

REVISED

Regular Board Meeting

January 14, 2003

10:00 a.m. -- Board Room

Tuesday, January 14, 2003 Meeting Schedule		
8-8:30 a.m.	Rm. 2-413	Dirs. Computer Training
8:30 a.m.*	Rm. 2-456	CO&L
10:00 a.m.*	Board Room	Board Meeting
12:00 p.m.*	Rm. 1-102	Desalination

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

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

1. Call to Order

- (a) Invocation: Director Emeritus Kenneth H. Witt
- (b) Pledge of Allegiance: Director Claude A. "Bud" Lewis

2. Roll Call

3. Determination of a Quorum

PUBLIC HEARING

Comments on the proposed standby charge for Annexation No. 79 to Calleguas Municipal Water District

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))

5. OTHER MATTERS

- A. Approval of the Minutes of the Meeting for December 10, 2002. (A copy has been mailed to each Director)
Any additions, corrections, or omissions

- B. Induction of new Director, Randolph (Randy) Record, from Eastern Municipal Water District
 - i. Receive credentials
 - ii. Report on credentials by General Counsel
 - iii. File credentials
 - iv. Administer Oath of Office
 - v. File Oath
- C. Reappointment of Director James H. Blake, representing City of Fullerton
- D. Presentation of ten-year service pin to Director Wesley M. Bannister, representing Municipal Water District of Orange County
- E. Presentation of five-year service pin to Director Claude A. "Bud" Lewis, representing San Diego County Water Authority
- F. Report of Nominating Committee
 - i. Nomination of four non-officer members of the Executive Committee
 - ii. Election
- G. Committee assignments. (Exec.)
- H. 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 December.
- B. General Counsel's summary of Legal Department activities for the month of December.
- C. General Auditor's summary of activities for the month of December
- D. Ethics Officer's summary of activities for the month of December

7. ORAL REPORTS OF STANDING COMMITTEES

- 7-1 Executive Committee (Phillip J. Pace, Chair)
- 7-2 Asset, Real Property and Infrastructure Policy (Glen D. Peterson, Chair)
- 7-3 Budget, Finance and Investment (Jorge G. Castro, Chair)
- 7-4 Communications, Outreach and Legislation (George I. Loveland, Chair)
- 7-5 Engineering and Operations (David D. De Jesus, Chair)
- 7-6 Legal, Claims and Personnel (Gary A. Morse, Chair)
- 7-7 Water Planning, Quality and Resources (Langdon W. Owen, Chair)

8. CONSENT CALENDAR ITEMS — ACTION

- 8-1** Authorize \$760,000 for four Capital Investment Plan projects as part of the Jensen, Skinner and Weymouth filtration plants Improvements Programs (Approps. 15371, 15365 and 15369). (E&O)

Recommendation:

Adopt the CEQA determination for the projects described herein and

- a. Appropriate \$760,000 in budgeted CIP funds;**
- b. Authorize studies and investigations to be performed for the Jensen Tank Farm Chemical Containment System Upgrade, Skinner Flocculators and Tube Settlers Replacement, and Skinner Water Quality Monitoring Vaults Expansion projects; and**
- c. Authorize the Chief Executive Officer to have studies, investigations, preliminary design and preparation of environmental documentation to be performed for structural upgrade and repairs of the Weymouth plant's filter buildings, basin decks, Administration Building and Headhouse, and authorize an agreement increase, from \$500,000 to \$850,000, of the not-to-exceed amount for the Weymouth Oxidation Retrofit Program architectural consultant agreement to include this work.**

- 8-2** Authorize \$10.4 million for four Capital Investment Plan program appropriations to implement improvements to maintain and enhance the reliability of the Colorado River Aqueduct (Approps. 15373, 15374, 15384 and 15385). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determinations for the projects described herein and

- a. Appropriate \$10.4 million in budgeted and non-budgeted funds;**
- b. Authorize completion of all work described in the letter; and**
- c. Authorize the Chief Executive Officer to execute change orders for contract No. 1545 with Griffith Company in a cumulative amount not to exceed \$2.1 million.**

- 8-3** Adopt two resolutions pertaining to property taxes for new redevelopment projects in the counties of Los Angeles and San Diego. (BF&I)

Recommendation:

Adopt the CEQA determination and 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>
Fourth Amendment to the Rosemead Redevelopment Project Area No. 1 in the city of Rosemead	Los Angeles
Crossroads Redevelopment Project in the city of San Diego	San Diego

- 8-4** Grant conditional approval for 72nd Fringe Area Annexation to Eastern Municipal Water District and Metropolitan; and adopt resolution of intention to impose water standby charge. (Exec. 12/19)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Grant conditional approval for the 72nd Fringe Area Annexation, concurrently to Eastern and Metropolitan, conditioned upon receipt in full of annexation fee of \$95,029.20 to Metropolitan, if completed by December 31, 2003, or if completed later, at the then current annexation charge rate;**
- b. Approve Eastern'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.**

- 8-5** Amend the Conflict of Interest Code in Chapter 2 of Division VII of the Metropolitan Water District Administrative Code for statutory compliance. (Exec. 12/19)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Approve the proposed amendment; and**
- b. Authorize the General Counsel to include additional non-substantial changes requested by the FPPC.**

- 8-6** Appropriate \$845,000 and authorize an amendment to an existing agreement, to an amount not to exceed \$745,000, to T & B Planning Consultants to provide master plan consulting services for various potential recreation areas adjacent to Diamond Valley Lake and Lake Skinner (Approp. 15334). (ARE&IP)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Increase Appropriation 15334 by \$845,000 to a total of \$16.395 million; and**
- b. Authorize an amendment to an existing agreement with T & B Planning Consultants to an amount not to exceed \$745,000 for additional master planning services.**

(END OF CONSENT CALENDAR)

9. OTHER BOARD ITEMS — ACTION

- 9-1** Apportionment of revenues and setting of water rates and charges to raise firm revenues, and adopt resolutions giving notice of intention to impose rates and charges. (BF&I)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. **Set a time for a public hearing of the Budget, Finance and Investment Committee at which interested parties may present their views regarding the Chief Executive Officer's recommendation for rates and charges to be effective January 1, 2004.**
- b. **Adopt the following resolutions:**
 1. **Resolution of intention to impose the Readiness-to-Serve charge in the form shown as Attachment 2 to the letter, declaring the Board's intention (i) at its March 11, 2003 meeting to consider and act upon the Chief Executive Officer's recommendation to impose a Readiness-to-Serve Charge and (ii) at its May 13, 2003 meeting to consider and act upon the Chief Executive Officer's recommendation to impose standby charges within the territories of member agencies that have requested that charge as a means of collecting all or a portion of their RTS charge.**
 2. **Resolution of intention to impose a Capacity Reservation Charge and Peaking Surcharge in the form shown as Attachment 3 to the letter, declaring the Board's intention, at its March 11, 2003 meeting to consider and act upon the Chief Executive Officer's recommendation to impose a Capacity Reservation Charge and Peaking Surcharge.**

- 9-2** Authorize payments for calendar year 2003 charges for State Water Project and Devil Canyon/Castaic contracts. (BF&I)

Recommendation:

Option #1:

Adopt the CEQA determination and approve payments up to a total of \$441 million determined to be due and payable under the terms of the State Water Project and Devil Canyon/Castaic contract for CY 2003.

- 9-3** Approve executing one-year water transfer option agreements with various Sacramento Valley water districts. (WPQ&R)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize executing up to 205,000 acre-feet of one-year water transfer option agreements with various Sacramento Valley districts, based on the terms in Attachment 1 to the letter.

- 9-5 Discuss settlement of *Soboba Band of Mission Indians v. The Metropolitan Water District of Southern California*, U.S.D.C. Case No. CV 00-04208-GAF (MANx). (LC&P)
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code § 54956.9(a)]
- 9-6 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 November 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)]
- 10-2 Water Surplus and Drought Management Plan report on initial water supply and demand as of December 20, 2002. (WPQ&R)

11. REPORTS OF SPECIAL COMMITTEES

12. FUTURE AGENDA ITEMS

13. 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.