

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

REVISED AGENDA

**Legal and Human Resources
Committee**

Meeting with Board of Directors*

October 14, 2008

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

Tuesday, October 14, 2008 Meeting Schedule		
7:00-8:00 a.m.	Rm. 2-413	Dir. 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
1:00 p.m.	Rm. 2-145	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 September 9, 2008**

3. **CONSENT CALENDAR ITEMS — ACTION**

None

4. **OTHER BOARD ITEMS — ACTION**

8-8 Approve settlement offer for easements for North Reach of Perris Valley Pipeline Project.
Approve settlement offer 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 March Joint Powers Authority; under negotiations: price and terms of payment; to be heard in closed session pursuant to Gov. Code Section 54956.8]

- Withdrawn** 8-12 ~~Approve amendments to Administrative Code relating to prequalification of Contractors to perform urgent necessity repairs.~~
Approve amendments to the Metropolitan Water District Administrative Code to clarify procedures relating to prequalification of Contractors to perform urgent necessity repairs. (L&HR) **(To be mailed separately)**

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 *Cadiz, Inc., etc. v. Metropolitan*, LASC Case No. BC343232.
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(a)]
- e. Report on litigation involving municipal securities and derivatives.
[Conference with legal counsel—decision regarding initiation of litigation (one potential case); to be heard in closed session pursuant to Gov. Code Section 54956.9(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.