

**AGENDA
IRVINE RANCH WATER DISTRICT
BOARD OF DIRECTORS
REGULAR MEETING**

June 22, 2009

PLEDGE OF ALLEGIANCE

CALL TO ORDER 5:00 P.M., Board Room, District Office
15600 Sand Canyon Avenue, Irvine, California

ROLL CALL Directors La Mar, Matheis, Swan, Withers, and President Reinhart

NOTICE

If you wish to address the Board on any item, including Consent Calendar items, please file your name with the Secretary. Forms are provided on the lobby table. Remarks are limited to five minutes per speaker on each subject. Consent Calendar items will be acted upon by one motion, without discussion, unless a request is made for specific items to be removed from the Calendar for separate action.

COMMUNICATIONS TO THE BOARD

1. A. Written:
- B. Oral: Mrs. Joan Irvine Smith relative to the Dyer Road Wellfield.

2. **ITEMS RECEIVED TOO LATE TO BE AGENDIZED**

Recommendation: Determine that the need to discuss and/or take immediate action on item(s) introduced come to the attention of the District subsequent to the agenda being posted.

PRESENTATION

Next Resolution No. 2009-19

3. **RESOLUTION COMMENDING EDWARD "ED" KAMINSKE, JR. FOR HIS DEDICATED SERVICE TO THE DISTRICT**

Recommendation: That the Board adopt a resolution commending Edward Kaminske, Jr. for his dedicated and loyal service to the District.

Reso No. 2009-

4. **GREAT PARK DEVELOPMENT UPDATE**

Great Park Chief Executive Officer, Mike Ellzey, will present an update on the Great Park Development.

PUBLIC HEARING

Next Resolution No. 2009-19

5. PROPOSED CHANGES TO THE SCHEDULE OF RATES AND CHARGES EFFECTIVE JULY 1, 2009

1. Recommendation: Open the hearing
2. Inquire of the Secretary how the hearing was noticed
3. Receive and file the affidavit of mailing
4. Request legal counsel to describe the nature of the proceedings
5. Request the Director of Finance to report on protests received
6. Hear any person who wish to speak regarding the proposed changes to the rates and charges
7. Inquire of the Board if they have any comments or questions
8. Close the hearing
9. Rescinding Resolution No. 2008-45 and adopt a resolution making changes to the schedule of rates and charges to the rules and regulations of Irvine Ranch Water District for water, sewer and reclaimed water service.

Reso No. 2009-

WORKSHOP

6. SETTING CONNECTION FEES AND PROPERTY TAXES FOR FISCAL YEAR 2009/10 ASSUMPTIONS AND INITIAL MODEL RUNS

Recommendation: That the Board provide feedback and direction to staff for additional modeling scenarios to be presented at future Committee meetings and Board workshops.

CONSENT CALENDAR

Next Resolution No. 2009-19

Items 7-24

7. MINUTES OF BOARD MEETING

Recommendation: That the minutes of the June 8, 2009 Regular Board Meeting be approved as presented.

8. RATIFY/APPROVE BOARD OF DIRECTORS' ATTENDANCE AT MEETINGS AND EVENTS

Recommendation: That the Board ratify/approve the meetings and events for Steven LaMar, Mary Aileen Matheis, Doug Reinhart, Peer Swan and John Withers.

9. STRATEGIC MEASURES DASHBOARDS

Recommendation: Receive and file

CONSENT CALENDAR - Continued	Next Resolution No. 2009-19	Items 7-24
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10. STATE LEGISLATIVE UPDATE

Recommendation: That the Board take a Support position on SB 696 (Wright).

11. 2009 SELECTION OF STATE LOBBYIST AND LOCAL GOVERNMENT CONSULTANT

Recommendation: That the Board approve a Professional Services Agreement for a term of six months with Isenberg/O'Haren in the amount of \$6,500 per month retainer plus reimbursable direct expenses for a total not to exceed \$42,900, and a Professional Services Agreement for a term of six months with Curt Pringle and Associates in the amount of \$7,500 per month retainer plus reimbursable direct expenses for a total not to exceed \$49,500.

12. PLACING NOMINATION OF PEER A. SWAN AS CHAIR OF THE ASSOCIATION OF CALIFORNIA AGENCIES (ACWA) REGION 10 BOARD

Recommendation: That the Board support and adopt a resolution for placing in nomination Director Peer Swan for Chair of the ACWA Region 10 Board for the 2010/11 term.

Reso No. 2009-

13. MAY 2009 FINANCIAL REPORTS

Recommendation: Receive and file the Treasurer's Investment Summary Report and the Monthly Interest Rate Swap Summary for May 2009; approve the May 2009 Summary of Wire Transfers and ACH payments in the total amount of \$4,356,109.71; and approve the May 2009 Warrants Nos. 300654 through 301363, Workers' Compensation distributions and voided checks in the total amount of \$9,971,334.46.

14. BAYVIEW SEWAGE LIFT STATION IMPROVEMENTS AND BAKER PIPELINE FLOW TEST - FINAL ACCEPTANCE

Recommendation: That the Board accept construction of the Bayview Sewage Lift Station Improvements, project 20530, and the Baker Pipeline flow test, project 11218; authorize the General Manager to file a Notice of Completion; and authorize the payment of the retention 35 days after the date of recording the Notice of Completion.

CONSENT CALENDAR - Continued	Next Resolution No. 2009-19	Items 7-24
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- 15. WATER OPERATIONS FISCAL YEAR 2009/10 EXPENDITURE AUTHORIZATIONS

Recommendation: That the Board authorize the General Manager to approve Expenditure Authorizations for project 10386 for \$354,000; project 11250 for \$143,000; project 10994 for \$781,000; project 30994 for \$363,000; project 10997 for \$335,500; and project 11036 for \$86,900.

- 16. WEATHER BASED IRRIGATION TIMER (SMARTIMER) REBATE REBATE PROGRAM AGREEMENT

Recommendation: That the Board authorize the General Manager to execute the Agreement between Irvine Ranch Water District and the Municipal Water District of Orange County for participation in the weather based irrigation timer (SmarTimer) rebate program for single-family residential, multi-family residential and commercial properties to provide \$25,000 from the approved Fiscal Year 2009/10 Operating budget for continued funding of irrigation controllers.

- 17. ORANGE PARK ACRES SUB-AREA MASTER PLAN AND FIRE PROTECTION IMPROVEMENTS ENGINEERING SERVICES VARIANCE NO. 3

Recommendation: That the Board authorize the General Manager to execute Variance No. 3 with Stantec Consulting, Inc. in the amount of \$25,060 for the Orange Park Acres Sub-Area Master Plan and Fire Protection Improvements, projects 11407, 11408, 11409, and 11410.

- 18. FISCAL YEAR 2009/10 EXPENDITURE AUTHORIZATIONS

Recommendation: That the Board approve Expenditure Authorizations for Fiscal Year 2009/10 for \$71,500 for project 10564, the Engineering Planning Study Reserve; \$10,411,000 for project 20110, OCSD CORF; \$249,700 for project 30337, on-site reclaimed water conversions; and \$145,800 for project 30336, off-site reclaimed water conversions.

- 19. ASSESSMENT OF WATER SUPPLY FOR PLANNING AREA 33 (LOTS 107, 108, 112 AND 113) GENERAL PLAN AMENDMENT AND ZONE CHANGE

Recommendation: That the Board approve the assessment of water supply for Planning Area 33 (Lots 107, 108, 112 and 113) general plan amendment and zone change.

20. WASTEWATER OPERATIONS FISCAL YEARS 2009/10 EXPENDITURE AUTHORIZATIONS

Recommendation: That the Board authorize the General Manager to approve Expenditure Authorizations for project 20552 for \$174,100; project 20572 for \$192,500; project 20541 for \$75,900; project 20543 for \$120,000; projects 11269, 21269 and 31269 for \$60,000 each; projects 11273, 21273, and 31273 for \$33,000 each; projects 11316, 21316 and 31316 for \$14,300, \$15,400 and \$22,000 respectively; projects 11292, 21292, and 31292 for \$16,500, \$22,000, and \$11,000 respectively; projects 11294, 21294, and 31294 for \$80,000, \$65,000 and \$65,000 respectively; projects 11297, 21297, and 31297 for \$16,500, \$11,000, and \$11,000 respectively; projects 11299, 21299 and 31299 for \$33,000, \$22,000 and \$33,000 respectively; project 20561 for \$50,600; project 11236 for \$42,900; project 20559 for \$60,000; project 11231 for \$110,000; and project 20793 for \$77,000 for Wastewater Operations Capital budget items.

21. REIMBURSEMENT AGREEMENTS BETWEEN IRWD AND THE CITIES OF IRVINE AND LAKE FOREST FOR THE ADJUSTMENT/RELOCATION OF MISCELLANEOUS FACILITIES RELATED TO CITY STREET PROJECTS.

Recommendation: That the Board approve the final reimbursement amount of \$312,156 under the existing Reimbursement Agreement with the City of Irvine, for Capital improvement projects 318140 and 318200, annual local street rehabilitation and slurry seal project for the Villages of Rancho San Joaquin, University Park, and Turtle Rock, projects 10891, 20891 and 30891; authorize the General Manager to execute Reimbursement Agreements between IRWD and the City of Lake Forest for two street rehabilitation projects, PW2007.17D.2 and PW2007.17F, for street resurfacing and slurry seal improvements for Trabuco Road and Lake Forest Drive, projects 11254, 20543 and 30325; authorize an increase to the Fiscal Year 2008/09 Capital budget in the amount of \$77,000, from \$264,000 to \$341,000 for project 10891; in the amount of \$44,000, from \$264,000 to \$308,000 for project 20891; and in the amount of \$56,100, from \$102,300 to \$158,400, for project 30891; approve Expenditure Authorizations in the amount of \$77,000 for project 10891, in the amount of \$44,000 for project 20891, and in the amount of \$56,100 for project 30891; and approve Expenditure Authorizations in the amount of \$90,200 for project 11254, and in the amount of \$60,500 for project 30325.

ACTION CALENDAR

22. IRVINE LAKE OPERATIONS AND MAINTENANCE BUDGET
FISCAL YEAR 2009/10

Recommendation: That the Board approve the Irvine Ranch Water District's proportionate share of the aforementioned Irvine Lake Operations, Maintenance and Capital budget for the period of July 1, 2009 to June 30, 2010 in an amount not to exceed \$363,075.

23. APPROVAL OF SOUTH ORANGE COUNTY WASTEWATER
AUTHORITY (SOCWA) FISCAL YEAR 2009/10 BUDGET

Recommendation: That the Board approve SOCWA's Fiscal Year 2009/10 budget in the amount of \$364,940.

24. 2009 WATER USE EFFICIENCY LEGISLATION

Recommendation: That the Board take a Support position on AB 49 (Feuer) and a Support if amended position on the ACWA/SAWPA Water Use Efficiency Legislative proposal.

25. COOPERATIVE AGREEMENT FOR THE NEWPORT BAY WATERSHED
AND THE CENTRAL WATERSHED MANAGEMENT AREA

Recommendation: That the Board authorize the General Manager to execute the Cooperative Agreement for the Newport Bay Watershed and the Central Watershed Management Area – Third Amendment and Full Restatement of Cooperative Agreement.

26. TACTICAL INCENTIVES UPDATE AND SIXTH AMENDMENT TO
AGREEMENT FOR PARTICIPATION IN SPECIFIED MUNICIPAL
WATER DISTRICT OF ORANGE COUNTY (MWDOC) REBATE
PROGRAMS

Recommendation: That the Board authorize the General Manager to execute the co-funding by IRWD in specified MWDOC/MET Rebate Programs letter dated May 20, 2009 and to execute the sixth amendment to the Agreement for participation and co-funding by Irvine Ranch Water District in specified Municipal Water District of Orange County Rebate Programs in the amount of \$425,000 for cost-effective tactical incentive conservation measures.

OTHER BUSINESS

Pursuant to Government Code Section 54954.2, members of the Board of Directors or staff may ask questions for clarification, make brief announcements, make brief reports on his/her own activities. The Board or a Board member may provide a reference to staff or other resources for factual information, request the staff to report back at a subsequent meeting concerning any matter, or direct the staff to place a matter of business on a future agenda. Such matters may be brought up under the General Manager's Report or Directors' comments.

27. A. General Manager's Report

B. Directors' Comments

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OTHER BUSINESS - Continued

27. B. Directors' Comments

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C. CLOSED SESSION: Conference with Real Property Negotiator (Government Code Section 54956.8).
Property: Various parcels - Portions of Sections 4, 5, 8, 9, 15, 16, 25 and 35 of T23S R19E MDB&M.
Negotiating Parties: Ernest Conant, Legal Counsel Representing Parties
Agency Negotiator: Paul Jones, General Manager
Purpose of Negotiations: Price and Term of Payment

D. Adjourn

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Availability of agenda materials: Agenda exhibits and other writings that are disclosable public records distributed to all or a majority of the members of the Irvine Ranch Water District Board of Directors in connection with a matter subject to discussion or consideration at an open meeting of the Board of Directors are available for public inspection in the District's office, 15600 Sand Canyon Avenue, Irvine, California ("District Office"). If such writings are distributed to members of the Board less than 72 hours prior to the meeting, they will be available from the District Secretary of the District Office at the same time as they are distributed to Board Members, except that if such writings are distributed one hour prior to, or during, the meeting, they will be available at the entrance to the Board of Directors Room of the District Office.

The Irvine Ranch Water District Board Room is wheelchair accessible. If you require any special disability-related accommodations (e.g., access to an amplified sound system, etc.) please contact the District Secretary at (949) 453-5300 during business hours at least seventy-two (72) hours prior to the Scheduled meeting. This agenda can be obtained in alternative format upon written request to the District Secretary at least seventy-two (72) hours prior to the scheduled meeting.