

**L&C Committee**

D. De Jesus, Chair  
J. Edwards, Vice Chair  
J. Quiñonez, Vice Chair  
J. Abdo  
J. Blake  
A. Fellow  
I. Hall III  
H. Hansen  
B. Harris  
C. Lewis  
G. Loveland  
J. Murray Jr.  
W. Murray Jr.  
R. Record  
J. Rez

**REVISED**

**Legal and Claims Committee**

Meeting with Board of Directors\*

**September 12, 2006**

**10:00 a.m. -- Room 2-145**

Tuesday, September 12, 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

---

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

---

\* The Metropolitan Water District's Legal and Claims 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 and Claims 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 and Claims Committee will not vote on matters before the Legal and Claims 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 meetings of the joint Legal and Claims Committee and Engineering and Operations Committee held August 15, 2006, and Legal and Claims Committee held August 15, 2006**
3. **REPORTS**
  - a. Oral report on Colorado River matters. (L&C, WPQ&R)
  - b. Oral report on Bay-Delta and State Water Project matters. (L&C)
4. **CONSENT CALENDAR ITEMS — ACTION**
  - 7-5 Authorize increase of \$160,000 (to a maximum of \$400,000) under contract with Davis Wright Tremaine LLP for legal services related to FERC relicensing of the Oroville Facilities. (L&C)

## 5. OTHER BOARD ITEMS — ACTION

8-4 Report on *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); and authorize amending contract for legal services with Hunt, Ortmann, Blasco, Palffy & Rossell to increase compensation by \$100,000 to a maximum of \$250,000. (L&C)  
**[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(a)]**

Corrected

8-5 Report on *Dewayne Cargill, et al. v. Metropolitan*, LASC Case No. BC191881 (consolidated with LASC Case Nos. BC194444 and BS052318); and authorize increase of \$300,000 for a total of \$400,000 in maximum amount payable under contract with Burke, Williams & Sorensen to defend Metropolitan in related lawsuits challenging the employment status and benefits of temporary workers. (L&C)  
**[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(a)]**

8-6 Report on *Metropolitan Water District of Southern California vs. Campus Crusade for Christ*, SBSC Case No. SCV 35498, Supreme Court Case No. S141148; and authorize amending contract for legal services with Cox, Castle & Nicholson to increase compensation by \$100,000 to a maximum of \$450,000. (L&C)  
**[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(a)]**

## 6. BOARD INFORMATION ITEMS

None

## 7. COMMITTEE ITEMS

- a. Interim General Counsel's report of monthly activities
- b. Process for appointment of General Counsel  
**[Public employee appointment—General Counsel; discussion of applicants to be heard in closed session pursuant to Gov. Code Section 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.