

AGENDA

REGULAR MEETING OF THE BOARD OF DIRECTORS

WEDNESDAY, JANUARY 20, 2010
10:00 A.M.

INLAND EMPIRE UTILITIES AGENCY*
AGENCY HEADQUARTERS
6075 KIMBALL AVENUE, BUILDING A
CHINO, CALIFORNIA 91708

CALL TO ORDER

FLAG SALUTE

PUBLIC COMMENT

Members of the public may address the Board on any item that is within the jurisdiction of the Board; however, no action may be taken on any item not appearing on the agenda unless the action is otherwise authorized by Subdivision (b) of Section 54954.2 of the Government Code. Those persons wishing to address the Board on any matter, whether or not it appears on the agenda, are requested to complete and submit to the Board Secretary a "Request to Speak" form which are available on the table in the Board Room. Comments will be limited to five minutes per speaker. Thank you.

ADDITIONS TO THE AGENDA

In accordance with Section 54954.2 of the Government Code (Brown Act), additions to the agenda require two-thirds vote of the legislative body, or, if less than two-thirds of the members are present, a unanimous vote of those members present, that there is a need to take immediate action and that the need for action came to the attention of the local agency subsequent to the agenda being posted.

1. CONSENT CALENDAR

NOTICE: All matters listed under the Consent Calendar are considered to be routine and non-controversial and will be acted upon by the Board by one motion in the form listed below. There will be no separate discussion on these items prior to the time the Board votes unless any Board members, staff or the public requests specific items be discussed and/or removed from the Consent Calendar for separate action.

A. MINUTES

The Board will be asked to approve the minutes from the December 16, 2009, Board meeting, and the January 6, 2010, Special Board Workshop.

B. TREASURER'S REPORT

Treasurer's Report on General Disbursements

C. BUDGET AMENDMENT FOR FISCAL YEAR 2009/10 BENEFITS BUDGET

It is recommended that the Board amend the Fiscal Year 2009/10 Benefits Budget by \$150,000 in order to increase the Workers Compensation Treatment account by \$150,000.

D. HOOVER POWER ALLOCATION ACT (NAPOLITANO)

It is recommended that the Board approve a position of support for the Hoover Power Allocation Act.

E. RP-5 RECYCLED WATER PUMP STATION EXPANSION – EQUIPMENT PRE-PURCHASE, PROJECT NO. EN10001.00

It is recommended that the Board approve the equipment pre-purchase for a not-to-exceed amount of \$850,000 for the RP-5 Recycled Water Pump Station Expansion, Project No. EN10001.00.

F. REGIONAL PLANT NO. 5 SOLIDS HANDLING FACILITY PRIVATE ENTERPRISE PROPOSALS UPDATE, PROJECT NO. EN09023.00

It is recommended that the Board:

1. Reject STI, Inc. proposal as it is based on developmental technologies and pilot tests that are not yet proven;
2. Reject Western MicroGen, Inc. proposal due to incompliance with the RFP terms; and
3. Pursue Environ Strategy Consultants, Inc. on Onsite Power Systems, Inc. proposals for further clarifications and negotiations.

G. CUCAMONGA VALLEY WATER DISTRICT AMENDMENT NO. 3 FOR MASTER REIMBURSEMENT AGREEMENTS WITH CVWD FOR DESIGN AND CONSTRUCTION SERVICES FOR THE NORTHWEST AREA PROJECTS

It is recommended that the Board:

1. Approve Amendment No. 3 between IEUA and Cucamonga Valley Water District (CVWD) for the design, engineering services during construction, and construction inspection services for Northwest Project Area, 1630 West Reservoirs and 1630 West Pipelines. The current estimate for the related services is \$381,627; and
2. Authorize the Chief Executive Officer/General Manager to execute the amendment.

H. CONSTRUCTION MANAGEMENT CONSULTANT CONTRACT AMENDMENT NO. 3 WITH GK & ASSOCIATES, CONTRACT NO. 46000000105

It is recommended that the Board:

1. Approve Contract Amendment No. 46000000105-003 with GK & Associates to perform project management services for capital improvement projects for the not-to-exceed fee of \$221,000; and
2. Authorize the Chief Executive Officer/General Manager to execute the contract amendment.

2. ACTION ITEMS

A. ADOPTION OF RESOLUTION NO. 2010-1-1, AUTHORIZING AGENCY-WIDE ORGANIZATIONAL MEMBERSHIP AND AFFILIATIONS

It is recommended that the Board adopt Resolution No. 2010-1-1, authorizing Agency-wide organizational memberships and affiliations.

B. CARSON PROPERTIES SALE AND PURCHASE AGREEMENT – SETTLEMENT OF ENGINEERING COSTS

It is recommended that the Board approve the final settlement of “Engineering” costs stipulated in the Sale and Purchase Agreement with no additional amounts due from Carson Properties.

3. INFORMATION ITEMS

A. UPDATE ON THE RECYCLED WATER RATE STRUCTURE AND PROPOSED RATE INCREASES (WRITTEN)

B. SECURITY REVIEW/UPDATE (POWERPOINT)

C. SAP/AWSM BOARD UPDATE (POWERPOINT)

RECEIVE AND FILE INFORMATION ITEMS

D. TREASURER’S REPORT OF FINANCIAL AFFAIRS FOR NOVEMBER 2009 (WRITTEN)

E. PUBLIC OUTREACH AND COMMUNICATIONS (WRITTEN)

F. LEGISLATIVE REPORT FROM AGRICULTURAL RESOURCES (WRITTEN)

G. LEGISLATIVE REPORT FROM GEYER AND ASSOCIATES (WRITTEN)

H. LEGISLATIVE REPORT FROM INNOVATIVE FEDERAL STRATEGIES (WRITTEN)

- I. LEGISLATIVE REPORT FROM DOLPHIN GROUP (WRITTEN)
- J. IEUA MONTHLY WATER NEWSLETTER (WRITTEN)
- K. 2010 FEDERAL AND STATE LEGISLATIVE STRATEGY (WRITTEN)
- L. SELF-REGENERATING WATER SOFTENER LEGISLATION IMPLEMENTATION UPDATE (WRITTEN)
- M. PILOT WATER WISE RESIDENTIAL LANDSCAPE REBATE PROGRAM – FINAL REPORT (WRITTEN)
- N. DELTA ACTIVITIES (WRITTEN)
- O. ASSET MANAGEMENT PROGRAM UPDATE (POWERPOINT)
- P. LABORATORY SEMI-ANNUAL STATUS REPORT (POWERPOINT)

Materials related to an item on this agenda submitted to the Agency, after distribution of the agenda packet, are available for public inspection at the Agency's office located at 6075 Kimball Avenue, Chino, California during normal business hours.

- 4. AGENCY REPRESENTATIVES' REPORTS
 - A. SAWPA REPORT (WRITTEN)
 - B. MWD REPORT (WRITTEN)
 - C. REGIONAL SEWERAGE PROGRAM POLICY COMMITTEE REPORT (WRITTEN)
 - D. CHINO BASIN WATERMASTER REPORT (WRITTEN)
- 5. CHIEF EXECUTIVE OFFICER/GENERAL MANAGER'S REPORT (WRITTEN)
- 6. BOARD OF DIRECTORS' REQUESTED FUTURE AGENDA ITEMS
- 7. DIRECTORS' COMMENTS
 - A. CONFERENCE REPORTS

This is the time and place for the Members of the Board to report on prescheduled Committee/District Representative Assignment meetings, which were held since the last regular Board meeting, and/or any other items of interest.

8. CLOSED SESSION

A. PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a) – CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

- (1) IEUA vs. Mr. Anthony Maglica, Case No. RCV098354
- (2) Chino Basin Municipal Water District vs. City of Chino, Case No. RCV51010
- (3) GTM Management vs. IEUA, Case No. CIVRS 809999
- (4) Westech Engineering vs. IEUA, Case No. CIVRS 914130
- (5) Taisei-T&K Joint Venture vs. IEUA, Case No. CIVRS
- (6) Dispatch Transportation vs. IEUA, Case No. CIVDS 917754

B. PURSUANT TO GOVERNMENT CODE SECTION 54956.9 - CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

One (1) case

C. PURSUANT TO GOVERNMENT CODE SECTION 54956.8 – CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Property: RP-5 Solids Handling Facility

Negotiating Parties: Environ Strategy Consultants, Inc and Onsite Power System, Inc.

Under Negotiation: Price and Terms of Lease

9. ADJOURN

*A Municipal Water District

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Board Secretary (909) 993-1736, 48 hours prior to the scheduled meeting so that the Agency can make reasonable arrangements.

Proofed by: _____

Declaration of Posting

I, April Woodruff, Board Secretary of the Inland Empire Utilities Agency*, A Municipal Water District, hereby certify that a copy of this agenda has been posted by 5:30 p.m. at the Agency's main office, 6075 Kimball Avenue, Building A, Chino, CA on Thursday, January 14, 2010.

April Woodruff

Standing Meetings

January 2010

01-06-10 IEUA Board Special Workshop
01-07-10 Regional Policy Committees (tc)
01-07-10 Regional Tech Committees
01-07-10 CBWM Appropriative & Non-Agricultural Pool Meeting (mc/tc)
01-11-10 MWD Standing Committee Meetings (as)
01-12-10 MWD Standing Committee and Board Meetings (as)
01-13-10 IEUA Public, Legislative Affairs & Water Resources Committee (as/mc)
01-13-10 IEUA Engineering, Operations and Biosolids Management Committee (ja/mc)
01-13-10 IEUA Finance, Legal and Administration Committee (gk/tc)
01-19-10 SAWPA Commission Meeting (tc/ja)
01-20-10 Chino Basin Regional Financing Authority Commission Meeting
01-20-10 IEUA Board Meeting
01-21-10 SAWPA Water Myths Workshop (tc/ja)
01-21-10 IEUA Dry Year Yield Meeting @CBWM (mc/tc)
01-21-10 CBWM Annual Advisory Committee Meeting @CBWM (mc/tc)
01-25-10 Association of Special Districts Dinner Meeting (ja/gk)
01-26-10 MWD Executive Committee (as)
01-28-10 Annual Watermaster Board Meeting @ CBWM (mc/tc)

February 2010

02-02-10 SAWPA Commission Workshop (tc/ja)
02-03-10 IEUA Board Meeting
02-04-10 Regional Policy Committees (tc)
02-04-10 Regional Tech Committees
02-04-10 CBWM Appropriative & Non-Agricultural Pool Meeting (mc/tc)
02-08-10 MWD Standing Committee Meetings (as)
02-09-10 MWD Standing Committee and Board Meetings (as)
02-10-10 IEUA Public, Legislative Affairs & Water Resources Committee (as/mc)
02-10-10 IEUA Engineering, Operations and Biosolids Management Committee (ja/mc)
02-10-10 IEUA Finance, Legal and Administration Committee (gk/tc)
02-11-10 CBWM Agricultural Pool Meeting (mc/tc)
02-15-10 AGENCY HOLIDAY
02-16-10 SAWPA Commission Meeting (tc/ja)
02-17-10 IEUA Board Meeting
02-18-10 IEUA Dry Year Yield Meeting @CBWM (mc/tc)
02-18-10 CBWM Advisory Committee Meeting @CBWM (mc/tc)
02-22-10 Association of Special Districts Dinner Meeting (ja/gk)
02-25-10 Watermaster Board Meeting @ CBWM (mc/tc)