

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

February 9, 2009

PLEDGE OF ALLEGIANCE

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

ROLL CALL Directors Matheis, Swan and 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

- | | | |
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| 3. | <u>SOUTHERN CALIFORNIA EDISON AWARD</u>

Mr. James Pasemore, Jr. of Southern California Edison will present a Flex Your Power award to the District for its Demand Response participation in 2008. | |
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WORKSHOP (Recess to Multi-purpose Room)

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| 4. | <u>VACANCY ON THE BOARD OF DIRECTORS</u>

The purpose of this workshop is to conduct a forum for candidates that have submitted an application for the appointment to the vacancy on the Board of Directors resulting from the resignation of Mr. Darryl Miller. | |
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WORKSHOP - Continued

Recommendation:

1. Introductory remarks by President Reinhart
2. District overview by General Manager Jones
3. Backgrounds of Board Members (Reinhart, Matheis, Swan and Withers)
4. Introduction of IRWD Department Directors
5. Candidates' self-introduction and statement regarding qualifications and interest in position
6. Questions to applicants from Board members
7. Responses of applicants
8. General Discussion

PUBLIC HEARING (Recess to Board Room) Next Resolution No. 2009-4

5. SECTION 15 OF THE RULES AND REGULATIONS –
 WATER CONSERVATION AND WATER SUPPLY SHORTAGE
 PROGRAM

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 person who wishes to speak relative to Section 15 of the Rules and Regulations-Water Conservation and Water Supply Shortage Program
7. Board comments/discussion
8. Adopt resolution by title
9. Close the Hearing

Reso No. 2009-

CONSENT CALENDAR

Next Resolution No. 2009-4

Items 6 - 10

6. MINUTES OF BOARD MEETING

Recommendation: That the minutes of the January 26, 2009 Regular Board Meeting be approved as presented.

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

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

CONSENT CALENDAR	Next Resolution No. 2009-4	Items 6 - 10
8. <u>WATER SHORTAGE CONTINGENCY PLAN</u>	Recommendation: That the Board adopt a resolution approving the amended Water Shortage Contingency Plan.	Reso No. 2009-
9. <u>WATERWORKS WAY BUSINESS PARK CONSTRUCTION CHANGE ORDER AND FINAL ACCEPTANCE</u>	Recommendation: That the Board approve Contract Change Order No. 4 with W. L. Butler Construction, Inc. in the net amount of \$24,013.51 (project #11117); accept construction of the Waterworks Way Business Park project; 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.	
10. <u>2008 STATE LEGISLATIVE UPDATE</u>	Recommendation: That the Board approve IRWD co-sponsorship of water softener legislation with the Inland Empire Utilities Agency authored by Assembly Members Feuer, Caballero and Strickland and Senator Padilla.	
ACTION CALENDAR		
11. <u>OUTSOURCING THE IRWD VANPOOL PROGRAM</u>	Recommendation: That the Board authorize the General Manager to execute a four-year lease agreement with VPSI, Inc.; authorize the transfer of \$27,000 from the fiscal year 2008-09 General Plant Budget to the fiscal year 2008-09 Operating Budget; and authorize implementation of payroll deductions for employees electing to participate in the vanpool program.	
12. <u>METER READING SERVICES CONTRACT</u>	Recommendation: That the Board authorize staff to negotiate an agreement with Alexander's Contract Services (ACS) effective March 1, 2009 based on the rates established in its proposal, not to exceed \$1,099,070 in FY 2009-10, and approve an increase to the FY 2008-09 Operating Budget in the amount of \$123,000.	

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)

2)

3)

4)

OTHER BUSINESS - Continued

13. C. CLOSED SESSION with legal counsel relative to:

- 1) existing litigation – Government Code Section 54956.9(a) – Carla Jean Saucedo vs. Andrew Richard Willis, and IRWD;
- 2) anticipated litigation – Government Code Section 54956.9(c) – initiation of litigation (one potential case); and
- 3) anticipated litigation – Government Code Section 54956.9(b) – significant exposure to litigation (one potential case) - BKK Working Group notification to IRWD of potential liability, claim and/or litigation, on file with the District.

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.