



## **AGENDA**

### **MEETING OF THE BOARD OF DIRECTORS**

**WEDNESDAY, OCTOBER 15, 2014  
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. 97**

It is recommended that the Board:

1. Hold a Public Hearing to receive public comments prior to the adoption of Ordinance No. 97, regulating the availability and use of the Regional Sewerage System in the Inland Empire Utilities Agency; and
2. After closing the Public Hearing, adopt Ordinance No. 97.

## 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 September 3 Board Workshop and September 17 Board meeting.

### B. TREASURER'S REPORT ON GENERAL DISBURSEMENTS

It is recommended that the Board approve the total disbursements for the month of August 2014, in the amount of \$19,384,983.15.

### C. REGIONAL WATER RECYCLING PLANT NO. 4 CONTROLNET REPLACEMENT

It is recommended that the Board approve the sole source purchase of Rockwell Automation hardware for a not-to-exceed amount of \$85,000.

### D. AGREEMENT BETWEEN IEUA AND SAN BERNARDINO COUNTY FOR RECYCLED WATER, SEWER, AND O&M SERVICES

It is recommended that the Board:

1. Approve the proposed agreement between IEUA and San Bernardino County for recycled water, sewer, and O&M services; and
2. Authorize the General Manager to execute the agreement.

### E. PRETREATMENT PROGRAM ENFORCEMENT RESPONSE PLAN

It is recommended that the Board approve the Agency's Regional Wastewater System *Enforcement Response Plan*, which establishes procedures for consistent and reasonable enforcement response to industrial users' non-compliance with wastewater Ordinance and permit requirements.

### F. CONSTRUCTION MANAGEMENT SUPPORT SERVICES CONTRACT AMENDMENT

It is recommended that the Board:

1. Approve Contract Amendment No. 4600001141-003 to GK & Associates for construction management services for a one-year contract extension through January 2016, for a not-to-exceed total amount of \$1,000,000; and
2. Authorize the General Manager to execute the contract amendment.

**3. ACTION ITEM**

**A. COMMERCIAL, INDUSTRIAL, INSTITUTIONAL TURF REBATE ENHANCEMENT**

It is recommended that the Board:

1. Approve an inter-fund loan transfer of \$3,000,000 from Administrative Services Fund to the Water Resources Fund; and
2. Approve a budget amendment for Commercial, Industrial, Institutional Rebate Incentives (WR15009) increasing the FY 2014/15 Project Budget by \$3,000,000, from \$274,360 to \$3,274,360.

**4. INFORMATION ITEMS**

**A. ENGINEERING AND CONSTRUCTION MANAGEMENT FY 2014/15 MONTHLY UPDATE (POWERPOINT)**

**B. RECYCLED WATER PROGRAM OVERVIEW (POWERPOINT)**

**C. REGIONAL SEWAGE SERVICE CONTRACT AMENDMENT (WRITTEN/POWERPOINT)**

**D. MWD UPDATE (ORAL)**

**RECEIVE AND FILE INFORMATION ITEMS**

**E. TREASURER'S REPORT OF FINANCIAL AFFAIRS (WRITTEN/POWERPOINT)**

**F. AAA RATING ANALYSIS (WRITTEN)**

**G. FY 2013/14 FOURTH QUARTER BUDGET VARIANCE, PERFORMANCE GOALS UPDATES, AND BUDGET TRANSFERS (WRITTEN/POWERPOINT)**

**H. HCM/PAYROLL PROGRESS UPDATE (POWERPOINT)**

**I. PUBLIC OUTREACH AND COMMUNICATION (WRITTEN)**

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

**K. LEGISLATIVE REPORT FROM THE DOLPHIN GROUP (WRITTEN)**

**L. LEGISLATIVE REPORT FROM AGRICULTURAL RESOURCES (WRITTEN)**

**M. CALIFORNIA STRATEGIES, LLC MONTHLY ACTIVITY REPORT (WRITTEN)**

- N. 2014 STATE LEGISLATIVE TRACKING MATRIX (WRITTEN)
- O. 2014 FEDERAL LEGISLATIVE TRACKING MATRIX (WRITTEN)
- P. FY 2013/14 BUILDING ACTIVITY SUMMARY TEN-YEAR GROWTH SURVEY (POWERPOINT)
- Q. 1<sup>ST</sup> QUARTER PLANNING & ENVIRONMENTAL COMPLIANCE UPDATE (POWERPOINT)
- R. IEUA QUARTERLY WATER UPDATE (WRITTEN)

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  
(October 2 meeting was cancelled. Next meeting scheduled November 6)
- 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) Chino Basin Municipal Water District vs. City of Chino, Case No. RCV51010
- 2) Martin vs. IEUA, Case No. CIVRS 1000767
- 3) Sheilds vs. IEUA, Case No. CIVRS 1301638

4) Desaddi vs. IEUA, Case No. CIVRS 1304617

5) Kaveh Engineering and Construction Inc. Corp. vs. IEUA, Case No. CIVRS 1402048

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

Property: Water and Pipeline Capacity/Cadiz

Negotiating Party: General Counsel Jean Cihigoyenetché

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

One (1) Case

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

1) Property: 117.509036, 34.076044 (Prologis Lagoon)

Negotiating Parties: General Manager P. Joseph Grindstaff

Under Negotiation: Price and Terms of Purchase

2) Supplemental Water Transfer/Purchase

Negotiating Parties: General Manager P. Joseph Grindstaff

Under Negotiation: Price and Terms of Purchase

**D. PURSUANT TO GOVERNMENT CODE SECTION 54957 – PERSONNEL MATTERS – PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

Title: General Manager

**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, October 9, 2014.

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April Woodruff