



THE METROPOLITAN WATER DISTRICT
OF SOUTHERN CALIFORNIA

MWD MEETING AGENDA

Regular Board Meeting

March 13, 2012

12:00 p.m. -- Board Room

Tuesday, March 13, 2012 Meeting Schedule		
7:00-8:00 a.m.	Rm. 2-413	Dirs. Computer Training
8:30 a.m.	Rm. 2-145	L&C
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 Kristine Murray

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 § 54954.3(a))

5. OTHER MATTERS

- A. Approval of the Minutes of the Meeting for February 14, 2012. (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 February
- C. Presentation of 10-year service pin to Vice Chairman David De Jesus, representing Three Valleys Municipal Water District

- D. Approve 30-day leave of absence for Director Thomas Evans, commencing March 28, 2012
- E. Approve committee assignments
- F. Chairman's Monthly Activity Report

6. DEPARTMENT HEADS' REPORTS

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

7. CONSENT CALENDAR ITEMS — ACTION

- 7-1** Authorize easements over various Metropolitan properties in the counties of Riverside and San Bernardino, pending project approvals. (RP&AM)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize the General Manager to grant easements to the California Department of Water Resources, City of Riverside, City of Temecula, and City of Upland.

- 7-2** Authorize long-term leases on Metropolitan properties in the counties of Orange and Riverside, pending project approvals. (RP&AM)

Recommendation:

Option #1:

Adopt the CEQA determinations and authorize the General Manager to enter into lease agreements with New Cingular and Rados Properties.

- 7-3** Adopt final resolutions for annexation and to impose water standby charge for Annexation No. 96 to Calleguas Municipal Water District and to Metropolitan. (F&I)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Adopt resolution granting Calleguas' request for approval of Annexation No. 96 concurrently to Calleguas and Metropolitan, determine that Metropolitan's interests will not be adversely affected by the existence of a small window, and establishing Metropolitan's terms and conditions for the annexation; conditioned upon approval by Ventura Local Agency Formation Commission, and upon receipt of annexation fee of \$25,308.40; and**
- b. Adopt resolution to impose water standby charge at a rate of \$9.58 per acre, or per parcel of less than one acre, within the proposed annexation area.**

- 7-4** Authorize entering into a Local Resources Program agreement with Los Angeles Department of Water and Power for the North Atwater and Chevy Chase Park Water Recycling Project and the Los Feliz Golf Course Water Recycling Project. (WP&S)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize the General Manager to enter into a Local Resources Program agreement for the North Atwater and Chevy Chase Park Water Recycling Project and the Los Feliz Golf Course Water Recycling Project with Los Angeles Department of Water and Power for up to 50 acre-feet per year of recycled water under terms included in the board letter.

- 7-5** Appropriate \$1.7 million; and authorize design of four hydroelectric plant rehabilitation projects (Approp. 15458). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Appropriate \$1.7 million;**
- b. Authorize final design to rehabilitate the Foothill and Sepulveda Canyon Hydroelectric Plants; and**
- c. Authorize preliminary design to rehabilitate the San Dimas and Venice Hydroelectric Plants.**

- 7-6** Appropriate \$930,000; and authorize (1) final design and procurement for seismic retrofit of the Upper Feeder's Santa Ana River Bridge; and (2) amendment to an agreement with IDS Group (Approp. 15441). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Appropriate \$930,000;**
- b. Authorize final design and procurement for seismic retrofit of the Upper Feeder's Santa Ana River Bridge; and**
- c. Authorize increase of \$150,000 to the existing agreement with IDS Group, for a new not-to-exceed total of \$300,000.**

- 7-7** Appropriate \$340,000; and authorize (1) final design for repair of the San Jacinto East Adit on the Colorado River Aqueduct; and (2) amendment to an agreement with Jacobs Associates (Approp. 15373). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Appropriate 340,000;**
- b. Authorize final design for repair of the San Jacinto Tunnel East Adit; and**
- c. Authorize increase of \$215,000 to the existing agreement with Jacobs Associates, for a new not-to-exceed total of \$365,000.**

- 7-8** Appropriate \$170,000; and authorize preliminary design for canal improvements on the Colorado River Aqueduct (Approp. 15438). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Appropriate \$170,000; and**
- b. Authorize preliminary design of canal improvements for the Colorado River Aqueduct.**

- 7-9** Appropriate \$1.74 million; award \$519,825 contract to Cascade Pump Company for procurement of backwash return pumps and authorize (1) rehabilitation of the drive shaft assemblies for the washwater reclamation plant; and (2) final design of dry polymer system upgrades at the F. E. Weymouth Water Treatment Plant (Approps. 15369 and 15440). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determinations and

- a. Appropriate \$1.74 million;**
- b. Award \$519,825 procurement contract to Cascade Pump Company for backwash return pumps;**
- c. Authorize Metropolitan force construction to rehabilitate drive shaft assemblies at the Weymouth washwater reclamation plant; and**
- d. Authorize final design of the Weymouth Dry Polymer System Upgrade project.**

- 7-10** Appropriate \$650,000; and authorize final design and procurement of a standby generator for Iron Mountain Pumping Plant (Approp. 15438). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Appropriate \$650,000; and**
- b. Authorize final design and procurement of a standby generator for Iron Mountain Pumping Plant.**

- 7-11** Appropriate \$460,000; and authorize two rehabilitation projects at the F. E. Weymouth Water Treatment Plant (Approp. 15369). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. Appropriate \$460,000;**
- b. Authorize preliminary design to replace filter valves in Weymouth Filter Building No. 1; and**
- c. Authorize preliminary design to complete the rehabilitation of the Weymouth plant's drop gates.**

(END OF CONSENT CALENDAR)

8. OTHER BOARD ITEMS — ACTION

- 8-1** Affirm the General Manager's surplus determination and authorize the General Manager to accept offers for the Sunset Parking Structure. (RP&AM)
[Conference with real property negotiators; Metropolitan's Parcel No. 1500-4-1A, -1B, -3, -5, -7A, -7B, -9, -11, -13A, -13B, -15A, -15B, -17A, -17B, -19, -21, -23, and -25, Los Angeles County Assessor Parcel No. 5406-030-904; agency negotiators: Gilbert Ivey, Ralph Hicks, and John Clairday; negotiating parties: Holy Hill Community Church; under negotiation: price and terms of payment; to be heard in closed session pursuant to Gov. Code 54956.8]
- 8-2** Affirm the General Manager's determination that two parcels acquired for the construction of the Inland Feeder, Metropolitan Water District of Southern California Parcel Nos. INFED 1-24-150 (APN 0299-111-02) and INFED 1-10-100 (APN 422-040-009) are surplus to Metropolitan's needs: 10 acres in Redlands, California (San Bernardino County) and 114 acres in Moreno Valley, California (Riverside County), respectively. (RP&AM)

Recommendation:

Option #1:

Adopt the CEQA determination and

- a. **Affirm the General Manager's determination that the subject property comprised of 10 acres in Redlands, California, and the 114 acres in Moreno Valley, California, are surplus and carry out disposition of the properties in their current conditions; and**
- b. **Market the properties for sale on the open market for their fair market value between \$3,760,000 to \$4,760,000, in a form approved by the General Counsel.**

- 8-3 Authorize the purchase of approximately 2,175 acres in Riverside and Imperial Counties. (RP&AM)
[Conference with real property negotiators; Riverside County Assessor Parcel Nos. 878-250-010, 878-240-023, Imperial County Assessor Parcel Nos. 006-090-022-000, 006-090-030-000, 006-090-032-000, 006-100-002-000, 006-100-001-000, 006-100-006-000, 006-100-012-000, 006-100-014-000, 006-100-017-000, 006-100-019-000; agency negotiators: Gilbert Ivey, Ralph Hicks, and John Clairday; negotiating parties: Gabrych Family Trust; under negotiation: price and terms of payment; to be heard in closed session pursuant to Gov. Code Section 54956.8]
- 8-4A Approve proposed biennial budget for fiscal years 2012/13 and 2013/14. (F&I) **(To be mailed separately)**
- 8-4B Adopt recommended water rates and charges, and resolutions to impose water rates and charges, for 2013 and 2014. (F&I) **(To be mailed separately)**
- 8-5** Authorize execution of professional services agreement with Richardson and Company in the amount of \$3.9 million for State Water Project Statement of Charges audit. (F&I)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize the General Manager to enter into a five-year contract with Richardson and Company for the required State Water Project related audit services commencing March 2012, and for a maximum amount payable of \$3.9 million.

- 8-6** Authorize entering into a Local Resources Program agreement with Los Angeles Department of Water and Power for the Harbor Industrial Recycled Water Project. (WP&S)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize the General Manager to enter into a Local Resources Program agreement for the Harbor Industrial Recycled Water Project with Los Angeles Department of Water and Power for up to 9,300 acre-feet per year or recycled water under the terms included in the board letter.

- 8-7** Authorize entering into a Local Resources Program agreement with Los Angeles Department of Water and Power for the Hansen Dam Golf Course Water Recycling Project. (WP&S)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize the General Manager to enter into a Local Resources Program agreement for the Hansen Dam Golf Course Water Recycling Project with Los Angeles Department of Water and Power for up to 500 acre-feet per year of recycled water under terms included in the board letter.

- 8-8** Authorize entering into a Local Resources Program agreement with Los Angeles Department of Water and Power for the Griffith Park South Water Recycling Project. (WP&S)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize the General Manager to enter into a Local Resources Program agreement for the Griffith Park South Water Recycling Project with Los Angeles Department of Water and Power for up to 450 acre-feet per year of recycled water under terms included in the board letter.

- 8-9** Authorize entering into a Local Resources Program agreement with Eastern Municipal Water District for EMWD's Recycled Water System Expansion Project. (WP&S)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize the General Manager to enter into a Local Resources Program agreement for EMWD's Recycled Water System Expansion Project with Eastern Municipal Water District for up to 5,000 acre-feet per year of recycled water under terms included in the board letter.

- 8-10** Authorize entering into a Local Resources Program agreement with West Basin Municipal Water District for the West Basin Water Recycling Program Phase V Project. (WP&S)

Recommendation:

Option #1:

Adopt the CEQA determination and authorize the General Manager to enter into a Local Resources program agreement for the West Basin Water Recycling Program Phase V Project with West Basin Municipal Water District for up to 8,000 acre-feet per year or recycled water under the terms included in the board letter.

- 8-11** Appropriate \$5.43 million; and award \$3.67 million procurement contract to James Leffel & Co. for the Yorba Linda Power Plant Turbine-Generator (Approp. 15446). (E&O)

Recommendation:

Option #1:

Adopt the CEQA determination and
a. Appropriate \$5.43 million; and
b. Award \$3.67 million procurement contract to James Leffel & Company for a turbine-generator at the Yorba Linda Power Plant.

- 8-12** Report on *San Diego County Water Authority v. Metropolitan Water District of Southern California, et al.*, San Francisco County Superior Court Case No. CPF-10-510830; and authorize an increase in the maximum amount payable under contract with Bingham McCutchen for legal services by \$2,600,000 to an amount not to exceed \$4,000,000. (L&C)
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(a)]

- 8-13 Reporting on existing litigation; and authorize an increase in (1) maximum amount payable under contract with Manatt, Phelps & Phillips, LLP for legal services by \$2 million to an amount not to exceed \$4,090,000; (2) maximum amount payable to Meyers, Nave, Riback, Silver & Wilson, PC by \$1.5 million to an amount not to exceed \$2.3 million; (3) maximum amount payable under contract with Shaw Environmental for expert services by \$300,000 to an amount not to exceed \$700,000; and (4) maximum amount payable under contract with Jacimaria R. Batista, Ph.D., P.E. by \$200,000 to an amount not to exceed \$300,000 for representation of Metropolitan in *Orange County Water District v. Northrop Corporation*, Orange County Superior Court 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)
- 8-14 Express opposition to H.R. 1837 (Nunes, R-CA) – the Sacramento-San Joaquin Valley Water Reliability Act, unless amended. (C&L) **(To be mailed separately)**
- 8-15 Express opposition to AB 1686 (Jeffries, R-Riverside) – Waterways: Lake Mathews. (C&L) **(To be mailed separately)**

9. BOARD INFORMATION ITEMS

None

10. FUTURE AGENDA ITEMS

11. OTHER MATTERS

- 11-1 Designation of Interim Ethics Officer
[Public employee appointment—Interim Ethics Officer; to be heard in closed session pursuant to Gov. Code Section 54957]

- 11-2 Consideration of candidates for the position of General Counsel
[Public employee appointment—General Counsel; to be heard in closed session pursuant to Gov. Code Section 54957]

12. ADJOURNMENT

NOTE: 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 parentheses at the end of the description of the agenda item e.g. (E&O, F&I). 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.