

# AGENDA

## REGULAR MEETING OF THE BOARD OF DIRECTORS

WEDNESDAY, AUGUST 18, 2010  
10:00 A.M.

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

### CALL TO ORDER OF THE INLAND EMPIRE UTILITIES AGENCY BOARD OF DIRECTORS MEETING

#### 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 August 4, 2010, regular Board meeting.

##### B. TREASURER'S REPORT

Treasurer's Report on General Disbursements

**C. APPROVAL OF THE MEMORANDUM OF AGREEMENT (MOA) AUTHORIZING IEUA TO REIMBURSE WESTERN MUNICIPAL WATER DISTRICT (WMWD)**

It is recommended that the Board:

1. Approve the Memorandum of Agreement (MOA) authorizing staff to reimburse Western Municipal Water District (WMWD) for costs incurred on the Chino II Desalter Expansion Project with the \$2,800,000 Proposition 50 Grant awarded to IEUA by DWR; and
2. Authorize the Chief Executive Officer/General Manager to execute the MOA.

**D. RP-5 SHF MANURE DIGESTERS CLEANING, PROJECT NO. EN06020.27**

It is recommended that the Board:

1. Award a contract to Viramontes Express for a not-to-exceed amount of \$75,000 for RP-5 SHF Digesters Cleaning, Project No. EN06020.27;
2. Award a contract to Aqua-Store/Wesco for a not-to-exceed amount of \$36,383 for RP-5 SHF Digesters Cleaning, Project No. EN06020.27; and
3. Authorize the Chief Executive Officer/General Manager to finalize and execute the contracts.

**E. CONSTRUCTION CONTRACT AWARD FOR THE RP-1 ODOR CONTROL PHASE 1B IMPROVEMENTS, PROJECT NO. PL03006**

It is recommended that the Board:

1. Deny the Bid Protest as submitted by Prominent Systems, Inc.;
2. Award a construction contract for the RP-1 Odor Control Phase 1B Improvements, Project No. PL03006, to Coonstruction, Inc. for their low bid of \$224,000; and
3. Authorize the Chief Executive Officer/General Manager to execute the contract.

**F. PEACE II CEQA COMPLIANCE TOM DODSON AND ASSOCIATES CONTRACT AMENDMENT**

It is recommended that the Board:

1. Approve the Tom Dodson & Associates amendment of Contract No. 4600000180, to increase the contract value to \$99,600 (a \$9,000 increase) and extend the term of the contract to December 31, 2010; and

2. Authorize the Chief Executive Officer/General Manager to execute the agreement.

**G. FONTANA UNIFIED SCHOOL DISTRICT SCHOOL RETROFIT PROGRAM**

It is recommended that the Board:

1. Approve Agreement No. 4600000739 with Bottom Line Utility Solutions to provide retrofit services for the purchase and installation of indoor high-efficiency devices for a not-to-exceed amount of \$208,043;
2. Approve Agreement No. 4600000740 with Maureen Erbeznik & Associates to provide retrofit services for the purchase and installation of high-efficiency landscape devices for a not-to-exceed amount of \$113,600; and
3. Authorize the Chief Executive Officer/General Manager to execute the agreements

**2. ACTION ITEM**

**CHINO HILLS RECYCLED WATER RESERVOIR STORAGE AGREEMENT**

It is recommended that the Board:

1. Award the Chino Hills Recycled Water Reservoir Storage Agreement for the not-to-exceed amount of \$2,000,000; and
2. Authorize the Chief Executive Officer/General Manager to finalize and execute the agreement.

**3. INFORMATION ITEMS**

**A. REGIONAL WATER SOFTENER MODEL ORDINANCE TASK FORCE UPDATE (WRITTEN)**

**B. MS4 STORM WATER PERMIT WATERSHED ACTION PLAN (WRITTEN)**

**C. OPERATIONS UPDATE (POWERPOINT)**

**RECEIVE AND FILE INFORMATION ITEMS**

**D. TREASURER'S REPORT OF FINANCIAL AFFAIRS FOR JUNE 2010 (WRITTEN)**

**E. PUBLIC OUTREACH AND COMMUNICATIONS (WRITTEN)**

**F. LEGISLATIVE REPORT FROM INNOVATIVE FEDERAL STRATEGIES (WRITTEN)**

- G. LEGISLATIVE REPORT FROM DOLPHIN GROUP (WRITTEN)
- H. LEGISLATIVE REPORT FROM AGRICULTURAL RESOURCES (WRITTEN)
- I. IEUA MONTHLY WATER NEWSLETTER (WRITTEN)
- J. SENATE BILL X 7-7 WATER CONSERVATION ACT OF 2009 – DEPARTMENT OF WATER RESOURCES URBAN STAKEHOLDERS COMMITTEE (WRITTEN)
- K. TECHNICAL SERVICES UPDATE (POWERPOINT)
- L. SAP ENTERPRISE SYSTEMS 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) Taisei-T&K Joint Venture vs. IEUA, Case No. CIVRS 914130
- (4) Westco vs. IEUA, Case No. 37-2009-00088161-CU-BC-NC
- (5) Martin vs. IEUA, Case No. CIVRS 1000767

**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 54957.6 – CONFERENCE WITH LABOR NEGOTIATOR**

Meet and Confer Negotiations – General Unit and Operators’ Association

Negotiating Parties: Patrick Sheilds and Gina Hillary

**D. PURSUANT TO GOVERNMENT CODE SECTION 54954.5 – PUBLIC EMPLOYEE DISMISSAL/DISCIPLINE/RELEASE**

**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, August 12, 2010.

\_\_\_\_\_  
April Woodruff

## **Standing Meetings**

### **August 2010**

08-02-10 CDA Board Meeting (ja/mc)  
08-03-10 SAWPA Commission Workshop (tc/ja)  
08-04-10 IEUA Board Meeting/CBRFA  
08-05-10 CBWM Appropriative & Non-Agricultural Pool Meeting (mc/tc)  
08-05-10 Regional Policy Committees (tc)  
08-05-10 Regional Tech Committees  
08-11-10 IEUA Public, Legislative Affairs & Water Resources Committee (as/mc)  
08-11-10 IEUA Engineering, Operations and Biosolids Management Committee (ja/mc)  
08-11-10 IEUA Finance, Legal and Administration Committee (gk/tc)  
08-12-10 CBWM Agricultural Pool Meeting (mc/tc)  
08-16-10 MWD Standing Committee Meetings (as)  
08-17-10 MWD Standing Committee and Board Meetings (as)  
08-17-10 SAWPA Commission Meeting (tc/ja)  
08-18-10 IEUA Board Meeting  
08-19-10 IEUA Dry Year Yield Meeting @CBWM (mc/tc)  
08-19-10 CBWM Advisory Committee Meeting @CBWM (mc/tc)  
08-24-10 MWD Executive Committee Meeting (as)  
08-26-10 Watermaster Board Meeting @ CBWM (mc/tc)

### **September 2010**

09-01-10 IEUA Board Meeting/CBRFA  
09-02-10 CBWM Appropriative & Non-Agricultural Pool Meeting (mc/tc)  
09-02-10 Regional Policy Committees (tc)  
09-02-10 Regional Tech Committees  
09-02-10 CDA Board Meeting (ja/mc)  
09-06-10 Labor Day-Agency Holiday-Office Closed  
09-07-10 SAWPA Commission Workshop (tc/ja)  
09-08-10 IEUA Audit Committee (tc/as)  
09-08-10 IEUA Public, Legislative Affairs & Water Resources Committee (as/mc)  
09-08-10 IEUA Engineering, Operations and Biosolids Management Committee (ja/mc)  
09-08-10 IEUA Finance, Legal and Administration Committee (gk/tc)  
09-09-10 CBWM Agricultural Pool Meeting (mc/tc)  
09-13-10 MWD Standing Committee Meetings (as)  
09-14-10 MWD Standing Committee and Board Meetings (as)  
09-15-10 IEUA Board Meeting/CBRFA  
09-16-10 IEUA Dry Year Yield Meeting @ CBWM (mc/tc)  
09-16-10 CBWM Advisory Committee Meeting @CBWM (mc/tc)  
09-20-10 Association of Special Districts Dinner Meeting (ja/gk)  
09-21-10 SAWPA Commission Meeting (tc/ja)  
09-23-10 Watermaster Board Meeting @ CBWM (mc/tc)  
09-28-10 MWD Executive Committee (as)