

**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, OCTOBER 22, 2009** **TIME: 7:30 AM**

**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-EXISTING LITIGATION rubric (Gov. Code Sec. 54956.9(a))***

1. ***Flint v. Victor Valley Wastewater Reclamation Authority, San Bernardino County Superior Court Case No. CIVVS 802965***

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

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

***CONFERENCE WITH LEGAL COUNSEL-PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE (Govt. Code Sec. 54957.6)***

3. **Personnel Issues: Two (2)**

***CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Gov. Code Sec. 54956.8)***

4. **Property: Assignment of Lease from California BioMass to Athens Services**  
**Agency Negotiators: Logan Olds, General Manager; Piero C. Dallarda, Best Best & Krieger**  
**Negotiating Party: Eric Herbert, Athens Services**  
**Under Negotiation: Proposed Lease Terms and Conditions**

**REPORT FROM CLOSED SESSION**

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**REGULAR SESSION (Scheduled to begin at 9 AM)**

**CALL TO ORDER & PLEDGE OF ALLEGIANCE**

**PUBLIC COMMENTS – REGULAR SESSION AGENDA**

**ANNOUNCEMENTS AND CORRESPONDENCE:**

- 5. Possible conflict of interest issues**

**CONSENT CALENDAR:**

- 6. Approve the August and September 2009 Cash Disbursements Register (No. 0809, 0909)**
- 7. Approve the Minutes of the Regular Meetings held on August 26 and September 10, 2009 (Continued to October 7, 2009)**

**REPORTS & PRESENTATIONS:**

- 8. VVWRA Capital Improvement Program**

**ACTION & DISCUSSION ITEMS:**

- 9. Resolution 2009-25: A Resolution of the Victor Valley Wastewater Reclamation Authority to Adopt an Amended and Restated Joint Powers Agreement**
- 10. Resolution 2009-26: A Resolution of the Victor Valley Wastewater Reclamation Authority to Approve a Sludge Management Agreement between VVWRA and City of Victorville**
- 11. Recommendation to Revise FY 2009-10 Budget**
- 12. Correction of Award Bid No. 04-2009 Interceptor Cleaning and Inspection**
- 13. Recommendation to Approve Environmental Proposal for Nanticoke Sewer Project**
- 14. Assignment of Lease from California Bio-Mass to Athens Services**
- 15. Request from City of Adelanto to Extend Temporary Wastewater Treatment Agreement**
- 16. Resolution 2009-27: Amend Resolution 2008-20: Resolution to Approve and Authorize Execution of a Contract with the State Water Resources Control Board**

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**17. Recommendation to Restructure VVWRA Job Classifications**

**STAFF/PROFESSIONAL SERVICES REPORTS:**

**18. Public Relations Update**

**19. Financial and Investment Report – July/August 2009**

**20. Customer Account Past Due Report – August/September 2009**

**21. Operations and Maintenance Report/Performance Efficiencies – September 2009**

**22. Pretreatment and Interceptor Cleaning and Inspection Reports – August/September 2009**

**23. Septage Receiving Facility Reports – August/September 2009**

**AGENDA ITEMS FOR FUTURE MEETINGS:**

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

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

**Resolution 2009-14: Authorize Repayment of Interfund Loan and Adopt Repayment Policy (November)**

**Recommendation to Approve a Survey of Salaries and Benefits and Implement the Consultant's Recommendations during FY 2009-2010 (November)**

**Interceptor Connection Requirements and Enforcement and Industrial Pretreatment Program**

**Upper and Lower Narrows Sonar Investigation of Sewer Interceptor**

**NEXT BOARD MEETING:**

**Thursday, November 19 - Regular Meeting of the Board of Commissioners**

**COMMISSIONER COMMENTS**

**ADJOURNMENT**

**A complete agenda package can be viewed on the Agency's website at: [www.vvwra.com](http://www.vvwra.com)**

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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.