

L&HR Committee

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

**Adjourned Legal and Human
Resources Committee**

Meeting with Board of Directors*

August 19, 2008

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

Tuesday, August 19, 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
1:30 p.m.	Rm. 1-102	IRP

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 July 8, 2008**
3. **CONSENT CALENDAR ITEMS — ACTION**

None

4. OTHER BOARD ITEMS — ACTION

- 8-5 Authorize increase in contract for legal services in *Cadiz, Inc., etc. v. Metropolitan*.
Report on *Cadiz, Inc., etc. v. Metropolitan*, LASC Case No. BC343232; and authorize increase of \$800,000 for a total of \$2.2 million in maximum amount payable under contract with Fulbright & Jaworski to defend Metropolitan. (L&HR) **(To be mailed separately)**
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(a)]
- 8-7 Provide Direction to Negotiators Regarding Provision of Water to Pechanga Band.
Provide Direction to Negotiators Regarding Provision of Water to Pechanga Band of Luiseño Mission Indians. (L&HR)
[Conference with real property negotiators; property is Colorado River water rights; agency negotiators: Jeffrey Kightlinger and Karen Tachiki; negotiating parties: Pechanga Band of Luiseño Mission Indians, Colorado River Indian Tribes and U.S. Department of the Interior; under negotiation: price and terms of agreement; to be heard in closed session pursuant to Gov. Code Section 54956.8]

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)]

7. FOLLOW-UP ITEMS

None

8. FUTURE AGENDA ITEMS

9. ADJOURNMENT

NOTE: Underscored summary language at the beginning of each action item is provided for ease of reference only. Please refer to the entire description of each agenda item to obtain information on the subject matter under consideration.

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.