



L&C Committee

J. Quiñonez, Chair
L. Dick, Vice Chair
R. Atwater
S. Ballin
M. Camacho
D. Dear
D. Griset
P. Hawkins
L. McKenney
J. Murray
F. Steiner
Y. Tu
R. Wunderlich

REVISED AGENDA

Legal and Claims Committee

Meeting with Board of Directors*

January 13, 2015

8:30 a.m. -- Room 2-145

Tuesday, January 13, 2015 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	RP&AM
12:00 p.m.	Board Room	Board Meeting

MWD Headquarters Building

• 700 N. Alameda Street •

Los Angeles, CA 90012

* The Metropolitan Water District's Legal and Claims 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 Claims 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 Claims Committee will not vote on matters before the Legal and Claims 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 Claims Committee held December 9, 2014**
- 3. CONSENT CALENDAR ITEMS — ACTION**

None
- 4. OTHER BOARD ITEMS — ACTION**

Corrected

8-6

Authorize contracts for special bond counsel services with Nixon Peabody LLP, Stradling Yocca, Carlson & Rauth, P.C., Hawkins Delafield & Wood LLP, and Fulbright & Jaworski LLP, and co-special bond counsel services with Law Offices of Alexis Chiu, Curls Bartling P.C. and Schiff Hardin LLP for the period ending June 28, 2018. (L&C)

Recommendation:

Option #1:

Adopt the CEQA determination that the proposed action is not defined as a project under CEQA, and

- a. Authorize the General Counsel to retain the firms listed in the board letter as special bond counsel and co-counsel through June 30, 2018; and**
- b. Determine that special bond counsel fees may be approved by the General Counsel in amounts sufficient to procure special bond counsel and co-special bond counsel services for bond issues and legal advice, as described in the board letter.**

- 8-7 Report on existing litigation; and authorize increase in maximum amount payable under contract for legal services with Quinn Emanuel Urquhart & Sullivan, LLP by \$3,150,000 to an amount not to exceed \$5,500,000, and authorize increase in maximum amount payable under contract for consultant services with Woodcock & Associates, Inc. by \$100,000 to an amount not to exceed \$200,000, both in connection with *San Diego County Water Authority v. Metropolitan Water District of Southern California, et al.*, San Francisco County Superior Court Case Nos. CPF-10-510830, CPF-12-512466, and CPF-14-514004. (L&C)
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(d)(1)]
(To be mailed separately)

5. BOARD INFORMATION ITEMS

None

6. COMMITTEE ITEMS

- a. General Counsel's report of monthly activities
- b. Report on *Consolidated Delta Smelt Cases*, USDC Case No. 1:09-CV-407 LJO-DLB; and *Consolidated Salmonid Cases*, USDC Case No. 1:09-CV-1053 LJO-DLB.
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(d)(1)]

7. FOLLOW-UP ITEMS

None

8. FUTURE AGENDA ITEMS

9. ADJOURNMENT

NOTE: 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.