

**REVISED**  
**AGENDA**

**REGULAR MEETING OF THE  
BOARD OF DIRECTORS**

**WEDNESDAY, APRIL 21, 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 March 31, 2010, Special Fiscal Year 2010/11 Budget Board Workshop, and the April 7, 2010, Board meeting.

**B. TREASURER'S REPORT**

1. Treasurer's Report on General Disbursements
2. Investments

**C. ADOPT RESOLUTION NO. 2010-4-1, DECLARING ITS INTENT TO ADOPT THE FY 2010/11 BUDGET FOR THE AGENCY'S REGIONAL WASTEWATER, RECYCLED WATER, NON-RECLAIMABLE WASTEWATER, AND WATER RESOURCES PROGRAMS**

It is recommended that the Board:

1. Adopt Resolution No. 2010-4-1, declaring its intent to adopt the budgets for the Agency's Regional Wastewater, Recycled Water, Non-Reclaimable Wastewater, and Water Resources Program, and fixing time and place of hearing thereon for Fiscal Year 2010/11; and
2. Set a public hearing date on June 2, 2010, for the Agency's FY 2010/11 Budget and program rates.

**D. ADOPT PROPOSED RESOLUTION NO. 2010-4-2, TO OPPOSE THE "TWO-THIRDS VOTE REQUIREMENT FOR LOCAL ELECTRICITY PROVIDERS" INITIATIVE ON THE JUNE 2010 BALLOT**

It is recommended that the Board adopt the proposed Resolution No. 2010-4-2, to oppose the "Two-Thirds Vote Requirement for Local Electricity Providers" initiative on the June 2010 Ballot.

**E. TRANSFER OF UPLAND HILLS WASTEWATER RECLAMATION PLANT TO THE CITY OF UPLAND**

It is recommended that the Board:

1. Approve the sale and transfer of the Upland Hills Wastewater Reclamation Plant (UHWRP) to the City of Upland; and
2. Authorize the Chief Executive Officer/General Manager to execute the Agreement.

**F. SAWPA – BASIN MONITORING PROGRAM TASK FORCE AMENDMENT**

It is recommended that the Board:

1. Approve the Amendment to the Agreement to Form a Task Force to Conduct a Basin Monitoring Program for Nitrogen and Total Dissolved Solids in the Santa Ana River Watershed; and
2. Authorize the Board President and Secretary to execute the Amendment to the Agreement.

**G. EMERGING CONSTITUENTS TASK FORCE AGREEMENT**

It is recommended that the Board:

1. Approve the Agreement to Form a Task Force to Conduct the Annual Emerging Constituents Characterization Program for the Santa Ana River Watershed (Emerging Constituents Program); and
2. Authorize the Board President and Secretary to execute the Agreement.

**H. RP-5 SOLIDS HANDLING FACILITY (SHF) AND RENEWABLE ENERGY EFFICIENCIES PROJECT (REEP) PRIVATE ENTERPRISE BUDGET AMENDMENT, PROJECT NO. EN09023**

It is recommended that the Board amend the RP-5 SHF/REEP Independent Evaluation, Project No. EN09023, by \$200,000 for FY 2009/10, for a total project budget of \$350,000 in the Regional Capital Improvement (RC) Fund.

**I. CONSTRUCTION CONTRACT AWARD AND BUDGET AMENDMENT FOR THE INFORMATION SYSTEM SERVER ROOM AND SCADA ROOM MODIFICATIONS AND AIR CONDITIONING UPGRADES, PROJECT NOS. EN09010 AND EN09022**

It is recommended that the Board:

1. Approve the construction contract award to the lowest responsive bidder for the Information System Server Room and SCADA Room Modifications and Air Conditioning Upgrades, Project Nos. EN09019 and EN09022;
2. Amend the project budget for the Information Systems Server Room Modifications and Air Conditioning Upgrades, Project No. EN09019, by the not-to-exceed amount of \$75,000 for FY 2009/10, amended total project budget not-to-exceed \$275,000; and
3. Authorize the Chief Executive Officer/General Manager to finalize and execute the construction contract.

**J. PROJECT ACCEPTANCE FOR THE CHAFFEY HIGH SCHOOL RECYCLED WATER RETROFIT, PROJECT NO. PU06407.05**

It is recommended that the Board:

1. Accept the work as performed by Southern California Landscape as complete under the construction contract for the Chaffey High School Recycled Water Retrofit, Project No. PU06407.05; and
2. Authorize the Chief Executive Officer/General Manager to execute the Notice of Completion.

**K. PROJECT ACCEPTANCE FOR THE VICTORIA AND SAN SEVAINE – WELLS AND LYSIMETER INSTALLATION, PROJECT NO. EN09012**

It is recommended that the Board:

1. Accept the work as performed by Boart Longyear Inc. as complete under the construction contract for the Victoria and San Sevaime – Wells and Lysimeter Installation, Project No. EN09012; and
2. Authorize the Chief Executive Officer/General Manager to execute the Notice of Completion.

**L. REGIONAL PLANT NO. 1 DIGESTER CLEANING PROJECT**

It is recommended that the Board approve the award of Contract No. 4600000663 to Synagro for the contract service for cleaning Digester No. 1 at RP-1, for a not-to-exceed price of \$160,000.

**M. AWARD OF A BLANKET SUPPLY AGREEMENT TO MARCAB COMPANY, INC. FOR SUPPLY AND DELIVERY OF IRON SPONGE MEDIA**

It is recommended that the Board:

1. Approve the issuance of a one-year blanket supply agreement to the firm of Marcab Company, Inc., covering the purchase and delivery of iron sponge media at the fixed unit price of \$19.24/cubic foot, plus sales tax; and
2. Authorize the Manager of Contracts and Procurement to issue said blanket supply agreement.

**N. SUPPORT AB 1929, SB 1173, SB 1284, AND SB 1478**

It is recommended that the Board adopt a position of support for the following:

1. AB 1929 (Hall) Invasive Species: Mussels;
2. SB 1173 (Wolk) Recycled Water;
3. SB 1284 (Ducheny) Water Quality: Mandatory Minimum Penalties; and
4. SB 1478 (Senate Natural Resources and Water Committee) Water Conservation: Urban Water Management.

**O. OPPOSE AB 1664 (SWANSON) – METROPOLITAN WATER DISTRICT**

It is recommended that the Board adopt a position of opposition to AB 1664 (Swanson) regarding changes to the Metropolitan Water District Act.

**2. ACTION ITEM**

**A. AGENCY DESCRIPTIONS FOR AGENCY REPRESENTATIVE MATTERS**

It is recommended that the Board consider and act upon a request to bring all Agency Representative matters to the Board as information items and not as action items.

3. **INFORMATION ITEMS**

- A. **NEW MAIN LABORATORY UPDATE (POWERPOINT)**
- B. **COMPUTER SYSTEMS (DCS/IS) INTEGRATION (POWERPOINT)**

**RECEIVE AND FILE INFORMATION ITEM**

- C. **PHONE SYSTEM UPDATE (WRITTEN)**
- D. **RP-1 FUEL CELL UPDATE (POWERPOINT)**
- E. **REVIEW OF ORGANIZATIONAL CHANGES (WRITTEN)**
- F. **RECYCLED WATER GROUNDWATER RECHARGE PROGRAM UPDATE (POWERPOINT)**
- G. **TREASURER'S REPORT OF FINANCIAL AFFAIRS FOR FEBRUARY 2010 (WRITTEN)**
- H. **JPL WATER RESOURCES WORKSHOP (WRITTEN)**
- I. **PUBLIC OUTREACH AND COMMUNICATIONS (WRITTEN)**
- J. **LEGISLATIVE REPORT FROM AGRICULTURAL RESOURCES (WRITTEN)**
- K. **LEGISLATIVE REPORT FROM GEYER AND ASSOCIATES (WRITTEN)**
- L. **LEGISLATIVE REPORT FROM INNOVATIVE FEDERAL STRATEGIES (WRITTEN)**
- M. **LEGISLATIVE REPORT FROM DOLPHIN GROUP (WRITTEN)**
- N. **IEUA MONTHLY WATER NEWSLETTER (WRITTEN)**
- O. **DECLARATION OF CONFORMANCE WITH RECYCLED WATER POLICY (WRITTEN)**
- P. **UPDATE ON THE CBWM RECHARGE MASTER PLAN (WRITTEN)**
- Q. **39<sup>TH</sup> ANNUAL REPORT OF THE SANTA ANA RIVER WATERMASTER (WRITTEN)**
- R. **CONSTRUCTION MANAGEMENT BI-ANNUAL REPORT (POWERPOINT)**
- S. **RP-2 EMERGENCY SLUDGE LINE REPAIR (WRITTEN)**

- T. **RECYCLED WATER OVERALL CONTROL PROGRAMMING CONSULTANT CONTRACT AWARD (WRITTEN)**
- U. **RENEWABLE ENERGY PROJECT UPDATE (POWERPOINT)**
- V. **CHINO CREEK WETLANDS AND EDUCATIONAL PARK UPDATE (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) Westech Engineering vs. IEUA, Case No. CIVRS 914130
- (4) Taisei-T&K Joint Venture vs. IEUA, Case No. CIVRS
- (5) Dispatch Transportation vs. IEUA, Case No. CIVDS 917754

- (6) Westco vs. IEUA, Case Mp/ 37-2009-00058161-CU-BC-NC
- (7) Prousys vs. IEUA, Case No. CIVRS 1000135
- (8) Martin vs. IEUA, Case No. CIVRS 1000767
- (9) C&C Scrap vs. IEUA, Case No. CIVRS 1002119

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

Property: RP-1 Fuel Cell

Negotiating Parties: Biofuels Energy, LLC, UTS/HDR/Filanc, and Otto H. Rosentreter Co.

Under Negotiation: Price and Terms of Lease

**C. PURSUANT TO GOVERNMENT CODE SECTION 54956.9 – CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

One (1) case

**D. PURSUANT TO GOVERNMENT CODE SECTION 54957.6 – CONFERENCE WITH LABOR NEGOTIATOR**

Meet and Confer Negotiations – All Units

**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**

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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, April 15, 2010.

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April Woodruff

## **Standing Meetings**

### **April 2010**

04-01-10 Regional Policy Committees (tc)  
04-01-10 Regional Tech Committees  
04-01-10 CDA Board Meeting (ja/mc)  
04-06-10 SAWPA Commission Workshop (tc/ja)  
04-07-10 IEUA Board Meeting/CBRFA  
04-08-10 CBWM Appropriative & Non-Agricultural Pool Meeting (mc/tc)  
04-08-10 CBWM Agricultural Pool Meeting (mc/tc)  
04-12-10 MWD Standing Committee Meetings (as)  
04-13-10 MWD Standing Committee and Board Meetings (as)  
04-14-10 IEUA Public, Legislative Affairs & Water Resources Committee (as/mc)  
04-14-10 IEUA Engineering, Operations and Biosolids Management Committee (ja/mc)  
04-14-10 IEUA Finance, Legal and Administration Committee (gk/tc)  
04-15-10 IEUA Dry Year Yield Meeting @ CBWM (mc/tc)  
04-15-10 CBWM Advisory Committee Meeting @CBWM (mc/tc)  
04-19-10 Association of Special Districts Dinner Meeting (ja/gk)  
04-20-10 SAWPA Commission Meeting (tc/ja)  
04-21-10 IEUA Board Meeting/CBRFA  
04-22-10 Watermaster Board Meeting @ CBWM (mc/tc)

### **May 2010**

05-04-10 SAWPA Commission Workshop (tc/ja)  
05-05-10 IEUA Board Meeting  
05-06-10 Regional Policy Committees (tc)  
05-06-10 Regional Tech Committees  
05-06-10 CBWM Appropriative & Non-Agricultural Pool Meeting (mc/tc)  
05-10-10 MWD Standing Committee Meetings (as)  
05-11-10 MWD Standing Committee and Board Meetings (as)  
05-12-10 IEUA Public, Legislative Affairs & Water Resources Committee (as/mc)  
05-12-10 IEUA Engineering, Operations and Biosolids Management Committee (ja/mc)  
05-12-10 IEUA Finance, Legal and Administration Committee (gk/tc)  
05-13-09 CDA Board Meeting (ja/mc)  
05-13-10 CBWM Agricultural Pool Meeting (mc/tc)  
05-17-10 Association of Special Districts Dinner Meeting (ja/gk)  
05-18-10 SAWPA Commission Meeting (tc/ja)  
05-19-10 IEUA Board Meeting  
05-20-10 IEUA Dry Year Yield Meeting @CBWM (mc/tc)  
05-20-10 CBWM Advisory Committee Meeting @CBWM (mc/tc)  
05-25-10 MWD Executive Committee Meeting (as)  
05-27-10 Watermaster Board Meeting @ CBWM (mc/tc)