

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

July 28, 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.

PRESENTATION **Next Resolution No. 2008- 40**

3. **RESOLUTION COMMENDING JOHN CRAWFORD FOR HIS DEDICATED SERVICE TO THE DISTRICT**

Recommendation: That the Board adopt a resolution commending John Crawford for his dedicated and loyal service to the District.

Reso No. 2008-

PUBLIC HEARING

4. **SEWER CHARGES TO BE COLLECTED ON TAX ROLL**

Recommendation:

1. Open the Hearing
2. Inquire of the Secretary how the hearing was noticed
3. Receive and file the affidavit of posting and proof of publication
4. Request legal counsel to describe the nature of the proceedings
5. Inquire of the Secretary if there has been any written communications
6. Hear any persons who wish to speak relative to the report on sewer taxes to be collected on the tax roll
7. Board comments/discussion
8. Adopt resolution
9. Close the Hearing

Reso No. 2008-

CONSENT CALENDAR	Next Resolution No. 2008- 40	Items 5 - 22
5.	<u>MINUTES OF BOARD MEETING</u>	
	Recommendation: That the minutes of the June 16, 2008 Regular Board Meeting, the June 23, 2008 Adjourned Regular Board Meeting, and the June 23, 2008 Regular Board Meeting be approved as presented.	
6.	<u>RATIFY/APPROVE BOARD OF DIRECTORS' ATTENDANCE AT MEETINGS AND EVENTS</u>	
	Recommendation: That the Board ratify/approve the meetings and events for Mary Aileen Matheis, Darryl Miller, Doug Reinhart, Peer Swan, and John Withers.	
7.	<u>STRATEGIC MEASURES DASHBOARD</u>	
	Recommendation: Receive and file.	
8.	<u>2008 STATE LEGISLATIVE UPDATE</u>	
	Recommendation: Receive and file.	
9.	<u>DENTAL INSURANCE COVERAGE FOR JULY 2008 THROUGH DECEMBER 2009</u>	
	Recommendation: That the Board authorize the General Manager to extend the District's contract with ACWA Services Corp. for Delta DPO Plan A with Child and Adult Orthodontic Coverage for the 18-month period beginning July 1, 2008.	
10.	<u>REIMBURSEMENT OF BOARD MEMBER FOR BUSINESS EXPENSES</u>	
	Recommendation: That the Board approve the April 2008 expense report submitted for reimbursement of Board of Director conference, travel and business expenses incurred by Director Peer Swan.	
11.	<u>ASSET OPTIMIZATION – WATERWORKS WAY BUSINESS PARK CONSTRUCTION CHANGE ORDER NO. 1</u>	
	Recommendation: That the Board approve Change Order No. 1 in the amount of \$393,691.09 for the Waterworks Way Business Park Project, project 11117.	

CONSENT CALENDAR - Continued Next Resolution No. 2008- 40 Items 5 - 22

12. JUNE 2008 FINANCIAL REPORTS

Recommendation: Receive and file the Treasurer's Investment Summary Report and the Monthly Interest Rate Swap Summary for June 2008; approve the June 2008 Summary of Wire Transfers and ACH payments in the total amount of \$7,301,820.04; and approve the June 2008 Warrants Nos. 291451 through 292519, Workers' Compensation distributions and voided checks in the total amount of \$17,956,102.08.

13. ANNUAL FISCAL YEAR 2008-09 WATER QUALITY PLANNING RESERVES

Recommendation: That the Board approve Expenditure Authorizations in the amount of \$202,400 for project 11327, \$192,500 for project 21327, and \$199,100 for project 31327.

14. PLANNING AREA 9B, STONEGATE PHASE 1A EXPENDITURE AUTHORIZATION

Recommendation: That the Board approve an Expenditure Authorization for project 30012 in the amount of \$363,000 to fund construction for Stonegate Phase 1A Backbone and Neighborhoods 3B and 7.

15. PLANNING AREA 18 NORTH – LAGUNA CROSSING BUDGET AND EXPENDITURE AUTHORIZATIONS

Recommendation: That the Board approve a budget increase to the Fiscal Year 2008/09 Capital Budget for project 20431 by \$825,000, from \$1,078,000 to \$1,903,000, and approve an Expenditure Authorization for project 20431 in the amount of \$1,688,500 for construction and inspection services for capital sewer facilities in Planning Area 18 North, Contract No. 106210B.

16. PLANNING AREAS 30 AND 51 SUB AREA MASTER PLAN – VARIANCE NO. 3 APPROVAL

Recommendation: That the Board approve Expenditure Authorizations for project 10787 for \$27,200 and project 20787 for \$24,700, and authorize the General Manager to execute Variance No. 3 to Tetra Tech, Inc. for professional services in the amount of \$42,280 for the Planning Areas 30 and 51 Sub-Area Master Plan.

CONSENT CALENDAR - Continued	Next Resolution No. 2008- 40	Items 5 - 22
<p>17. <u>LEGACY PARK CAPITAL IMPROVEMENTS – REIMBURSEMENT AGREEMENT</u></p> <p>Recommendation: That the Board authorize the General Manager to execute a Reimbursement Agreement with the Tustin Legacy Community Partners LLC for the design and construction of the Irvine Ranch Water District capital domestic water, sewer, and reclaimed water pipeline facilities located on the former Marine Corps Air Facility at Tustin, within the development known as Legacy Park.</p>		
<p>18. <u>WATER OPERATIONS DEPARTMENT REORGANIZATION</u></p> <p>Recommendation: That the Board adopt a resolution rescinding Resolution No. 2008-15 and establishing a revised schedule of positions and salary rate changes.</p>		Reso No. 2008-
<p>19. <u>QUITCLAIM OF REAL PROPERTY (IRVINE CENTER DRIVE)</u></p> <p>Recommendation: That the Board adopt a resolution approving execution of the quitclaim deed to The Irvine Company LLC (Irvine Center Drive).</p>		Reso No. 2008-
<p>20. <u>QUITCLAIM OF REAL PROPERTY (THE MARKETPLACE)</u></p> <p>Recommendation: That the Board adopt a resolution approving execution of the quitclaim deed to The Irvine Company LLC (The Marketplace).</p>		Reso No. 2008-
<p>21. <u>REIMBURSEMENT AGREEMENTS BETWEEN IRWD AND THE CITIES OF IRVINE AND LAKE FOREST FOR THE ADJUSTMENT/RELOCATION OF MISCELLANEOUS FACILITIES RELATED TO CITY STREET PROJECTS</u></p> <p>Recommendation: That the Board authorize the General Manager to execute a Two-year Reimbursement Agreement between IRWD and the City of Irvine for the installation of miscellaneous facilities; authorize the General Manager to execute the Reimbursement Agreement between IRWD and the City of Irvine for CIPs 318140 and 318200, Annual Local Street Rehabilitation and Slurry Seal for the villages of Rancho San Joaquin, University Park, and Turtle Rock; authorize the General Manager to execute Reimbursement Agreements between IRWD and the City of Lake Forest for three City of Lake Forest street rehabilitation projects, PW2005.05 D&E, PW2005.05 F, and PW2007.17A, for street resurfacing and slurry seal improvements for various streets within Lake Forest; authorize an increase to the FY 2008-09 Capital Budget in the amount of \$93,500, from \$170,500 to \$264,000 for project 10891; \$97,800, from \$166,200 to \$264,000 for project 20891; and \$50,000, from \$52,300 to \$102,300, for project 30891; and approve Expenditure Authorizations in the amounts of \$204,000 for project 10891, \$97,800 for project 20891, and \$50,000 for project 30891</p>		

CONSENT CALENDAR - Continued	Next Resolution No. 2008- 40	Items 5 - 22
<p>22. <u>AGREEMENT TO ACCOMMODATE WASTEWATER FLOWS FROM THE SAN JOAQUIN HILLS PLANNED COMMUNITY/COYOTE CANYON LANDFILL/GAS RECOVERY SYSTEMS AREAS THAT ORIGINATE IN REVENUE AREA 14</u></p> <p>Recommendation: That the Board approve the Agreement to Accommodate Wastewater Flows from the San Joaquin Hills Planned Community/Coyote Canyon Landfill/Gas Recovery Systems areas that originate in Revenue Area 14.</p>		

ACTION CALENDAR		
<p>23. <u>SETTING CONNECTION FEES AND PROPERTY TAXES FOR FY 2008/09</u></p> <p>Recommendation: That the Board adopt a resolution changing the schedule of rates and charges for water, sewer, recycled water and Natural Treatment System service, and adopt a resolution establishing ad valorem tax revenues for Fiscal Year 2008/09.</p>	Reso No. 2008-	Reso No. 2008-
<p>24. <u>IRWD POTABLE WATER SUPPLY RELIABILITY STUDY</u></p> <p>Recommendation: Receive and file.</p>		
<p>25. <u>BAKER REGIONAL WATER TREATMENT FACILITY CONSULTANT SELECTION AND EXPENDITURE AUTHORIZATION</u></p> <p>Recommendation: That the Board authorize a budget increase to the Fiscal Year 2008/09 Capital Budget for project 11218 by \$10,125,700, from \$44,369,300 to \$54,495,000; approve an Expenditure Authorization for \$4,935,000 for project 11218; and authorize the General Manager to execute a Professional Services Agreement with RBF-Carollo for the design and construction phase services of Baker Regional Water Treatment Facility for \$4,047,164 for project 11218.</p>		
<p>26. <u>STRAND RANCH INTEGRATED BANKING PROJECT RECHARGE FACILITY DESIGN CONSULTANT SELECTION AND EXPENDITURE AUTHORIZATION</u></p> <p>Recommendation: That the Board approve an Expenditure Authorization in the amount of \$102,400 for project 11289 and authorize the General Manager to execute an agreement with Boyle Engineering Corporation in the amount of \$77,957 for the final design of recharge basins, embankments, and surface conveyance features on the Strand Ranch in Kern County.</p>		

ACTION CALENDAR - Continued

27. **IRVINE DESALTER PROJECT MANGANESE REMOVAL CONSTRUCTION AWARD**

Recommendation: That the Board authorize a budget increase to the Fiscal Year 2008/09 Capital Budget for project 10376 by \$3,873,000, from \$38,272,000 to \$42,145,000; approve an Expenditure Authorization for project 10376 for \$3,892,000; and authorize the General Manager to execute a contract with Pascal and Ludwig Constructors for \$1,794,100 for the construction of the Irvine Desalter Project – Manganese Removal System, project 10376.

28. **FLEET SERVICES BUILDING IMPROVEMENTS EXPENDITURE AUTHORIZATIONS AND CONSTRUCTION AWARD**

Recommendation: That the Board authorize the General Manager to execute a construction contract with Lacy Construction for \$98,798 for the Fleet Services Building Improvements, and approve Expenditure Authorizations in the amount of \$50,600 for project 11247, \$50,600 for project 21247 and \$48,200 for project 31247.

29. **LANDSCAPE AND IRRIGATION MAINTENANCE CONTRACT AWARD**

Recommendation: That the Board authorize the General Manager to award three-year landscape and irrigation maintenance contracts to Tropical Plaza Nursery Inc. for \$609,192, Pinnacle Landscape for \$138,987 and Merchants Landscape Services for \$494,686.

30. **LAKE FOREST OPPORTUNITY STUDY APPROVAL OF DEVELOPMENT AGREEMENT**

Recommendation: That the Board approve the attached Development Agreement between the City of Lake Forest and IRWD and authorize the Board president to execute the agreement in substantially the form presented to this meeting with such changes as are approved by the General Manager and Legal Counsel.

31. **VARIANCE NO. 2 TO CONSULTANT CONTRACT WITH LEWIS OPERATING CORPORATION – LAKE FOREST OPPORTUNITIES STUDY**

Recommendation: That the Board authorize the General Manager to execute Variance No. 2 to the Professional Services Agreement with Lewis Operating Corporation to provide consulting services related to the Opportunities Study in the amount of \$1,240,000, authorize an increase to the 2008-09 Capital Budget for project no. 11116 from \$2,066,500 to \$3,496,500, and approve an Expenditure Authorization for project no. 11116 in the amount \$3,496,500.

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.

32. A. General Manager's Report

B. Directors' Comments

1)

2)

3)

OTHER BUSINESS - Continued

32. B. Directors' Comments

4)

5)

C. CONFERENCE with legal counsel - 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.