Recommendation:

Option #1:

Appropriate \$325,000 to finance the feasibility study, preliminary engineering, preparation of environmental documentation, and the preparation and submission to FERC of the application for a small conduit hydroelectric exemption. Also, determine that pursuant to the California Environmental Quality Act (CEQA) the proposed action qualifies for a Categorical Exemption (Class 6, Section 15306 of the State CEQA Guidelines).

- 8-2 Approve amendment to professional services contract with the law firm of Duncan, Weinberg, Genzer & Pembroke in the amount of \$200,000 for electric industry restructuring legal services. (L&C)

Recommendation:

Option #1:

Authorize the General Counsel to amend the contract with Duncan, Weinberg, Genzer & Pembroke for an additional \$200,000 for legal advice and representation on electric industry restructuring matters.

- 8-3 Adopt resolution providing for changes in Metropolitan's contributions to medical plans maintained by Public Employees' Retirement System for the calendar year 2001. (O&P)

Recommendation:

In accordance with the negotiated labor agreements with Metropolitan's four bargaining units, adopt resolution increasing Metropolitan's contributions to the medical plans maintained by PERS for employees and annuitants in classifications represented by these units, said changes to be effective January 1, 2001 through December 31, 2001.

- 8-4 Authorize funding for two Capital Investment Plan Projects: (1) \$244,000 to replace two existing domestic water system pumps at the F. E. Weymouth Filtration Plant (Appn. 15355); and (2) \$1.033 million for staged replacement of Accusonic flow meter control units and installation of SCADA remote terminal units (Appn. 15359). (E&O)

Recommendation:

Option #1:

(a) Appropriate \$244,000 and authorize the General Manager to have all work performed to replace two existing domestic water system pumps at the Weymouth plant. Also, determine that pursuant to the California Environmental Quality Act (CEQA) the proposed action qualifies for a Categorical Exemption (Class 1, Section 15301 and Class 2, Section 15302 of the State CEQA Guidelines).

(b) Appropriate \$1.033 million; authorize the General Manager to have all work performed for staged replacement of Accusonic flowmeter control units and installation of SCADA remote terminal units; and authorize the General Manager to execute procurement contracts exceeding \$250,000. Also, determine that pursuant to the California Environmental Quality Act (CEQA), the proposed action for the purpose of procuring the flowmeters qualifies for a Categorical Exemption (Class 1, Section 15301 of the State CEQA Guidelines).

- 8-5 Adopt resolutions for annexation and to impose water standby charges for Annexation No. 63 to Calleguas Municipal Water District and Metropolitan. (Exec.)

Recommendation:

Option #1:

(a) Certify that the Board has reviewed and considered the information contained in the Final Environmental Impact Report for the project;

(b) Adopt resolution granting Calleguas' request for consent of Annexation No. 63, concurrently to Metropolitan and Calleguas, by establishing Metropolitan's terms and conditions for this annexation; and

(c) Adopt the resolution to impose water standby charges at a rate of \$9.58 per acre or per parcel of less than one acre within the proposed annexation.

- 8-6 Adopt resolutions for annexation and to impose water standby charges for the 66th Fringe Annexation (formerly American Beauty Annexation) to Eastern Municipal Water District and Metropolitan. (Exec.)

Recommendation:

Option #1:

(a) Certify that the Board has reviewed and considered the information contained in the Negative Declaration and adopt the Lead Agency's findings related to the Declaration prior to reaching a decision on the project;

(b) Adopt resolution granting Eastern's request for consent of the 66th Fringe Annexation concurrently to Metropolitan and Eastern by establishing Metropolitan's terms and conditions for this annexation; and

(c) Adopt the resolution to impose water standby charges at a rate of \$6.94 per acre or per parcel of less than one acre within the proposed annexation.

- 8-7 Adopt resolutions to annex the Murrieta County Water District's service area to Eastern Municipal Water District as the 65th Fringe Area Annexation, and to Western Municipal Water District as the 41st Fringe Area Annexation and to Metropolitan. (Exec)

Recommendation:

Option #1:

(a) Certify that the Board has reviewed and considered the information contained in the Negative Declaration of Eastern and the Exemption of Western for the proposed actions;

(b) Approve Eastern's and Western's proposed Plans for Implementing Water Use Efficiency Guidelines; and

(c) Adopt resolutions granting Eastern's 65th Fringe Area and Western's 41st Fringe Area Annexation requests for approval of annexation, concurrently to Metropolitan, by establishing Metropolitan's terms and conditions for these annexations.

(END OF CONSENT CALENDAR)

9. OTHER BOARD ITEMS (Action)

- 9-1 Authorize (1) \$43.5 million for the Jensen and Mills Oxidation Retrofit Program; and (2) award of a \$28.947 million contract to Kiewit Pacific Co. for construction of oxygen/ozone facilities for the Henry J. Mills Filtration Plant (Appn. 15173). (E&O)

Recommendation:

Option #1:

Appropriate \$43.5 million, authorize the General Manager to have all work performed as described in his letter, and award a construction contract in the amount of \$28.947 million for the construction of Oxygen/Ozone Facilities for the Mills plant ORP.

- 9-2 Authorize amendment to Metropolitan's Cyclic Storage Agreement in the Main San Gabriel Basin. (WP&R)

Recommendation:

Option #1:

Authorize the General Manager to amend the Main San Gabriel Basin Cyclic Storage Agreement as described in the General Manager's letter.

- 9-3 Approve amendment of contract for legal services of McCutchen, Doyle, Brown & Enersen, LLP, in Soboba Band of Mission Indians v. Metropolitan Water District, United States Central District Court Case No. 00-04208 GAF (MANx). (L&C)
[Conference with Legal Counsel--Existing Litigation; to be heard in closed session pursuant to Gov. Code §§ 54956.9(a) and (b)]
- 9-4 Authorize making of a final offer and/or settlement authority in eminent domain action entitled The Metropolitan Water District of Southern California v. Ruffen B. Kirkland, et al., San Bernardino Superior Court Case No. SCVSS 61260. (L&C)
[Conference with Legal Counsel--Existing Litigation (one case pending); to be heard in closed session pursuant to Gov. Code § 54956(a)]
- 9-5 Adopt joint resolution authorizing release of proposed Quantification Settlement Agreement amongst the Imperial Irrigation District, Coachella Valley and Metropolitan Water Districts for public review. (WP&R) **(To be mailed separately)**
- 9-6 **Withdrawn**
- Added 9-7 Ratify award of a sole source urgent necessity contract, not to exceed \$125,000, to DeZurik International to supply high performance butterfly valves for the Orange County Feeder Pressure Control Facilities Project. (E&O)

Recommendation:

Option #1:

Ratify the General Manager's award of the sole source urgent necessity contract, not to exceed \$125,000, to DeZurik International for eight high performance butterfly valves.

10. BOARD INFORMATION ITEMS

- 10-1 Status report for the Diamond Valley Lake Project for the month ending September 2000. (E&O)
- 10-2 Status report for the Inland Feeder Project for the month ending September 2000. (E&O)
[Any discussion of potential litigation to be heard in closed session. Conference with Legal Counsel--Significant Exposure to Litigation (two matters); to be heard in closed session pursuant to Gov. Code § 54956.9(b)]

11. REPORTS OF SPECIAL COMMITTEES

12. 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.