

REVISION 2

Regular Board Meeting

July 8, 2003

10:30 a.m. -- Board Room

Tuesday, July 8, 2003 Meeting Schedule		
7:30-8:15 a.m.	Rm. 2-413	Dirs. Computer Training
8:00 a.m.*	Rm. 2-145	ARE&IP
9:45 a.m.*	Rm. 2-456	CO&L
10:30 a.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: Jenny Gutierrez, MEND Program Director, and Francisca Alfaro
- (b) Pledge of Allegiance: Director Robert Apodaca

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))

5. OTHER MATTERS

- A. Approval of the Minutes of the Meeting for June 10, 2003. (A copy has been mailed to each Director)
Any additions, corrections, or omissions
- B. Committee assignments. (Exec.)
- C. Approve 45-day leave of absence for Director Betty Harris, commencing July 9, 2003
- D. Chairman's Monthly Activity Report

6. DEPARTMENT HEADS' REPORTS

- A. Chief Executive Officer's Reports:
 - i. Oral report on Colorado River matters
[Conference with real property negotiators; property is Colorado River water rights; agency negotiators: Dennis Underwood and Jeffrey Kightlinger; negotiating parties: U.S. Department of the Interior, State of California, Imperial Irrigation District, Coachella Valley Water District and San Diego County Water Authority; under negotiation: price and terms of agreement; to be heard in closed session pursuant to Gov. Code § 54956.8]
 - 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 June
- B. General Counsel's summary of Legal Department activities for the month of June
- C. Oral report on application to the State Water Resources Control Board for allocation of water from New River
- D. General Auditor's summary of activities for the month of June
- E. Ethics Officer's summary of activities for the month of June

7. ORAL REPORTS OF STANDING COMMITTEES

- 7-1 Executive Committee (Phillip J. Pace, Chair)
- 7-2 Asset, Real Estate 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 (Wesley M. Bannister, Chair)
- 7-7 Water Planning, Quality and Resources (Bill D. Wright, Chair)

8. CONSENT CALENDAR ITEMS — ACTION

- 8-1 Appropriate \$12.75 million; and award a \$9.095 million construction contract to Kiewit Pacific Company for the OC-88 Energy Savings Modifications Project, as part of the Power Reliability and Energy Conservation Program (Approp. 15391). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Appropriate \$12.75 million in budgeted CIP funds; and**
- b. Award a \$9.095 million construction contract to Kiewit Pacific Company for the modification of the OC-88 pumping station.**

- 8-2 Appropriate \$9,365,985 for final design of the Solids Handling Facilities Project and for construction of the Northwest Hill Grading Project; and award a \$4.769 million contract to C.W. Poss, Inc., for construction of the Northwest Hill Grading Project at the Robert B. Diemer Filtration Plant (Approps. 15227 and 15363). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Appropriate \$9,365,985;**
- b. Award a construction contract in the amount of \$4.769 million to C.W. Poss, Inc., to perform all work as described in Specification No. 1469 for the Diemer Northwest Hill Grading Project; and**
- c. Authorize all final design activities up to award of a competitively bid contract for the Diemer Solids Handling Facilities Project.**

- 8-3 Award of a construction contract to Traylor Bros., Inc., in the amount of \$5.965 million for modification of existing Outlet Tower No. 1 at Lake Mathews; and enter into a professional services agreement with Han-Padron Associates in an amount not to exceed \$450,000 to provide inspection and professional services (Approp. 15277). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Award a \$5.965 million construction contract to Traylor Bros Inc., to perform the Lake Mathews Outlet Tower No. 1 modifications; and**
- b. Authorize a professional services agreement with Han-Padron Associates in an amount not to exceed \$450,000 to provide underwater inspection services, general inspection services, and project management support services.**

- 8-4 Authorize \$51.248 million for the Skinner Expansion No. 4, the Skinner Oxidation Retrofit, and the Jensen and Mills Oxidation Retrofit programs; amend consultant agreements; and authorize change orders (Approps. 15410, 15388, and 15173). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Appropriate \$51.248 million in budgeted and non-budgeted CIP funds;**
- b. Authorize the Chief Executive Officer to have all work performed up to the award of competitively bid construction contracts for Skinner Expansion No. 4 and Skinner ORP;**
- c. Authorize amending the professional services agreements with Camp Dresser & McKee Inc. for a new not-to-exceed total of \$14.451 million (for Skinner Expansion No. 4 and Skinner ORP final engineering design services); with Tectonics for a new not-to-exceed total of \$1.5 million; and with Black & Veatch Corporation for a new not-to-exceed total of \$700,000; and**
- d. Authorize issuance of changes orders to Kiewit Pacific Company and Ozonia North America in aggregate amounts not to exceed \$15.5 million and \$750,000 respectively, to increase the Jensen ORP ozone treatment capacity to 750 mgd.**

- 8-5 Authorize payment of \$43,560 for the city of Pasadena's High Efficiency Clothes Washer Program. (BF&I)

Recommendation:

Option #1:

Adopt the CEQA determination and approve payment to Pasadena of \$110/unit for 396 rebates it issued between January 1, 2002, and November 20, 2002.

- 8-6 Authorize \$4.038 million to purchase the Oracle E-Business Suite and implement the Project Accounting and Grant Management modules (Approp. 15411). (ARE&IP)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. **Appropriate \$4.038 million; and**
- b. **Authorize award of contract not to exceed \$720,000 to purchase the Oracle E-Business Suite.**

- 8-7 Appropriate \$415,000; and authorize an amendment to an existing agreement in an amount not to exceed \$180,000 with The Keith Companies, Inc., for a total agreement amount not to exceed \$1.08 million, to perform final design of site rough grading for Valley-Wide Recreation and Park District for the Diamond Valley Recreation Program (Approp. 15334). (ARE&IP)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. **Appropriate \$415,000 in unbudgeted CIP funds; and**
- b. **Authorize amending a professional services agreement with The Keith Companies, Inc., for engineering services in an amount not to exceed \$180,000 for a total agreement amount of \$1.08 million.**

- 8-8 Adopt final resolutions for annexation and to impose water standby charge for Annexation No. 81 to Calleguas Municipal Water District and Metropolitan. (Exec. 6/24)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. **Adopt a resolution granting Calleguas' request for approval of Annexation No. 81, concurrently to Metropolitan and Calleguas, conditioned upon approval by the Ventura Local Agency Formation Commission, and establishing Metropolitan's terms and conditions for this annexation; and**
- b. **Adopt a resolution to impose water standby charge at a rate of \$9.58 per acre or per parcel of less than one acre within the proposed annexation.**

- 8-9 Approve amendment to professional services contract with the law firm of Duncan, Weinberg, Genzer & Pembroke in the amount of \$250,000 for electric industry restructuring legal services. (LC&P)

Recommendation:

Option #1:

Adopt the CEQA determination and approve amendment to professional services contract with the law firm of Duncan, Weinberg, Genzer & Pembroke.

- 8-10 Authorize \$250,000 for member agency seawater desalination research efforts. (BF&I, WPQ&R)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize the expenditure of \$250,000 of unbudgeted operating funds for the seawater desalination research agreements described in the board letter.

(END OF CONSENT CALENDAR)

9. OTHER BOARD ITEMS — ACTION

- 9-1 Authorize \$479,165 for payments to the Six Agency Committee and Colorado River Association for fiscal year 2003/04. (BF&I) **(Two-thirds vote required)**

Recommendation:

Option #1:

Adopt the CEQA determination and authorize by a two-thirds vote the Chief Executive Officer to make payments totaling \$479,165 for the Six Agency Fund and the Colorado River Association.

- 9-2 Authorize payments of \$1.53 million to State Water Contractors for fiscal year 2003/04. (BF&I) **(Two-thirds vote required)**

Recommendation:

Option #1:

Adopt the CEQA determination and by a two-thirds vote authorize the Chief Executive Officer (CEO) to make payments of \$1,121,405 million for SWC member dues; \$250,000 for Bay-Delta Fund; \$24,000 for Bay-Delta Urban Fund; and \$137,408 for MWQI Fund. Sufficient funds are included in Metropolitan's FY 2003/04 Operation and Maintenance Fund for these four payments

- 9-3 Authorize staff to proceed with the planning for and/or implementation of the use of ozone as the primary disinfectant at all Metropolitan treatment plants. (E&O)

Recommendation:

Option #1:

Adopt the CEQA determinations and

- a. Direct staff to proceed with the planning for and/or implementation of the use of ozone as the primary disinfectant at all Metropolitan treatment plants;**
- b. Discontinue further ADE program expenditures and finalize all testing currently underway;**
- c. Discontinue the parallel design effort of implementing chlorine dioxide at the Weymouth and Diemer plants; and**
- d. Modify the CIP schedule to include on-line dates for the Weymouth ORP and Diemer ORP of 2009.**

Revised

- 9-4 Authorize entering into negotiations and executing a contract with Urban Park Concessionaires for marina concessionaire and entrance fee collection/reservation services at the Diamond Valley Lake East Marina for a period not to exceed 30 months. (ARE&IP)

Recommendation:

Adopt the CEQA determination and authorize the Chief Executive Officer to enter into negotiations and execute a contract with Urban Park Concessionaires for marina concessionaire and entrance fee collection/reservation services at the Diamond Valley Lake East Marina for a period not to exceed 30 months.

- 9-5 Approve Memorandum of Understanding between The Metropolitan Water District of Southern California and Metropolitan's Association of Confidential Employees. (LC&P) **(To be distributed at meeting)**
Any conference with labor negotiators will be heard in closed session pursuant to Gov. Code § 54957.6. Metropolitan designated representatives: Brian Thomas, Deborah Roberson-Simms, Henry Torres, Jr.; Employee Organization: Association of Confidential Employees]

Withdrawn ~~9-6 Express support, if amended, for SB 909 (Machado) – Funding for Water Supply System Improvements. (CO&L)~~

10. BOARD INFORMATION ITEMS

- 10-1 Status report for the Inland Feeder Program for activities through May 2003. (E&O)
[Any discussion of litigation to be heard in closed session. Conference with legal counsel—existing litigation (Shank/Balfour Beatty, a Joint Venture vs. Metropolitan Water District of Southern California, LASC Case Nos. BC283438 and BC283439); to be heard in closed session pursuant to Gov. Code § 54956.9(a)]
- 10-2 Report on fiscal year 2002/03 Innovative Conservation Program Grant Recipients. (WPQ&R)
- 10-3 Report on Dedicated Landscape Meters. (WPQ&R)

11. REPORTS OF SPECIAL COMMITTEES

12. PERFORMANCE EVALUATION AND COMPENSATION

- 12-1 Report from Executive Committee on evaluation rating for Chief Executive Officer, General Counsel, General Auditor, and Ethics Officer. (Exec. 6/24)
[Public employees' performance evaluation; to be heard in closed session pursuant to Gov. Code § 54957]
- 12-2 Compensation and Pay-for-Performance Recommendation for Chief Executive Officer, General Counsel, General Auditor, and Ethics Officer. (Exec. 6/24) **(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.