

**REVISED**

**Regular Board Meeting**

**March 13, 2007**

**12:00 p.m. -- Board Room**

<b>Tuesday, March 13, 2007 Meeting Schedule</b>		
7:00-8:00 a.m.	Rm. 2-413	Dirs. Computer Training
8:00 a.m.	Rm. 2-145	L&HR
9:30 a.m.	Rm. 2-456	C&L
12:00 p.m.	Board Room	Board Meeting

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**MWD Headquarters Building**

**• 700 N. Alameda Street •**

**Los Angeles, CA 90012**

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**1. Call to Order**

- (a) Invocation: (Guest)
- (b) Pledge of Allegiance: Director Steve Anderson

**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 February 13, 2007. (A copy has been mailed to each Director)  
Any additions, corrections, or omissions
- B. Report on Directors' meetings attended at Metropolitan expense

- C. Presentation of five-year service pin to Director David De Jesus, representing Three Valleys Municipal Water District
- D. Chairman's Monthly Activity Report
- E. Approve committee assignments

## 6. DEPARTMENT HEADS' REPORTS

- A. General Manager's summary of Metropolitan's activities for the month of February
- B. General Counsel's summary of Legal Department activities for the month of February
- C. General Auditor's summary of activities for the month of February
- D. Ethics Officer's summary of activities for the month of February

## 7. CONSENT CALENDAR ITEMS — ACTION

- 7-1 Appropriate \$672,000; award a \$413,240 construction contract to Pima Corporation dba Advanced Construction for Phase II of the Weymouth Perimeter Improvements; and authorize amendment to an existing agreement with Tetra Design, Inc. (Approp. 15369). (E&CP)

### Recommendation:

#### Option #1:

#### Adopt the CEQA determinations and

- a. Appropriate \$672,000 in budgeted funds;
- b. Award a \$413,240 construction contract to Pima Corporation dba Advanced Construction to construct Phase II of the Weymouth Perimeter Improvements; and
- c. Authorize an increase of \$25,000 to the existing agreement with Tetra Design, for a new not-to-exceed total of \$2.253 million.

- 7-2 Approve increases and new membership dues totaling \$85,000 for the WaterReuse Foundation, Affordable Desalination Collaboration, and New Water Supply Coalition. (WP&S)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and approve increased and new membership dues totaling \$85,000 for participation in the WaterReuse Foundation, the Affordable Desalination Collaboration, and the New Water Supply Coalition.**

- 7-3 Authorize second amendments to (1) the water conservation agreement with Imperial Irrigation District; and (2) the approval agreement with IID, Coachella Valley Water District and Palo Verde Irrigation District. (WP&S)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and authorize the General Manager to enter into amendments to Metropolitan's conservation agreement with Imperial Irrigation District and approval agreement with IID, Coachella Valley Water District and Palo Verde Irrigation District as described in the board letter.**

- 7-5 Authorize bridge funding for high-efficiency clothes washer water conservation incentives and a transition to increased incentives for units that save more water. (WP&S)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and**

- a. Approve transition to funding HECWs with a water factor of 5.0 or better, and with an incentive of \$85 per HECW; and**
- b. Authorize bridge funding of \$110 per HECW through December 30, 2008 (\$85 base incentive plus \$25 bridge funding) through allocation of Enhanced Conservation Program funds.**

- 7-6 Authorize entering into an agreement for external audit services with KPMG LLP for \$295,000. (Exec.)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and authorize the General Auditor to enter into a contract for external audit services with the firm of KPMG LLP for the annual and quarterly audits for fiscal year 2005/06, in an amount not to exceed \$295,000.**

**(END OF CONSENT CALENDAR)**

**8. OTHER BOARD ITEMS — ACTION**

- 8-1 Appropriate \$1.91 million; and authorize the Union Station Headquarters Technology Upgrade project. (E&CP)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and**  
**a. Appropriate \$1.91 million in budgeted funds; and**  
**b. Authorize the Union Station Headquarters Technology Upgrade project.**

- 8-2 Authorize change orders for two construction contracts to address urgent shutdown repairs in Metropolitan's distribution system. (E&CP)

**Recommendation:**

**Adopt the CEQA determinations and**  
**a. Authorize the General Manager to execute change orders on the Foothill Feeder Pipeline Repair contract up to an aggregate amount of \$700,000; and**  
**b. Authorize the General Manager to execute change orders on the CRA Rehabilitation and Improvements contract up to an aggregate amount of \$1,212,500.**

- 8-3 Authorize a memorandum of understanding with Las Vegas Valley wastewater treatment agencies to participate in the Boulder Basin Adaptive Management Plan for protection of water quality in Lake Mead. (WQ&O)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and authorize the General Manager to execute a memorandum of understanding with the Clean Water Coalition and Southern Nevada Water Authority to approve Metropolitan's participation in the Boulder Basin Adaptive Management Plan, share water quality monitoring data, establish technical level contacts to address water quality concerns, and provide for management level contacts to resolve problems that arise.**

- 8-4 Appropriate \$2.5 million; and authorize (1) Phase II of the Human Resources Improvement Project; and (2) an agreement with Ciber, Inc. in an amount not to exceed \$1.45 million (Approp. 15411). (L&HR)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and**

- a. Appropriate \$2.5 million in budgeted funds;**
- b. Authorize upgrade of PeopleSoft HR/payroll and PeopleSoft development software to Version 8.9;**
- c. Authorize implementation of modules related to training, employee relations and temporary worker tracking and purchase of the Oracle/PeopleSoft Learning (training) Module software; and**
- d. Authorize an agreement with Ciber, Inc. to implement items b. and c. above, in an amount not to exceed \$1.45 million.**

**Corrected**

- 8-5 Report on *Cynthia Ward, etc. v. MWH Development Corporation, et al.*, Los Angeles Superior Court Case No. 325217 (consolidated with BC325218, BC325219, BC325240, BC325409 and BC335648); and authorize increase of \$25,000 for a total of \$225,000 in maximum amount payable under contract with Avila & Putnam for legal services to represent Metropolitan. (L&HR)  
**[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(a)]**

8-6 Report on *Dewayne Cargill, et al. v. Metropolitan*, LASC Case No. BC191881 (consolidated with LASC Case Nos. BC194444 and BS052318). (L&HR)  
**[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(a)]**

8-7 Review and consider Policy Principles for Statewide Water Issues. (C&L, WP&S) **(To be mailed separately)**

**Revised**

8-8 Express opposition to Assembly Bill 489 (Calderon, D-Montebello) and Assembly Bill 503 (Swanson, D-Oakland) regarding assignment of overtime work. (C&L)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and express opposition to AB 489 and AB 503.**

**Revised**

8-9 Authorize sponsorship of and support for Assembly Bill 1420 (Laird, D-Santa Cruz) – Water use efficiency and grant eligibility. (C&L)

**Recommendation:**

**Adopt the CEQA determinations and**

- a. Authorize sponsorship of AB 1420; and**
- b. Direct staff to pursue clarifying amendments.**

8-10 Authorize amending the water management program agreement with Kern Delta Water District to improve water supply reliability and water quality. (WP&S)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and authorize the General Manager to amend the Program agreement with Kern Delta based on the contractual principles of the board letter, all in a form approved by the General Counsel.**

- Withdrawn**      8-11      ~~Authorize purchase of 2,175 acres of land located in the Palo Verde Valley. (B&F) **(To be distributed at meeting)**~~  
~~[Conference with real property negotiators; property is located at Neighbors Boulevard and 38th Avenue in Imperial and Riverside Counties, California; agency negotiators: Fadi Kamand, Curtis Baynes, and Joseph Vanderhorst; negotiating parties: Eugene and Marian Gabrych and Empire Communities, LLC; under negotiation: price and terms of payment; to be heard in closed session pursuant to Gov. Code Section 54956.8]~~

## 9. BOARD INFORMATION ITEMS

- 9-1      Status report for the Inland Feeder Program for activities through January 2007. (E&CP)
- 9-2      Review of existing locally developed resources and interruptible supply programs. (WP&S)
- Revised**      9-3      Staff analysis and support of Senate Bill 178 (Steinberg, D-Sacramento and Kuehl, D-Santa Monica) establishing a groundwater monitoring program; and Senate Bill 862 (Kuehl, D-Santa Monica and Steinberg, D-Sacramento) regarding water resources. (C&L)

## 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&CP, B&F). Committee agendas may be obtained from the Board 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 Board Executive Secretary in advance of the meeting to ensure availability of the requested service or accommodation.