

WESTLANDS WATER DISTRICT LEGAL AFFAIRS COMMITTEE

NOTICE OF REGULAR MEETING AND AGENDA

NOTICE

Notice is hereby given that a regular meeting of the Legal Affairs Committee of the Board of Directors of Westlands Water District will be held on January 14, 2015, at 3:00 p.m. at the District's Fresno Office, 3130 N. Fresno St., Fresno, California, 93703.

COMMITTEE MEMBERS

Frank Coelho, Chairman
Larry Enos
Sarah Woolf
Don Peracchi, ex officio

Public Comment - Any member of the public may address the Committee concerning any matter on the agenda before or during its consideration of that matter. Public comment is limited to three minutes per person and no more than fifteen minutes per topic. For good cause, the Committee Chairperson may waive these limitations.

AGENDA

1. Approval of Minutes for the Meeting of January 8, 2014
2. Consider 2015-2016 Legal Affairs Requested Budget
3. Public Comment - Any member of the public may address the Committee concerning any matter not on the Agenda within the Board's jurisdiction. Public comment is limited to three minutes per person and no more than fifteen minutes per topic. For good cause, the Committee Chairperson may waive these limitations.
4. Closed Session - The Board will meet in closed session pursuant to the Government Code sections noted to discuss the following:
 - a. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Pursuant to Cal. Gov. Code section 54956.9(d)(1))
 - 1) *Westlands v. United States* (Drainage) (US Ct. of Fed. Cl., Washington DC)
 - 2) *SLDMWA, et al. v. Natural Resources Defense Council* (2008 Delta Smelt BiOp) (Petition for Certiorari Pending before USSC)
 - 3) *SLDMWA, et al. v. Locke* (2009 Salmon BiOp) (US Court of Appeals, 9th Cir.)
 - 4) *Pacific Coast Federation of Fishermen's Assoc., et al., v. US Department of Interior, et al.* (NEPA Interim Renewal Contract) (US Dist. Ct., N.D. Calif)

Written materials related to an item on this agenda to be considered in open session that are public records and that are distributed less than 72 hours prior to the meeting will be made available for public inspection, (1) when distributed if said materials were prepared by the District or a member of the Legal Affairs Committee or (2) after the meeting if said materials were prepared by others, at the District's Fresno office, 3130 N. Fresno St., Fresno, California during normal business hours.

A person with a qualifying disability under the Americans with Disabilities Act of 1990 may request the District provide a disability-related modification or accommodation in order to participate in any public meeting of the District. Such assistance includes appropriate alternative formats for the agendas and agenda packets used for any public meetings of the District. Requests for such assistance and for agendas and agenda packets shall be made in person, by telephone, facsimile, or written correspondence to the District office, at least 48 hours before a public District meeting.

WESTLANDS WATER DISTRICT LEGAL AFFAIRS COMMITTEE

January 14, 2015, 3:00 p.m.

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- 5) *SLDMWA, et al. v. Dept. of Interior* (COA) (E.D. California)
- 6) *SLDMWA, et al. v. Jewell* (Trinity River) (US Dist. Ct., E.D. Calif)
- 7) *Harrington v. Westlands* (Employment) (Fresno County Superior Court)
- 8) *Westlands v. Mireles* (Breach of Contract) (Kings County Superior Court)
- 9) *Delta Stewardship Council Cases* (Delta Reform Act; CEQA) (Sacramento County Superior Court)
- 10) *Modesto Irrigation District, et. al. v. Woods Irrigation Company* (Water Rights Enforcement) (Sacramento County Superior Court)

b. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
(Pursuant to Cal. Gov. Code section 54956.9(d)(2) or (3))

c. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Pursuant to Cal. Gov. Code section 54956.8)
Property; Land, water entitlement, and/or supplemental water
Agency Negotiator: Thomas W. Birmingham, General Manager, or delegatee
Negotiating Parties: Unknown
Under Negotiation: Instructions to Negotiator will concern price and payment terms

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