



- Board of Directors
Executive Committee

4/12/2011 Board Meeting

5G

Subject

Approve terms and conditions of employment for Interim General Counsel Marcia Scully

Description

Pursuant to the action taken at the Executive Committee meeting of March 22, 2011, I have negotiated terms and conditions for an employment agreement with Marcia Scully as the Interim General Counsel. I recommend that Marcia Scully's salary be set at \$226,844.80 which represents an 8 percent increase over her current salary. Providing an 8 percent increase is consistent with other temporary promotions. Additionally, Ms. Scully would be provided with a right to return to either her position of Assistant General Counsel or to a Chief Deputy General Counsel position at her choice when a new General Counsel is hired. Her salary upon return to a staff position would be reduced to the salary that she currently receives. Ms. Scully currently receives the same benefits as other unrepresented managers and there would be no change in any of those benefits.

Policy

Metropolitan Water District Administrative Code Section 6401: Method of Appointment and Removal

California Environmental Quality Act (CEQA)

CEQA determination for Option #1:

The proposed action is not defined as a project under CEQA because it involves continuing administrative activities, such as personnel-related actions (Section 15378(b)(2) of the State CEQA Guidelines). In addition, where it can be seen with certainty that there is no possibility that the proposed action in question may have a significant effect on the environment, the proposed action is not subject to CEQA (Section 15061(b)(3) of the State CEQA Guidelines).

The CEQA determination is: Determine that the proposed action is not subject to CEQA pursuant to Sections 15378(b)(2) and 15061(b)(3) of the State CEQA Guidelines.

CEQA determination for Option #2:

None required

Board Options

Option #1

Adopt the CEQA determination and

- Approve the terms and conditions of employment of Marcia Scully as Interim General Counsel; and
- Authorize the Chairman of the Board to execute an agreement consistent with the approved terms and conditions.

Fiscal Impact: None

Business Analysis: The retirement of the current General Counsel necessitates appointment of an Interim General Counsel while the Board conducts a process to fill the position.

Option #2

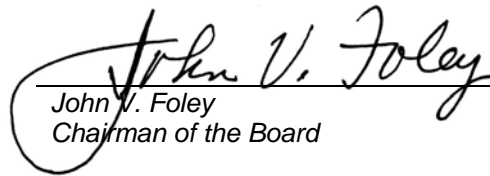
Reject the recommendation and request that the Chairman conduct additional negotiations.

Fiscal Impact: None

Business Analysis: The retirement of the current General Counsel necessitates appointment of an Interim General Counsel while the Board conducts a process to fill the position.

Recommendation

Option #1



John V. Foley
Chairman of the Board

4/6/2011
Date

Ref# bd12611767