



**LC&P Committee**

- L. Owen, Chair
- T. Brick, Vice Chair
- M. Ashley
- E. Bakall
- W. Bannister
- J. Blake
- G. Brown
- D. De Jesus
- T. Grandsen
- B. Harris
- B. Herman
- C. Kwan
- C. Lewis
- J. Morris
- G. Morse
- J. Mylne, III
- S. Stanton
- W. Troxel
- P. Pace (Ex Officio)
- W. Luddy (Ex Officio)
- J. Foley (Ex Officio)
- T. Coughran (Ex Officio)

**Adjourned Legal, Claims and  
Personnel Committee**

Meeting with Board of Directors\*

**November 18, 2002**

**11:00 a.m. -- Room 2-456**

Monday, November 18, 2002 Meeting Schedule		
8-8:30 a.m.	Rm. 2-413	Dirs. Computer Training
8:30 a.m.*	Rm. 2-456	E&O
10:00 a.m.*	Rm. 2-145	BF&I
11:00 a.m.*	Rm. 2-456	LC&P
1:00 p.m.*	Rm. 2-145	ARE&IP
2:00 p.m.*	Rm. 2-456	WPQ&R
3-3:30 p.m.	Rm. 2-413	Dirs. Computer Training

\*Meetings will begin at the posted time or upon the conclusion of the preceding meeting (if later), and meetings will not be held concurrently.

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

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\* The Metropolitan Water District's Legal, Claims and Personnel 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, Claims and Personnel 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, Claims and Personnel Committee will not vote on matters before the Legal, Claims and Personnel Committee.

1. **Opportunity for members of the public to address the committee on matters within the committee's jurisdiction** (As required by Gov. Code § 54954.3(a).)
2. **Approval of the Minutes of the meeting of the Legal, Claims and Personnel Committee held October 7, 2002**
3. **REPORTS**
  - a. Oral report on Colorado River matters. (LC&P)
  - b. Oral report on Bay-Delta and State Water Project matters. (LC&P, WPQ&R)

#### 4. CONSENT CALENDAR ITEMS – ACTION

- 8-3 Adopt resolution providing for changes in Metropolitan's contributions to medical plans maintained by Public Employees' Retirement System for the calendar year 2003. (LC&P)

#### 5. OTHER BOARD ITEMS -- ACTION

- 9-7 Authorize amendment to agreement with Flavell, Tennenbaum & Edwards to increase by \$75,000 the maximum amount to be paid for appraisal services and litigation support in the eminent domain action for the Inland Feeder Project entitled *Metropolitan Water District of Southern California v. Campus Crusade for Christ*, San Bernardino Superior Court Case No. SCV 34598. (LC&P)  
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code § 54956.9(a)]
- 9-8 Approve amendment to contracts for litigation support and expert witness services with Geoscience Support Services by \$50,000 in *Metropolitan Water District v. Hartford Fire Insurance Co.*, U.S.D.C. Case No. CV00-105350-GHK (Mxc). (LC&P)  
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code § 54956.9(a)]
- 9-9 Approve Memorandum of Understanding between The Metropolitan Water District of Southern California and the Management and Professional Employees Association/AFSCME Chapter 1001. (LC&P) **(To be mailed separately)**  
[Any conference with labor negotiators will be heard in closed session pursuant to Gov. Code § 54957.6. Agency representatives: Joseph E. Tait, Henry Torres, and Don Becker. Employee organization: The Management and Professional Employees Association]

#### 6. BOARD INFORMATION ITEMS

None

#### 7. COMMITTEE ITEMS

- a. Oral report on Metropolitan joining in *amicus* briefs in *Miccosukee Tribe of Indians of Florida v. South Florida Water Management District*, 280 F.3d 1364 (11<sup>th</sup> Cir. 2002), and *Rio Grande Silvery Minnow, et al., v. John W. Keys, III, et al.*, Nos. 02-2255 and 02-2267 (U.S. Court of Appeals 10<sup>th</sup> Circuit)

- b. Oral report on integration of proposed Sacramento Valley transfer agreements with existing transfer and storage agreements
- c. General Counsel's report of monthly activities

**8. FOLLOW-UP ITEMS**

None

**9. FUTURE AGENDA ITEMS**

**10. ADJOURNMENT**

**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.

Requests for a disability related modification or accommodation, including auxiliary aids or services, in order to attend or participate in a meeting should be made to the Executive Secretary in advance of the meeting to ensure availability of the requested service or accommodation.