



THE METROPOLITAN WATER DISTRICT  
OF SOUTHERN CALIFORNIA

# MWD MEETING AGENDA

## REVISED AGENDA

### Regular Board Meeting

January 12, 2010

12:00 p.m. -- Board Room

Tuesday, January 12, 2010 Meeting Schedule		
7:00-8:00 a.m.	Rm. 2-413	Dirs. Computer Training
8:00 a.m.	Rm. 2-145	L&C
10:00 a.m.	Rm. 2-456	C&L
12:00 p.m.	Board Room	Board Meeting

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

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#### 1. Call to Order

- (a) Invocation: (Guest)
- (b) Pledge of Allegiance: Director Robert Wunderlich

#### 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 Section 54954.3(a))

**Added** Presentation from Southern California Edison for Skinner solar facilities

**Added** Presentation of Silver LEED certification for Metropolitan's Headquarters Building at Union Station

## 5. OTHER MATTERS

- A. Approval of the Minutes of the Meeting for December 8, 2009. (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. Adopt Commendatory Resolutions for state lawmakers for enacting historic water legislation

Senator Darrell Steinberg  
Senator Dennis Hollingsworth  
Senator Fran Pavley  
Senator Dave Cogdill  
Senator Joe Simitian  
Assembly Member Karen Bass  
Assembly Member Sam Blakeslee  
Assembly Member Jared Huffman  
Assembly Member Jean Fuller  
Assembly Member Anna Caballero  
Assembly Member Kevin de Leon  
Assembly Member Jose Solorio

- 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 construction to rehabilitate Mills Modules Nos. 3 and 4 weir gates and filter valves.](#)

Appropriate \$1.55 million; and authorize Metropolitan force construction to rehabilitate the Mills Modules Nos. 3 and 4 weir gates and filter valves (Approp. 15452). (E&O)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and**

- a. Appropriate \$1.55 million; and**
- b. Authorize Metropolitan force construction to refurbish the Mills Modules Nos. 3 and 4 weir gates and filter inlet valves.**

**7-2**     [Authorize preliminary design of two improvement projects at Mills plant.](#)

Appropriate \$302,000; and authorize preliminary design of two improvement projects at the Mills plant (Approps. 15381 and 15452). (E&O)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and**

- a. Appropriate \$302,000;**
- b. Authorize preliminary design of the Mills Plant Laboratory Expansion; and**
- c. Authorize preliminary design of the Mills Hazardous Waste Storage Facility.**

**7-3**     [Authorize replacement of Weymouth Reservoir inlet gates.](#)

Appropriate \$526,000; and authorize Metropolitan force construction to replace the Weymouth Reservoir inlet gates (Approp. 15440). (E&O)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and**

- a. Appropriate \$526,000; and**
- b. Authorize Metropolitan force construction to replace the Weymouth Finished Water Reservoir inlet gates.**

- 7-4** [Authorize final design of Hayfield Groundwater Extraction Project.](#)  
Authorize final design of the Hayfield Groundwater Extraction Project (Approp. 15402). (E&O)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and authorize final design of the Hayfield Groundwater Extraction Project.**

**(END OF CONSENT CALENDAR)**

**8. OTHER BOARD ITEMS — ACTION**

- 8-1** [Set public hearing date; and receive report on proposed revenue requirements, and water rates and charges.](#)  
Set a public hearing date; and receive report on proposed revenue requirements, and water rates and charges. (B&F)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and set a public hearing at which interested parties may provide input regarding Metropolitan's rates and charges to be effective January 1, 2011, for the February meeting of the Business and Finance Committee.**

- 8-2** [Authorize payment for calendar year 2010 charges from State Water Project.](#)  
Authorize payment for calendar year 2010 charges from the State Water Project under terms of water supply contracts with the Department of Water Resources. (B&F)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and authorize payments up to a total of \$598 million to DWR in CY 2010 for Metropolitan's SWP charges.**

**8-3** [Authorize agreement for fault current protection upgrades at CRA pumping plants.](#)

Appropriate \$8.1 million; award \$5,181,000 contract to Southern Contracting Company; and authorize agreement with Marris Services, Inc. for fault current protection upgrades at the Colorado River Aqueduct pumping plants (Approp. 15438). (E&O)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and**

- a. Appropriate \$8.1 million;**
- b. Award \$5,181,000 contract to Southern Contracting company for fault current protection upgrades for the CRA pumping plant switch houses; and**
- c. Authorize agreement with Marris Services, Inc., in an amount not to exceed \$520,000, for specialized inspection support.**

**8-4** [Award contract to rehabilitate four Weymouth filters.](#)

Appropriate \$2.64 million; award \$1,588,121.55 contract to ERS Industrial Services, Inc. to rehabilitate four filters at the Weymouth plant; and authorize amendment to existing agreement with Montgomery Watson Harza (Approp. 15440). (E&O)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and**

- a. Appropriate \$2.64 million;**
- b. Award \$1,588,121.55 construction contract to ERS Industrial Services, Inc., for the Weymouth Filter Rehabilitation Demonstration project, and authorize filter demonstration testing; and**
- c. Authorize increase of \$300,000 to the existing agreement with Montgomery Watson Harza, for a new not-to-exceed total of \$1,375,000.**

**8-5** [Adopt resolution to accept funding as part of the American Recovery and Reinvestment Act](#)

Adopt resolution to accept funding and authorize entering into a contract as part of the American Recovery and Reinvestment Act with the California Energy Commission on two grant proposal applications. (E&O)

**Recommendation:**

**Option #1:**

**Adopt the CEQA determination and**

- a. Consent to acceptance of any CEC award based on the described application;**
- b. Adopt the resolution, and authorize any necessary contracts or agreements required by the award; and**
- c. Authorize the General Manager to enter into the CEC's standard agreement to allow acceptance of the grant funding.**

- 8-6 Report on *Metropolitan Water District v. Bonnie Prouty Castrey; AFSCME Local 1902.*  
Report on *Metropolitan Water District v. Bonnie Prouty Castrey; AFSCME Local 1902, Real Party in Interest*, LASC Case No. BS122746. (L&C)  
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(a)]  
**(To be mailed separately)**
- 8-7 Authorize increase in contract with Richard B. Deriso for pending litigation in *Metropolitan Water District v. U.S. Fish & Wildlife Service, et al.*  
Authorize increase in maximum amount payable under contract with Richard B. Deriso for expert consultant services and litigation support by \$200,000 to a maximum of \$300,000; and report on pending litigation in *Metropolitan Water District v. U.S. Fish & Wildlife Service, et al.*, U.S.D.C. No. 09-631-OWW-DLB (E.D. Cal.) and other litigation relating to restrictions imposed on California's Central Valley and State Water Project operations relating to endangered species. (L&C)  
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(a)]  
**(To be mailed separately)**
- 8-8 Authorize increase in contract with Latham & Watkins for *In re Tronox Incorporated, et al.*  
Authorize increase in maximum amount payable under contract with Latham and Watkins for legal services by \$650,000 to a maximum of \$750,000; and report on *In re Tronox Incorporated, et al.*, Chapter 11, Case No. 09-10156 (ALG) and related matter *Orange County Water District v. Northrop Corporation, et al.*, Superior Court of Orange County Case No. 04CC00715. (L&C)  
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(a)]  
**(To be mailed separately)**

## **9. BOARD INFORMATION ITEMS**

- 9-1** Proposed 2010/11 Fiscal year Budget. (B&F)
- 9-2 Energy Management and Reliability Study Update. (E&O)

## **10. FUTURE AGENDA ITEMS**

## **11. OTHER MATTERS (Contd.)**

- A. AB 1234 and Brown Act Presentation

## **12. 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&O, 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.