



AGENDA

**COMMISSION MEETING OF THE
CHINO BASIN REGIONAL FINANCING AUTHORITY
AND
MEETING OF THE
INLAND EMPIRE UTILITIES AGENCY
BOARD OF DIRECTORS**

**WEDNESDAY, MAY 18, 2016
10:00 A.M.**

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

**CALL TO ORDER
OF THE CHINO BASIN REGIONAL FINANCING AUTHORITY 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. ACTION ITEMS

A. MINUTES

It is recommended that the Board approve:

1. February 3, 2016 Minutes of the Special Commission Meeting of the Chino Basin Regional Financing Authority; and
2. February 17, 2016, Minutes of the Commission Meeting of the Chino Basin Regional Financing Authority.

B. RESOLUTION APPROVING JCSD-IEUA CEQA

It is recommended that the Commission:

1. Adopt Resolution No. 2016-6, approving and adopting Addendum No. 2 to the Mitigated Negative Declaration for the Jurupa Community Services District (JCSD) Recycled Water Expansion and approving the revised project, as a CEQA-Responsible Agency; and
2. Authorize IEUA's General Manager to file the Notice of Determination (NOD) with the San Bernardino County Clerk of the Board.

C. RESOLUTIONS FOR RMPU APPLICATIONS

It is recommended that the Commission:

1. Adopt Resolution No. 2016-2, authorizing IEUA's General Manager to execute the Groundwater Grant Program application with the SWRCB for the Chino Basin Improvements and Groundwater Cleanup Project through the Chino Basin Regional Financing Authority (CBRFA);
2. Adopt Resolution No. 2016-3, authorizing IEUA's General Manager to execute the Stormwater Grant Program application with the SWRCB for the RMPU Project referred to as the Wineville, Jurupa, and RP-3 Basin Improvements and Groundwater Cleanup Project through the CBRFA;
3. Adopt Resolution No. 2016-4, authorizing IEUA's General Manager to execute the Clean Water State Revolving Fund (CWSRF) loan application with the SWRCB for the planning and design of the RMPU Project through the CBRFA;
4. Adopt Resolution No. 2016-5, dedicating certain revenues for the repayment of the SRF loan for the Planning and Design of the RMPU Project; and
5. Authorize IEUA's General Manager to approve the Master Recharge Facilities Financing Agreement between CBRFA, IEUA, and CBWM, and allow the General Manager to make non-substantive changes prior to execution.

2. ADJOURN

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

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1. NEW HIRE INTRODUCTIONS

- Mr. Josh Biesiada, Construction Project Manager, hired on 2/16/16 (Jerry Burke)
- Mr. Christopher Stull, Compost Worker, hired on 3/15/16 (Jeff King)
- Mr. Richard Selio, Mechanic I, hired on 4/25/16 (Jaime Melton)
- Mr. Edward Makowski, Collection System Operator, hired on 4/25/16 (Francis Concemino)
- Ms. Mia Beltran, Contracts Administration II, hired on 5/2/16 (Kathleen Baxter)

2. PUBLIC HEARING AND ADOPTION OF ORDINANCE NO. 102, ESTABLISHING FISCAL CONTROL

It is recommended that the Board:

1. Hold a Public Hearing to receive public comments prior to the adoption of Ordinance No. 102, establishing fiscal control; and
2. After closing the Public Hearing, by roll call vote, adopt Ordinance No. 102.

3. 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 April 6, Board Workshop.

B. REPORT ON GENERAL DISBURSEMENTS

It is recommended that the Board approve the total disbursements for the month of March 2016, in the amount of \$10,251,783.01.

C. RECHARGE MASTER PLAN UPDATE PROJECT RESOLUTIONS AND AGREEMENTS

It is recommended that the Board:

1. Adopt Resolution No. 2016-5-2, authorizing IEUA's General Manager to execute the Groundwater Grant Program application with the SWRCB for the Chino Basin Improvements and Groundwater Cleanup Project through the Chino Basin Regional Financing Authority (CBRFA);
2. Adopt Resolution No. 2016-5-3, authorizing IEUA's General Manager to execute the Stormwater Grant Program application with the SWRCB for the RMPU Project referred to as the Wineville, Jurupa, and RP-3 Basin Improvements and Groundwater Cleanup Project through the CBRFA;
3. Adopt Resolution No. 2016-5-4, authorizing IEUA's General Manager to execute the Clean Water State Revolving Fund (CWSRF) loan application with the SWRCB for the planning and design of the RMPU Project through the CBRFA;
4. Adopt Resolution No. 2016-5-5, dedicating certain revenues for the repayment of the SRF loan for the Planning and Design of the RMPU Project;
5. Authorize IEUA's General Manager to approve the First Amendment to the Master Cost Sharing Agreement between CBWM and IEUA; and
6. Authorize IEUA's General Manager to approve the Master Recharge Facilities Financing Agreement between CBRFA, IEUA, and CBWM.

D. CONTRACT AMENDMENT FOR DEMAND RESPONSE SERVICES

It is recommended that the Board:

1. Approve the amendment to the Master Service Contract No. 4600000900 with EnerNOC, Inc. for provision of demand response services; including sub-metering data management; and
2. Authorize the General Manager finalize and execute the contract amendment.

E. AMENDMENT TO ENERGY SERVICE PROVIDER AGREEMENTS

It is recommended that the Board:

1. Approve the electricity amendment with Shell Energy North America (SENA) US, L.P. through December 31, 2016 to purchase 1.5 megawatts (MW) of electricity per hour at a variable rate;
2. Approve the natural gas amendment with SENA US, L.P. through May 31, 2017 to purchase 200 MMBtu per day of natural gas at a variable rate; and
3. Authorize the General Manager to finalize and execute the amended agreements, and negotiate further amendments up to three additional years.

F. ADOPTION OF RESOLUTION NO. 2016-5-1, APPROVING THE UPDATE OF THE AGENCY'S INVESTMENT POLICY FOR THE FISCAL YEAR 2016/17

It is recommended that the Board adopt Resolution No. 2016-5-1, approving the update of the Agency's Investment Policy for Fiscal Year 2016/17.

G. RESERVE POLICY

It is recommended that the Board adopt the updated Reserve Policy governing all Agency funds.

4. ACTION ITEMS

(Action Item E will continue following Closed Session)

A. APPROVAL OF SAN BERNARDINO COUNTY SUCCESSOR AGENCY COMPENSATION AGREEMENTS

It is recommended that the Board:

1. Approve the Compensation Agreement between the San Bernardino County Successor Agency to the former Redevelopment Agency (Successor Agency), IEUA, and other affected taxing entities for the transfer to the County of San Bernardino (County) of the property commonly known as the "Speedway Property" for future development;
2. Approve the Compensation Agreement between the Successor Agency, IEUA, and other affected taxing entities for the transfer to the County of the property commonly known as the "Rosemary and Iris Property" for future development;
3. Approve the Compensation Agreement between the Successor Agency, IEUA, and other affected taxing entities for the transfer to the County of the property commonly known as the "Fire Station Property" to be retained for government use as it was designated for a fire station and public safety office; and

4. Authorize the General Manager to execute the Compensation Agreements.

B. WATER QUALITY LABORATORY CONSTRUCTION CONTRACT AWARD

It is recommended that the Board:

1. Approve the construction contract award for the Water Quality Laboratory, Project No. EN15008, to Kemp Bros. Construction, Inc., in the amount of \$17,460,000;
2. Approve a total project budget amendment in the amount of \$3,745,000, which will increase the total project budget from \$20,900,000 to \$24,645,000;
3. Authorize the Agency to request an increase to the current SRF Loan Agreement in the amount of \$7,545,000; and
4. Authorize the General Manager to execute the construction contract, budget amendment, and required loan documents.

C. DEBT MANAGEMENT POLICY

It is recommended that the Board adopt the proposed Debt Management Policy governing all Agency's debt.

D. FISCAL YEAR 2016/17 TEN-YEAR CAPITAL IMPROVEMENT PLAN

It is recommended that the Board approve the proposed Fiscal Year (FY) 2016/17 through 2025/26 Ten-Year Capital Improvement Plan (TYCIP).

5. INFORMATION ITEMS

A. FY 2016/17 PROPOSED AMENDED BUDGET (WRITTEN)

B. SANTA ANA RIVER WATERMASTER OVERVIEW (WRITTEN)

C. MWD UPDATE AND DROUGHT UPDATE (ORAL)

RECEIVE AND FILE INFORMATION ITEMS

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

E. FY 2016/17 ADOPTED BUDGET FOR THE INLAND EMPIRE REGIONAL COMPOSTING AUTHORITY (WRITTEN/POWERPOINT)

F. PUBLIC OUTREACH AND COMMUNICATION (WRITTEN)

G. LEGISLATIVE REPORT FROM INNOVATIVE FEDERAL STRATEGIES (WRITTEN)

- H. LEGISLATIVE REPORT FROM WEST COAST ADVISORS (WRITTEN)
- I. LEGISLATIVE REPORT FROM AGRICULTURAL RESOURCES (WRITTEN)
- J. CALIFORNIA STRATEGIES, LLC MONTHLY ACTIVITY REPORT (WRITTEN)
- K. FEDERAL LEGISLATIVE TRACKING MATRIX (WRITTEN)
- L. STATE LEGISLATIVE TRACKING MATRIX (WRITTEN)
- M. 2015 REGIONAL URBAN WATER MANAGEMENT PLAN (WRITTEN/POWERPOINT)
- N. WATER ORDINANCE NO. 104 (WRITTEN/POWERPOINT)
- O. ENGINEERING AND CONSTRUCTION MANAGEMENT PROJECT UPDATES (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.

6. AGENCY REPRESENTATIVES' REPORTS

- A. SAWPA REPORT (WRITTEN)
- B. MWD REPORT (WRITTEN)
- C. REGIONAL SEWERAGE PROGRAM POLICY COMMITTEE REPORT (WRITTEN)
- D. CHINO BASIN WATERMASTER REPORT (CANCELLED)

7. GENERAL MANAGER'S REPORT (WRITTEN)

8. BOARD OF DIRECTORS' REQUESTED FUTURE AGENDA ITEMS

9. 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.

10. 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. Mwembu vs. IEUA, Case No. CIVDS 1415762

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

1. Supplemental Water Transfer/Purchase
Negotiating Party: General Manager P. Joseph Grindstaff
Under Negotiation: Price and Terms of Purchase

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

1. Two (2) Cases

**N. PURSUANT TO GOVERNMENT CODE SECTION 54957 – PERSONNEL
MATTERS**

1. General Counsel

4. ACTION ITEM - continued


E. RETAINER AGREEMENT FOR LEGAL SERVICES

It is recommended that the Board approve a Retainer Agreement for Legal Services with JC Law Firm.

11. ADJOURN

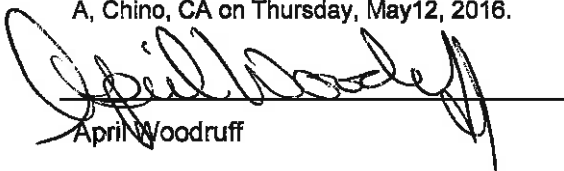
*A Municipal Water District

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, May12, 2016.


April Woodruff