

Regular Board Meeting

July 11, 2006

11:00 a.m. -- Board Room

Tuesday, July 11, 2006 Meeting Schedule		
7:30-8:30 a.m.	Rm. 2-413	Dirs. Computer Training
8:30 a.m.*	Rm. 2-456	C&L
10:00 a.m.*	Rm. 2-145	L&C
11:00 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: (Guest)
- (b) Pledge of Allegiance: Director John W. Murray, Jr.

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 13, 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. Adopt motion to adjourn the August Board Meeting to August 15, 2006, to establish tax rate.

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 June
- B. Interim General Counsel's summary of Legal Department activities for the month of June
- C. General Auditor's summary of activities for the month of June
- D. Ethics Officer's summary of activities for the month of June

7. CONSENT CALENDAR ITEMS — ACTION

- 7-1** Grant conditional approval for Annexation No. 87 to Calleguas Municipal Water District and Metropolitan; and adopt resolution of intention to impose water standby charge. (A&R)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Grant conditional approval for Calleguas Annexation No. 87 concurrently to Calleguas and Metropolitan, conditioned upon receipt in full of annexation fee of \$38,458.20 to Metropolitan if completed by December 31, 2006, or if completed later, at the then-current annexation charge rate;
- b. Approve Calleguas' Statement of Compliance with the current 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 board letter.

- 7-2** Grant conditional approval for the 96th and 97th Fringe Areas Annexations to Eastern Municipal Water District and Metropolitan; and adopt resolution of intention to impose water standby charge. (A&R)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Grant conditional approval for the 96th Fringe Area Annexation concurrently to Eastern and Metropolitan, conditioned upon receipt in full of annexation fee of \$227,443.40 to Metropolitan if completed by December 31, 2006, or if completed later, at the then-current annexation charge rate;
- b. Grant conditional approval for the 97th Fringe Area Annexation concurrently to Eastern and Metropolitan, conditioned upon receipt in full of annexation fee of \$102,918 to Metropolitan if completed by December 31, 2006, or if completed later, at the then-current annexation charge rate;
- c. Approve Eastern's Statement of Compliance with the current Water Use Efficiency Guidelines; and
- d. Adopt the resolutions of intention to impose water standby charge within the proposed annexation territory, substantially in the forms of Attachment 3 and Attachment 6 to the board letter.

- 7-3** Appropriate \$557,000; and authorize Phase One of the Two-Way Radio System Upgrade as part of the IT Strategic Plan (Approp. 15376). (A&R)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Appropriate \$557,000 in budgeted funds; and
- b. Authorize Phase One of the Two-Way Radio Upgrade Project.

- 7-4** Affirm the General Manager's determination of a portion of Metropolitan Parcel Nos. 1004-17-9 and 1004-17-14 as surplus located in the City of Orange, Orange County; and proceed with disposition of the designated surplus land: 0.84 acre formerly acquired for construction and operation of the area along the East Orange County Feeder No. 2. (A&R)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Affirm the General Manager's determination that designated portions of Metropolitan Parcel Nos. 1004-17-9 and 1004-17-14 are surplus property;**
- b. Comply with California Surplus Lands Act, and notify other prescribed agencies of surplus designation; and**
- c. If the property is not purchased by a prescribed entity with priority rights under the Surplus Lands Act, authorize the sale of the subject property in a form approved by the General Counsel.**

- 7-5** Authorize exercise of option for second year of potential three-year agreement for up to \$1.4 million annually with Johnson/Ukropina for regional advertising services to promote water conservation through the California Friendly™ program. (C&L)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize the General Manager to exercise the second-year option under an existing three-year contract with a maximum amount payable of \$1.4 million annually with Johnson/Ukropina for regional advertising and media buying services.

- 7-6** Appropriate \$487,000; and authorize (1) preliminary design of the Skinner plant electrical buildings and ground fault protection upgrades; and (2) final design, procurement, and replacement of the Skinner dry polymer system control panels (Approps. 15365 and 15435). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determinations and

- a. Appropriate \$487,000 in budgeted funds;**
- b. Authorize preliminary design of the Skinner Electrical Buildings Upgrade project;**
- c. Authorize preliminary design of the Skinner Plant 1 Ground Fault Protection Upgrade project; and**
- d. Authorize final design, procurement, and replacement of the Skinner dry polymer system control panels.**

- 7-7** Appropriate \$1.22 million; and authorize three Diemer plant rehabilitation projects (Approp. 15436). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Appropriate \$1.22 million;**
- b. Authorize final design of the Diemer Hatch Covers Replacement project;**
- c. Authorize final design and construction of the Lower Maintenance Road Rehabilitation project; and**
- d. Authorize procurement and installation of 16 plug valves for the east sedimentation basins.**

- 7-8** Authorize agreement to provide up to 10,000 acre-feet of conserved Colorado River water to U.S. Bureau of Reclamation. (WPQ&R)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize the General Manager to enter into an agreement with Reclamation to conserve up to 10,000 acre-feet of Colorado River system water.

- 7-9** Authorize \$456,320 for payment to the Six Agency Committee and \$26,048 for payment to the Colorado River Association for fiscal year 2006/07. (WPQ&R)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize the General Manager to make payments of \$456,320 for the Six Agency Fund and \$26,048 for the Colorado River Association for a total of \$482,368 for FY 2006/07.

(END OF CONSENT CALENDAR)

8. OTHER BOARD ITEMS — ACTION

- 8-1** Appropriate \$3.48 million; and authorize (1) replacement and upgrade of the current water billing system; and (2) a professional services agreement with EMA, Inc., not to exceed \$1.9 million (Approp. 15411). (A&R)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Appropriate \$3.48 million; and**
- b. Authorize replacement and upgrade of the WINS system; and**
- c. Authorize an agreement with EMA, Inc., in an amount not to exceed \$1.9 million.**

- 8-2** Appropriate \$26.8 million; award a \$19.988 million construction contract to Brutoco Engineering & Construction, Inc. for the Jensen Chemical System Upgrades; and authorize (1) final design and construction of the Jensen Chlorination Capacity Increase; and (2) amendments to existing agreements with Lee & Ro, Inc. and HDR, Inc. (Approps. 15346 and 15415). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determinations and

- a. Appropriate \$26.8 million in budgeted funds;**
- b. Award a \$19.988 million construction contract to Brutoco Engineering & Construction, Inc. for the Jensen Chemical System Upgrades;**
- c. Authorize final design and construction of the Jensen Chlorination Capacity Increase Project;**
- d. Authorize an increase of \$0.73 million to the existing agreement with Lee and Ro, Inc. for a new not-to-exceed total of \$5.73 million; and**
- e. Authorize an increase of \$50,000 to the existing agreement with HDR, Inc. for a new not-to-exceed total of \$0.962 million.**

- 8-3** Authorize (1) a reimbursable agreement of \$5 million per year for five years with the California Department of Water Resources to provide services for State Water Project operations and maintenance activities; and (2) entering into subcontracts greater than \$250,000 to complete work under the agreement and (3) authorize Metropolitan to hire subcontractors as needed, not to exceed \$1.5 million per year. (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize (1) a reimbursable agreement of \$5 million per year for five years with the California Department of Water Resources to provide services for State Water Project operations and maintenance activities; (2) entering into subcontracts greater than \$250,000 to complete work under the agreement; and (3) authorize Metropolitan to hire subcontractors as needed, not to exceed \$1.5 million per year.

8-4 Authority to amend contract with outside counsel Wasserman and Wasserman by \$200,000 (to a maximum of \$300,000) and expert Navigant Consulting, Inc. by \$150,000 (to a maximum of \$250,000) for assistance related to the Highland Pipeline portion of the Inland Feeder Program. (L&C)
[Conference with legal counsel—existing litigation (*L. H. woods & Sons, Inc. v. Metropolitan Water District of Southern California, et al.*, San Bernardino Superior Court Case No. SCVSS 131976); to be heard in closed session pursuant to Gov. Code Section 54956.9(b)]

8-5 Express support for Propositions 1E and 84 on the November 2006 ballot regarding water resources, natural resources and levee/flood control funding. (C&L) **(To be mailed separately)**

8-7 Authorization to execute the Memorandum of Agreement for supplemental funding to support near-term water supply, water quality, ecosystem, and levee actions in the Delta. (WPQ&R)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize the General Manager to execute the draft Memorandum of Agreement.

8-8 Approve the Lake Perris Pollution Prevention and Source Protection Program; authorize all work in advance of construction; and appropriate \$2.2 million (Approp. 15420). (WPQ&R)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Approve the Lake Perris Program;**
- b. Authorize the General Manager to perform all work in advance of award of construction contracts for the Dissolved Oxygen Enhancement Project;**
- c. Authorize the General Manager to perform all work in advance of award of construction contracts for the Pathogen Risk Reduction Project; and**
- d. Appropriate an increase of \$2.2 million for a total of \$2.7 million in Appropriation 15420.**

9. BOARD INFORMATION ITEMS

- 9-1** Status report for the Inland Feeder Program for activities through May 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** Report on the Initial Screening of the Mobile Marine Desalination Proposal. (WPQ&R)

10. 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.