

Regular Board Meeting

February 11, 2003

12:00 p.m. -- Board Room

Tuesday, February 11, 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.*	Rm. 2-145	BF&I
12:00 p.m.*	Board Room	Board Meeting

*Meetings will begin at the posted time, or upon the conclusion of the preceding meeting if the preceding meeting exceeds its scheduled time period.

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

1. Call to Order

- (a) Invocation: James Miyabe, Senior Pastor, Venice – Santa Monica Free Methodist Church
- (b) Pledge of Allegiance: Director Randy A. Record

2. Roll Call

3. Determination of a Quorum

PUBLIC HEARING

Comments on the proposed standby charge for Podrasky Ohlson Annexation to San Diego County Water Authority

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 Meetings for January 6 and 14, 2003.
(Copies have been mailed to each Director)
Any additions, corrections, or omissions
- B. Induction of new Director, James F. Turner, from San Diego County Water Authority
 - (a) Receive credentials
 - (b) Report on credentials by General Counsel
 - (c) File credentials
 - (d) Administer Oath of Office
 - (e) File Oath
- C. Reappointment of Director Deborah Dentler, representing City of Los Angeles
- D. Presentation of ten-year service pin to Director Anthony R. Fellow, representing Upper San Gabriel Valley Municipal Water District
- E. Presentation of ten-year service pin to Director Ted Grandsen, representing Calleguas Municipal Water District
- F. Presentation of ten-year service pin to Director Glen D. Peterson, representing Las Virgenes Municipal Water District
- 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 January. **(Written report to be mailed separately)**

- B. General Counsel's summary of Legal Department activities for the month of January. **(Written report to be mailed separately)**
- C. General Auditor's summary of activities for the month of January
- D. Ethics Officer's summary of activities for the month of January

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 funds for three Capital Investment Plan projects to increase efficiency and enhance the reliability of plant operations at the Diemer filtration plant (Approps. 15380 and 15363). (E&O)

Recommendation:

Adopt the CEQA determination for the projects described herein and

- a. Appropriate \$3,958,000 in budgeted and non-budgeted CIP funds;**
- b. Authorize all work up to award of competitively bid contract for the Chemical Storage Tank Farm Extension; and**
- c. Authorize all work for the Washwater Return Pumps Replacement project and the Solids Transfer and Dewatering Infrastructure project.**

- 8-2** Appropriate \$1.1 million and authorize final design for the Santa Monica Feeder Relocation Project (Approp. 15405). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Appropriate \$1.1 million;**
- b. Authorize design necessary for the relocation of two miles of the Santa Monica Feeder; and**
- c. Authorize negotiations for an agreement with the City regarding construction, all in accord with the provisions contained in the letter and in form as approved by the General Counsel.**

- 8-3** Authorize funding in the amount of \$1,935,000 and award a construction contract to Western Pump, Inc., for the Underground Storage Tank Upgrades and Dispenser Spill Containment Project – Riverside Region (Approp. 15386). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Appropriate \$1,935,000 in budgeted CIP funds; and**
- b. Award a construction contract in the amount of \$1,064,8828 to Western Pump, Inc., to perform all work detained in Specifications No. 1460 for Riverside Region UST Upgrades.**

- 8-4** Authorize payment of \$445,000 for American Water Works Association Research Foundation's Voluntary Research Subscription Program. (E&O)

Recommendation:

Adopt the CEQA determination and authorize payment of AWWARF's Subscription for FY 2002/03.

- 8-5** Authorize \$1.175 million to upgrade Metropolitan's Water Quality Laboratory Information Management System (Approp. 15406). (ARE&IP)

Recommendation:

Adopt the CEQA determination and authorize \$1.175 million to replace and upgrade Metropolitan's Laboratory Information Management System.

- 8-6** Appropriate \$1.142 million for an agreement with Eastern Municipal Water District to provide off-site water service in support of the Diamond Valley East Recreation Program (Approp. 15334). (ARE&IP)

Recommendation:

Adopt the CEQA determination and increase Appropriation No. 15334 by \$1.142 million to cover Metropolitan's initial share of costs for off-site utility improvements pursuant to an agreement with EMWD to provide a water system to support development of the DVL East Recreation Area.

- 8-7** Authorize \$548,000 and award a construction contract in the amount of \$227,950 to L. D. Anderson, Inc., for the site grading of the Southern California Water Education Center and Western Center for Archeology and Paleontology for the Diamond Valley East Recreation Program (Approp. 15334). (ARE&IP)

Recommendation:

Adopt the CEQA determination and

- a. Increase Appropriation 15334 by \$548,000 to a total of \$18.085 million; and**
- b. Award a construction contract to L. D. Anderson, Inc., in an amount not to exceed \$227,950.**

- 8-8** Appropriate \$1.034 million and authorize final design and the purchase of selected materials, not to exceed a total of \$470,000, for Phase I of the Diamond Valley East Marina Program (Approp. 15401). (ARE&IP)

Recommendation:

Adopt the CEQA determination and

- a. Authorize an increase in Appropriation 15401 of \$1.034 million;**
- b. Authorize the acquisition of limited items related to sanitary facilities in excess of \$250,000 from vendors selected in accordance with established purchasing policies and procedures, not to exceed a total of \$470,000; and**
- c. Authorize all work in advance of award of a construction contract for Phase I of the Diamond Valley East Marina.**

- 8-9** Authorize an agreement for water exchange and groundwater replenishment required if Western Judgment (San Bernardino and vicinity) groundwater is delivered into Metropolitan's service area. (WPQ&R)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize the Chief Executive Officer to enter into an agreement for water exchange and groundwater replenishment consistent with the letter and in a form approved by the General Counsel.

- 8-10** Authorize entering into an agreement for the Conjunctive Use Storage Project with Inland Empire Utilities Agency, Three Valleys Municipal Water District and Chino Basin Watermaster under Proposition 13, and authorize the modification of the Carbon Canyon Reclamation Agreement. (WPQ&R)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. **Authorize the CEO to enter into an agreement acceptable to the General Counsel substantially in the form on file with the Executive Secretary for the Chino Basin Groundwater Storage Project with Inland Empire Utilities Agency, Three Valleys Municipal Water District, and the Chino Basin Watermaster.**
- b. **Authorize the CEO to enter into an agreement acceptable to the General Counsel substantially in the form on file with the Executive Secretary that will modify the Carbon Canyon Reclamation agreement to allow credits under the Local Projects Program to be applied to other areas in the Inland Empire service area.**
- c. **Appropriate \$18.5 million for Metropolitan's costs associated with the design and construction of the Chino Basin Groundwater Storage Project.**
- d. **Appropriate \$700,000 for Metropolitan's costs associated with the review, approval of design drawings, and inspection of the refurbished and new replenishment connections.**

- 8-11** Authorize entering into an agreement for the Foothill Area Groundwater Storage Project with Foothill Municipal Water District under Proposition 13. (WPQ&R)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize the CEO to enter into an agreement consistent with the terms listed in the Program Term Sheet and in a form acceptable to the General Counsel for the Foothill Area Groundwater Storage Project.

- 8-12** Grant conditional approval for Annexation No. 81 to Calleguas Municipal Water District and Metropolitan; and adopt resolution of intention to impose water standby charge. (Exec. 1/29)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. **Grant conditional approval for Annexation No. 81, concurrently to Calleguas and Metropolitan, conditioned upon receipt in full of annexation fee of \$15,207 to Metropolitan if completed by December 31, 2003, or if completed later, at the then current annexation charge rate, and compliance with those terms and conditions fixed upon final request for approval pursuant to Administrative Code Section 3100 et seq.;**
- b. **Approve Calleguas' 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.**

- 8-13** Approve amendments to Metropolitan Water District Administrative Code regarding the Internal Audit Department. (Exec. 1/29)

Recommendation:

Option #1:

Adopt the CEQA determination and approve the changes to the Administrative Code set forth in Attachment 1 to the letter.

- 8-14** Approve amendments to Metropolitan Water District Administrative Code for changes regarding authority to obtain professional services. (Exec. 1/29)

Recommendation:

Option #1:

Adopt the CEQA determination and approve the changes to the Administrative Code set forth in Attachment 1 to the letter.

(END OF CONSENT CALENDAR)

9. OTHER BOARD ITEMS — ACTION

- 9-1** Authorize conducting negotiations for the disposition of the Ormond Beach property. (ARE&IP)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize conducting negotiations with the Oxnard Community Development Commission for the terms and conditions with prospective purchasers.

- 9-2** Adopt policy principles regarding water conservation activities. (WPQ&R, CO&L)

Recommendation:

Option #1:

Adopt the CEQA determination and adopt all of the proposed water conservation policy principles presented.

- 9-3** Drinking Water Fluoridation Policy. (E&O)

Recommendation:

No staff recommendation

- 9-4** Authorize entering into an agreement with Pinkerton, Inc., to provide security guard services for an amount not to exceed \$15.2 million and report on matter posing threat to public buildings or essential public services. (E&O)

[Conference with Metropolitan Security Manager Wayne Swanson or designated agent—threat to public services or facilities; to be heard in closed session pursuant to Gov. Code § 54957(a)]

Recommendation:

Adopt the CEQA determination and authorize entering into an agreement with Pinkerton, Inc., to provide security guard services for an amount not to exceed \$15.2 million.

- 9-5 Report on *Dewayne Cargill et al. v. Metropolitan*, LASC Case No. BC 191881 (consolidated with LASC Case Nos. BC 194444 and BS 052318); and authorize amendment of contract with Bergman & Dacey to defend Metropolitan in related lawsuits challenging the employment status of temporary workers. (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 December 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** Increased operations and maintenance costs of \$9.8 million because of projected increases in materials, supplies and utility charges to accommodate higher treated water demands, a higher percentage of State project water delivered throughout Metropolitan's system and unanticipated pumping costs. (BF&I)
- 10-3** Action Plan for securing Proposition 50 funding. (CO&L)
- 10-4** Proposed agreement between Metropolitan, Fallbrook Public Utility District, and San Diego County Water Authority for wheeling Fallbrook water. (WPQ&R)
- 10-5** Status report on progress in implementation of CALFED South Delta Improvement Program. (WPW&R)
- 10-6** Water Surplus and Drought Management Plan report on water supply and demand as of January 17, 2003. (WPQ&R)

11. REPORTS OF SPECIAL COMMITTEES

12. FUTURE AGENDA ITEMS

13. Signing ceremony for Foothill Area Groundwater Storage Project

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.