

EASTERN MUNICIPAL WATER DISTRICT

BOARD OF DIRECTORS

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

AGENDA

Regular Meeting, December 18, 2002

1:00 p.m.

Pledge of Allegiance

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. Board of Directors' Proceedings

Seating of Directors: Rodger D. Siems (Division 1), Richard R. Hall (Division 2), and David J. Slawson (Division 5)

A. Board Letter Read/Orally Summarized by the General Manager

B. Oath of Office Administered by the Secretary to Board Members Rodger D. Siems, Richard R. Hall, and David J. Slawson

II. Proclamation Honoring and Commending Marion V. Ashley Upon His Retirement From the Board of Directors of Eastern Municipal Water District, and as Eastern's Representative on the Board of Directors of the Metropolitan Water District of Southern California

1. Consider Adoption of Minute Order

III. Recognitions

A. Service Awards

B. Certificates of Completion - MWD's Crisis/Risk Communications and Media Training Seminars

C. Appreciation Plaque from Valley-Wide Recreation and WHOA

IV. Public Hearing

Hearing to Approve and Authorize All Matters Pertaining to CFD No. 2002-08 (Serena Hills)

A. Consider Adoption of Minute Order, Approve and Authorize a Funding, Construction, and Acquisition Agreement between EMWD, on Behalf of CFD No. 2002-08, and Shea Homes, LLC;

B. Adopt Resolution No. 3675, Approving the Joint Community Facilities Agreement with the City of Temecula;

C. Adopt Resolution No. 3676, Approving the Joint Community Facilities Agreement with the Rancho California Water District;

D. Adopt Resolution No. 3677, a Resolution of the Board of Directors of Eastern Municipal Water District, Establishing Community Facilities District No. 2002-08 (Serena Hills) and Authorizing the Levy of Special Taxes, and Calling Elections Therein;

- E. Adopt Resolution No. 3678**, a Resolution of the Board of Directors of Eastern Municipal Water District, Acting as the Legislative Body of Community Facilities District No. 2002-08 (Serena Hills), Determining the Necessity to Incur Bonded Indebtedness Within Each Improvement Area of Community Facilities District No. 2002-08 (Serena Hills) and Calling Elections Therein;
- F. Adopt Resolution No. 3679**, a Resolution of the Board of Directors of Eastern Municipal Water District, Acting in Its Capacity as the Legislative Body of Community Facilities District No. 2002-08 (Serena Hills), Certifying the Results of the December 18, 2002, Special Tax and Bond Elections; and
- G. Adopt Ordinance No. 96**, an Ordinance of the Board of Directors of the Eastern Municipal Water District, Acting in its Capacity as the Legislative Body of Community Facilities District No.2002-08 (Serena Hills), Authorizing the Levy of a Special Tax Within Such District

V. Discussion and/or Comments by Board Members

- A.** Report from the Ad Hoc Committee on the Board Selection Process for Division 4

VI. Approval of Minutes Adjourned Regular Meeting of November 13, 2002

1. Consider Adoption of Minute Order

VII. Board Committee Reports

(Receive and File)

- A.** Executive (November 14)
- B.** Finance & Human Resources (November 14 & December 12)
- C.** Operations & Engineering (December 12)

VIII. Correspondence to the Board of Directors

IX. 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 Audited Financial Statements of Assessment District Nos. 5, 7, 8, and 12 for the Fiscal Year Ended June 30, 2002
- B.** Approve and Authorize a Quitclaim Deed to Empire Land, LLC, a California Limited Liability Company
- C.** Approve and Authorize an Amendment to the Contract of KTA-Tator, Inc., for Inspection Services During the Construction of the Creag Avenue Tank, Pipeline and Site Improvements (Specification No. 750W)
- D.** Approve and Authorize the Administrative Award of Contract Under Specification No. 867S, First Street Sewer
- E.** Approve and Authorize Design Engineering Services Agreement with Carollo Engineers for the HSJRWRF Electrical Reliability Improvements
- F.** Approve and Authorize the Administrative Award of Contract and Consulting Services Agreement for the 2002-2003 Water Transmission Valve Improvements

- G.** Administrative Award of Contracts for Construction Services for Searl Tank, Pipeline, and Site Improvements
- H.** Approve and Authorize Funding and Acquisition Agreement for Assessment District No. 20 (Menifee Valley Development)
- I.** Approve and Authorize an Engineering Services Agreement with Carollo Engineers to Model the Hemet/San Jacinto and Perris/Sun City Wastewater Collection Systems and Appropriate Additional Funds for the Wastewater Facilities Master Plan Update
- J.** Approve and Authorize Appropriation of Funds for Completion of Phase II Cienega Recharge Testing in the Canyon Subbasin
- K.** Approve and Authorize a Contract with American Payment Systems, Inc., for Automated Pay Agent Services
- L.** Approve and Authorize Engineering Services Agreement with Carollo Engineers for the District's RWRf Capital Improvement Plan Update
- M.** Receive and File Annual Fruitvale Report
- N.** **Adopt Proposed Ordinance No. 72.19**, Revising the District's Requirements Established Under the Water Conservation Plan
- O.** **Adopt Proposed Resolution No. 1613.10**, Appointing and/or Reappointing Trustees to Represent the District on the Board of Trustees for EMWD Security Trust Fund
- P.** **Adopt Proposed Resolution No. 2963.12**, Revising Certain Fee-For-Service Charges and Rescinding Resolution No. 2963.11
- Q.** **Adopt Proposed Resolution No. 3290.8**, Revising the Annual "Statement of Investment Policy" and Rescinding Resolution No. 3290.7
- R.** **Adopt Proposed Resolution No. 3680**, Approving a Joint Communities Agreement With the Romoland School District for Community Facilities District No. 2002-2 of the Romoland School District
- S.** Annexation of Parcel No. U-8-02-10 to Improvement District No. U-8 (Warmington - Tract 30052)
 - 1.** **Consider Adoption of Minute Order**, Approving the Map and Legal Description for Parcel No. U-8-02-10 and Ordering Said Map and Legal Description Filed with the Secretary; and
 - 2.** **Adopt Proposed Resolution No. 3681**, Annexing Parcel No. U-8-02-10 to Improvement District No. U-8 of EMWD
- T.** Annexation of Parcel Nos. U-23-02-5 and U-24-02-5 to Improvement District Nos. U-23 and U-24 (Brookfield Homes - Tracts 29268, 29269, 29270 & 29271)
 - 1.** **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U-23-02-5 and U-24-02-5 and Ordering Said Maps and Legal Descriptions Filed with the Secretary; and
 - 2.** **Adopt Proposed Resolution Nos. 3682 and 3683**, Annexing Parcel Nos. U-23-02-5 and U-24-02-5 to Improvement District Nos. U-23 and U-24

- U. Annexation of Parcel Nos. U-23-02-6 and U-24-02-6 to Improvement District Nos. U-23 and U-24 (Beazer Homes - Tract 30441)
 - 1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U23-02-6 and U-24-02-6 and Ordering Said Maps and Legal Descriptions Filed with the Secretary; and
 - 2. **Adopt Proposed Resolution Nos. 3684 and 3685**, Annexing Parcel Nos. U-23-02-6 and U-24-02-6 to Improvement District Nos. U-23 and U-24

- V. Annexation of Parcel Nos. U-27-02-3 and U-28-02-3 to Improvement District Nos. U-27 and U-28 (Ross Stores - APN 303-040-001)
 - 1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U27-02-3 and U-28-02-3 and Ordering Said Maps and Legal Descriptions Filed with the Secretary; and
 - 2. **Adopt Proposed Resolution Nos. 3686 and 3687**, Annexing Parcel Nos. U-27-02-3 and U-28-02-3 to Improvement District Nos. U-27 and U-28

- W. Annexation of Parcel Nos. U-31-02-3 and U-32-02-3 to Improvement District Nos. U-31 and U-32 (Fiesta Development - Tracts 29495-1, 2,3,4,5,6,7)
 - 1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U31-02-3 and U-32-02-3 and Ordering Said Maps and Legal Descriptions Filed with the Secretary; and
 - 2. **Adopt Proposed Resolution Nos. 3688 and 3689**, Annexing Parcel Nos. U-31-02-3 and U-32-02-3 to Improvement District Nos. U-31 and U-32

- X. **Reports for the Months of Nov. & Dec., 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. EMWD Claims - 2002 Year-to-Date
 - 4. Special Funding Districts Status Report
 - 5. Water Supply Conditions
 - 6. Contracts Executed on Behalf of the District
 - *7. Change Orders to Specifications Issued
 - *8. Treasurer's Report for the Month of October
 - *9. Post Audit of Checks for October & November

(End of Consent Calendar)

X. Letters From the General Manager

- A. Adopt Proposed Resolution No. 3690, Authorizing and Providing for the Issuance of Improvement Area A and Improvement Area B, 2002 Special Tax Bonds, Community Facilities District 2001-02 (Springfield/Arbor Glen) and Approving Certain Documents and Authorizing Certain Actions in Connection Therewith**

1. Adopt Proposed Resolution No. 3690

Negative Declarations

- B. Approve and Authorize CEQA Certification of the Water Facilities for the Rancho Glen Oaks Assessment District No. 19 Project - Initial Study and Mitigated Negative Declaration**

1. Consider Adoption of Minute Order

- C. Approve and Authorize CEQA Certification of the Fieldstone Annexation - Initial Study and Negative Declaration**

1. Consider Adoption of Minute Order

XI. 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: Leon Road Water Easement - Eminent Domain

Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation Case

E. Re: EMWD Representative on MWD's Board of Directors

Government Code Section 54957
Public Employee Appointment

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.