

Exec. Committee

T. Brick, Chair
A. Fellow, Vice Chair
M. Edwards, Vice Chair
J. Parker, Vice Chair
J. Abdo, Secretary
J. Foley, Ex Officio
J. Bond
G. Brown
G. Koopman
J. Quiñonez
N. Sutley

Executive Committee

Meeting with Board of
Directors*

November 25, 2008

10:00 a.m. -- Board Room

Tuesday, November 25, 2008 Meeting Schedule		
8:00-10:00 a.m.	Rm. 2-413	Dirs. Computer Training
10:00 a.m.	Board Room	Executive
11:00 a.m.	Rm. 2-145	IRP

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

* The Metropolitan Water District's Executive 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 Executive Committee may attend and 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 Executive Committee will not vote on matters before the Executive 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 Executive Committee held October 28, 2008**

3. **BOARD CHAIRMAN'S REPORT**

4. **CONSENT CALENDAR ITEMS – ACTION**

None

5. **OTHER BOARD ITEMS – ACTION**

None

6. BOARD INFORMATION ITEMS

None

7. COMMITTEE ITEMS

- a. Approve draft committee and Board meeting agendas, and schedule for December
- b. General Manager's report of Metropolitan's activities
- c. General Counsel's report of Legal Department activities
- d. General Auditor's report of Audit Department activities
- e. Ethics Officer's report of Ethics Department activities
- f. 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)]
- g. Discussion of incidental take regulation for longfin smelt.
[Conference with legal counsel—initiation of litigation (one potential case); to be heard in closed session pursuant to Gov. Code Section 54956.9(c)]

8. REPORTS FROM COMMITTEES

- a. Business and Finance Committee
- b. Engineering and Capital Programs Committee
- c. Water Quality and Operations Committee
- d. Water Planning and Stewardship Committee

- e. Legal and Human Resources Committee
- f. Communications and Legislation Committee

9. FOLLOW-UP ITEMS

None

10. OTHER MATTERS

- a. Consideration of Inquiry and Review Committee findings regarding alleged noncompliance with the Ethics Policy by Metropolitan Director.
[Conference with legal counsel—significant exposure to litigation (one potential matter); to be heard in closed session pursuant to Gov. Code Section 54956.9(b)]

11. FUTURE AGENDA ITEMS

12. 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.

The Executive Committee may consider matters brought before other committees. The Agendas of other committees are available from the Board Executive Secretary.

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.