

AGENDA

**REGULAR MEETING OF THE
BOARD OF DIRECTORS**

**WEDNESDAY, JULY 20, 2011
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. PUBLIC HEARING AND ADOPTION OF ORDINANCE NO. 88 –
PROCUREMENT ORDINANCE**

It is recommended that the Board:

1. Hold a public hearing to receive public comments on Ordinance No. 88, establishing and setting forth the policies governing Agency authority and dollar limits for best value procurements and procurement-related activities; and
2. Upon conclusion of the public hearing, adopt Ordinance No. 88.

2. 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 June 15, 2011, regular Board meeting, and minutes from the June 15, 2011, special Board meeting.

B. TREASURER'S REPORT

The Board will be asked to approve:

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

C. ADOPTION OF POLICY A-84 USE OF PUBLIC AFFAIRS LOCAL COMMUNITY OUTREACH CONTRIBUTIONS

It is recommended that the Board approve Policy A-84, Use of Public Affairs Local Community Outreach Contributions, establishing rules and procedures for the use of these funds.

D. PROJECT ACCEPTANCE FOR THE DOROTHY GIBSON HIGH SCHOOL, RAY WILTSEY MIDDLE SCHOOL, MARIPOSA ELEMENTARY SCHOOL, AND ARROYO ELEMENTARY SCHOOL RECYCLED WATER RETROFITS, PROJECT NOS. PU06407.08, PU06407.09, PU06407.10, AND PU06407.11

It is recommended that the Board:

1. Accept the work as performed by Casa Verde Landscape as complete under the construction contract for the Dorothy Gibson High School, Ray Wiltsey Middle School, Mariposa Elementary School, and Arroyo Elementary School Recycled Water Retrofits, Project Nos. PU06407.08, PU06407.09, PU06407.10, and PU06407.11, respectively; and
2. Authorize the General Manager to execute the Notice of Completion.

E. ONE-YEAR EXTENSION OF CONTRACT FOR SURVEYING AND RELATED SERVICES

It is recommended that the Board:

1. Approve Amendment No. 002, to Contract No. 460000538 to Advanced Survey Concepts, Inc. (ASC) for surveying and related services for an additional one-year term; and

2. Authorize the General Manager to execute and issue said Amendment.

F. RP-5 SHF AND REEP LEASE, PROJECT NO. EN09023, ADOPTION OF THE ENVIRONMENTAL DETERMINATION ADDENDUM FOR COMPLIANCE WITH CEQA

It is recommended that the Board:

1. Adopt the Addendum to the On-site Dairy Digester/Chino 1 Desalter Power Generation Pilot Scale Project Mitigated Negative Declaration; and
2. Authorize the General Manager to file the Notice of Determination (NOD) with the San Bernardino County Clerk of the Board.

G. AMEND THE LEWIS INVESTMENT COMPANY REAL PROPERTY AND SALE AGREEMENT FOR THE CO-COMPOSTING PROPERTY

It is recommended that the Board:

1. Approve the request from Chino Holding Company, LLC (by assignment from Lewis Investment Company) to extend the repayment of the Co-Composter Relocation Mitigation Fee and reduce the annual interest rate; and
2. Authorize the General Manager to execute the Seventh Amendment to the Real Property and Sale Agreement with Chino Holding Company, LLC to extend the principal repayment date by two years and reduce the interest rate from 6% to 5% per annum beginning July 1, 2011.

H. AMENDMENT TO CONTRACT NO. CRW07999 FOR FINANCIAL SERVICES WITH PUBLIC FINANCIAL MANAGEMENT

It is recommended that the Board:

1. Approve the amendment to Contract No. CRW07999 for financial advisory services with Public Financial Management (PFM) for the annual not-to-exceed amount of \$75,000, and extend the termination date to June 30, 2012;
2. Approve a budget amendment of \$15,000 for professional services in the Administrative Services (GG) Fund; and
3. Authorize the General Manager to execute the amendment to Contract No. CRW07999.

I. PHILADELPHIA PUMP STATION WASTEWATER REPAIR FINAL COST

It is recommended that the Board approve the emergency construction work for the Philadelphia Pump Station Wastewater Leak Repair to MBC for the total amount of \$293,000.

3. **ACTION ITEM**

ADOPTION OF AMENDMENT TO ORDINANCE NO. 87, ADDRESSING THE USE OF SELF-REGENERATING WATER SOFTENERS

It is recommended that the Board adopt, by roll call vote, an amendment to Ordinance No. 87, to prohibit the future installation of self-regenerating water softeners.

4. **INFORMATION ITEMS**

A. **AGENCY REDISTRICTING SCHEDULE UPDATE (ORAL)**

B. **RECYCLED WATER GROUNDWATER RECHARGE PROGRAM BACKGROUND AND STATUS UPDATE (POWERPOINT)**

C. **COMMERCIAL PAPER PROGRAM UPDATE (WRITTEN)**

RECEIVE AND FILE INFORMATION ITEMS

D. **TREASURER'S REPORT OF FINANCIAL AFFAIRS FOR MAY 2011 (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. **UPDATE ON THE DELTA STEWARDSHIP COUNCIL'S PROGRESS ON THE DRAFTING OF THE DELTA PLAN (WRITTEN)**

K. **EL PRADO ROAD IMPROVEMENTS (WRITTEN)**

L. **LOCAL RESOURCES PROGRAM (LRP) AGREEMENT BETWEEN IEUA AND THE METROPOLITAN WATER DISTRICT OF SOUTHERN CALIFORNIA (MWD) FOR THE CHINO BASIN DESALTERS (WRITTEN)**

M. **RECYCLED WATER PROGRAM UPDATE (POWERPOINT)**

N. **CHINO CREEK INTEGRATED PLAN & CLEAN-UP PROJECT (POWERPOINT)**

O. **LABORATORY SEMI-ANNUAL STATUS REPORT (POWERPOINT)**

P. 4TH QUARTER PLANNING & ENVIRONMENTAL COMPLIANCE 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.

5. AGENCY REPRESENTATIVES' REPORTS

A. SAWPA REPORT (WRITTEN)

B. MWD REPORT (WRITTEN)

C. REGIONAL SEWERAGE PROGRAM POLICY COMMITTEE REPORT (QUARTERLY)

Next meeting is October 6, 2011

D. CHINO BASIN WATERMASTER REPORT (WRITTEN)

6. GENERAL MANAGER'S REPORT (WRITTEN)

7. BOARD OF DIRECTORS' REQUESTED FUTURE AGENDA ITEMS

8. 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.

9. 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) Martin vs. IEUA, Case No. CIVRS 1000767

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

(1) Property: Water and Pipeline Capacity/Cadiz

Negotiating Parties: General Manager Thomas A. Love
Under Negotiation: Price and Terms of Purchase

(2) Property: RP-5 SHF
Negotiating Parties: Environ Strategy
Under Negotiation: 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 – General Unit, Operators’
Association, Laboratory Unit, and Supervisors Unit
Negotiating Parties: Thomas A. Love and Gina Hillary

10. 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, July 14, 2011.

April Woodruff

Standing Meetings

June 2011

06-01-11 IEUA Board Meeting/CBRFA
06-02-11 CDA Special Board Meeting (as)
06-02-11 CBWM Appropriative & Non-Agricultural Pool Meeting (se)
06-02-11 Regional Policy Committees (tc)
06-02-11 Regional Tech Committees
06-07-11 SAWPA Commission Workshop (tc)
06-08-11 IEUA Audit Committee (cancelled)
06-08-11 IEUA Public, Legislative Affairs & Water Resources Committee
06-08-11 IEUA Engineering, Operations and Biosolids Management Committee
06-08-11 IEUA Finance, Legal and Administration Committee
06-09-11 Southern Coalition (mc)
06-09-11 CBWM Agricultural Pool Meeting (gk)
06-13-11 MWD Standing Committee Meetings (mc)
06-14-11 MWD Standing Committee and Board Meetings (mc)
06-15-11 IEUA Board Meeting/CBRFA
06-16-11 IEUA Dry Year Yield Meeting @ CBWM
06-16-11 CBWM Advisory Committee Meeting @CBWM (se)
06-16-11 CBWM Land Subsidence Committee Meeting (se)
06-20-11 Association of Special Districts Dinner Meeting (se)
06-21-11 SAWPA Commission Meeting (tc)
06-23-11 Watermaster Board Meeting @ CBWM (se)
06-28-11 MWD Executive Committee (mc)

July 2011

07-05-11 SAWPA Commission Workshop (tc)
07-06-11 IEUA Board Meeting/CBRFA (Cancelled)
07-07-11 CBWM Appropriative & Non-Agricultural Pool Meeting (se)
07-07-11 Regional Policy Committees (tc)
07-07-11 Regional Tech Committees
07-07-11 CDA Board Meeting (as)
07-07-11 Southern Coalition (mc)
07-11-11 MWD Standing Committee Meetings (mc)
07-12-11 MWD Standing Committee and Board Meeting (mc)
07-13-11 IEUA Public, Legislative Affairs & Water Resources Committee
07-13-11 IEUA Engineering, Operations and Biosolids Management Committee
07-13-11 IEUA Finance, Legal and Administration Committee
07-18-11 Association of Special Districts Dinner Meeting (se)
07-19-11 SAWPA Commission Meeting (tc)
07-20-11 IEUA Board Meeting/CBRFA
07-21-11 IEUA Dry Year Yield Meeting @ CBWM
07-21-11 CBWM Advisory Committee Meeting @CBWM (se)
07-26-11 MWD Executive Committee (mc)
07-28-11 Watermaster Board Meeting @ CBWM (se)