

**BOARD OF DIRECTORS  
MESA CONSOLIDATED WATER DISTRICT  
1965 Placentia Avenue, Costa Mesa, CA 92627  
Tuesday, November 24, 2009  
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**ITEMS TO BE ADDED, WITHDRAWN, OR REORDERED ON THE AGENDA**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 adjourned regular Board meeting of October 30, 2009.
- B. Approve attendance considerations (additions, changes, deletions).
- C. Board Schedule:
  1. Tentative Meeting Topics
  2. Conference, Seminars, and Meetings
  3. Board Calendar
- D. Receive the October 2009 Investment Transaction Report.
- E. Approve the annual membership dues to the Association of California Water Agencies in the amount of \$16,558.92.
- F. Approve Change Order No. 1 with J.A. Salazar Construction & Supply Corp. (J. A. Salazar) for an amount not to exceed \$60,000.00 to replace seven valves and authorize the General Manager to execute the Change Order.
- G. Approve a professional services contract with Tetra Tech for an amount not to exceed \$75,000 to provide an independent review of the engineering design during design development for the technology replacement and expansion of the Colored Water Treatment Facility (CWTF).
- H. Approve Change Order No. 3 with General Pump Company increasing the contract amount \$21,000 to install an electric motor on the pump at Well No. 4 and Change Order No. 2 with Carollo Engineers increasing the contract amount by \$16,745 to perform color removal testing at Well No. 4.
- I. Approve a purchase order with General Pump Company for an amount not to exceed \$35,000 to remove the existing pump and install a small submersible pump at Well No. 11 to provide water for pilot testing of the membrane treatment system at the Colored Water Treatment Facility.

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

- J. Approve maintaining current practice of allowing the Board of Directors flexibility of selecting the Board Officers.

**II. PRESENTATION AND DISCUSSION ITEMS:**

- A. ANNUAL OUTSIDE AUDITORS REPORT FOR THE YEAR ENDED JUNE 30, 2009:

**Recommendation: Receive report.**

- B. IMPLEMENTATION OF MONTHLY BILLING:

**Recommendation: Discuss and provide direction to staff.**

**III. ACTION ITEMS:**

- A. NATIONAL WATER RESOURCES ASSOCIATION CALIFORNIA CAUCUS BALLOT:

**Recommendation: Select candidates on the ballot to serve as representatives and alternates on the National Water Resources Association California Caucus and authorize the Board President to sign the ballot.**

- B. ELECTION OF ASSOCIATION OF CALIFORNIA WATER AGENCIES PRESIDENT AND VICE PRESIDENT FOR THE 2010-2011 TERM:

**Recommendation: Authorize President Shawn Dewane to be Mesa's voting delegate for the election of the Association of California Water Agencies (ACWA) President and Vice President and authorize staff to notify ACWA.**

- C. CONFLICT OF INTEREST CODE UPDATE:

**Recommendation: Adopt Resolution No. 1382 updating Mesa Consolidated Water District's Conflict of Interest Code and superceding Resolution No. 1334.**

- D. FIRST AMENDMENT TO MEMORANDUM OF UNDERSTANDING REGARDING POTENTIAL WATER PURCHASE AGREEMENT WITH POSEIDON RESOURCES:

**Recommendation: Approve the First Amendment to Memorandum of Understanding regarding potential water purchase agreement with Poseidon Resources and authorize the General Manager to execute the Amendment.**

- E. CONFIDENTIALITY AGREEMENT REGARDING POTENTIAL WATER PURCHASE AGREEMENT WITH POSEIDON RESOURCES:

**Recommendation: Approve the Confidentiality Agreement regarding potential water purchase agreement with Poseidon Resources and authorize the General Manager to execute the Agreement.**

F. 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.

RETURN TO OPEN SESSION.

IV. REPORTS AND INFORMATION ITEMS:

A. REPORT OF THE GENERAL MANAGER:

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

B. STANDING COMMITTEE REPORTS:

1. Director Atkinson:
  - a. Engineering and Operations Committee Meeting, 11/12
2. Director Ohlig-Hall:
  - a. 50<sup>th</sup> Anniversary Ad Hoc Committee Meeting, 11/12
  - b. Finance Committee Meeting, 11/19
3. President Dewane:
  - a. Special Executive Committee Meeting, 11/20

C. DIRECTORS' REPORTS AND COMMENTS:

1. Director Atkinson:
  - a. Grant Funding Meetings, 11/17 – 11/19, 2009
  - b. Other
2. Director Ohlig-Hall:
  - a. MWDOC Public Affairs and Legislative Committee Meeting, 11/16
  - b. Neil Callahan Workshop, 11/17
  - c. MWDOC Meeting, 11/18
  - d. Other
3. Director Fisler:
  - a. Neil Callahan Workshop, 11/17
  - b. Behind the Scenes Briefing and Tour, 11/19
  - c. Other

4. Director Bockmiller:
  - a. OCWD Meeting, 11/18
  - b. Neil Callahan Workshop, 11/17
  - c. Other
5. President Dewane:
  - a. Grant Funding Meetings, 11/17 – 11/19, 2009
  - b. Other

**V. INFORMATION ITEMS:**

**A. ITEMS OF GENERAL INTEREST:**

1. City of Costa Mesa Landscape Ordinance
2. Chino Basin Watermaster Water Auction
3. Review of Basic Charge Components
4. Thank you letters for bottled water donations from the following organizations:
  - ◆ Early College High School PTSA, letter dated 11/05/09

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*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.*

**THE NEXT REGULAR BOARD MEETING WILL BE HELD ON TUESDAY, DECEMBER 8, 2009  
AT 7:00 P.M.**