



L&C Committee

- J. Quiñonez, Chair
- L. McKenney, V. Chair
- R. Atwater
- M. Camacho
- G. Cordero
- L. Dick
- P. Hawkins
- J. Murray, Jr.
- L. Paskett
- Z. Sinanyan
- F. Steiner

Legal and Claims Committee

Meeting with Board of Directors*

September 11, 2018

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

September 11, 2018 Meeting Schedule		
9:00 a.m.	L&C	Rm. 2-145
10:00 a.m.	C&LR	Rm. 2-456
11:00 a.m.	RP&AM	Rm. 2-145
12:00 p.m.	Board Meeting	Boardroom

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 Legal and Claims Committee meeting held August 21, 2018**

3. **MANAGEMENT REPORT**
 - a. General Counsel's report of monthly activities

4. **CONSENT CALENDAR ITEMS — ACTION**

REVISED

- 7-6** Adopt CEQA determination and authorize increase of \$100,000, to a maximum amount payable of not to exceed \$200,000, for existing General Counsel contract for legal services with Hanson Bridgett LLP to provide legal tax and benefits advice on deferred compensation plans, other employee benefits, and CalPERS matters. (L&C)

ADDED

Recommendation:

Option #1:

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

Authorize the General Counsel to increase the amount payable under its agreement with Hanson Bridgett LLP by \$100,000 to an amount not to exceed \$200,000

5. OTHER BOARD ITEMS — ACTION

None

6. BOARD INFORMATION ITEMS

None

7. COMMITTEE ITEMS

- a. Report on discussions with San Bernardino and Riverside Counties regarding the California Surface Mining & Reclamation Act.
[Conference with legal counsel—anticipated litigation; may be heard in closed session pursuant to Gov. Code Section 54956.9(d)(2)]

- b. 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; 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; the petition for extraordinary writ in the second 2016 action, Court of Appeal for the First Appellate District Case No. A154325; and Los Angeles County Superior Court Case No. BS173868.
[Conference with legal counsel – existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(d)(1)]

8. FOLLOW-UP ITEMS

None

9. FUTURE AGENDA ITEMS

10. ADJOURNMENT

NOTE: 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.