

L&HR Committee

J. Quiñonez, Chair
 J. Abdo
 S. Ballin
 D. De Jesus
 J. Edwards
 A. Fellow
 J. Foley
 H. Hansen
 J. Murray Jr.
 J. Parker
 J. Rez

**Legal and Human Resources
Committee**

Meeting with Board of Directors*

March 11, 2008

8:00 a.m. -- Room 2-145

Tuesday, March 11, 2008 Meeting Schedule		
7:00-8:00 a.m.	Rm. 2-413	Dirs. Computer Training
8:00 a.m.	Rm. 2-145	L&HR
10:00 a.m.	Rm. 2-456	C&L
12:00 p.m.	Board Room	Board Meeting

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

* The Metropolitan Water District's Legal and Human Resources 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 Human Resources 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 Human Resources Committee will not vote on matters before the Legal and Human Resources 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 and Human Resources Committee held February 12, 2008**

3. **CONSENT CALENDAR ITEMS — ACTION**

None

4. OTHER BOARD ITEMS — ACTION

- 8-4 Report on *Cadiz, Inc., etc. v. Metropolitan*, LASC Case No. BC343232; and authorize increases of \$175,000 for a total of \$275,000 in maximum amount payable under contract with RECON Research Corp; \$75,000 for a total of \$175,000 in maximum amount payable under contract with A+N Technical Services, Inc. to provide expert assistance in the defense of Metropolitan; and \$125,000 for a total of \$225,000 in maximum amount payable to Executive Presentations for trial graphics. (L&HR)
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(a)]
- 8-5 Authorize settlement of eminent domain action entitled *Metropolitan Water District v. FR/Cal Perris II, LLC*, Riverside County Superior Court Case No. RIC 486341, and acquisition of easement in real property for the Perris Valley Pipeline Project. (L&HR)
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(a)]
- 8-7 Authorize settlement of claim by Shields Restaurant Group, Inc. related to the Perris Valley Pipeline Project. (L&HR)
[Conference with legal counsel—anticipated litigation (one potential case); to be heard in closed session pursuant to Gov. Code Section 54956.9(b)]
- 8-8** Approval to extend by one year the Memoranda of Understanding between The Metropolitan Water District of Southern California and AFSCME, Local 1902; Management and Professional Employees Association; Association of Confidential Employees; and Supervisors Association; and adopting resolution to Metropolitan's contribution medical plans. (L&HR)

5. BOARD INFORMATION ITEMS

None

6. COMMITTEE ITEMS

- a. General Counsel's report of monthly activities
- b. Human Resources' report of monthly activities

- c. Report on *Watershed Enforcers a project of California Sportsfishing Protection Alliance v. L. Ryan Broddrick and California Department of Fish and Game; California Department of Water Resources and Lester A. Snow real parties in interest*, Alameda County Superior Court Case No. RG07326290; *Watershed Enforcers v. California Department of Water Resources*, Alameda County Superior Court Case No. RG06292124; *Pacific Coast Federation of Fishermen's Assoc., et al. v. Carlos M. Gutierrez, et al.*, USDC Case No. 1:06-CV-00245 OWW LJO; and *Natural Resources Defense Council v. Kempthorne*, USDC Case No. 1:05-CV-01207 OWW LJO.
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Sections 54956.9(a) and (c)]
- d. Report on adoption of resolution of necessity directing the General Counsel to condemn interests in real property required for the Perris Valley Pipeline Project in Riverside County, identified by Riverside County Assessor's Parcel Nos. 294-070-016, 297-230-019, and 297-230-020, Metropolitan's Parcel Nos. PEVAL1-01-745PEA1, PEVAL1-01-770PEA1, and PEVAL1-01-780PEA1, and owner's name, LNR Riverside, LLC.
(L&HR)

7. FOLLOW-UP ITEMS

None

8. FUTURE AGENDA ITEMS

9. 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 Board 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.

Writings relating to open session agenda items distributed to Directors less than 72 hours prior to a regular meeting are available for public inspection at Metropolitan's Headquarters Building and on Metropolitan's Web site <http://www.mwdh2o.com>.

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.