

Regular Board Meeting

September 9, 2008

12:00 p.m. -- Board Room

Tuesday, September 9, 2008 Meeting Schedule		
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
11:00 a.m.	Board Room	Executive
12:00 p.m.	Board Room	Board Meeting
1:00 p.m.	Rm. 2-145	IRP

MWD Headquarters Building

• 700 N. Alameda Street •

Los Angeles, CA 90012

1. Call to Order

- (a) Invocation: (Guest)
- (b) Pledge of Allegiance: Director Glenn Brown

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))

Presentation to Orange County Water District

5. OTHER MATTERS

- A. Approval of the Minutes of the Meetings for August 12 and 19, 2008.
(Copies have been mailed to each Director)
Any additions, corrections, or omissions
- B. Report on Directors' meetings attended at Metropolitan expense for month of August

- C. Presentation of five-year service pin to Director Larry D. Dick, representing Municipal Water District of Orange County
- D. Approve 60-day leave of absence for Director Ergun Bakall, effective August 27, 2008
- E. Approve committee assignments
- F. Chairman's Monthly Activity Report
- G. Comments by Director Lopez on "Building Successful Water Use Efficiency Projects with Public Schools"
- H. Final report on list of certified assessed valuations for fiscal year 2008/09 and tabulation of assessed valuations, percentage participation, and vote entitlement of member public agencies as of August 18, 2008. (B&F)

6. DEPARTMENT HEADS' REPORTS

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

7. CONSENT CALENDAR ITEMS — ACTION

- 7-1 [Adopt final resolution for Annexation No. 93 to Calleguas.](#)
Adopt final resolution for annexation and impose water standby charge for Annexation No. 93 to Calleguas Municipal Water District and to Metropolitan. (B&F)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Adopt resolution granting Calleguas' request for approval of Annexation No. 93, concurrently to Metropolitan and to Calleguas, conditioned upon approval by the Ventura Local Agency Formation Commission, and establishing Metropolitan's terms and conditions for the annexation; and**
- b. Adopt resolution of intention to impose water standby charge at a rate of \$9.58 per acre or per parcel of less than one acre within the proposed territory, substantially in the form of Attachment 3 to the board letter.**

7-2 [Authorize change order for Sepulveda Feeder Repairs Contract.](#)

Authorize change order for the Sepulveda Feeder Repairs construction contract (Approp. 15441). (E&CP)

Recommendation:

Adopt the CEQA determination and authorize an increase of \$135,000 in the General Manager's authority to execute change orders on the Sepulveda Feeder Repairs, for a new aggregate total of \$385,000.

7-3 [Approve amendments to Administrative Code.](#)

Approve amendments to Metropolitan Water District Administrative Code to conform to current laws and practices and make corrections. (L&HR)

Recommendation:

Option #1:

Adopt the CEQA determination and approve amendments to the Administrative Code set forth in Attachment 2 to the board letter to reflect the changes recommended in the letter.

(END OF CONSENT CALENDAR)

8. OTHER BOARD ITEMS — ACTION

8-1 [Authorize five rehabilitation projects at Diemer plant.](#)

Appropriate \$3.45 million; and authorize five rehabilitation projects at the Robert B. Diemer Water Treatment Plant (Approp. 15436). (E&CP)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Appropriate \$3.45 million in budgeted funds;**
- b. Authorize procurement and installation for the Diemer East Basins Perimeter Water Line Replacement;**
- c. Authorize procurement and installation for the Diemer WWRP No. 2 Flocculator Improvements;**
- d. Authorize final design of the Diemer Fire and Potable Water Pump Station;**
- e. Authorize final design of the Diemer Public Address System Upgrade; and**
- f. Authorize preliminary design of the Diemer Filter Valve Replacement project.**

8-2 [Award contract for Jensen Solids Thickeners Nos. 5 and 6.](#)

Appropriate \$10.54 million; award \$5,499,000 contract to Brutoco Engineering & Construction, Inc. for Jensen Solids Thickeners Nos. 5 and 6; and authorize (1) preparation of environmental documentation for the Jensen Solids Dewatering Facility and Lagoons project; and (2) professional agreements with Environmental Science Associates and Ninyo & Moore (Approp. 15371). (E&CP)

Recommendation:

Option #1:

Adopt the CEQA determinations and

- a. Appropriate \$10.54 million in budgeted funds;**
- b. Award a \$5,499,000 contract to Brutoco Engineering & Construction, Inc. for the Jensen Solids Thickeners Nos. 5 and 6 project;**
- c. Authorize an agreement with Ninyo & Moore in an amount not to exceed \$330,000 for hazardous materials sampling and testing;**
- d. Authorize preparation of environmental documentation and preliminary design activities for the Jensen Solids Dewatering Facility and Lagoons project; and**
- e. Authorize an agreement with Environmental Science Associates in an amount not to exceed \$600,000 for environmental support.**

- 8-3 [Authorize wheeling agreement with SDCWA.](#)
Authorize executing a wheeling and exchange agreement with the San Diego County Water Authority for 2008 Central Valley Transfers. (WP&S)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize the General Manager to execute a wheeling and exchange agreement with SDCWA on the terms described in the board letter.

- 8-4 [Authorize increase in contract for legal services in *Central Basin Municipal Water District v. Metropolitan.*](#)

Report on *Central Basin Municipal Water District v. Metropolitan Water District*, LASC Case No. BS114382; and authorize increase of \$525,000 for a total of \$625,000 in maximum amount payable under contract with Bingham McCutchen to defend Metropolitan. (L&HR)
[Conference with legal counsel—existing litigation; may be heard in closed session pursuant to Gov. Code Section 54956.9(a)]

Recommendation:

Option #1:

Adopt the CEQA determination and authorize the General Counsel to amend the agreement with Bingham McCutchen to increase by \$525,000 the maximum amount payable under the contract to a total of \$625,000.

- 8-5 [Approve acquisition of easements for North Reach of the Perris Valley Pipeline Project.](#)

Approve settlement amount for the acquisition of easements for the North Reach of the Perris Valley Pipeline Project. (L&HR)
[Conference with real property negotiators; agency negotiators: Joseph Vanderhorst and Tom Campbell; negotiating parties: Western Municipal Water District and LNR Riverside II, LLC; under negotiations: 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 July 2008. (E&CP)
- 9-2 Proposed changes to the Interim Agricultural Water Program. (WP&S)

10. FUTURE AGENDA ITEMS

11. 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 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.

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.