

LAGUNA BEACH COUNTY WATER DISTRICT

COMMISSIONERS:

BRUCE R. SCHERER, Chair
SUSAN M. TRAGER, Vice Chair
MARVIN C. JOHNSON
MARK B. LEWIS
DEBORAH K. NEEV

GENERAL MANAGER:

RENAE M. HINCHEY

MANAGEMENT:

CHRISTOPHER J. REGAN, Assistant General Manager
RICHARD B. MATHIS, Manager of Operations
ROBERT L. WESTPHAL, Manager of Finance



INCORPORATED 1925

LEGAL COUNSEL:

PAULA E. MEYER, ESQ.

AGENDA

Regular Meeting of the Commission

4:30 P.M., Tuesday, September 8, 2009

At the discretion of the Commission, all items appearing on the agenda, whether or not expressly listed for action, may be deliberated and may be subject to action by the Commission.

CALL TO ORDER

ROLL CALL

1. PUBLIC COMMENTS

Speakers should step up to the table and address the Commission. Please state your name and address, speaking clearly. Please limit your comments to three minutes.

2. CONSENT CALENDAR

All matters under the Consent Calendar will be approved by one motion unless a separate action is requested by a Commission member, staff or a member of the public, at which time it will be moved to the first item in the Matters for Consideration.

- 2.1 Approval of Warrants
- 2.2 Approval of Financial Report – July 2009
- 2.3 Approval of Statistical Report – July 2009
- 2.4 Approval of Investment Report – July 2009
- 2.5 Approval of Analysis of Capital Projects as of June 30, 2009
- 2.6 Approval of the Minutes of the Regular Commission Meeting on August 11, 2009
- 2.7 Approval of Invoice of Legal Services from Paula E. Meyer, Esq.

3. ITEMS TO BE ADDED TO THE AGENDA

(If any) In accordance with Section 54954.2 of the Government Code, an item may be added to the agenda upon determination by a two-thirds vote of the members of the Commission present at the meeting, or, if less than two-thirds of the members are present, a unanimous vote of those members present, that there is a need to take immediate action, and that the need for action came to the attention of the Laguna Beach County Water District subsequent to the agenda being posted.

4. MATTERS FOR CONSIDERATION

The following matters for consideration call for discussion and action by the Commission.

- 4.1 Consider Attendance at ACWA Regions 8, 9, and 10 Fall Event, October 8-9, 2009, Lake Elsinore, CA

September 8, 2009
Commission Meeting

- 4.2 Consider Change Order No. 1 for the Pipeline Improvements in Allview Terrace
- 4.3 Consider Attendance at ACWA Fall Conference, December 1-4, 2009, San Diego
- 4.4 Consider Approval of Contract with Continental Utility Solutions, Inc. for Billing and Accounts Receivable Software
- 4.5 Consider Change Orders No. 1 through No. 8 for Rimrock Canyon Pipeline Replacement Project
- 4.6 Consider Attendance at the AWWA Annual Fall Conference, October 5-8, 2009, Las Vegas, NV
- 4.7 Consider Submittal of Notice of Exemption for El Morro Reservoir #1 Cover and Liner Replacement

5. REPORTS

The following agenda items are reports. They are placed on the agenda to provide information to the Commission and the public. There is no action called for in these items.

- 5.1 Manager of Finance's Report
- 5.2 Manager of Operation's Report
 - a. Operations Report for July 2009
- 5.3 Assistant General Manager's Report
- 5.4 General Manager's Report
 - a. Report on Dana Point Desalination Project Participation Meeting
 - b. Report on the Urban Water Institute's Annual Conference
 - c. Report on Metropolitan Critical Issues
- 5.5 Commissioners' Report
- 5.6 General Counsel's Report

6. DISCUSSION OF PENDING MATTERS

The following agenda items are placed on the agenda for discussion only. There is no action called for in these items.

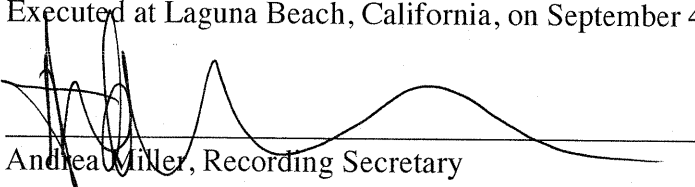
7. **CLOSED SESSION**

- 7.1 CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Closed session authorized by Govt. Code § 54956.8)
Property: Verizon Property, Laguna Canyon Road, Laguna Beach, CA
Agency Negotiator: Renae M. Hinchey, General Manager, Rich Mathis, Manager of Operations, Paula E. Meyer, General Counsel
Negotiating parties: Laguna Beach County Water District and Verizon
Under negotiation: Instructions to negotiator regarding purchase, price, terms of payment
- 7.2 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Pursuant to Government Code Section 54956.9
Claimant: George Riviere, 625 Temple Hill, Laguna Beach
Agency Claimed Against: Laguna Beach County Water District

ADJOURNMENT

Certification of Posting

I certify that on September 4, 2009 I posted a copy of the foregoing agenda near the regular meeting place of the Commission of Laguna Beach County Water District, said time being at least 72 hours in advance of the meeting of the Commission (Government Code Section 54954.2). Executed at Laguna Beach, California, on September 4, 2009.


Andrea Miller, Recording Secretary

Availability of Agenda Materials: Agenda exhibits and other writings that are disclosable public records distributed to majority of the members of the Laguna Beach County Water District Commission in connection with a matter subject to discussion or consideration at an open meeting of the Commission are available for public inspection in the District's office, 306 Third Street, Laguna Beach, California (District Office). If such writings are distributed to members of the Commission 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 Commission Members, except that if such writings are distributed one hour prior to, or during, the meeting, they will be available at the entrance of the Board Room at the District Office.

Accommodations for the Disabled: Any person may make a request for a disability-related modification or accommodation needed for the person to be able to participate in the public meeting by telephoning Michelle Boyd, Human Resources Manager, at (949) 494-1041, or writing to Laguna Beach County Water District at P.O. Box 987, Laguna Beach, CA 92652. Requests must specify the nature of the disability and the type of the accommodation requested. A telephone number or other contact information should be included so that District staff may discuss appropriate arrangements. Persons requesting a disability-related accommodation should make the request with adequate time before the meeting for the District to provide the requested accommodation.