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**B O A R D O F D I R E C T O R S**

**R E G U L A R M E E T I N G**

**M A Y 2 8 , 2 0 0 9**



**A G E N D A**

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**SOUTH COAST WATER DISTRICT**  
**Meeting Location:**  
**City of Dana Point Council Chamber**  
**33282 Golden Lantern**  
**Dana Point, CA 92629**

**Thursday, May 28, 2009**  
**6:00 p.m.**

IN ACCORDANCE WITH THE REQUIREMENTS OF CALIFORNIA GOVERNMENT CODE SECTION 54954.2, THIS AGENDA HAS BEEN POSTED IN THE MAIN LOBBY OF THE DISTRICT'S ADMINISTRATIVE OFFICES NOT LESS THAN 72 HOURS PRIOR TO THE MEETING DATE AND TIME ABOVE. ALL WRITTEN MATERIALS RELATING TO EACH AGENDA ITEM ARE AVAILABLE FOR PUBLIC INSPECTION IN THE OFFICE OF THE BOARD SECRETARY.

IN THE EVENT ANY MATTER NOT LISTED ON THIS AGENDA IS PROPOSED TO BE SUBMITTED TO THE BOARD FOR DISCUSSION AND/OR ACTION, IT WILL BE DONE IN COMPLIANCE WITH SECTION 54954.2(b) AS AN EMERGENCY ITEM OR BECAUSE THERE IS A NEED TO TAKE IMMEDIATE ACTION, WHICH NEED CAME TO THE ATTENTION OF THE BOARD SUBSEQUENT TO THE POSTING OF THE AGENDA, OR AS SET FORTH ON A SUPPLEMENTAL AGENDA POSTED IN THE MANNER AS ABOVE, NOT LESS THAN 72 HOURS PRIOR TO THE MEETING DATE.

**A. PLEDGE OF ALLEGIANCE**..... Director Rayfield

**B. ROLL CALL OF BOARD MEMBERS**

- President Richard Dietmeier
- Vice President Robert Moore
- Director Richard Gardner
- Director Ingrid McGuire
- Director Wayne Rayfield

**C. PRESENTATION OF SERVICE AWARD**

Steve Sanchez, 25 years of service

**D. ORAL COMMUNICATIONS / PUBLIC COMMENTS**

All persons wishing to address the Board on specific agenda items or matters of general interest should do so at this time by completing a "Request to Speak" form available at the door. The completed "Request to Speak" form is to be submitted to the secretary prior to an individual being heard by the Board. Members of the public who wish to discuss consent calendar items should do so at this time. **As determined by the President, speakers may also be heard following the Staff Report on each item and remarks may be limited to three (3) minutes.** Matters of interest addressed by a member of the public and not listed on this agenda cannot have action taken by the Board except as authorized by Government Code Section 54954.2(b).

## E. CONSENT CALENDAR

All matters listed under Consent Calendar are considered by the Board of Directors to be routine and will all be enacted by one motion by the form listed below. There will be no separate discussion of the items prior to the time the Board votes on the motion unless members of the Board, staff or public request specific items to be discussed and/or removed from the Consent Calendar for separate discussion. Staff reports will only be given if items are pulled from the Consent Calendar.

Members of the public who wish to discuss a Consent Calendar Item should do so under Oral Communications/Public Comments.

**Recommended Action:** Motion to approve Consent Calendar Item(s).

### Consent Calendar (Items 1- 14)

#### 1. *Approval of Board Minutes*

- a. Special Board Meeting of April 15, 2009
- b. Special Board Meeting of April 21, 2009
- c. Regular Board Meeting of April 23, 2009
- d. Special Board Meeting of April 24, 2009
- e. Special Board Meeting of April 27, 2009

**Recommended Action:** If no corrections or amendments, minutes will be deemed approved as submitted and be so ordered by the President

2. ***Leave of Absence:*** Permission to leave the State (this grants authority of any Director to be absent from the State and the performance of duties, if necessary, for a period of more than sixty (60) days)

#### 3. *Schedule of Checks and Expenditures*

- a. Expenditures for SCWD for the period of 4/1/09 through 4/30/09

##### General Funds and Restricted Funds

**Recommended Action:** The Administration & Finance Committee recommends that the Board of Directors ratify all payments made for expenditures authorized by the approved South Coast Water District budget for FY 2008/09 as presented in the Schedule of Checks and Expenditures for the period of April 1, 2009 through April 30, 2009.

- b. Expenditures for JRWSS for the period of 4/1/09 through 4/30/09

##### JRWSS Contracts Operations

**Recommended Action:** The Administration & Finance Committee recommends that the Board of Directors ratify all payments made for expenditures authorized by the approved Joint Regional Water Supply System budget for FY 2008/09 as presented in the Schedule of Checks and Expenditures for the period of April 1, 2009 through April 30, 2009.

#### 4. **Sewer Lining – Laguna Sur at Le Conte & Rico Road**

**Recommended Action:** The Engineering & Operations Committee recommends that the Board of Directors authorizes the General Manager to award Contract Change Order No. 1 to GCI Construction, Inc. in an amount not to exceed \$36,500 to excavate and replace the section of sagging line in order to complete the Laguna Sur Sanitary Easement Sewer Slip-Lining Repairs Project.

**5. Groundwater Recovery Facility**

- a. [Monthly Production Report](#) – March 2009

**Recommended Action:** Information item

**6. [Sewer Master Plan – Infrastructure Study](#)****[Water Master Plan – Infrastructure Study](#)**

**Recommended Action:** The Engineering & Operations Committee recommends that the Board of Directors adopt the South Coast Water District Infrastructure Master Plan, dated November 2008.

**7. [3B Reservoir Cast Iron Pipe Replacement](#)**

**Recommended Action:** The Engineering & Operations Committee recommends that the Board of Directors authorizes the General Manager to award construction contracts for:

- a. The [Lining for the 3B Reservoir Water Main Replacement](#) to Insituform Technologies, Inc. in an amount not-to-exceed \$99,013;
- b. The [Lining for the Imperatrice Water Main Replacement](#) to Insituform Technologies, Inc. in an amount not-to-exceed \$139,413.50;
- c. The [Piping Improvements for the 3B Reservoir Water Main Replacement](#) to GCI Construction in an amount not-to-exceed \$41,000;
- d. The [Piping Improvements for the Imperatrice Water Main Replacement](#) to GCI Construction in an amount not-to-exceed \$51,000; as well as
- e. Approve change orders during construction, if necessary, up to the amount of \$23,000 for the 3B Reservoir Water Main Replacement Project and the Imperatrice Water Main Replacement (approximately 10% of the total for each construction project); and
- f. Award a consulting services agreement for the soil inspection and compaction testing to GMU Geotechnical Inc. in an amount not-to-exceed \$12,500

**8. [Water Distribution System Repairs Summary](#)**

- a. [Progress report](#) through the end of April 2009

**Recommended Action:** Information Item

**9. [Sewer Rehabilitation Program Summary](#)**

- a. [Progress report](#) through the end of April 2009

**Recommended Action:** Information Item

**10. [Sewer Cleaning/Maintenance Progress Report](#)**

- a. [Progress report](#) through the end of April 2009

**Recommended Action:** Information Item

**11. [Capital Project Budget Update](#)**

**Recommended Action:** [Information item](#)

**12. Supplemental Financial Information**

**Recommended Action:** [Information Item](#)

**13. South Coast Water District Financial Statements**

**Recommended Action:** [Information Item](#)

**F. NEW BUSINESS****14. Clean Water State Revolving Fund Program**

[Staff Report](#) re: Resolution 7-08/09  
Questions of Staff  
Public Comments  
Director Discussion

**Recommended Action:** That the Board of Directors approve Resolution No. 7-08/09 entitled, "A Resolution of the Board of Directors of South Coast Water District Establishing an Application to the State Water Resources Control Board, Designating Authorized Representatives and Providing for Reimbursement"

**15. Ordinance No. 207 - An Ordinance of the Board of Directors of South Coast Water District Reestablishing Capital Facilities Capacity Charges to Connect to the District's Water and Wastewater Systems; and Reestablishing Water and Reestablishing Water and Sewer Fees to Recover District Costs on Installation of Parts and Facilities to Connect Property or Structures to the District's Systems and Repealing Certain Ordinances and Resolutions Inconsistent Herewith**

**(Public Hearing at 6:00 pm or as soon as possible thereafter)**

[Staff Report](#) re: Review of proposed connection fees applicable to new water and sewer services and proposed fees associated with an increase in meter size for existing connections  
Open Public Hearing  
Public Comments  
Close Public Hearing  
Board Discussion

**Recommended Action:** The Administration & Finance Committee recommends that the Board of Directors approve Ordinance No. 207 entitled, "An Ordinance of the Board of Directors of South Coast Water District Reestablishing Capital Facilities Capacity Charges to Connect to the District's Water and Wastewater Systems; and Reestablishing Water and Reestablishing Water and Sewer Fees to Recover District Costs on Installation of Parts and Facilities to Connect Property or Structures to the District's Systems and Repealing Certain Ordinances and Resolutions Inconsistent Herewith"

**16. Financial Software System Replacement Project**

[Staff Report](#) re: New Financial System  
Questions of Staff  
Public Comments  
Director Discussion

**Recommended Action:** The Administration & Finance Committee recommends that the Board of Directors authorize staff to proceed with both vendors (Oracle and Epicor) with the purpose to select and enter into contract negotiations to secure the new Financial Software system at a cost not-to-exceed \$435,000.00.

**17. Groundwater Recovery Facility Groundwater Modeling**

[Staff Report](#) re: Proposal from Geoscience Support Services, Inc.  
Questions of Staff  
Public Comments  
Director Discussion

**Recommended Action:** That the Board of Directors approve two contracts with Geoscience Support Services, Inc.: one joint contract with MWDOC with the District's share being \$30,000 (total contract amount of \$82,210) and the second contract exclusive to the District in the amount of \$14,000 for a total of \$44,000.

**18. Sea Bright Cove at Dana Point, LLC**

[Staff Report](#) re: Request to Accept a Reduced Payment of \$123,000 against \$172,491.27 District Invoice  
Questions of Staff  
Public Comments  
Director Discussion

**Recommended Action:** Board discretion.

**G. ITEMS TO BE CONSIDERED AT NEXT MEETING**

Board of Directors to identify specific items for consideration at the next regular Board of Director's meeting. The Board President shall assist staff in the preparation of the agenda for the next regular Board meeting. Items shall appear on the agenda if a consensus of the Board is to place an item on the agenda for consideration.

**H. CONSIDERATION OF MEETING REQUESTS THAT ARE OUTSIDE OF DISTRICT ORDINANCE NO. 200**

AB 1234 requires that Board Members who desire to be paid a per diem for attendance at events or meetings that are not identified by District Ordinance must get approval from the Board in advance of the event or meeting to be eligible for the per diem fee.

**I. ORAL COMMENTS /STAFF, CONSULTANTS**

There will be a time limit of three (3) minutes per person. The Directors, General Manager, District Counsel and/or Consultants may present oral reports on miscellaneous matters of general interest to the Directors which are not set forth specifically on the agenda. These reports are for information only and no action is required or permissible by the Directors.

District Counsel Betty Burnett  
Director of Engineering Bob Clark  
Director of Operations Joe McDivitt  
Director of Finance Carolyn Rynda  
Director of Property Development Joe Sovella

**J. ORAL COMMENTS/BOARD GOVERNANCE; DIRECTORS, GENERAL MANAGER**

There will be a time limit of three (3) minutes per person. The Directors, General Manager, District Counsel and/or Consultants may present oral reports on miscellaneous matters of general interest to the Directors which are not set forth specifically on the agenda. These

reports are for information only and no action is required or permissible by the Directors.

- President Richard Dietmeier
- Vice President Robert Moore
- Director Richard Gardner
- Director Ingrid McGuire
- Director Wayne Rayfield
- General Manager Michael Dunbar

**K. AGENCY REPORTS**

The Directors will present oral reports on meetings they attended in the past month with affiliated agencies and organizations

- President Richard Dietmeier
- Vice President Robert Moore
- Director Richard Gardner
- Director Ingrid McGuire
- Director Wayne Rayfield

**L. CLOSED SESSION**

DURING THE COURSE OF CONDUCTING THE BUSINESS SET FORTH ON THIS AGENDA AS A REGULAR MEETING OF THE BOARD OF DIRECTORS, THE PRESIDENT MAY CONVENE THE BOARD IN CLOSED SESSION TO CONSIDER MATTERS OF PENDING OR POTENTIAL LITIGATION, OR PERSONNEL MATTERS, PURSUANT TO GOVERNMENT CODE SECTIONS 54956.9, 54957 OR 54957.6.

REPORTS RELATING TO (A) PURCHASE AND SALE OF REAL PROPERTY; (B) MATTERS OF PENDING OR POTENTIAL LITIGATION; (C) EMPLOYMENT ACTIONS OR NEGOTIATIONS WITH EMPLOYEE REPRESENTATIVES; OR WHICH ARE EXEMPT FROM PUBLIC DISCLOSURE UNDER THE CALIFORNIA PUBLIC RECORDS ACT, MAY BE REVIEWED BY THE BOARD DURING A PERMITTED CLOSED SESSION AND ARE NOT AVAILABLE FOR PUBLIC INSPECTION. AT SUCH TIME AS FINAL ACTIONS ARE TAKEN BY THE BOARD ON ANY OF THESE SUBJECTS, THE MINUTES WILL REFLECT ALL REQUIRED DISCLOSURES OF INFORMATION.

- (1) Convene in Closed Session
- (2) Reconvene Board Meeting in Regular Session
- (3) Consideration of action, if any, on matters considered in closed session
- (4) Report on actions taken in closed session, as required

**M. CLOSED SESSION REPORTS**

None

**N. ADJOURNMENT**

Accommodations for the Disabled. The Board of Directors Meeting Room is wheelchair accessible. If you require any special disability related accommodations, please contact the South Coast Water District Secretary's office at (949) 499-4555 ext. 3150 at least seventy-two (72) hours prior to the scheduled meeting. Requests must specify the nature of the disability and the type of accommodation requested.

Written materials related to Board Agenda. At the time of the posting of the agenda for regular and special Board meetings, the entire agenda packet is available for public review at the District's Administrative Offices at 31592 West Street, Laguna Beach, California. Pursuant to Government Code Section 54957.5 any writing that is distributed to the Board of Directors after the posting of a regular or special meeting agenda shall also be made immediately available to the public at the District's Administrative Offices. Written materials distributed by members of the public at a South Coast Water District Board meeting shall be made available immediately following the meeting.

