

EASTERN MUNICIPAL WATER DISTRICT

BOARD OF DIRECTORS

(REGULAR MEETINGS HELD THE FIRST AND THIRD WEDNESDAY OF EACH MONTH)

AGENDA

Regular Meeting, September 18, 2002

1:00 p.m.

Introductions

Public Comment

Any Subject Within the Jurisdiction of EMWD. However, no action can be taken on any item discussed unless such action has been authorized under §54954.2 (b)(2) of the Government Code. Speakers are requested to limit comments to 3 minutes.

I. Recognitions

- A. Service Awards
- B. Recognition of Eagle Scouts
- C. National Customer Service Week 2002
 - 1. Consider Adoption of Minute Order**
- D. Proclamation Honoring Assemblyman David G. Kelley
 - 1. Consider Adoption of Minute Order**

II. Discussion and/or Comments by Board Members

III. Public Hearing

Public Hearing to Approve and Authorize All Items Pertaining to Community Facilities District (CFD) No. 2002-04 (Sheffield/Rancho Bella Vista)

A. Adopt Proposed Resolution No. 3643, Approving the Joint Community Facilities Agreement with the Menifee Union School District, Relative to Improvement Area 4 of CFD 2002-04 (Sheffield/Rancho Bella Vista)

B. Adopt Proposed Resolution No. 3644, Establishing CFD No. 2002-04 (Sheffield/Rancho Bella Vista), Authorizing the Levy of Special Taxes, and Calling Elections Therein

C. Adopt Proposed Resolution No. 3645, A Resolution of EMWD, Acting in Its Capacity as the Legislative Body of CFD No. 2002-04 (Sheffield/Rancho Bella Vista), Determining the Necessity to Incur Bonded Indebtedness Within the District and Calling Elections Therein

D. Adopt Proposed Resolution No. 3646, a Resolution of EMWD, Acting in Its Capacity as the Legislative Body of CFD No. 2002-04 (Sheffield/Rancho Bella Vista), Certifying the Results of the September 18, 2002 Special Tax and Bond Elections

E. Adopt Proposed Ordinance No. 95, Authorizing the Levy of a Special Tax Within CFD No. 2002-04 (Sheffield/Rancho Bella Vista)

IV. Approval of Minutes Regular Meeting of August 21, 2002

- 1. Consider Adoption of Minute Order**

V. Board Committee Reports

(Receive and File)

- A. Finance & Human Resources (September 12, 2002)
- B. Operations and Engineering (September 12, 2002)
- C. Planning (September 16, 2002)

VI. Correspondence to the Board of Directors

VII. Consent Calendar

Consent Calendar items are expected to be routine and non-controversial, to be acted upon by the Board of Directors at one time without discussion. If any Board member, Staff member, or interested person requests that an item be removed from the Consent Calendar, it will be removed so that it may be acted upon separately.

- A. Approve and Authorize the Declaration of a Dionex DX-300 Ion Chromatograph as Surplus to District Needs
- B. Approve and Authorize a Three-Year Agreement with Nursery Products, LLC., to Provide Biosolids Reuse/Disposal Services
- C. Approve and Authorize an Award of Contract Under Specification No. 834S, Sewer Bottleneck Replacements
- D. Approve and Authorize the Administrative Award of Contract with the Necessary Consultants and Contractors for Final Design and Construction of the Placentia Avenue Sewer Project, Phases 1 & 2
- E. Approve and Authorize Additional Project Funds and an Amendment to the Engineering Services Agreement with CH2M Hill, Inc., for the Design of the Perris Basin Desalination Facility
- F. Approve and Authorize the Perris Valley Regional Water Reclamation Facility Waukesha Engine Generator Emissions Retrofit Project
- G. Approve and Authorize Funding and Acquisition Agreement for CFD No. 2002-09 (Woodside Homes)
- H. **Adopt Proposed Resolution No. 2963.11**, Revising Certain Fee-For-Service Charges

ANNEXATIONS

- I. Annexation of Parcel Nos. U-25-02-5 and U-26-02-5 to Improvement District Nos. U-25 and U-26 (Mesa Plaza, LLC - Parcel Map 30355)
 - 1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U-25-02-5 and U-26-02-5 and Order Such Maps and Legal Descriptions Filed With the Secretary; and
 - 2. **Adopt Proposed Resolution Nos. 3647 and 3648**, Annexing Parcel Nos. U-25-02-5 and U-26-02-5 to Improvement District Nos. U-25 and U-26 of EMWD

- J.** Annexation of Parcel Nos. U-31-02-2 and U-32-02-2 to Improvement District Nos. U-31 and U-32 (Atkinson Investment Company, LLC - Parcel Map 18937)
- 1. Consider Adoption of Minute Order** Approving the Maps and Legal Descriptions for Parcel Nos. U-31-02-2 and U-32-02-2 and Order Such Maps and Legal Descriptions Filed With the Secretary; and
 - 2. Adopt Proposed Resolution Nos. 3649 and 3650**, Annexing Parcel Nos. U-31-02-2 and U-32-02-2 to Improvement District Nos. U-31 and U-32 of EMWD
- K.** Annexation of Parcel Nos. U-29-02-3 and U-30-02-3 to Improvement District Nos. U-29 and U-30 (A&M Industries and Victory Development LLC - Parcel Map 30133)
- 1. Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U-29-02-3 and U-30-02-3 and Order Such Maps and Legal Descriptions Filed With the Secretary; and
 - 2. Adopt Proposed Resolution Nos. 3651 and 3652**, Annexing Parcel Nos. U-29-02-3 and U-30-02-3 to Improvement District Nos. U-29 and U-30 of EMWD
- L.** Annexation of Parcel Nos. U-35-02-9 and U-36-02-9 to Improvement District Nos. U-35 and U-36 (SR/MV Menifee, LLC - Tract 26798, -1,-2,-3,-4,-5)
- 1. Consider Adoption of Minute Order** Approving the Maps and Legal Descriptions for Parcel Nos. U-35-02-9 and U-36-02-9 and Order Such Maps and Legal Descriptions Filed With the Secretary; and
 - 2. Adopt Proposed Resolution Nos. 3653 and 3654**, Annexing Parcel Nos. U-35-02-9 and U-36-02-9 to Improvement District Nos. U-35 and U-36 of EMWD
- M.** Annexation of Parcel No. U-8-02-6 to Improvement District No. U-8 (Greystone Communities - Tract 23143-8)
- 1. Consider Adoption of Minute Order** Approving the Map and Legal Description for Parcel No. U-8-02-6 and Order Such Map and Legal Description Filed With the Secretary; and
 - 2. Adopt Proposed Resolution No. 3655**, Annexing Parcel No. U-8-02-6 to Improvement District No. U-8 of EMWD
- N. Adopt Proposed Resolution No. 3656 and 3657**, Authorizing Investments of CFD No. 2001-01 (French Valley) and CFD No. 2002-03 (The Willows) Monies in the Local Agency Investment Fund

O. Reports for the Month of July and August, 2002(Receive & File)

The back up materials and/or reports indicated (*) are on file with the Secretary of the District and will be made available for inspection upon request by any person or persons interested.

1. Employee Reimbursement Reporting Specific Charges
Greater Than \$100
2. District Staffing Status Report by Classification
3. Contracts Executed on Behalf of the District
4. EMWD Claims - 2002 Year-to-Date
5. Special Funding Districts Status Report
- *6. Change Orders to Specifications Issued
- *7. Treasurer's Report for the Month of July
- *8. Post Audit of Checks for the Month of July

(End of Consent Calendar)

VIII. Letters From the General Manager

- A. Ratification of District Correspondence to State and Federal Legislators
 1. **Consider Adoption of Minute Order**

- B. Santa Margarita Watershed Supply Augmentation, Water Quality Protection and Environmental Enhancement Program to Study and Develop a Preliminary Model to Address the Water Quality Issues and Evaluate the Effectiveness of the Tool for Determining the Assimilative Capacity of the River and the Long Term Issues of Effluent Discharge to the River
 1. **Consider Adoption of Minute Order**

- C. Receive and Accept the Audited Financial Statements for Fiscal Year's Ended June 30, 2002 and 2001
 1. **Consider Adoption of Minute Order**

- Claim**
- D. Deny Claim Filed Against EMWD for Indemnification by Michael Prunty
 1. **Consider Adoption of Minute Order**

IX. Closed Session

- A. **Re: City of San Jacinto Claim**
Government Code Section 54956.9
Conference with Legal Counsel
One Existing Litigation Case (Case No. RIC 349411)

- B. **Re: Soboba Indian Water Rights Claim**
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation Case

- C. Re: Barratt American Claim**
Government Code Section 54956.9
Conference with Legal Counsel
One Existing Litigation Case (Case No. RIC 360202)

- D. Re: Santa Margarita Four-Party Agreement**
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation Case

ADDITIONS TO AGENDA - (if any) In Accordance with §54954.2 of the Government Code (Brown Act) Two-Thirds Vote Required for Action Items (Upon a determination by two-thirds vote of the legislative body, or if less than two-thirds of the members are present, a unanimous vote of those members present, that the need to take action arose after the Agenda was posted).

ADJOURNMENT

REVISIONS TO THE AGENDA - In accordance with §54954.2(a) of the Government Code (Brown Act), revisions to this Agenda may be made up to 72 hours before the Board Meeting, if necessary, after mailings are completed. Interested persons wishing to receive a copy of the set Agenda may pick one up at the District's Main Office, located at 2270 Trumble Road, Perris, California, up to 72 hours prior to the Board Meeting.