

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

MEETING DATE: THURSDAY, MAY 19, 2011 **TIME: 7:30 AM (Closed Session)**
9:00 AM (Regular Session)

CALL TO ORDER

PUBLIC COMMENTS – CLOSED SESSION AGENDA

CLOSED SESSION

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: Two (2) Potential Cases

CONFERENCE WITH LEGAL COUNSEL-REAL PROPERTY NEGOTIATOR (Gov. Code Sec. 54956.8):

2. Property: Adelanto Wastewater Treatment Plant

Location: 19101 Jonathan Street, Adelanto, CA 92301

Agency Negotiators: Logan Olds, General Manager; Piero C. Dallarda, Best Best & Krieger

Negotiating Party/Parties: Adelanto Public Utility Authority (APUA)

Under Negotiation: Price and Terms

3. Property: Victorville Industrial Wastewater Treatment Plant

Location: 20080 Helendale Road, Victorville, CA 92394

Agency Negotiators: Logan Olds, General Manager; Piero C. Dallarda, Best Best & Krieger

Negotiating Party/Parties: City of Victorville

Under Negotiation: Price and Terms

4. Property: American Organics Composting Facility (Formerly California BioMass)

Location: 20055 Shay Road, Victorville, CA 92394

Agency Negotiators: Logan Olds, General Manager; Piero C. Dallarda, Best Best & Krieger

Negotiating Party/Parties: American Organics

Under Negotiation: Lease Agreement Terms and Conditions

REGULAR SESSION

CALL TO ORDER & PLEDGE OF ALLEGIANCE

REPORT FROM CLOSED SESSION

PUBLIC COMMENTS – REGULAR SESSION AGENDA

ANNOUNCEMENTS AND CORRESPONDENCE:

- 5. Possible conflict of interest issues**
- 6. VVWRA Awards from the California Water Environment Association (CWEA) and Water Environment Association**

CONSENT CALENDAR:

- 7. Approve the April 2011 Cash Disbursements Register (No. 0411)**
- 8. Approve Minutes of the April 21 Regular Meeting**
- 9. Approve Memorandum of Understanding (MOU) Between VVWRA and Mojave Water Agency Regarding Cooperation on Regional Water Issues**
- 10. Ratify Enactment of Emergency Powers by General Manager for the Hiring of Two Temporary Workers to Assist with Plant Operations**
- 11. Approve Revised Agreement with the City of Adelanto to Modify Agreement Term and Volume of Flow**

REPORTS & PRESENTATIONS:

- 12. Presentation by American Organics**
- 13. Review of Revisions to FY 2010/11 Budget**
- 14. Proposed FY 2011/12 Budget**

ACTION & DISCUSSION ITEMS:

15. **Resolution 2011-15: Designate Agents for Claiming Federal/State Assistance Funds**
16. **Recommendation from Engineering & Operations Advisory Committee to Approve Repair Option for Upper Narrows Emergency**
17. **Resolution 2011-10: Approve and Adopt VVWRA Recruiting and Selection Policy**
18. **Resolution 2011-14: Certify GASB-45 Compliance for Other Post-Employment Benefits**
19. **Resolution 2011-13: Approve Change to Health Care Benefit for Future Employees**
20. **Recommendation to Approve Revisions to 2010/11 Fiscal Year Budget**
21. **Request to Schedule a Public Hearing on June 16, 2011 for Adoption of FY 2011-2012 Budget, First Reading of Ordinance No. 006, and Resolution 2011-16: Approve User Rate Increase from \$2,200 per million gallons to \$2,600 per million gallons effective July 1, 2011 as Authorized by Ordinance 001D on June 29, 2009, and Amend Associated Surcharge Fees, in lieu of the \$2,600 Maximum Contemplated under Ordinance 001D**
22. **Resolution 2011-17: Adopt Policy for the Collection of Funds**
23. **Request from City of Victorville to Issue a Request for Proposals for Legal Services**

STAFF/PROFESSIONAL SERVICES REPORTS:

24. **Financial and Investment Report – April 2011**
25. **Operations and Maintenance Report/Performance Efficiencies – April 2011**
26. **Construction and Energy Efficiency Report – April 2011**
27. **Pretreatment and Interceptor Cleaning and Inspection Reports – April 2011**
28. **Septage Receiving Facility Reports – April 2011**

AGENDA ITEMS FOR FUTURE MEETINGS:

Public Hearing - Resolution 2011-12: Approve and Adopt FY 2011/12 Budget (June)

Recommendation to Approve Administration/Laboratory Building Project (June)

Recommendation to Approve Change Order to Construct Thiogard Containment Structure (June)

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Revisions to Joint Powers Agreement and Service Agreement (June)

Temporary Wastewater Treatment Agreement with City of Victorville (June)

Temporary Sludge Treatment Agreement with City of Victorville (June)

Recommendation to Amend VVWRA Reserve Policy (July/August)

Interfund Loan (August)

Resolution to Amend and Adopt 2011 Local CEQA Guidelines (September)

Interceptor Connection Requirements and Enforcement

Revisions to Industrial Pretreatment Program

NEXT BOARD MEETING:

Thursday, June 16, 2011 - 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.