

**REVISED**

**Regular Board Meeting**

**December 10, 2002**

**9:00 a.m. -- Board Room**

Tuesday, December 10, 2002 Meeting Schedule		
8:30-9 a.m.	Rm. 2-413	Dirs. Computer Training
9:00 a.m.*	Board Room	Board Meeting

\*Meetings will begin at the posted time or upon the conclusion of the preceding meeting.

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

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**1. Call to Order**

- (a) Invocation: (Guest)
- (b) Pledge of Allegiance: Director Deborah Dentler

**2. Roll Call**

**3. Determination of a Quorum**

**4. 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 students whose art posters will be featured in Metropolitan's 2003 "Water is Life" calendar

**5. OTHER MATTERS**

- A. Approval of the Minutes of the Meetings for November 12 and 19, 2002. (Copies have been mailed to each Director)  
Any additions, corrections, or omissions

**Added**

- B. Report of Nominating Committee
  - (i) Nomination of Board Secretary
  - (ii) Election

- C. Committee appointments. (Exec.)
- D. Chairman's Monthly Activity Report

## **6. DEPARTMENT HEADS' REPORTS**

- A. Chief Executive Officer's Reports:
  - i. Oral report on Colorado River matters. (LC&P)
  - ii. Oral report on Bay-Delta and State Water Project matters. (LC&P, WPQ&R)
  - iii. Chief Executive Officer's summary of Metropolitan's activities for the month of November.
- B. General Counsel's summary of Legal Department activities for the month of November.
- C. General Auditor's summary of activities for the month of November
- D. Ethics Officer's summary of activities for the month of November

## **7. ORAL REPORTS OF STANDING COMMITTEES**

- 7-1 Executive Committee (Phillip J. Pace, Chair)
- 7-3 Budget, Finance and Investment (Jorge G. Castro, Chair)
- 7-5 Engineering and Operations (Marion V. Ashley, Chair)
- 7-6 Legal, Claims and Personnel (Langdon W. Owen, Chair)
- 7-7 Water Planning, Quality and Resources (Gary A. Morse, Chair)

## 8. CONSENT CALENDAR ITEMS — ACTION

- 8-1 Approve an \$80,000 increase in payments for calendar year 2002 for financial advisory services under agreement with Public Resources Advisory Group. (BF&I)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and approve additional payments up to \$80,000 to a total of \$320,000 under Agreement No. 26456 for contract year 2002.**

- 8-2 Authorize amendment to Memorandum of Understanding with the Friant Water Users Authority. (WPQ&R)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and amend the MOU with the FWUA based on the principles in Attachment 1 to the letter.**

- 8-3 Approve amendment to an existing lease agreement with the Riverside County Regional Park and Open-Space District for management of recreation facilities at Lake Skinner. (DVR 11/26)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and authorize amendment of the existing lease with the County of Riverside Regional Park and Open-Space District for the management of the recreational facility at Lake Skinner consistent with the terms outlined in the board letter.**

- 8-4 Grant conditional approval for the Podrasky Ohlson Annexation to San Diego County Water Authority and Metropolitan; and adopt resolution of intention to impose water standby charge. (Exec. 11/26)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and**

- a. **Grant conditional approval for the Podrasky Ohlson Annexation, concurrently to San Diego County Water Authority and Metropolitan, conditioned upon receipt in full of annexation fee of \$26,867.20 to Metropolitan, if completed by December 31, 2002, or if completed later, at the then current annexation charge rate;**
- b. **Approve SDCWA's proposed Plan for Implementing Water Use Efficiency Guidelines; and**
- c. **Adopt the resolution of intention to impose water standby charge within the proposed annexation territory, substantially in the form of Attachment 3 to the letter.**

**(END OF CONSENT CALENDAR)**

**9. OTHER BOARD ITEMS — ACTION**

- 9-1 Authorize (1) finalizing contract terms and principles for Seawater Desalination Program agreements, and (2) development of Local Resources Program action plan for 2003. (WPQ&R)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and authorize finalizing contract terms and principles for the Seawater Desalination Program agreements and development of a Local Resources Program action plan for 2003.**

- 9-2 Approve (a) agreement with Department of the Interior, Imperial Irrigation District, Coachella Valley Water District, Palo Verde Irrigation District, and San Luis Rey Indian Water Rights Settlement Parties for allocation of conserved water related to All American and Coachella canal lining projects, and (b) agreement with Bureau of Reclamation and Imperial Irrigation District to design and construct the All American Canal Lining Project. (WPQ&R)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and**

- a. Approve the allocation agreement with Interior, IID, CVWD, PVID, and the Settlement Parties for the AACL Project and the CCL Project;
- b. Approve the construction agreement with Reclamation and IID for the AACL Project; and
- c. Authorize the CEO, in consultation with the Board-designated Negotiating Team, to execute modifications to the agreement terms.

- 9-3 Authorize execution of Quantification Settlement Agreement and related agreements pertaining to California's Colorado River Water Use Plan. (WPQ&R)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and**

- a. Approve the QSA and related agreements and authorize the CEO to execute the finalized QSA and related agreements listed in Attachment 2 to the letter; and
- b. Authorize the CEO, in consultation with the Board-designated Negotiating Team, discretion to agree to modifications to the agreement terms, which do not materially increase Metropolitan's costs or decrease Metropolitan's supply reliability as necessary to meet the December 31, 2002 QSA execution deadline.

- 9-4 Appropriate \$18.14 million for final design and enter into professional services agreements for the Hayfield Groundwater Storage Program (Approp. 15402). (E&O)

**Recommendation:**

**Option #1:**

**Proceed with design of Phase 1 facilities for the Hayfield Groundwater Storage Project on an accelerated schedule with an on-line date of 2004.**

**Adopt the CEQA determination and**

- a. Appropriate \$18.14 million in budgeted CIP funds;**
- b. Authorize amending Agreement No. 40443 for an additional \$2.5 million for additional aquifer characterization;**
- c. Authorize completion of design, preparation of construction bid documents, and performance of all other work in advance of competitively bid contracts for Phase 1 facilities and completion of design for the entire Hayfield Groundwater Storage Project; and**
- d. Delegate to the CEO the authority to enter into professional service agreements for hydrogeology and groundwater modeling for Phase 1 facilities; design of Phase 1 wells; design of equipping of Phase 1 wells; and design of conveyance facilities and appurtenant structures in amounts not to exceed \$800,000, \$400,000, \$500,000, and \$3.5 million, respectively.**

- 9-5 Approve amendment to professional services contract, increasing maximum compensation from \$90,000 to \$265,000, with the law firm of Bell, Orrock & Watase, Inc. and oral report, for the matter of *Diamond Valley Recreation Group v. Metropolitan*, Riverside Superior Court Case No. 377291. (LC&P)  
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code § 54956.9(a) and (b)]

- 9-6 Approve increased conservation credits funding of \$3 million for the High Efficiency Clothes Washer Program. (WPQ&R)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and**

- a. Approve the expenditure of \$3 million of unbudgeted funds for the HECW program through June 2003; and**
- b. Approve HECW rebate plus marketing contributions of \$110 per unit through December 2003.**

- 9-7 Report on the trial of Inland Feeder Pipeline eminent domain action, *The Metropolitan Water District of Southern California v. Campus Crusade for Christ, Inc.*, San Bernardino Superior court Case No. SCV35498. (LC&P)  
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code § 54956.9(a)]

## 10. BOARD INFORMATION ITEMS

- 10-1 Status report for the Inland Feeder Program for activities through October 2002. (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. PERFORMANCE EVALUATION AND COMPENSATION

- 12-1 Ethics Officer Evaluation Compensation and Recommendation.  
(Exec. 11/26) **(To be distributed at meeting)**

## 13. FUTURE AGENDA ITEMS

## 14. 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, BF&I). Committee agendas may be obtained from the Executive Secretary.

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.