

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

**January 26, 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, 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.

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**COMMUNICATIONS TO THE BOARD**

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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.

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**PRESENTATION**

**Next Resolution No. 2009-3**

3.     RESOLUTION COMMENDING DARRYL MILLER, BOARD OF DIRECTOR OF THE IRVINE RANCH WATER DISTRICT BOARD

Recommendation: That the Board adopt a resolution commending Mr. Darryl Miller, member of the IRWD Board of Directors for his 24 years of service to the Irvine Ranch Water District.

Reso No. 2009-

4.     FEDERAL LEGISLATIVE ISSUES OVERVIEW

The District's federal legislative consultant, Hal Furman of The Furman Group, will present an update on federal issues.

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**CONSENT CALENDAR**

**Next Resolution No. 2009-3**

**Items 5-13**

5.     MINUTES OF BOARD MEETING

Recommendation: That the minutes of the January 12, 2009 Regular Board Meeting be approved.

CONSENT CALENDAR - Continued	Next Resolution No. 2009-3	Items 5-13
6.	<p><u>RATIFY/APPROVE BOARD OF DIRECTORS' ATTENDANCE AT MEETINGS AND EVENTS</u></p> <p>Recommendation: That the Board ratify/approve the meetings and events for Mary Aileen Matheis, Doug Reinhart, Peer Swan, and John Withers.</p>	
7.	<p><u>STRATEGIC MEASURES DASHBOARD</u></p> <p>Recommendation: Receive and file.</p>	
8.	<p><u>DECEMBER 2008 FINANCIAL REPORTS</u></p> <p>Recommendation: Receive and file the Treasurer's Investment Summary Report and the Monthly Interest Rate Swap Summary for December 2008; Approve the December 2008 Summary of Wire Transfers and ACH payments in the total amount of \$5,303,763.60; and approve the December 2008 Warrants Nos. 296713 through 297460 Workers' Compensation distributions and voided checks in the total amount of \$11,436,114.14.</p>	
9.	<p><u>MICHELSON WATER RECLAMATION PLAN (MWRP) FLOOD PROTECTION IMPROVEMENTS VARIANCE</u></p> <p>Recommendation: That the Board authorize the General Manager to execute Variance No. 4 with VA Consulting, Inc. in the amount of \$67,200 for additional engineering services for the MWRP floodwall improvements, projects 20542 and 30542.</p>	
10.	<p><u>MICHELSON WATER RECLAMATION PLANT PHASE 2 EXPANSION – VARIANCE NO. 5</u></p> <p>Recommendation: That the Board approve Variance No. 5 in the amount of \$87,791 with HDR Engineering, Inc. for additional engineering design services for the Michelson Water Reclamation Plant Phase 2 Expansion, projects 20214 and 30214.9.</p>	
11.	<p><u>PRESSURE REDUCING VALVES (PRV) MODIFICATIONS CONSTRUCTION SERVICES VARIANCE AND EXPENDITURE AUTHORIZATION</u></p> <p>Recommendation: That the Board approve an Expenditure Authorization in the amount of \$31,900, and that the Board authorize the General Manager to execute Variance No. 3 with Psomas in the amount of \$28,499 for project 11345.</p>	

<b>CONSENT CALENDAR – Continued</b>	<b>Next Resolution No. 2009-3</b>	<b>Items 5-13</b>
12. <u>ALTON PARKWAY EXTENSION EXPENDITURE AUTHORIZATIONS AND VARIANCE</u>	Recommendation: That the Board approve the addition of project 24175 in the amount of \$1,926,100 to the Fiscal Year 2008/09 Capital budget; approve Expenditure Authorizations for projects 11374 for \$128,000 and project 30222 for \$77,000; and authorize the General Manager to execute Variance No. 1 with RBF Consulting in the amount of \$81,490 for the Alton Parkway Extension, projects 10799, 11374, 24175, and 30222.	
13. <u>GENERAL SYSTEM MODIFICATIONS FISCAL YEAR 2008/09</u>	Recommendation: That the Board approve an Expenditure Authorization for project 10887 for \$75,300 for general system modifications.	

<b>ACTION CALENDAR</b>		
14. <u>2009 SELECTION OF FEDERAL LOBBYIST</u>	Recommendation: That the Board approve a 24-month contract with the Furman Group for \$10,000 per month plus reimbursable direct expenses not to exceed \$276,000.	
15. <u>WELL 53 SITE ACQUISITION EXPENDITURE AUTHORIZATION</u>	Recommendation: That the Board approve the offer of \$223,900 for purchase of the site in fee and a maintenance easement for Well 53, approve an Expenditure Authorization for \$86,100 for Well 53 site acquisition, project 15428, and authorize the General Manager to enter into a Purchase Agreement with the owner of the property within assessor's parcel 430-241-12.	
16. <u>ORANGE PARK ACRES (OPA) SEWER IMPROVEMENTS, SPEAR RESIDENCE - PROJECT ADDITION, EXPENDITURE AUTHORIZATION AND REIMBURSEMENT AGREEMENT</u>	Recommendation: That the Board authorize the addition of project 20785 to the Fiscal Year 2008/09 Capital budget; approve an Expenditure Authorization of \$193,600 for project 20785; and authorize the General Manager to execute a reimbursement agreement with Joel Spear for the construction of the OPA Sewer Improvement, Spear residence, project 20785.	

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**OTHER BUSINESS**

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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.

17. A. General Manager's Report

B. Directors' Comments

1)

2)

3)

4)

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**OTHER BUSINESS - Continued**

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17. C. CLOSED SESSION:

- 1) CONFERENCE with legal counsel - 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.
  
- 2) CONFERENCE with legal counsel - ANTICIPATED LITIGATION (Government Code Section 54956.9(b)) – significant exposure to litigation (one or more potential cases) – publicly stated threat of litigation related to injuries alleged to have been caused by contaminants from former MCAS El Toro, 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.