



**L&HR Committee**

- J. Quiñonez, Chair
- L. Dick, Vice Chair
- J. Abdo
- Y. Arceneaux
- S. Ballin
- D. De Jesus
- J. Edwards
- J. Foley
- G. Gray
- J. Murray Jr.
- B. Robinson
- F. Steiner

**Legal and Human Resources  
Committee**

Meeting with Board of Directors\*

**July 14, 2009**

**8:00 a.m. -- Room 1-102**

Tuesday, July 14, 2009 Meeting Schedule		
7:00-8:00 a.m.	Rm. 2-413	Dirs. Computer Training
8:00 a.m.	Rm. 1-102	L&HR
10:00 a.m.	Rm. 2-145	C&L
12:00 p.m.	Rm. 2-456	Board Meeting

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

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\* 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 Section 54954.3(a))
2. **Approval of the Minutes of the meeting of the Legal and Human Resources Committee held June 9, 2009**

3. **CONSENT CALENDAR ITEMS — ACTION**

None

4. **OTHER BOARD ITEMS — ACTION**

- 8-7 Conference with Labor Negotiators. (L&HR)  
[Conference with labor negotiators; to be heard in closed session pursuant to Gov. Code Section 54957.6. Agency representative: Gilbert Ivey. Employee organizations: The Employees Association of The Metropolitan Water District of Southern California/AFSCME Local 1902; the Management and Professional Employees Association MAPA/AFSCME Chapter 1001, the Association of Confidential Employees, and the Supervisors Association.]

## 5. BOARD INFORMATION ITEMS

- 9-3 Report on tentative settlement of proposed Southern California Edison transmission rate proceeding. (L&HR) **(To be mailed separately)**

## 6. COMMITTEE ITEMS

- a. General Counsel's 2008/09 Business Plan year-End Report
- b. Approve General Counsel's Business Plan for fiscal year 2009/10
- c. General Counsel's report of monthly activities
- d. Human Resources' report of monthly activities
- e. Report on *Pacific Coast Federation of Fishermen's Assoc., et al. v. Carlos M. Gutierrez, et al.*, USDC Case No. 1:06-CV-00245 OWW GSA; *Natural Resources Defense Council v. Kempthorne*, USDC Case No. 1:05-CV-01207 OWW GSA; *State Water Contractors v. Salazar, et al.*, USDC Case No. 1:09-CV-00422 OWW GSA; *San Luis & Delta-Mendota Water Authority, et al. v. Salazar, et al.*, USDC Case No. 1:09-CV-00407 OWW DLB; *Coalition for a Sustainable Delta v. United States Fish and Wildlife Service, et al.*, USDC Case No. 1:09-CV-00480 OWW GSA; *Metropolitan Water District of Southern California v. United States Fish and Wildlife Service, et al.*, *United States Bureau of Reclamation and California Department of Water Resources real parties in interest*, USDC Case No. 1:09-CV-00631 OWW DLB; *Stewart & Jasper Orchards, et al., v. United States Fish and Wildlife Service, et al.*, USDC Case No. 1:09-CV-00892 OWW DLB; *State Water Contractors v. California Department of Fish and Game, et al.*, *California Department of Water Resources, et al., real parties in interest*, Sacramento Superior Court Case No. 34-2009-80000203; *Central Delta Water Agency, et al., v. United States Fish and Wildlife Service, et al.*, USDC Case No. 1:09-CV-861 OWW DLB; and *San Luis & Delta-Mendota Water Authority, et al. v. Locke, et al.*, USDC Case No. 1:09-CV-01053 OWW DLB; and *Stockton East Water District, et al. v. U.S. National Oceanic and Atmospheric Administration, et al.*, USDC Case No. 1:09-CV-01090 OWW DLB.  
**[Conference with legal counsel—existing litigation and initiation of litigation (two potential cases); to be heard in closed session pursuant to Gov. Code Section 54956.9(a)]**
- f. Discussion of potential claims and legal actions against the California Department of Water Resources related to State Water Project operations.  
**[Conference with legal counsel—initiation of litigation (three potential cases); 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.