



L&C Committee

- J. Quiñonez, Chair
- L. McKenney, V. Chair
- R. Atwater
- M. Camacho
- D. Dear
- L. Dick
- J. Murray
- L. Paskett
- F. Steiner
- Y. Tu
- R. Wunderlich

REVISED AGENDA

Legal and Claims Committee

Meeting with Board of Directors*

May 10, 2016

9:00 a.m. -- Room 2-145

Tuesday, May 10, 2016 Meeting Schedule		
9:00 a.m.	Rm. 2-145	L&C
10:00 a.m.	Rm. 2-456	OP&T
10:30 a.m.	Rm. 2-145	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 April 12, 2016**
- 3. CONSENT CALENDAR ITEMS — ACTION**

7-5 Redesignation of the Special Real Property and Asset Management Committee as a Board Standing Committee. (L&C)

Recommendation:

Option #1:

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

Approve the changes to the Administrative Code set forth in Attachment 2 to the board letter to establish the Real Property and Asset Management Committee as a board standing committee.

4. OTHER BOARD ITEMS — ACTION

- Added** 8-8 Report on *Bradley Wayne Nutt v. Metropolitan Water District of Southern California*, Los Angeles Superior Court Case No, BC550863; and authorize an increase in the maximum amount payable under contract with Atkinson, Andelson, Loya, Ruud & Romo for legal services by \$250,000 to an amount not to exceed \$800,000. (L&C)
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(d)(1)]

5. BOARD INFORMATION ITEMS

- 9-4 Report on existing and potential litigation challenging the purchase of property from Delta Wetlands Properties in Contra Costa, San Joaquin, and Solano Counties, including *County of San Joaquin v. Metropolitan Water District of Southern California, et al.*, San Joaquin County Superior Court Case No. STK-CV-UWM-2016-3597; *North Coast Rivers Alliance v. Metropolitan Water District of Southern California, et al.*, Contra Costa County Superior Court Case No. MSN16-0629; and *Pacific Coast Federation of Fishermen’s Associations v. Metropolitan Water District of Southern California, et al.*, Solano County Superior Court Case No. FCS046934. (L&C)
[Conference with legal counsel—existing and anticipated litigation; to be heard in closed session pursuant to Gov. Code Sections 54956.9(d)(1) & (d)(2)]

6. COMMITTEE ITEMS

- a. Report on *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; and *San Diego County Water Authority v. Metropolitan Water District of Southern California*, Los Angeles County Superior Court Case No. BS161729.
[Conference with legal counsel—existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(d)(1)]

7. MANAGEMENT REPORTS

- a. General Counsel’s report of monthly activities

8. FOLLOW-UP ITEMS

None

9. FUTURE AGENDA ITEMS

10. 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.