

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

June 9, 2008

PLEDGE OF ALLEGIANCE

CALL TO ORDER

6:00 P.M., Board Room, District Office
15600 Sand Canyon Avenue, Irvine, California

ROLL CALL

Directors Matheis, Reinhart, Swan, Withers, and President Miller

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.

WORKSHOP

3. FISCAL YEAR 2008/09 DRAFT CAPITAL BUDGET

Recommendation: This item is presented for information prior to the Board of Directors Capital budget workshop that is scheduled for June 23, 2008.

CONSENT CALENDAR

Resolution No. 2008- 33

Items 4 - 8

4. MINUTES OF BOARD MEETING

Recommendation: That the minutes of the May 16, 2008 Adjourned Regular Meeting and the May 27, 2008 Regular Board Meeting be approved as presented.

5. RESOLUTION RECOGNIZING THE 75TH ANNIVERSARY OF THE ORANGE COUNTY WATER DISTRICT

Recommendation: That the Board adopt a resolution recognizing the 75th anniversary of the Orange County Water District.

Reso No. 2007-

CONSENT CALENDAR - Continued	Resolution No. 2008- 33	Items 4 - 8
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| <p>6. <u>FINAL RESOLUTION TO AMEND CALPERS CONTRACT</u></p> <p>Recommendation: That the Board adopt a resolution authorizing the President to execute an amendment to the contract between CalPers and the Board of Directors of IRWD.</p> <p>7. <u>RATTLESNAKE AND IRVINE LAKE PIPELINE STRAINERS REPLACEMENT – RETENTION REDUCTION</u></p> <p>Recommendation: That the Board find that satisfactory progress is being made on the S. S. Mechanical Corporation contract; authorize the reduction of retention from 10% to 5% of the contract amount; and release funds in excess of 5% of the contract amount from retention currently held for the Rattlesnake and Irvine Lake Pipeline Strainers Replacement, project 30104.</p> <p>8. <u>VARIANCE NO. 1 FOR LEGAL FEES FOR BOWIE, ARNESON, WILES & GIANNONE</u></p> <p>Recommendation: That the Board approve Variance No. 1 in the amount of \$90,000 to cover additional legal fees with IRWD's General Counsel Bowie, Arneson, Wiles and Giannone.</p> | | <p>Reso No. 2007-</p> |
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ACTION CALENDAR

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| <p>9. <u>FISCAL YEAR 2008/09 GENERAL COUNSEL SERVICES FOR BOWIE, ARNESON, WILES AND GIANNONE</u></p> <p>Recommendation: That the Board approve of the engagement agreement with Bowie, Arneson, Wiles, and Giannone effective July 1, 2008 for General Counsel Services for a not to exceed amount of \$325,000, and recommend that The Board authorize the General Manager to execute the agreement.</p> <p>10. <u>SELF-INSURED WORKERS' COMPENSATION COVERAGE</u></p> <p>Recommendation: That the Board approve to continue to self-insure Workers' Compensation coverage using our current providers; bind coverage with California State Association of Counties Excess Insurance Authority at the \$125,000 self-insured retention level; and authorize the continuation of the third party administrator contract with Southern California Risk Management Association.</p> | | |
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ACTION CALENDAR - Continued

11. BAYVIEW SEWAGE LIFT STATION IMPROVEMENTS
CONSTRUCTION AWARD

Recommendation: That the Board authorize an increase to the Fiscal Year 2007-08 Capital Budget for project 20530 for \$370,200, from \$220,000 to \$590,200; approve an Expenditure Authorization for \$529,700 for project 20530; and authorize the General Manager to execute a contract with Paulus Engineering for \$358,848 for the Bayview Sewage Lift Station improvements, project 20530.

12. MEMORANDUM OF UNDERSTANDING WITH POSEIDON RESOURCES
REGARDING THE REVIEW AND POTENTIAL PURCHASE OF WATER
FROM THE HUNTINGTON BEACH DESALINATION PROJECT

Recommendation: That the Board approve the Memorandum of Understanding with Poseidon Resources, MWDOC and other participating retail water agencies in Orange County, subject to non-substantive changes approved by the General Manager and Legal Counsel.

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.

13. A. General Manager's Report

B. Directors' Comments

1)

OTHER BUSINESS - Continued

13. B. Directors' Comments

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C. CLOSED SESSION with legal counsel relative to anticipated litigation- Government Code Section 54956.9(b) - significant exposure to litigation – one potential case.

D. Adjournment

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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.