

REVISED AGENDA

Regular Board Meeting

January 13, 2009

12:00 p.m. -- Board Room

Tuesday, January 13, 2009 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

1. Call to Order

- (a) Invocation: (Guest)
- (b) Pledge of Allegiance: Director Bill Wright

2. Roll Call

3. Determination of a Quorum

PUBLIC HEARING

Comments on the proposed standby charge for the 102nd Fringe Area Annexation to Eastern Municipal Water District

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))

5. OTHER MATTERS

- A. Approval of the Minutes of the Meeting for December 9, 2008. (A copy has been mailed to each Director)
Any additions, corrections, or omissions
- B. Report on Directors' meetings attended at Metropolitan expense for month of December
- C. Presentation of Commendatory Resolution to former Director Helen Z. Hansen, representing the City of Long Beach
- D. Approve committee assignments
- E. Chairman's Monthly Activity Report

6. DEPARTMENT HEADS' REPORTS

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

7. CONSENT CALENDAR ITEMS — ACTION

- 7-1 [Authorize agreement with Commuter Check Services Corporation for public transit vouchers.](#)
Authorize increase of \$256,000 to existing agreement with Commuter Check Services Corporation for public transit vouchers for Metropolitan's Rideshare Program. (E&CP)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize increase of \$256,000 to the existing agreement with Commuter Check Services Corporation, for a new not-to-exceed total of \$1,879,000, for employee public transit vouchers.

7-2 [Authorize preliminary design of Weir Gate and Filter Valve Rehabilitation project at Mills plant.](#)

Appropriate \$190,000; and authorize preliminary design of the Weir Gate and Filter Valve Rehabilitation project at the Mills plant (Approp. 15452). (E&CP)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Appropriate \$190,000; and**
- b. Authorize preliminary design to refurbish the weir gates and filter inlet valves at Mills Modules Nos. 3 and 4.**

7-3 [Authorize entering into an LRP agreement with LADWP for Taylor Yard Park Water Recycling Project.](#)

Authorize entering into a Local Resources Program agreement with Los Angeles Department of Water and Power for the Taylor Yard Park Water Recycling Project. (WP&S)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize the General Manager to enter into an LRP agreement with Los Angeles Department of Water and Power for the Taylor Yard Park Water Recycling Project for 150 AFY under terms included in the board letter.

(END OF CONSENT CALENDAR)

8. OTHER BOARD ITEMS — ACTION

- 8-1 [Determine water revenue requirements and adopt resolutions to impose charges for 2010.](#)
Determine water revenue requirements; set a public hearing date; and adopt resolutions giving notice of intention to impose charges for calendar year 2010. (B&F)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Determine that revenues required from rates and charges during FY 2009/10 should not be less than \$1.43 billion, and use this determination in establishing water rates and charges to be effective January 1, 2010;
- b. Set a time for a public hearing of the Business and Finance Committee at which interested parties may present their views regarding the General Manager's recommendation for rates and charges to be effective January 1, 2010; and
- c. Adopt the following resolutions:
 1. Resolution of intention to impose the Readiness-to-Serve Charge in the form shown as Attachment 2 to the board letter, declaring the Board's intention (i) at its March 10, 2009 meeting to consider and act upon the General Manager's recommendation to impose a Readiness-to-Serve Charge and (ii) at its May 12, 2009 meeting to consider and act upon the General Manager's recommendation to impose standby charges within the service territories of member agencies that have requested that charge as a means of collecting all or a portion of their RTS Charge.
 2. Resolution of intention to impose a Capacity Charge in the form shown as Attachment 3 to the board letter, declaring the Board's intention at its March 10, 2009 meeting to consider and act upon the General Manager's recommendation to impose a Capacity Charge.

Withdrawn

- 8-2 ~~[Options for Diamond Valley Lake Marina operations.](#)
Options for Diamond Valley Lake Marina operations. (B&F)~~

- 8-3 [Authorize agreement to sell surplus material from Inland Feeder Arrowhead Tunnels Project.](#)
Authorize agreement with Ritchie Bros. Auctioneers to sell surplus materials and equipment from the Inland Feeder Arrowhead Tunnels Project. (E&CP)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize agreement with Ritchie Bros. Auctioneers to conduct multiple auctions of Metropolitan's Arrowhead Tunnels surplus equipment and materials. Depending on the economic conditions prior to the sale and the type of equipment to be included in each sale, staff will make a determination as to whether to implement the Guaranteed-Minimum-Return auction arrangement, or to utilize the No-Guaranteed-Return approach.

- 8-4 [Authorize transfer agreement with Delta Wetlands Properties.](#)
Authorize executing a one-year water transfer agreement with Delta Wetlands Properties. (WP&S)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Authorize executing the one-year water transfer agreement with Delta Wetlands Properties consistent with the term sheet attached to the board letter; and**
- b. Appropriate \$3.6 million for the transfer.**

- 8-5 [Authorize initiation of litigation to recover damages and secure other judicial relief.](#)
Authorize the initiation of litigation against defendants including, but not limited to, General Reinsurance Company, to recover damages and secure other judicial relief. (L&HR)
[Conference with legal counsel—decision to initiate litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(c)]

- 8-6 [Potential actions regarding Delta smelt biological opinion.](#)
Discuss potential actions regarding Delta smelt biological opinion. (L&HR)
[Conference with legal counsel—initiation of litigation (one potential case); to be heard in closed session pursuant to Gov. Code Section 54956.9(c)]

- Added** 8-7 [Position regarding Final Delta Vision Implementation Report](#)
Express support position regarding the Final Delta Vision Implementation Report. (WP&S)

9. BOARD INFORMATION ITEMS

- 9-1 Status report for the Inland Feeder Program for activities through November 2008. (E&CP)
- 9-2 Proposed 2009/10 fiscal year budget. (B&F)
- 9-3 2009 Water Supply Allocation Plan Status. (WP&S)
- 9-4 Conservation ordinance prerequisite procedures for participation in the Phase II Public Sector, Turf Removal and Enhanced Conservation Programs. (WP&S)
- 9-5 Proposed agreements to implement three Orange County reliability projects. (WQ&O)

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.