

**BOARD OF DIRECTORS**  
**MESA CONSOLIDATED WATER DISTRICT**  
**1965 Placentia Avenue, Costa Mesa, CA 92627**  
**Tuesday, January 12, 2010**  
**7:00 p.m. Regular Board Meeting**

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**AGENDA**

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**PUBLIC COMMENTS**

**Non-Agendized Matters:** Members of the public are invited to address the Board on matters, which are not on the Agenda. Each speaker is limited to three (3) minutes. The Board will set aside thirty (30) minutes for public comments.

**Agendized Matters:** Members of the public may comment on Agenda items before action is taken, or after the Board has discussed the item. Each speaker is limited to five (5) minutes.

**ITEMS TO BE ADDED, WITHDRAWN, OR REORDERED ON THE AGENDA**

At the discretion of the Board, all items appearing on this agenda, whether or not expressly listed as an Action Item, may be deliberated and may be subject to action by the Board.

**I. CONSENT CALENDAR ITEMS:**

All matters under the Consent Calendar will be approved by one motion unless a Board member, staff, or a member of the public requests a separate action.

- A. Approve minutes of regular Board meeting of November 24, 2009.
- B. Approve minutes of regular Board meeting of December 8, 2009.
- C. Approve minutes of special Board meeting of December 14, 2009.
- D. Approve minutes of regular Board meeting of December 22, 2009.
- E. Approve the 2010 attendance at Conferences, Seminars, Meetings, and Events including air travel at the full fare Business Class.
- F. Board Schedule:
  - 1. Tentative Meeting Topics
  - 2. Conference, Seminars, and Meetings
  - 3. Board Calendar
- G. Approve the annual membership dues to the California Special Districts Association in the amount of \$4,088.
- H. Authorize an appropriation of \$1,000 from Working Capital Cash for payment to Bond Logistix LLC for the Arbitrage Rebate Payment Refund Request for the 1998 Refunding Certificates of Participation.
- I. Approve an appropriation of \$5,268 from Working Capital Cash for payment of the final invoice to Fieldman | Rolapp & Associates for their work on the Designated Funds Policy Update and Rating Scenario Project.
- J. Receive the FY10 First Quarter Financial Report.
- K. Approve award of contract to KDC Inc. dba Dynalectric for SCADA System Upgrade in the amount of \$1,074,197 and an appropriation of \$625,000 from Working Capital Cash; and authorize the General Manager to execute the contract.
- L. Approve request from Bowie, Arneson, Wiles & Giannone for adjustment of the maximum legal services billing rate for attorney attendance at Board meetings.

*Mission: Dedicated to satisfying our community's water needs*

- M. Confirm the Board's direction at the December 8, 2009 Board meeting for the General Manager to continue as the Chairman of the ACWA Desalination Subcommittee for a two-year term.
- N. Receive and file the resolution of the State of California Ex Re. Nora Armenta v. James Jones Company, etc., et al. and City of Banning et al. v. James Jones Company, etc. et al.
- O. Approve Donning Company as the publisher of Mesa's 50th Anniversary historical book and an appropriation of \$30,000 from Working Capital Cash.
- P. Ratify the 2010 Board Committee & Other Agency Liaison Assignments.

**II. PRESENTATION AND DISCUSSION ITEMS:**

No Items.

**III. ACTION ITEMS:**

A. SUPPORT FOR THE MUNICIPAL WATER DISTRICT OF ORANGE COUNTY:

**Recommendation: Approve Resolution No. 1385 in support of the Municipal Water District of Orange County and in opposition of efforts to divide Orange County into north and south wholesale water agencies.**

B. SPECIFY CLASSIFICATIONS IN REPRESENTED AND NON-REPRESENTED EMPLOYEE UNITS:

**Recommendation: Approve Resolution No. 1386 updating the composition of Mesa's Represented and Non-Represented Employee Units, and superseding Resolution No. 1368.**

C. CLOSED SESSION:

1. CONFERENCE WITH REAL PROPERTY NEGOTIATORS – PURSUANT TO GOVERNMENT CODE SECTION 54956.8:  
Property: Capital Project # CM-394 (OC-44 feeder)  
District Negotiator: General Manager  
Negotiating Parties: Poseidon Resources  
Under Negotiation: Possible use of Mesa Consolidated Water District property by outside company for purposes of delivering desalinated potable water to other agencies.
2. CONFERENCE WITH REAL PROPERTY NEGOTIATORS – PURSUANT TO GOVERNMENT CODE SECTION 54956.8:  
Property: 88 Fair Drive, Costa Mesa, CA  
District Negotiator: General Manager  
Negotiating Parties: State of California  
Under Negotiation: Terms of State request for proposals and value of property

RETURN TO OPEN SESSION.

**IV. REPORTS AND INFORMATION ITEMS:**

**A. REPORT OF THE GENERAL MANAGER:**

1. November Key Indicators Report
2. Items of general interest:
  - ◆ Other

**B. STANDING COMMITTEE REPORTS:**

1. Director Fisler:
  - a. Engineering and Operations Committee Meeting, 12/10
2. Director Ohlig-Hall:
  - a. 50<sup>th</sup> Anniversary Ad Hoc Committee Meeting, 12/14
  - b. Finance Committee Meeting, 12/17
3. Director Bockmiller:
  - a. Public Information Committee Meeting, 12/15
4. President Dewane:
  - a. Executive Committee Meeting, 1/7

**C. DIRECTORS' REPORTS AND COMMENTS:**

1. Director Atkinson:
  - a. CRWUA Annual Conference, 12/9 – 12/11
  - b. OCWD Meeting, 1/6
  - c. WACO Meeting, 1/8
  - d. Other
2. Director Ohlig-Hall:
  - a. MWDOC Meeting, 12/16
  - b. Jt. MWDOC Meeting, 1/6
  - c. Other - Rate Increase Public Hearing
3. Director Fisler:
  - a. WACO Meeting, 12/11
  - b. Other
4. Director Bockmiller:
  - a. OCWD Meeting, 12/16
  - b. Other
5. President Dewane:
  - a. Other

**V. INFORMATION ITEMS:**

**A. ITEMS OF GENERAL INTEREST:**

1. Fleet Efficiency Services, 01/12/10
2. Letters to Governor and Legislative Representatives, letter dated 12/14/09
3. Fieldman | Rolapp & Associates newsletter, December 2009
4. Letter from Senator Barbara Boxer, letter dated 11/18/09
5. Groundwater Producers Meeting Minutes, 12/09/09
6. Letter from Congressman Dana Rohrabacher, letter dated 12/11/09
7. Letter from ACWA/JPIA, letter dated 12/07/09
8. Thank you letters for bottled water donations from the following originations:
  - ◆ First Step House of Orange County, letter dated 12/22/09
  - ◆ St. Joachim Catholic Church, letter received 1/04/10

*In compliance with California law and the Americans with Disabilities Act, if you need disability-related modifications or accommodations, including auxiliary aids or services in order to participate in the meeting, or if you need the agenda provided in an alternative format, please contact the District Secretary at (949) 631-1206. Notification 48 hours prior to the meeting will enable Mesa to make reasonable arrangements to accommodate your requests.*

*Agenda materials that are public records, which have been distributed to a majority of the Mesa Board of Directors (Board), will be available for public inspection at the District Boardroom, 1965 Placentia Avenue, Costa Mesa, CA and on Mesa's website at [www.mesawater.org](http://www.mesawater.org). If materials are distributed to the Board less than 72 hours prior or during the meeting, the materials will be available at the time of the meeting.*

**ADJOURN TO AN ADJOURNED REGULAR BOARD MEETING TO BE HELD ON WEDNESDAY, JANUARY 20, 2010 AT 7:00 P.M. FOR THE PURPOSES OF WATER ISSUES STUDY GROUP.**

**THE NEXT REGULAR BOARD MEETING WILL BE HELD ON TUESDAY, JANUARY 26, 2010 AT 7:00 P.M.**