

**THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA**

**MINUTES**

**LEGAL AND CLAIMS COMMITTEE**

**January 9, 2018**

Vice Chair McKenney called the meeting to order at 9:05 a.m. in Committee Room 2-145 at Metropolitan's Headquarters.

Members present: Vice Chair McKenney, Directors Atwater, Camacho (arrived 9:50 a.m.), Cordero, Dear, Dick (arrived 9:08 a.m.), Murray (arrived 9:08 a.m.), and Steiner.

Members absent: Chair Quiñonez, Directors Paskett and Sinanyan.

Other Board members present: Board Chairman Record, Directors Beard, Blois, Dake, Faessel, Gedney, Hogan, Kurtz, Lefevre, Lewinger, Morris, Peterson, Pressman, Saxod, and Treviño.

Staff present: Scully, Beatty, Kear, Breaux, R. Castro, Donhoff, Horton, Hudson, Jankovic, Kightlinger, Kuo Brinton, Miyashiro, Nagai, Shraibati, Sims, Skillman, Teraoka, Upadhyay, and Zinke.

**1. OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO ADDRESS THE COMMITTEE ON MATTERS WITHIN THE COMMITTEE'S JURISDICTION**

No members responded.

Vice Chair McKenney announced that there would be a reordering of the meeting agenda. Due to lack of quorum, Item 3a would be heard first.

**3. MANAGEMENT REPORTS**

a. Subject: General Counsel's report of monthly activities

Presented by: General Counsel Marcia Scully

General Counsel Marcia Scully provided the committee with updates on the Delta Wetlands cases, Palo Verde Irrigation District lawsuit, and the California WaterFix validation action.

Vice Chair McKenney announced that the meeting would now return to its originally scheduled order as listed on the agenda.

**2. APPROVAL OF THE MINUTES OF THE LEGAL AND CLAIMS COMMITTEE  
MEETING HELD DECEMBER 12, 2017**

Motion: Carried  
Moved: Director Dear                      Seconded: Dick  
Ayes: Vice Chair McKenney, Directors Atwater, Cordero, Dear, Dick,  
Murray, and Steiner  
Noes: None  
Abstentions: None  
Absent: Chair Quiñonez, Directors Camacho, Paskett, and Sinanyan

The motion passed by a vote of 7 ayes, 0 no, 0 abstain, and 4 absent.

**4. CONSENT CALENDAR ITEMS – ACTION**

None

**5. OTHER BOARD ITEMS – ACTION**

None

**6. BOARD INFORMATION ITEMS**

None

**7. COMMITTEE ITEMS**

a.            Subject:                      Update on the Clean Water Act

Presented by:                Senior Deputy General Counsel Jill Teraoka

Senior Deputy General Counsel Jill Teraoka gave a presentation on this item. No action was taken.

- b. Subject: 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, CPF-14-514004, CPF-16-515282, CPF-16-515391 and CGC-17-563350; and the appeal of the 2010 and 2012 actions, Court of Appeal for the First Appellate District Case Nos. A146901 and A148266 and California Supreme Court Case No. S243500

Presented by: General Manager Jeff Kightlinger

In closed session, the General Manager and General Counsel gave a presentation on this item and responded to questions. No action was taken.

## 8. FOLLOW-UP ITEMS

None

## 9. FUTURE AGENDA ITEMS

None

Next meeting will be held on February 13, 2018.

Meeting adjourned at 9:57 a.m.

Larry McKenney  
Vice Chair