

**LC&P Committee**

D. De Jesus, Chair  
L. Dick, V. Chair  
J. Abdo  
R. Apodaca  
E. Bakall  
W. Bannister  
J. Blake  
T. Brick  
G. Brown  
D. Dentler  
T. Grandsen  
B. Harris  
C. Kwan  
C. Lewis  
J. Morris  
J. Mylne, III  
S. Stanton  
P. Pace, Ex Officio  
J. Foley, Ex Officio  
G. Peterson, Ex Officio  
H. Hansen, Ex Officio

**Legal, Claims and Personnel  
Committee**

Meeting with Board of Directors\*

**June 7, 2004**

**1:00 p.m. -- Room 2-456**

Monday, June 7, 2004 Meeting Schedule		
7-8:00 a.m.	Rm. 2-413	Dirs. Computer Training
8:00 a.m.*	Board Room	DVL Master Plan Workshop
10:00 a.m.*	Rm. 2-456	E&O
11:30 a.m.*	Rm. 2-145	BF&I
1:00 p.m.*	Rm. 2-456	LC&P
2:30 p.m.*	Rm. 2-145	WPQ&R
3:30-5 p.m.	Rm. 2-413	Dirs. Computer Training

\*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**

---

\* 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 May 10, 2004**
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**

- 8-5** Approve amendment to professional services contract with the law firm of Duncan, Weinberg, Genzer & Pembroke in the amount of \$250,000 for electric utility legal services. (LC&P)

**5. OTHER BOARD ITEMS — ACTION**

- 9-4** Authorize entering into and amending existing contracts with temporary worker service agencies and professional firms supplying temporary personnel in the amount of \$4.76 million. (LC&P)
- 9-5 Authorize settlement of *Soboba Band of Mission Indians v. The Metropolitan Water District of Southern California* (U.S.D.C., Central District, Civil No. 00-04208 [GAF]). (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 *Naylor, et al. v. Metropolitan, et al.*, LASC Case No. BC 288114; and authorize increase of \$500,000 in the contract with Bergman & Dacey for legal services to defend Metropolitan. (LC&P)  
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code § 54956.9(a)]
- 9-7 Report on Management and Professional Employees Association Negotiations. (LC&P)  
[Conference with labor negotiators; Metropolitan designated representatives: Deborah Roberson-Simms, Henry Torres, Jr.; Employee Organization: Management and Professional Employees Association; to be heard in closed session pursuant to Gov. Code § 54957.6]

**6. BOARD INFORMATION ITEMS**

- 10-3 Report on *Dewayne Cargill et al. v. Metropolitan*, LASC Case No. BC 191881 (consolidated with LASC Case Nos. BC 194444 and BS 052318). (LC&P)  
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code § 54956.9(a)]

**7. COMMITTEE ITEMS**

- a. General Counsel's report of monthly activities
- b.** Approve General Counsel's Business Plan for fiscal year 2004/05

- c. General Counsel's Annual Performance Review  
[Public employee performance evaluation—General Counsel; to be heard in closed session pursuant to Gov. Code § 54957]

**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.