

Regular Board Meeting

December 12, 2000

11:00 a.m. -- Board Room

Tuesday, December 12, 2000 Meeting Schedule		
8:30 a.m.	Board Room	Strategic Plan Workshop
10:00 a.m.	Board Room	Executive Committee
11:00 a.m.	Board Room	Board Meeting

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 James F. Turner

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))

6. OTHER MATTERS

- A. Approval of the Minutes of the Meeting held November 14, 2000. (A copy has been mailed to each Director)
Any additions, corrections, or omissions
- B. Presentation of ten-year service pin to Director Wayne T. McMurray, representing Coastal Municipal Water District
- C. Presentation of resolution to Harold Vinson, 45-year employee of Metropolitan
- D. Chairman's Monthly Activity Report

- E. Adopt Conceptual Rate Structure Action Plan. (Exec.)
- F. Committee appointments. (Exec.)
- G. Evaluation of General Manager. (Exec.)
- H. 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 November. (Written report to be sent separately)
- I. General Counsel's oral summary of Legal Department activities for the month of November. (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 \$1.5 million to amend agreement for the inspection and analysis of Metropolitan's prestressed concrete cylinder pipelines. (E&O)

Recommendation:

Option #1:

(a) Appropriate \$1.5 million and authorize an amendment to Agreement No. 30402 with Pressure Pipe Inspection Company (PPIC) to have all work performed for the inspection and analysis of Metropolitan's remaining PCCPs, approximately 110 miles. This action will increase the contract with PPIC from \$560,000 to \$2.06 million. This option would generate data that identifies distressed pipe and possible pipeline failure. Staff would be able to locate and repair distressed pipe.

(b) The proposed project is categorically exempt under the California Environmental Quality Act (CEQA) as a check for performance of an operation, or quality, health, or safety of a project (State CEQA Guidelines Section 15309); and as a minor alteration of existing public facilities involving no expansion of use (State CEQA Guidelines Section 15301).

- 8-2** Approve construction of a service connection by Three Valleys Municipal Water District on San Gabriel Valley Municipal Water District's pipeline for deliveries of Metropolitan water using Metropolitan's capacity rights. (E&O)

Recommendation:

Option #1:

Determine that pursuant to the CEQA, the proposed project qualifies for a Categorical Exemption (Class 1, Section 15301 of the State CEQA Guidelines); approve the General Manager executing an agreement in form approved by the General Counsel to construct a service connection by Three Valleys Municipal Water District on San Gabriel Valley Municipal Water District's pipeline as described in the letter.

- 8-3** Authorize increasing the General Manager's previously approved authority by \$136,000 to award a construction contract for chlorine containment and handling facilities for the Robert B. Diemer Filtration Plant. (Appn. 15346) (E&O)

Recommendation:

Authorize increasing the General Manager's previously approved authority by \$136,000 to award a construction contract for chlorine containment and handling facilities for the Diemer plant.

- 8-4** Adopt four resolutions pertaining to property taxes for new redevelopment projects in the counties of Los Angeles, Orange, San Diego, and Ventura. (B&F)

Recommendation:

Adopt the resolutions, providing in substance that Metropolitan elects to be allocated that additional portion of revenue from taxes levied on redevelopment property which is attributable to any increase in Metropolitan's base year tax rate applied to the incremental assessed value of the project property:

<u>Name of Project</u>	<u>County</u>
Maywood City-Wide Redevelopment Project in the City of Maywood	Los Angeles
Marine Corp air Station Project in the City of Tustin	Orange
Central Imperial 3 Redevelopment Project in the City of San Diego	San Diego
Amendment to the Merged Tapo Canyon and West End Community Development Project in the City of Simi Valley	Ventura

8-5 Reclassify salary grade of Assistant General Counsel. (O&P)

Recommendation:

Option #1:

Change salary grade of Assistant General Counsel to salary grade 82 (\$125,736 to \$169,499).

8-6 Adopt resolution reporting the value of employer-paid member contributions to the Public Employees' Retirement System commencing January 1, 2001. (O&P)

Recommendation:

In accordance with the Employees Association/AFSCME Local 1902 negotiated labor agreement with Metropolitan and Government Code Section 20636(c)(4), adopt the resolution reporting the value of employer-paid member contributions to the Public Employees' Retirement System for employees in classifications represented by this unit effective January 1, 2001.

8-7 Authorize (1) \$899,500; and (2) award of a contract to Siemens Information and Communication Networks, Inc., not to exceed \$700,000, to replace outdated Rolm telephone equipment (Appn. 15263, No. 2). (Real Prop.)

Recommendation:

Option #1:

Increase Appropriation No. 15263 by \$899,500 to a total of \$1.354 million; authorize the General Manager to award a negotiated contract to Siemens Information and Communication Networks, Inc., for an amount not to exceed \$700,000 for factory-refurbished telecommunication equipment, associated software and related services; authorize staff to perform all work necessary to replace outdated telecommunication equipment at the nine facilities; and determine that pursuant to the California Environmental Quality Act (CEQA), the proposed project qualifies for two Categorical Exemptions (Class 1, Section 15301 and Class 3, Section 15303 of the State CEQA Guidelines). This option will delay future telecommunication expenditures by about five years and has the lowest overall cost.

8-8 Adopt 2000 Regional Urban Water Management Plan and the attached resolution for submittal to State of California. (WP&R)

Recommendation:

Option #1:

Determine that the recommended actions qualify for a Statutory exemption under CEQA and adopt the 2000 Plan and resolution for submittal to the State of California by December 31, 2000 and comply with the Act of the California Water Code.

(END OF CONSENT CALENDAR)

9. OTHER BOARD ITEMS (Action)

9-1 Approve legislative proposals for 2001. (C&L) **(To be mailed separately)**

9-2(a) Delegation of authority to plan, entitle and implement the Diamond Valley Lake Master Plan. (Real Prop.)

Recommendation:

Option #1:

Delegate to the General Manager authority allowed under Metropolitan's Administrative Code Sections 8113, 8115 and 8117 to take necessary and appropriate actions, including but not limited to expending funds within the existing appropriation (#15334) and DBAW-Phase I funds, to plan, entitle and implement the Diamond Valley Lake Master Plan.

9-2(b) Provide negotiation instructions re master developer and real property agreements for the Diamond Valley Lake Master Plan. (Real Prop.)
[Conference with real property negotiator: Ronald Gastelum, General Manager; property: prior designated recreation property within the Diamond Valley Lake Project; negotiating party: Diamond Valley Recreation Group; under negotiation: price and terms re potential lease agreement; to be heard in closed session pursuant to Gov. Code § 54956.8]

9-3 Authorize execution of Memorandum of Understanding with the Friant Water Users Authority. (WP&R)

Recommendation:

Option #1:

Determine that execution of the MOU is exempt under CEQA pursuant to 14 Cal Code Regs § 15262 and authorize the General Manager to execute a MOU with the Authority in form approved by the General Counsel based on the principles in Attachment 2 of the General Manager's letter.

- 9-4 Authorize settlement in eminent domain actions entitled People of the State of California, etc. v. Metropolitan Water District of Southern California, San Bernardino County Superior Court Case Nos. RCV 048029 and RCV 048031, involving the Foothill Feeder - Rialto Pipeline. (L&C) **[Conference with legal counsel--existing litigation (two cases pending); to be heard in closed session pursuant to Gov. Code § 54956.9(a)]**
- 9-5 Authorize settlement in eminent domain action for Metropolitan's Inland Feeder Project entitled Metropolitan v. Paul F. Ryan, San Bernardino Superior Court Case No. SCV 42670. (L&C) **[Conference with legal counsel--existing litigation (one case pending); to be heard in closed session pursuant to Gov. Code § 54956.9(a)]**
- 9-6 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)**
- 9-7** Grant the General Manager authority to implement a new, annual Individual Pay-for-Performance Plan for Unrepresented employees as part of the Performance Incentive Payment Program and modify the Award of Excellence. (Exec.)

Recommendation:

Option #1:

Authorize the General Manager the authority to implement an annual Performance Incentive Payment Program including a revised Pay-for-Performance Plan for Unrepresented employees and modify the Award of Excellence. This would include:

- a. Pay-for-Performance Plan will be individual awards for Unrepresented employees whose rated performance is at exceeds expectation or outstanding. General Manager will rate the unrepresented employees and present the awards in December of each year.**
- b. Expand the Award of Excellence to include recommended employees from any employee unit who displays exemplary service or performance, eliminate the cap on the number of awardees per fiscal year and change the individual award cap from \$20,000 per awardee to awards ranging from \$1,000 up to \$7,500.**

10. BOARD INFORMATION ITEMS

- 10-1** Status report for the Diamond Valley Lake Project for the month ending October 2000. (E&O)
- 10-2** Status report for the Inland Feeder Project for the month ending October 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)]
- 10-3** Report on seawater desalination activities. (WP&R)
- 10-4 Status report on the State Water Project Initiative Action Plan and benefits. (WP&R) **(To be mailed separately)**
[Any discussion of real property negotiations will be heard in closed session pursuant to Gov. Code § 54956.8. Conference with real property negotiator: Ronald Gastelum, General Manager; negotiating party: California Department of Water Resources; property: water rights under State Water Contract; Any discussion of existing litigation will be heard in closed session pursuant to Gov. Code § 54956.9(a). Conference with legal counsel; one case: Planning and Conservation League v. Department of Water Resources, Case No. C024576]

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.