

AGENDA
REGULAR MEETING OF THE BOARD OF COMMISSIONERS
VICTOR VALLEY WASTEWATER RECLAMATION AUTHORITY (VWVRA)
15776 Main Street, Room 146, Hesperia, CA 92345
Phone: (760) 948-9849

MEETING DATE: THURSDAY, JUNE 18, 2009

TIME: 7:30 AM

CALL TO ORDER

PUBLIC COMMENTS – CLOSED SESSION AGENDA

CLOSED SESSION (Scheduled to begin at 7:30 AM)

CLOSED SESSION: During the course of conducting the business set forth on this agenda as a regular meeting of the Board, the Chair may convene the Board in closed session to consider matters of pending real estate negotiations, pending or potential litigation, or personnel matters, pursuant to Government Code Sections 54956.8, 54956.9, 54957 or 54957.6, as noted. Reports relating to (a) purchase and sale of real property; (b) matters of pending or potential litigation; or (c) employment actions, 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 the Board takes final action on any of these subjects, the minutes will reflect all required disclosures of information.

CONFERENCE WITH LEGAL COUNSEL-POTENTIAL LITIGATION (Gov. Code Sec. 54956.9(b)):

1. Significant Exposure to Litigation: Three (3) Potential Cases

CONFERENCE WITH LEGAL COUNSEL AND GENERAL MANAGER - DISCUSSION OF EMPLOYMENT - DIRECTOR OF ADMINISTRATIVE SERVICES (Govt. Code Sec. 54957(b)(1)).

2. Personnel Issue: One (1)

CONFERENCE WITH LEGAL COUNSEL-PUBLIC EMPLOYEE EVALUATION (GCS 54957)

3. Position: General Manager

REGULAR SESSION (Scheduled to begin at 9:00 AM)

CALL TO ORDER & PLEDGE OF ALLEGIANCE

PUBLIC COMMENTS – REGULAR SESSION AGENDA

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ANNOUNCEMENTS AND CORRESPONDENCE:

- 4. Possible conflict of interest issues**
- 5. Staff Introduction: Wade Specht, Operations Supervisor**
- 6. Status of Sludge Management Contract Between VVWRA and City of Victorville**
- 7. Correspondence: City of Adelanto Agenda Report dated April 22, 2009**
- 8. Correspondence from the California Association of Sanitation Agencies Regarding Appeal of Trial Court Decision in City of Vacaville NPDES Permit Case – Request for Financial Support**

CONSENT CALENDAR:

- 9. Approve the May 2009 Cash Disbursements (No. 0509)**
- 10. Approve the Minutes of the Regular Meeting held on May 21, 2009**
- 11. Resolution 2009-10: Approve and Adopt FY 2009-2010 Holiday Calendar**

REPORTS OR PRESENTATIONS:

- 12. Reuse of Reclaimed Water at High Desert Power Plant (Fred Strauss, Tenaska)**

PUBLIC HEARINGS ACTION & DISCUSSION ITEMS:

- 13. Adoption of FY 2009-2010 Final Budget-Adoption of Resolution 2009-11:** Conduct a public hearing to consider Adoption of FY 2009-2010 Budget and Adopt a Resolution Adopting the FY 2009-2010 Budget (a) Receive Staff Presentation; (b) Open Public Hearing for Public Comment and Input; (c) Close the Public Hearing; (d) Board Discussion; (e) Adoption of FY 2009-2010 Budget and Adopt a Resolution Adopting the FY 2009-2010 Budget
- 14. First Reading of Ordinance 001D: An Ordinance of the Victor Valley Wastewater Reclamation Authority for the Establishment of Rates and Charges for Operation and Maintenance of the Regional Wastewater System:** Conduct a Public Hearing to Consider Adoption of Ordinance 001D (a) Receive Staff and Consultant Presentation; (b) Open Public Hearing for Public Comment and Input; (c) Close the Public Hearing; (d) Board Discussion; (e) Motion to Read Ordinance by Title Only, Waive Further Reading of the Ordinance and Introduce Ordinance 001D.

- 15. First Reading of Ordinance 002E: An Ordinance of the Victor Valley Wastewater Reclamation Authority Amending Its Rules and Regulations for Connection to the Sewerage System** Conduct a Public Hearing to Consider Adoption of Ordinance 002E (a) Receive Staff and Consultant Presentation; (b) Open Public Hearing for Public Comment and Input; (c) Close the Public Hearing; (d) Board Discussion; (e) Motion to Read Ordinance by Title Only, Waive Further Reading of the Ordinance and Introduce Ordinance 002E.

ACTION & DISCUSSION ITEMS:

- 16. Resolution 2009-11: Adopt FY 2009-2010 Budget**
- 17. First Reading of Ordinance 001D: An Ordinance of the Victor Valley Wastewater Reclamation Authority to Increase Sewer User Charges**
- 18. Schedule Second Reading and Adoption of Ordinance 001D**
- 19. First Reading of Ordinance 002E: An Ordinance of the Victor Valley Wastewater Reclamation Authority Amending Its Rules and Regulations for Connection to the Sewerage System**
- 20. Schedule Second Reading and Adoption of Ordinance 002E**
- 21. Recommendation to Reschedule the August 20 Regular Board Meeting to August 13 due to the 2009 San Bernardino County Water Conference**
- 22. Adoption of Resolution 2009-13: To Revise Source of Revenues Dedicated to Repayment of a State Revolving Fund Loan from the California State Water Resources Control Board**
- 23. Adoption of Resolution 2009-19 To: Declare Intent to Reimburse Capital Expenditures and Preliminary Expenditures Relating to the Construction and Acquisition of Public Facilities from the Proceeds of the Sale of Tax-Exempt Debt for Purposes of Section 1.150-2 of the Treasury Regulations and Retaining Professionals**
- 24. Request to Begin Prequalification Process for Construction of the Phase IIIA Expansion Project**
- 25. Adoption of Resolution 2009-18 to: Amend Flow Billing Percentages and Approve Flow Billing Adjustments to Member Entities**
- 26. Recommendation to Approve Billing and Collection Policy for VVWRA**
- 27. Recommendation to Approve Layoff Policy for VVWRA**

STAFF/PROFESSIONAL SERVICES REPORTS:

- 28. Public Relations Update**
- 29. Financial and Investment Report – April 2009**
- 30. Customer Account Past Due Report – May 2009**
- 31. Operations and Maintenance Report/Performance Efficiencies – May 2009**
- 32. Pretreatment and Interceptor Cleaning and Inspection Reports – May 2009**
- 33. Septage Receiving Facility Reports – May 2009**

AGENDA ITEMS FOR FUTURE MEETINGS:

Quarterly CIP Implementation Update (June/September/December/March)

Second Reading of Ordinance 001D: Establish Rates and Charges for Operation and Maintenance of the Regional Wastewater System (July)

Second Reading of Ordinance 002E: Amend Rules and Regulations for Connection to the Sewerage System (July)

Resolution 2009-8: Adopt April 2009 Flow Projection Study by RBF Consulting (July)

Election of Officers (July)

Review of Ad Hoc Committee Structure (July)

Resolution 2009-12: Adopt a Procurement Policy and Rescind a Purchasing Policy (July)

Resolution 2009-14: Authorize Repayment of Interfund Loan (July)

Resolution 2009-15: Resolution Regarding Policy for Receipt and Distribution of Tickets/ Passes in the Furtherance of the Authority's Reasonably Defined Public Purposes (July)

Resolution 2009-16: Adopt Fixed Asset Policy (Over \$5,000) (July)

Resolution 2009-17: Adopt Fixed Asset Policy (Under \$5,000) (July)

Public Relations Update by Ryan Orr (July)

Resolution to Amend and Adopt 2009 CEQA Guidelines (September)

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Interceptor Connection Requirements and Enforcement and Industrial Pretreatment Program

Upper and Lower Narrows Sonar Investigation of Sewer Interceptor

NEXT BOARD MEETING:

Thursday, July 16, 2009 - Regular Meeting of the Board of Commissioners

COMMISSIONER COMMENTS

ADJOURNMENT

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Agenda Posting: In accordance with the requirements of California Government Code Section 54954.2, this agenda has been posted in the main lobby of the Authority'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.

Items Not Posted: 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 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.

Public Comments: Any member of the public may address the Board of Commissioners on specific agenda items or matters of general interest. As determined by the Chair, speakers may be deferred until the specific item is taken for discussion and remarks may be limited to five minutes. Persons desiring to submit paperwork to the Board of Commissioners shall provide a copy of any paperwork to the Board Secretary for the official record.

Matters of Interest addressed by a member of the public and not listed on this agenda cannot have action taken by the Board of Commissioners except as authorized by Section 54954.2(b). If you wish to speak, please complete a Speaker's Form (located at the table in the lobby outside of the Board Room) and give it to the Board Secretary prior to the start of the meeting.

If any individual wishes to challenge an action of the Commission in court, he or she may be limited to raising those issues that were raised at the public hearing pertaining to the Commission's actions, or in any written correspondence delivered to the Commission on or prior to the public hearing.

Consent Calendar: All matters placed on the Consent Calendar are considered as not requiring discussion or further explanation and unless any particular item is requested to be removed from the Consent Calendar by a Commissioner, staff member or member of the public in attendance, there will be no separate discussion of these items. All items on the Consent Calendar will be enacted by one action approving all motions, and casting a unanimous ballot for resolutions included on the consent calendar. All items removed from the Consent Calendar shall be considered in the regular order of business.

The Chair will determine if any items are to be deleted from the Consent Calendar.

Items Continued: Items may be continued from this meeting without further notice to a Committee or Board meeting held within five (5) days of this meeting per Government Code Section 54954.2(b)(3).

Meeting Adjournment: This meeting may be adjourned to a later time and items of business from this agenda may be considered at the later meeting by Order of Adjournment and Notice in accordance with Government Code Section 54955 (posted within 24 hours).

Accommodations for the Disabled: In compliance with the Americans with Disabilities Act (ADA), the Board of Commissioners Meeting Room is wheelchair accessible. If you require any special disability related accommodations, please contact the Victor Valley Wastewater Reclamation Authority Board Secretary's office at 760-246-2892 at least 72 hours prior to the scheduled meeting. Requests must specify the nature of the disability and the type of accommodation requested.

A complete agenda package can be viewed on the Agency's website at: www.vvwra.com