

**INLAND VALLEY DEVELOPMENT AGENCY**  
**ACTION MEETING MINUTES**  
**October 14, 2009**

A Regular Meeting of the Inland Valley Development Agency Board was called to order by Co-Chair Josie Gonzales at approximately 3:30 p.m. on Wednesday, October 14, 2009, in the Council Chambers, Loma Linda City Hall, 25541 Barton Road, Loma Linda, California.

**BOARD MEMBERS PRESENT:**

City of Colton	Vice-Chair/Mayor Kelly J. Chastain Councilmember Vincent Yzaguirre
City of Loma Linda	Councilmember Floyd Petersen Councilmember Ovidiu Popescu
County of San Bernardino	Co-Chair/Supervisor Josie Gonzales Supervisor Neil Derry (3:34 p.m.)
City of San Bernardino	Co-Chair/Mayor Patrick J. Morris Councilmember Esther Estrada Councilmember Rikke Van Johnson

**OTHERS PRESENT:** Donald L. Rogers, Interim Executive Director  
Michael Burrows, Assistant Director  
Bill Ingraham, Aviation Director  
Timothy J. Sabo, Lewis Brisbois Bisgaard & Smith, LLP  
Alex Estrada, Director of Redevelopment and Transportation  
Martin Romeo, Chief Financial Officer  
Kelly Berry, Director of Information Services | Clerk of the Board  
Amelia Alanis, Assistant Clerk of the Board

**A. CALL TO ORDER**

**B. ROLL CALL**

Roll call was duly noted and recorded.

**C. ITEMS TO BE ADDED OR DELETED**

There were no items to be added or deleted.

**D. CONFLICT OF INTEREST DISCLOSURE/INFORMATIONAL ITEMS**

**Item #1 - Conflict of Interest Disclosure**

A supplemental staff report regarding Agenda Item No. 1 was provided to the Board members, staff and members of the public.

Co-Chair Josie Gonzales stated Board members should note the item(s) listed which might require member abstentions. Supervisor Josie Gonzales declared a conflict on Agenda Item Nos. 6, 9 and 10. The record will reflect Mayor Patrick J. Morris declared a conflict on Agenda Item No. 10. The record will reflect Supervisor Neil Derry declared a conflict on Agenda Item No. 9.

**Item #2 – Informational Items**

Mr. Bill Ingraham, Aviation Director announced a groundbreaking ceremony for the new customs facility will be held in the near future. A more formal notice will be sent out with the time and place.

**E. BOARD CONSENT ITEMS**

**Item #3 – Receive Register of Demands**

**Item #4 – Receive and File Cash Report for August 31, 2009, for the Inland Valley Development Agency (IVDA)**

**Item #5 – Approve Board Meeting Schedule for November and December 2009**

**ACTION:** Approve the Consent Calendar.

<b>Motion</b>	<b>Second</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>
Popescu	Yzaguirre	Chastain	Estrada	Gonzales
<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	<b>Absent</b>	
Johnson	Morris	Petersen	Derry	

**Motion carried.**

**F. BOARD DISCUSSION ITEMS**

Co-Chair Josie Gonzales declared a conflict and left the meeting during the discussion of and voting on Agenda Item No. 6. Co-Chair Patrick J. Morris chaired the meeting at this point.

**Item #6 - Approve Award of Contract to Cordoba Corporation in an Amount Not to Exceed \$139,569 for the Performance of Preliminary Engineering and Preparation of Plans & Specifications and Construction Management Services for the Building 747 Parking Lot, U.S. Department of Commerce Economic Development Administration (EDA) Grant No. 07-49-06137, Subject to EDA Approval**

Supervisor Neil Derry arrived at the meeting at 3:34 p.m., during the discussion of Agenda Item No. 6.

**ACTION:** Approve Award of Contract to Cordoba Corporation in an amount not to exceed \$139,569 for the Performance of Preliminary Engineering and Preparation of Plans & Specifications and Construction Management Services for the Building 747 Parking Lot, U.S. Department of Commerce Economic Development Administration (EDA) Grant No. 07-49-06137, subject to EDA approval; authorize a contingency budget of \$14,000; and authorize the Interim Executive Director or his Designee to execute all necessary documents.

<b>Motion</b>	<b>Second</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>
Petersen	Estrada	Chastain	Derry	Johnson
<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	<b>Absent</b>	
Morris	Popescu	Yzaguirre	Gonzales	

**Motion carried.**

Co-Chair Josie Gonzales returned and chaired the meeting at this point.

**Item #7 - Authorize Execution of a Financial Assistance Award with the U. S. Department of Commerce Economic Development Administration (EDA) for Grant No. 07-49-06453 in the Amount of \$512,177; Authorize Staff to Execute a Joint Agreement with the San Bernardino International Airport Authority (SBIAA) to Administer the Grant as a Co-Applicant; and Authorize Staff to Issue a Request for Qualifications (RFQ) for Construction Management Services for the Airport Pavement Rehabilitation and Reconstruction Project, Subject to EDA Approval**

Councilmember Vincent Yzaguirre acknowledged Congressman Jerry Lewis and his support of our local economy. Mayor Kelly J. Chastain suggested the Board consider expressing its appreciation for the investment of federal dollars into our local economy, perhaps in the form of a letter to Congressman Jerry Lewis.

**ACTION:** Authorize Execution of a Financial Assistance Award with the U. S. Department of Commerce Economic Development Administration (EDA) for Grant No. 07-49-06453 in the amount of \$512,177; authorize Staff to execute a Joint Agreement with the San Bernardino International Airport Authority (SBIAA) to administer the grant as a co-applicant; and authorize Staff to Issue a Request for Qualifications (RFQ) for Construction Management Services for the Airport Pavement Rehabilitation and Reconstruction Project, subject to EDA Approval.

<b>Motion</b>	<b>Second</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>
Petersen	Derry	Chastain	Estrada	Gonzales
<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	
Johnson	Morris	Popescu	Yzaguirre	

**Motion carried unanimously.**

**Item #8 - Authorize Execution of a Financial Assistance Award with the U. S. Department of Commerce Economic Development Administration (EDA) for Grant No. 07-49-06454 in the Amount of \$4,560,000; and Authorize Staff to Execute a Joint Agreement with the San Bernardino International Airport Authority (SBIAA) to Administer the Grant as a Co-Applicant**

**ACTION:** Authorize Execution of a Financial Assistance Award with the U. S. Department of Commerce Economic Development Administration (EDA) for Grant No. 07-49-06454 in the Amount of \$4,560,000; and Authorize Staff to Execute a Joint Agreement with the San Bernardino International Airport Authority (SBIAA) to Administer the Grant as a Co-Applicant.

<b>Motion</b>	<b>Second</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>
Petersen	Derry	Chastain	Estrada	Gonzales
<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	
Johnson	Morris	Popescu	Yzaguirre	

**Motion carried unanimously.**

Co-Chair Josie Gonzales declared a conflict and left the meeting during the discussion of and voting on Agenda Item Nos. 9 and 10. Supervisor Neil Derry declared a conflict and left the meeting during the discussion of and voting on Agenda Item No. 9. Co-Chair Patrick J. Morris chaired the meeting at this point.

**Item #9 - Authorize the Transfer of Certain CMB Export, LLC Loan Proceeds to the San Bernardino International Airport Authority (SBIAA) for the Construction of the Landfill Project in an Amount Not to Exceed \$3,000,000**

**ACTION:** Authorize the transfer of certain CMB Export, LLC Investment Group A loan proceeds to the San Bernardino International Airport Authority (SBIAA) for the construction of the landfill project in an amount not to exceed \$3,000,000.

<b>Motion</b>	<b>Second</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>
Petersen	Estrada	Chastain	Johnson	Morris
<b>Aye</b>	<b>Aye</b>	<b>Absent</b>	<b>Absent</b>	
Popescu	Yzaguirre	Derry	Gonzales	

**Motion carried.**

Supervisor Neil Derry returned to the meeting at this point.

Co-Chair Patrick J. Morris declared a conflict and left the meeting during the discussion of and voting on Agenda Item No. 10. Vice-Chair Kelly J. Chastain chaired the meeting at this point.

**Item #10 - Adopt Resolution No. 2009-15 of the Inland Valley Development Agency (IVDA) (1) Making Certain Findings and Determinations and Consenting to Payments for Public Improvements by the IVDA Pursuant to Health & Safety Code Section 33445 Related to Certain Airport Capital Improvements; and, (2) Authorizing Expenditures in an Amount Not to Exceed \$3,800,000 for the Airport Terminal Renovation Project and Related Airport Infrastructure**

**ACTION:** Adopt Resolution No. 2009-15 of the Inland Valley Development Agency (IVDA) (1) Making Certain Findings and Determinations and Consenting to Payments for Public Improvements by the IVDA Pursuant to Health and Safety Code Section 33445 Related to Certain Airport Capital Improvements; and (2) Authorizing Expenditures in an Amount Not to Exceed \$3,800,000 for the San Bernardino Airport Terminal Renovation Project and Related Airport Infrastructure, tarmac paving portion.

<b>Motion</b>	<b>Second</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>
Petersen	Johnson	Chastain	Derry	Estrada
<b>Aye</b>	<b>Aye</b>	<b>Absent</b>	<b>Absent</b>	
Popescu	Yzaguirre	Gonzales	Morris	

**Motion carried.**

Co-Chairs Josie Gonzales and Patrick J. Morris returned to the meeting at this point. Co-Chair Josie Gonzales resumed chairing the meeting.

**Item #11 - Approve the Form of an Agreement by and between the Inland Valley Development Agency (IVDA) and the San Bernardino Municipal Water Department (SBMWD) for the Design and Construction of Certain Waterline Improvements as a Part of the Mt. View Avenue Bridge and Roadway Improvements Project**

**ACTION:** Approve the Form of the Agreement by and between the Inland Valley Development Agency (IVDA) and the San Bernardino Municipal Water Department (SBMWD) for the Design and Construction of Certain Waterline Improvements as a part of the Mt. View Avenue Bridge and Roadway Improvements Project, and authorize the Interim Executive Director or his designee to execute all necessary documents.

<b>Motion</b>	<b>Second</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>
Petersen	Yzaguirre	Chastain	Derry	Estrada
<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	
Gonzales	Johnson	Morris	Popescu	

**Motion carried unanimously.**

**Item #12 - Adopt Resolution No. 2009-16 of the Inland Valley Development Agency (IVDA) Authorizing Amendments to those Certain Notes and Loan Agreements to Add Tax Exempt Provisions, Approving the Form of Legal Documents Related Thereto and Authorizing and Directing Preparation, Execution and Delivery of the Final Forms Thereof**

**ACTION:** Adopt Resolution No. 2009-16 of the Inland Valley Development Agency (IVDA) authorizing amendments to those certain Notes and Loan Agreements to add tax exempt provisions, approving the form of legal documents related thereto and authorizing and directing preparation, execution and delivery of the final forms thereof.

<b>Motion</b>	<b>Second</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>
Chastain	Petersen	Derry	Estrada	Gonzales
<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	<b>Aye</b>	
Johnson	Morris	Popescu	Yzaguirre	

**Motion carried unanimously.**

**G. ADDED AND DEFERRED ITEMS**

There were no added or deferred items.

**H. PUBLIC COMMENT**

There were no public comments.

**I. CLOSED SESSION**

There was no closed session.

**J. ADJOURN MEETING**

There being no further business before the Board at this session, Co-Chair Josie Gonzales declared the meeting adjourned at 3:51 p.m.

**Minutes approved at a Regular Meeting on October 28, 2009.**

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**Kelly Berry**  
**Clerk of the Board**