

**Adjourned Regular Board Meeting**

**May 16, 2006**

**11:00 a.m. -- Board Room**

<b>Tuesday, May 16, 2006 Meeting Schedule</b>		
7:30-8:30 a.m.	Rm. 2-413	Dirs. Computer Training
8:30 a.m.*	Rm. 2-145	Ethics
9:00 a.m.*	Rm. 2-456	C&L
9:00 a.m.*	Rm. 2-145	Education
11:00 a.m.*	Board Room	Board Meeting
12:30 p.m.	Rm. 1-102	O&P

\*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: (Guest)
- (b) Pledge of Allegiance: Director Nancy Sutley

**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 April 11, 2006. (A copy has been mailed to each Director)  
Any additions, corrections, or omissions
- B. Report on Directors' meetings attended at Metropolitan expense

- C. Approve committee assignments
- D. Chairman's Monthly Activity Report
- E. Discussion of labor negotiations with Employees Association—AFSCME Local 1902  
**[Conference with labor negotiators—Metropolitan designated representatives: Bruce Barsook, Stephen Lem; MWD Organization: Employees Association-AFSCME, Local 1902; to be heard in closed session pursuant to Gov. Code Section 54957.6]**
- F. Discussion of labor negotiations with Supervisors Association  
**[Conference with labor negotiators—Metropolitan designated representatives: Bruce Barsook, Stephen Lem; MWD Organization: Supervisors Association; to be heard in closed session pursuant to Gov. Code Section 54957.6]**

## 6. DEPARTMENT HEADS' REPORTS

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

## 7. CONSENT CALENDAR ITEMS — ACTION

- 7-1 Appropriate, authorize, and consolidate \$120,000 in previously authorized funds and an additional \$120,000 into the capital budget (totaling \$240,000) to design and construct the leased legislative office in Washington, D.C.; and increase the minor capital project appropriation by \$240,000 (Approp. 15430). (A&RP)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination, appropriate, authorize, and consolidate \$240,000 into the capital budget for design, procurement, installation, and testing of equipment and furnishings at leased office for legislative affairs in Washington, D.C. and increase the minor capital project appropriation by \$240,000.**

- 7-2 Appropriate \$1.368 million; and authorize (1) final design of the Water Quality Pilot Plant Facility; and (2) an agreement with Carollo Engineers in an amount not to exceed \$850,000 (Approp. 15431). (E&O)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determinations and**

- a. Appropriate \$1.368 million in budgeted funds;**
- b. Authorize final design and all activities up to award of competitively bid contracts for construction of the Water Quality Pilot Plant Facility; and**
- c. Authorize a professional services agreement with Carollo Engineers in an amount not to exceed \$850,000.**

- 7-3 Appropriate \$480,000; and authorize execution of a letter agreement with Pasadena for completion of preliminary engineering and California Environmental Quality Act documentation for the Raymond Basin Groundwater Storage Program (Approp. 15272). (WPQ&R)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and**

- a. Appropriate \$480,000 in budgeted funds; and**
- b. Authorize execution of a letter agreement with Pasadena for completion of preliminary engineering and California Environmental Quality Act documentation for the Raymond Basin Groundwater Storage Program.**

- 7-4 Authorize entering into an Environmental Water Account exchange agreement with the California Department of Water Resources. (WPQ&R)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and authorize the General Manager to enter into an EWA exchange agreement with DWR consistent with the terms described in the board letter, and in form approved by the General Counsel.**

- 7-5 Authorize entering into an Industrial Process Improvement Program agreement with Kimberly-Clark Corporation to provide financial incentives for a water use efficiency project. (WPQ&R)

**Recommendation:**

**Adopt the CEQA determination and authorize the General Manager to enter into an IPI Program agreement with Kimberly-Clark Corporation to provide financial incentives.**

- 7-6 Adopt resolution supporting Metropolitan's proposal for \$300,000 grant funding for weather-based irrigation controllers under the 2006 CALFED Water Use Efficiency Grants Program. (WPQ&R)

**Recommendation:**

**Adopt the CEQA determination and resolution supporting Metropolitan's proposal for water-based irrigation controller program implementation using USBR CALFED grant funds.**

- 7-7 Approve increased dues for continuing membership in the Association of California Water Agencies, the AWWA Research Foundation, and the Western Electricity Coordinating Council. (Ed&O)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and authorize the General Manager to pay the increased membership dues/assessments for ACWA, AWWARF, and WECC.**

- 7-8 Authorize an increase of \$100,000 in maximum amount payable under contract with Liebert Cassidy Whitmore for consulting services related to labor negotiations.

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and approve amendment of contract with Liebert Cassidy Whitmore to increase maximum amount payable by \$100,000 for a total of \$349,000.**

- 7-9 Authorize an increase of \$52,000 in maximum amount payable under contract with Bate, Peterson, Deacon, Zinn and Young for consulting services related to labor and human resources.

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and approve amendment of contract with Bate, Peterson, Deacon, Zinn and Young to increase maximum amount payable by \$52,000 for a total of \$560,000.**

**(END OF CONSENT CALENDAR)**

**8. OTHER BOARD ITEMS — ACTION**

- 8-1 Adopt resolution to impose and extend a water standby charge for fiscal year 2006/07. (BFI&I)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and the resolution to impose and extend a Water Standby Charge.**

- 8-3 Appropriate \$4.52 million; award a \$3.985 million construction contract to Brutoco Engineering & Construction, Inc. for the Weymouth Chemical System Upgrades; and authorize (1) an increase of \$0.05 million to the existing agreement with HDR, Inc.; and (2) \$1.285 million for Metropolitan force construction, construction inspection, all other support, and remaining budget (Approp. 15415). (E&O)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and**

- a. **Appropriate \$4.52 million in budgeted funds;**
- b. **Award a \$3.985 million construction contract to Brutoco Engineering & Construction, Inc. for the Weymouth Chemical System Upgrades; and**
- c. **Authorize an increase of \$0.05 million to the existing agreement with HDR, Inc. for a new not-to-exceed total of \$0.912 million.**

- 8-4 Appropriate \$28.7 million to complete the Perris Valley Pipeline; and authorize an agreement with Butier Construction Managers (Approp. 15425). (E&O)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and**

- a. **Appropriate \$28.7 million for completion of the Perris Valley Pipeline;**
- b. **Continue with the design-build contract in accordance with the reimbursement agreement with Eastern; and**
- c. **Authorize an agreement with Butier Construction Managers, in an amount not to exceed \$5.5 million, for construction management and inspection services.**

- 8-5 Appropriate \$5.73 million; and authorize (1) three projects at the Diemer Water Treatment Plant; (2) an increase of \$410,000 in change order authority for the Diemer Plant Maintenance Facilities; and (3) an amendment to existing agreement with CDM, Inc. (Approp. 15380). (E&O)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determinations and**

- a. Appropriate \$5.73 million;**
- b. Authorize final design of Diemer WWRP No. 3 and the Inlet Flow Meters and Vault project;**
- c. Authorize procurement and installation of filter valve starters and wiring replacement for the Diemer plant's 48 filters;**
- d. Authorize an increase of \$3.18 million to the existing agreement with CDM for a new not-to-exceed total of \$13.43 million; and**
- e. Authorize an increase of \$410,000 in the General Manager's change order authority, up to a total of \$820,950, for the Diemer Plant Maintenance Facilities project.**

- 8-6 Appropriate \$4.34 million; and authorize (1) final design, materials procurement, and construction for three upgrade projects at the Mills Water Treatment Plant; and (2) an agreement with Lee & Ro, Inc. for design services (Approps. 15424 and 15381). (E&O)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determinations and**

- a. Appropriate \$4.34 million;**
- b. Authorize final design of the Mills Chemical System Upgrades project and the Modules 1 and 2 Rehabilitation project;**
- c. Authorize procurement of material and construction of the Mills Ground Fault Protection Upgrade by Metropolitan forces; and**
- d. Authorize an agreement for design services with Lee & Ro, Inc. in an amount not to exceed \$2.75 million.**

- 8-7 Appropriate \$2.37 million; and authorize nine rehabilitation projects within the distribution system (Approp. 15377). (E&O)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determinations and**

- a. Appropriate \$2.37 million in budgeted funds; and
- b. Authorize nine projects under the Conveyance and Distribution System Rehabilitation Program:
  - Final design, procurement and installation of five replacement valves and piping for the Greg Avenue Control Structure.
  - Final design and construction for replacement of the San Gabriel Tower Communication System.
  - Final design and construction to protect the Wadsworth Pump Plant Conduit.
  - Final design and construction of a cathodic protection system for the Lakeview Pipeline.
  - Final design to upgrade the fire protection systems at thirteen hydroelectric plants.
  - Final design, procurement and installation of nine valves on San Diego Pipeline No. 4.
  - Preliminary design for relining a portion of the Orange County Feeder.
  - Final design of a cathodic protection system for the Middle Feeder.
  - Preliminary design to protect the St. Johns Canyon Channel from erosion.

- 8-8 Appropriate \$2.2 million; and authorize (1) entering into Memorandum of Understanding with California Department of Parks and Recreation necessary to proceed with Phase II of the Diemer North Access Road Improvements conditioned on future environmental, regulatory, and project approvals; and (2) an amendment to the existing agreement with Ecosystems Restoration Associates (Approp. 15380). (E&O)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determinations and**

- a. Appropriate \$2.2 million;
- b. Authorize entering into an MOU with State Parks in an amount not to exceed \$1,735,000 to support the Diemer North Access Road Improvements project, conditions on future environmental, regulatory, and project approvals; and
- c. Authorize an increase of \$365,000 to the existing agreement with Ecosystems Restoration Associates for a new not-to-exceed total of \$1.905 million.



- 8-9 Report on *Lollett Jones-Boyce v. Metropolitan, et al.*, LASC Case No. BC310915. (L&C)  
**[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(a)]**
- 8-10 Authorize amending contract for legal services with Hunt, Ortmann, Blasco, Palffy & Rossell to increase compensation by \$50,000. (L&C)  
**[Conference with legal counsel—existing litigation (*Shank/Balfour Beatty, a Joint Venture vs. Metropolitan Water District of Southern California*, LASC Case No. BC283438 (consolidated with BC283439, Court of Appeal Case No. B184987)); to be heard in closed session pursuant to Gov. Code Section 54956.9(a)]**

## 9. BOARD INFORMATION ITEMS

- 9-1 Status report for the Inland Feeder Program for activities through March 2006. (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 No. BC 283438); to be heard in closed session pursuant to Gov. Code Section 54956.9(a). Conference with legal counsel—potential litigation relating to contractor claims on Contract No. 1542 for the Arrowhead Tunnels; to be heard in closed session pursuant to Gov. Code Section 54956.9(b) (one potential case)]**
- 9-2 Renewal status of Metropolitan's Casualty and Property Insurance Program. (BFI&I)
- 9-3 Water Surplus and Drought Management Plan report on water supply and demand as of April 13, 2006. (WPQ&R)
- 9-4 Report on SB 1574 (Kuehl, D-Santa Monica): Sacramento-San Joaquin Delta. (C&L)
- 9-5 Report on AB 1244 (Wolk, D-Davis): California Bay-Delta Authority. (C&L)

## 10. REPORTS OF SPECIAL COMMITTEES

## 11. 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, BFI&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.