

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

**January 25, 2010**

**PLEDGE OF ALLEGIANCE**

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

**ROLL CALL**                                 Directors LaMar, 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.

<b>WORKSHOP</b>	<b>Next Resolution No. 2010-4</b>
-----------------	-----------------------------------

- |  |  |
|--|--|
| <ol style="list-style-type: none"> <li>3.     <u>ORANGE PARK ACRES (OPA) MUNICIPAL SEWER SERVICE FINANCE PLAN</u><br/>                     Recommendation: That the Board direct staff to move forward with the OPA conceptual sewer finance plan and to pursue legislation to allow IRWD to develop contractual assessment zone with customers to assist in on-site conversion of septic systems; and to move forward with a pre-design report and required CEQA documentation to construct a municipal sewer system in Orange Park Acres.</li> </ol> |  |
|--|--|

<b>CONSENT CALENDAR</b>	<b>Next Resolution No. 2010-4</b>	<b>Items 4-15</b>
-------------------------	-----------------------------------	-------------------

- |  |  |
|--|--|
| <ol style="list-style-type: none"> <li>4.     <u>MINUTES OF REGULAR AND SPECIAL BOARD MEETINGS</u><br/>                     Recommendation: That the minutes of the January 8, 2010 Special Board Meeting, the January 11, 2010 Regular Board Meeting, and the January 15, 2010 Adjourned Regular Board Meeting be approved as presented.</li> </ol> |  |
|--|--|

**CONSENT CALENDAR - Continued**

**Next Resolution No. 2010-4**

**Items 4-15**

5. 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, Douglas Reinhart, Peer Swan and John Withers.

6. DECEMBER FINANCIAL STATEMENTS REPORTS

Recommendation: That the Board receive and file the Treasurer's Investment Summary Report and the Monthly Interest Rate Swap Summary for December 2009; approve the December 2009 Summary of Wire Transfers and ACH payments in the total amount of \$6,788,680.35; and approve the December 2009 Warrants Nos. 306427 through 307257, Workers' Compensation distributions and voided checks in the total amount of \$6,993,560.13.

7. DISTRICT STRATEGIC MEASURES DASHBOARD

Recommendation: Recommendation: Receive and file.

8. RE-ADOPTION OF QUITCLAIM OF REAL PROPERTY RESOLUTION

Recommendation: That the Board approve the execution of the Quitclaim Deed to The Irvine Company LLC and The Irvine Land Company LLC (rescinding Resolution No. 2010-01).

Reso No. 2010-

9. ZONE 3 SAND CANYON AVENUE DOMESTIC WATER MAIN REPLACEMENT CROSSING SAN DIEGO FREEWAY I-405 – FINAL ACCEPTANCE

Recommendation: That the Board accept construction of the Zone 3 Sand Canyon Avenue Domestic Water Main Replacement Crossing San Diego Freeway I-405, project 11158; 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. FISCAL YEAR 2009/10 PLANNING RESERVE EXPENDITURE AUTHORIZATIONS

Recommendation: That the Board approve additional Expenditure Authorizations for the Engineering/Planning Study Reserves in the amounts of \$71,500 for project 10564, \$58,300 for project 20564, and \$58,300 for project 30564.

CONSENT CALENDAR - Continued	Next Resolution No. 2010-4	Items 4-15
11. <u>PRESSURE REDUCING VALVE MODIFICATIONS PROJECT CAPITAL BUDGET INCREASE AND EXPENDITURE AUTHORIZATION</u>		
Recommendation: That the Board authorize a Capital budget increase of \$59,400, from \$1,040,600 to \$1,100,000; and approve an Expenditure Authorization in the amount of \$59,400 for the pressure reducing valve modifications, project no. 11345.		
12. <u>PORTOLA HILLS ZONE 9 BOOSTER PUMP STATION LANDSCAPING EXPENDITURE AUTHORIZATION</u>		
Recommendation: That the Board approve an Expenditure authorization in the amount of \$121,000 for the construction of the Portola Hills Zone 9 Booster Pump Station landscaping, project no. 11350.		
13. <u>PRIMARY DISINFECTION FACILITY AMMONIA AND CHLORINE INJECTION LINE REPLACEMENT CONTRACT CHANGE ORDER NO. 5</u>		
Recommendation: That the Board authorize the General Manager to execute contract Change Order No. 5 with Paulus Engineering, Inc., in the amount of \$16,450.97, for the primary Disinfection Facility Ammonia and Chlorine Injection Line Replacement, project 11228.		
14. <u>PLANNING AREA 1 ORCHARD HILLS DEVELOPMENT PROJECTS VARIANCE NO. 2</u>		
Recommendation: That the Board authorize the General Manager to execute Variance No. 2 with Steven Andrews Engineering, Inc. for construction management and for engineering support services during construction in the amount of \$42,600 for the Planning Area1-Orchard Hills Development projects.		
15. <u>NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY (NIST) STUDY OF NEXT GENERATION SCADA FOR PREVENTION AND MITIGATION WATER SYSTEM INFRASTRUCTURE DISASTER</u>		
Recommendation: That the Board approve Subcontract No. 2009-2131 between the Regents of the University of California and Irvine Ranch Water District for the Next Generation SCADA for Prevention and Mitigation Water System Infrastructure Disaster Study.		

---

**ACTION CALENDAR**

---

16. REFUNDING OF THE 1986 AND 2008 CERTIFICATES OF PARTICIPATION

Recommendation: That the Board approve of the Installment Sale Agreement and Trust Indenture and adopt a Resolution approving Installment Sale Agreement, Trust Agreement and other documents and approving certain actions relating to certificates of participation, Irvine Ranch Water District, Refunding Series 2010.

Reso No. 2010-

17. MICHELSON WATER RECYCLING PLANT PHASE 2 EXPANSION CONTRACT CHANGE ORDERS NO. 4 AND NO. 6 AND EXPENDITURE AUTHORIZATION

Recommendation: That the Board approve Contract Change Order No. 4 with J.R.Filanc Construction Co. in the amount of \$143,950.10 for the Michelson Water Recycling Plant Phase 2 Expansion, projects 20214 and 30214; approve Expenditure Authorization in the amount of \$165,600 for Michelson Water Recycling Plant waste activated sludge skimming pumps replacement, project 20779; approve Contract Change Order No. 6 in the amount of \$77,478.00 to J.R. Filanc Construction Co. for the Michelson Water Recycling Plant waste activated sludge skimming pumps replacement, project 20779; and find that there is a public necessity to allow J.R.Filanc Construction Co. to add Sure Forming Systems, Inc. as a subcontractor, based on the following facts: the subcontractor can install concrete formwork more quickly than could be done by Filanc's own crews, and the district desires to permit the subcontract in order to facilitate the completion of the MWRP Phase 2 Expansion earlier than the 36 month contract time and the increase the recycled water supply as soon as possible.

18. ALTON PARKWAY EXTENSION CAPITAL BUDGET REDUCTIONS EXPENDITURE AUTHORIZATIONS AND VARIANCE NO. 3

Recommendation: That the Board approve a budget decrease of \$650,100 for project 10799, from \$743,600 to \$93,500; approve a budget decrease of \$1,934,600 for project 11374, from \$2,619,900 to \$685,300; approve a budget decrease of \$176,400 for project 24175, from \$1,324,200 to \$1,147,800; approve a budget decrease of \$45,200 for project 30222, from \$1,262,300 to \$1,217,100; approve an Expenditure Authorization reduction of \$650,100 for project 10799; approve an Expenditure Authorization reduction of \$1,934,600 for project 11374; approve an Expenditure Authorization reduction of \$176,400 for project 24175; approve an Expenditure Authorization reduction of \$45,200 for project 30222; and authorize the General Manager to execute Variance No. 3 with RBF Consulting in the amount of \$116,785 for the Alton Parkway Extension, projects 10799, 11374, 24175, and 30222.

---

**ACTION CALENDAR - Continued**

---

19. NEWPORT BOULEVARD DOMESTIC WATER RELOCATION  
CONSULTANT SELECTION

Recommendation: That the Board approve an Expenditure Authorization in the amount of \$665,800; and authorize the General Manager to execute a Professional Services Agreement with Dudek and Associates, Inc. in the amount of \$492,275 for the design of Newport Boulevard Domestic Water Main Relocation, project 10822.

20. JACKSON RANCH PROPERTY REAFFIRMATION OF CEQA FINDINGS

Recommendation: That the Board find on the basis of the whole record before it (including the initial study and the comments received including late comments from the Department of Conservation), that the late comments from the Department of Conservation and responses thereto do not require a change in the Board's previous finding that there is no substantial evidence that the project will have a significant effect on the environment, nor require any change in its action on January 11, 2010 adopting the Negative Declaration and approving the Jackson Ranch Water Allocation project, and direct that the administrative record be augmented to include the foregoing.

21. JACKSON RANCH PROPERTY PURCHASE

Recommendation: That the Board authorize the General Manager and the Treasurer to execute (1) Amendment No. 2 to the Real Estate Purchase Agreement and Escrow Instructions, dated effective October 26, 2009; and (2) the Agreement between Dudley Ridge Water District and Irvine Ranch Water District, each in the form presented to this meeting, with such changes as the General Manager and Counsel may approve, find that all matters with regard to the condition of title, physical condition and suitability of the property for the uses contemplated are acceptable except as disapproved by notice to sellers; and authorize the General Manager and Treasurer and each other officer of the District, each acting singly, to execute and deliver any and all documents, certificates, instructions and instruments necessary or proper for carrying out and closing the real estate purchase transaction contemplated therein; authorize an increase to the Fiscal Year 2009/10 Capital budget for project 11459, from \$13,426,700 to \$14,253,700, for additional purchase of property under Amendment No. 1 to said Agreement; and approve an Expenditure Authorization for project 11459 in the amount of \$13,802,000.

---

**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 staff to report back at a subsequent meeting concerning any matter, or direct 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.

22. A. General Manager's Report

B. Directors' Comments

1)

2)

3)

4)

5)

---

**OTHER BUSINESS - Continued**

---

- 22. C. CLOSED SESSION conference with Real Property Negotiator – Government Code Section 54956.8
  - (a) Property: Various parcels - Portions of Sections 25, 26, 34, and 35 of T23S R19E MDB&M.  
Negotiating Parties: Ernest Conant, Legal Counsel Representing Jackson Ranch owners  
Agency Negotiator: Paul Jones, General Manager  
Purpose of Negotiations: Price and Term of Payment
  - (b) Property: 1221 Edinger Avenue, Tustin, CA  
Negotiating Parties: Gemsa Enterprises LLC  
Agency Negotiator: Paul Jones, General Manager  
Purpose of Negotiations: Price and Term of Payment
  
- D. Adjourn

\* \* \* \* \*

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.