

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

September 22, 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

3. POSTER CONTEST WINNER

A presentation will be made to Kris Kong, a local student whose water awareness poster was selected for honors in 2007 by the Metropolitan Water District of Southern California. This evening, IRWD will present him with his framed artwork.

PUBLIC HEARING

Next Resolution No. 2008- 52

4. ORDER AND ADOPT A RESOLUTION FOR THE ANNEXATION OF SPECIFIED TERRITORIES FOR THE CONSOLIDATED IMPROVEMENT DISTRICT NOS. 103, 109, 3(203) AND 290

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 wishes to speak relative to the annexation of specified territories for the consolidated Improvement District Nos. 103, 109, 3(203) and 290
7. Board comments/discussion
8. Adopt resolution by title
9. Close the Hearing

Reso No. 2008-

WORKSHOP

Next Resolution No. 2008- 52

5. INTEREST RATE SWAPS

Recommendation: Staff and representatives from Merrill Lynch will provide the Board with an update and status report on the District's interest rate swap program.

CONSENT CALENDAR

Items 6 - 21

6. MINUTES OF BOARD MEETING

Recommendation: That the minutes of the September 8, 2008 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, Darryl Miller, Doug Reinhart, and John Withers.

8 STRATEGIC MEASURES DASHBOARD

Recommendation: Receive and file.

9. 2008 STATE LEGISLATIVE UPDATE

Recommendation: Receive and file.

10. STATE WATER RESOURCES CONTROL BOARD RECYCLED WATER POLICY

Recommendation: Receive and file.

11. REIMBURSEMENT OF BOARD MEMBER FOR BUSINESS EXPENSES

Recommendation: That the Board approve the June and July 2008 expense reports submitted for reimbursement of Board of Director conference, travel and business expenses incurred by Director Peer Swan.

CONSENT CALENDAR - Continued Next Resolution No. 2008-52 Items 6 - 21

12. AUGUST 2008 FINANCIAL REPORTS

Recommendation: Receive and file the Treasurer's Investment Summary Report and the Monthly Interest Rate Swap Summary for August 2008; approve the August 2008 Summary of Wire Transfers and ACH payments in the total amount of \$7,316,954.16; and approve the August 2008 Warrants Nos. 293375 through 294152, Workers' Compensation distributions and voided checks in the total amount of \$12,344,298.28.

13. SERRANO CREEK SLOPE REPAIR CONSTRUCTION AWARD

Recommendation: That the Board authorize a budget reduction for project 20404 by \$77,000, from \$218,900 to \$141,900, and approve an Expenditure Authorization in the amount of \$101,900 for the Serrano Creek Slope Repair, project 20404.

14. ORANGE COUNTY SANITATION DISTRICT FISCAL YEAR 2007/08
CORF EXPENDITURE AUTHORIZATION

Recommendation: That the Board authorize an increase to the Fiscal Year 2007-08 Capital budget for project 20108 by \$2,249,400, from \$13,318,000 to \$15,567,400, and approve an Expenditure Authorization for project 20108 for \$2,249,400.

15. MEMORANDUM OF UNDERSTANDING WITH CALTRANS
REGARDING COOPERATIVE IMPLEMENTATION OF PUBLIC SECTOR
INCENTIVE PROGRAM

Recommendation: That the Board approve the Memorandum of Understanding between Irvine Ranch Water District and the California Department of Transportation regarding Cooperative Implementation of Accelerated Public Sector Incentive program.

16. 2007/08 SEDIMENT REMOVAL FROM SAN DIEGO CREEK IN-
CHANNEL BASINS NOS. 2 AND 3 FINAL ACCEPTANCE

Recommendation: That the Board accept construction of the 2007/08 sediment removal from San Diego Creek In-Channel Basins Nos. 2 and 3, project 20735; authorize the General Manager to file a Notice of Completion; and authorize release of retention 35 days after the filing of the Notice of Completion.

CONSENT CALENDAR - Continued	Next Resolution No. 2008- 52	Items 6 - 21
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17. WELLS 52, 53 AND TL-1 VARIANCE NO. 1 FOR GEOHYDROLOGIC SERVICES

Recommendation: That the Board authorize the addition of project 11419 to the Fiscal Year 2008/09 Capital budget in the amount of \$2,480,500; approve an Expenditure Authorization in the amount of \$ 135,300; and authorize the General Manager to execute Variance No. 1 with Geoscience Support Services, Inc. for geohydrologic services in the amount of \$112,005 for Wells 52, 53, and TL-1, project Nos. 15427, 15428, and 11419.

18. PLANNING AREA 6 ZONE 6 AND ZONE D RESERVOIRS CONTRACT CHANGE ORDER NO. 9 AND VARIANCE NOS. 3 AND 4

Recommendation: That the Board authorize the General Manager to execute Variance Nos. 3 and 4 to NMG Geotechnical, Inc. in the amounts of \$14,908 and \$2,722 respectively for Planning Area 6 Zone 6 and Zone D Reservoirs, project Nos. 10426 and 30180.

19. SAN JOAQUIN MARSH CAMPUS IMPROVEMENTS PHASE III CONTRACT CHANGE ORDER NO. 8

Recommendation: That the Board authorize the General Manager to execute Contract Change Order No. 8 in the amount of \$97,953.57 for the San Joaquin Marsh Campus Improvements, Phase III, project 10957.

20. SAN JOAQUIN MARSH CAMPUS – REDUCTION OF RETENTION

Recommendation: That the Board find that satisfactory progress is being made on the 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 San Joaquin Marsh Campus, project 10957.

CONSENT CALENDAR - Continued	Next Resolution No. 2008- 52	Items 6 - 21
21. <u>DECLARATION OF INTENT TO CONSOLIDATE COTERMINOUS IMPROVEMENT DISTRICTS, ADOPT PLANS OF WORKS, AND ANNEX PLANNING AREA 39 INTO CONSOLIDATED IMPROVEMENT DISTRICTS 130/190 AND 230/290</u>	Reso No. 2008-	Reso No. 2008-
<p>Recommendation: That the Board adopt the following resolutions:</p> <p>a) Declaring its intention to consolidate coterminous improvement districts and to adopt Plans of Works for proposed consolidated Improvement District Nos. 130 and 230; and</p> <p>b) Declaring its intention to annex territory to Improvement District Nos. 130 and 230.</p>		

ACTION CALENDAR

22. <u>REMARKETING AGENT REMOVAL AND REALLOCATION OF VARIABLE RATE BOND ISSUES, AND CONVERSION OF INTEREST RATE MODES</u>	Reso No. 2008-
<p>Recommendation: That the Board adopt a resolution authorizing replacement of remarketing agent, conversion of interest rate modes and related actions.</p>	
23. <u>ZONE 3 SAND CANYON AVENUE PIPE REPLACEMENT – BUDGET ADDITION, EXPENDITURE AUTHORIZATION, AND CONSTRUCTION AWARD</u>	
<p>Recommendation: That the Board authorize the budget addition of \$178,500 for project 11158, from \$1,976,200 to \$2,154,700; approve an Expenditure Authorization of \$1,829,100 for project 11158; find that the irregularity in the bid from C.M. Peich, Inc. did not give the bidder a competitive advantage over the other bidders and waive the irregularity; authorize the general manager to execute a contract with C.M. Peich, Inc. for \$1,442,338 for the construction of the Sand Canyon Zone 3 Pipe Replacement, project 11158.</p>	
24. <u>ORANGE COUNTY SANITATION DISTRICT AND IRVINE RANCH WATER DISTRICT SOLIDS BILLING COST STUDY CONSULTANT SELECTION</u>	
<p>Recommendation: That the Board approve a Memorandum of Understanding between Orange County Sanitation District and Irvine Ranch Water District to conduct a joint solids billing cost study; authorize the addition of project 20761 for \$238,800 to the Fiscal Year 2008-09 Capital budget; approve an Expenditure Authorization in the amount of \$238,800 for project 20761; and authorize the General Manager to execute an engineering services agreement with Carollo Engineers in the amount of \$125,819 for the solids billing cost study, project No. 20761.</p>	

ACTION CALENDAR - Continued

25. WELLS 21, 22, AND 51R REHABILITATION VARIANCE NO. 3

Recommendation: That the Board authorize the addition of project 11418, Well 51R rehabilitation, to the Fiscal Year 2008/09 Capital budget in the amount of \$291,500; approve an Expenditure Authorization for project 11418 in the amount of \$291,500; and approve Variance No. 3 with RBF Consulting for project 10285 for Wells 21 and 22 Rehabilitation in the amount of \$285,176.

26. WELL 106 BUDGET, EXPENDITURE AUTHORIZATION AND CONSULTANT SELECTION

Recommendation: That the Board authorize the addition of project 11325, Well 106 Wellhead Facilities, to the Fiscal Year 2008/09 Capital budget in the amount of \$1,974,100; approve an Expenditure Authorization in the amount of \$73,500; and authorize the General Manager to execute a professional services agreement with Tetra Tech, Inc. in the amount of \$58,200 to perform engineering analysis for placing Well 106 into the potable water system, project 11325, Well 106 Wellhead Facilities.

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.

27. A. General Manager's Report

B. Directors' Comments

1)

OTHER BUSINESS - Continued

27. B. Directors' Comments

2)

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C. 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.