

EASTERN MUNICIPAL WATER DISTRICT
BOARD OF DIRECTORS
(REGULAR MEETINGS HELD THE FIRST AND THIRD WEDNESDAY OF EACH MONTH)
Regular Meeting

AGENDA

November 19, 2003

1:00 p.m.

Pledge of Allegiance

Introductions

Public Comments - *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. Award from Department of Toxic Substances Control

II. Public Hearing

- A. **Hearing to Consider Adoption of Resolution No. 3831**, a Resolution of Necessity of the Eastern Municipal Water District to Acquire Real Property, by Eminent Domain, in the City of Temecula, County of Riverside, for the Purpose of Constructing the Rancho Glenoaks Assessment District No. 19 (AD19) Water System

III. Discussions and/or Comments by Board Members

- IV. Approval of Minutes** Regular Meeting of October 15, 2003 and
Work Session of November 5, 2003
- 1. **Consider Adoption of Minute Order**

V. Board Committee Report (Receive & File)

- 1. Planning (November 4)
- 2. Administrative (November 6)
- 3. Executive (November 7)
- 4. Ops & Engineering (November 7)

VI. Letters of 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 Administrative Award of Contracts Necessary to Replace and Convert to Automated Meter Reading Approximately 144 Meters
- B. Declaration of Excess Lands – Golden Triangle Well Site

- C. Approve and Authorize the Water Supply Assessment for a Portion of the Winchester Hills Specific Plan
- D. Approve and Authorize an Amendment to the Agreement with Layne Christensen Company for Exploratory Drilling for the Brackish Water Well Construction Program
- E. Approve and Authorize an Amendment to the Agreement with Richard C. Slade and Associates LLC for Hydrogeological Services Related to Exploratory Drilling for the Brackish Water Well Construction Program
- F. Approve and Authorize an Engineering Services Agreement with CH2M Hill, Inc. and Administrative Approval of Additional Ancillary Engineering Agreements for the Design of a 10 MGD Expansion of the Perris Water Filtration Plant
- G. Approve and Authorize the Administrative Award of Contracts Under Specification No. 907W, Perris Basin Desalination Facility
- H. Approve and Authorize Engineering Services Agreement with CSL Engineering, Inc., for Design of the 36-Inch Diameter Water Pipeline in Lindenberger Road
- I. Approve and Authorize Administrative Award of Contract and Consulting Services Agreement for the 2003-2004 Water Transmission Valve Improvements
- J. Adopt Proposed Resolution No. 3847, Approving a Joint Community Facilities Agreement with the Menifee Union School District, WL Homes, LLC and Scott 151 Development, LLC for Community Facilities District No. 2002-2 of the Menifee Union School District
- K. Adopt Proposed Resolution No. 3848, Approving a Joint Community Facilities Agreement with the Moreno Valley Unified School District and Western Pacific Housing for Community Facilities District No. 2003-2 of the Moreno Valley Unified School District

Annexations

- L. Annexation of Parcel No. 17-03-3 to Improvement District No. 17 (Hemet/SJ Ventures, LLC - Tract 28558) (Revised from Improvement District No. 19)
 - 1. **Consider Adoption of Minute Order**, Resubmitting the Previously Approved Map and Legal Description for Parcel No. 17-03-3 and Order Such Map and Legal Description Filed With the Secretary; and
 - 2. **Approve Revision of Resolution No. 3838**, Annexing Parcel No. 17-03-3 to Improvement District No. 17 of EMWD
- M. Annexation of Parcel No. U-8-03-11 to Improvement District No. U-8 (Lennar Communities - Tract 23143-6)
 - 1. **Consider Adoption of Minute Order**, Approving the Map and Legal Description for Parcel No. U-8-03-11 and Order Such Map and Legal Description Filed With the Secretary; and
 - 2. **Adopt Proposed Resolution No. 3849**, Annexing Parcel No. U-8-03-11 to Improvement District No. U-8 of EMWD
- N. Annexation of Parcel No. U-8-03-12 to Improvement District No. U-8 (Lennar Communities - Tract 23143-1; -10; & -11)

1. **Consider Adoption of Minute Order**, Approving the Map and Legal Description for Parcel No. U-8-03-12 and Order Such Map and Legal Description Filed With the Secretary; and
 2. **Adopt Proposed Resolution No. 3850**, Annexing Parcel No. U-8-03-12 to Improvement District No. U-8 of EMWD
- O. Annexation of Parcel Nos. U-23-03-3 and U-24-03-3 to Improvement District Nos. U-23 and U-24 (Sierra Textile - PM 13651)
1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U-23-03-3 and U-24-03-3 and Order Such Maps and Legal Descriptions Filed With the Secretary; and
 2. **Adopt Proposed Resolution Nos. 3851 and 3852**, Annexing Parcel Nos. U-23-03-3 and U-24-03-3 to Improvement District Nos. U-23 and U-24 of EMWD
- P. Annexation of Parcel Nos. U-27-03-3 and U-28-03-3 to Improvement District Nos. U-27 and U-28 (Walgreens - PM 30472)
1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U-27-03-3 and U-28-03-3 and Order Such Maps and Legal Descriptions Filed With the Secretary; and
 2. **Adopt Proposed Resolution Nos. 3853 and 3854**, Annexing Parcel Nos. U-27-03-3 and U-28-03-3 to Improvement District Nos. U-27 and U-28 of EMWD
- Q. Annexation of Parcel Nos. U-29-03-5 and U-30-03-5 to Improvement District Nos. U-29 and U-30 (Willowbrook Residential LLC - Tract 30751)
1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U-29-03-5 and U-30-03-5 and Order Such Maps and Legal Descriptions Filed With the Secretary; and
 2. **Adopt Proposed Resolution Nos. 3855 and 3856**, Annexing Parcel Nos. U-29-03-5 and U-30-03-5 to Improvement District Nos. U-29 and U-30 of EMWD
- R. Annexation of Parcel Nos. U-31-03-2 and U-32-03-2 to Improvement District Nos. U-31 and U-32 (Freedom Storage LLC – APN 457-350-002)
1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U-31-03-2 and U-32-03-2 and Order Such Maps and Legal Descriptions Filed With the Secretary; and
 2. **Adopt Proposed Resolution Nos. 3857 and 3858**, Annexing Parcel Nos. U-31-03-2 and U-32-03-2 to Improvement District Nos. U-31 and U-32 of EMWD
- S. Annexation of Parcel Nos. 22-03-2, 23-03-2 & C-03-2 to Improvement District Nos. 22, 23 & C (Yoder Family Trust et al – APN Nos. 916-010-012; 013 & -14)
1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. 22-03-2, 23-03-2 and C-03-2 and Order Such Maps and Legal Descriptions Filed With the Secretary; and

2. **Adopt Proposed Resolution Nos. 3859, 3860 and 3861**, Annexing Parcel Nos. 22-03-2, 23-03-2 and C-03-2 to Improvement District Nos. 22, 23 and C of EMWD

T. Annexation of the 75th Fringe Area to EMWD, RCWD, and MWD (Alesco Development Company)

1. **Consider Adoption of Minute Order:**

- a. Approving the Map and Legal Description for the Subject Parcel (s) of land Proposed to be Annexed and Order Them Filed with the Secretary; and
- b. Authorizing All Work Necessary and Pertinent to the Annexation Proceedings and the Appropriation of the Funds Necessary to Cover the Involved Expenses

2. **Adopt Proposed Resolution No. 3862**

- a. Requesting LAFCO to Initiate and Conduct a “Reorganization Proceeding” to Concurrently Annex the Subject Land (s) to EMWD, RCWD and MWD; and
- b. Setting Forth EMWD’s Terms and Conditions to be Associated with the Annexation, Which Terms and Conditions, Among Other Things, Provide for or that:

1. The Owner(s) of the Subject Land Shall be Obligated to Pay EMWD Such Sums of Money as are in the Future Determined by EMWD’s Board of Directors to be Necessary to Cover All of EMWD’s Expenses Associated with the Annexation Proceeding; and
2. The Subject Land(s) Shall be Concurrently Annexed to RCWD and MWD Under Terms and Conditions Fixed by Their Board of Directors;

3. **Adopt Proposed Resolution No. 3863**, Determining That There Will be no Exchange or Transfer of Ad Valorem Property Tax Revenue Between the County of Riverside and EMWD as a Result of the Subject Proposed Reorganization; and

4. **Adopt Proposed Resolution No. 3864**, Making Applications to the Board of Directors of MWD for Formal Consent and Terms and Conditions for the Annexation of the Subject Land to MWD.

U. **Reports for the Months of September and October, 2003 (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
5. Special Funding Districts Status Report
6. Water Supply Conditions
- * 7. Change Orders to Specifications Issued

- * 8. Treasurer's Report for the month of September, 2003
- * 9. Post Audit of Checks for the Month of October

(End of Consent Calendar)

VIII. Letters From the General Manager

- A. Decide on the Need to Conduct an Appeal Hearing for Wright Septic Tank Hauling Company
 - 1. **Consider Adoption of Minute Order**
- B. Approve and Authorize Materials for Temporary Boosters at Pat Road and Margarita Road
 - 1. **Consider Adoption of Minute Order**
- C. Approve and Adopt District Policy for Recycled Water Facilities and Service
 - 1. **Consider Adoption of Minute Order**
- D. Adopt Proposed Resolutions Revising the District's Schedules of Financial Participation Charges
 - 1. **Adopt Proposed Resolution Nos. 1640.20, 1600.16, 1642.18**

Negative Declarations

- E. Approve and Authorize CEQA Certification of the Murrieta Area Sewer Improvements, Phase I - Initial Study and Mitigated Negative Declaration, and Mitigation Monitoring Program
 - 1. **Consider Adoption of Minute Order**
- F. Approve and Authorize CEQA Certification of the Reach 16 Recycled Water Pipeline - Initial Study and Negative Declaration
 - 1. **Consider Adoption of Minute Order**

IX. Closed Session

- A. Re: Soboba Indian Water Rights Claim
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation Case
- B. Re: Camp Pendleton Four-Party Agreement Claim
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation

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

(Hall)

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.*

REQUIREMENTS RE: DISABLED ACCESS -*In accordance with §54954.2(a), requests for a disability related modification or accommodation, including auxiliary aids or services, in order to attend or participate in a meeting, should be made to the Board Secretary, Rosemarie Howell, at least 48 hours in advance of the meeting to ensure availability of the requested service or accommodation. Ms. Howell may be contacted by telephone at (909)928-3777, Ext. 4235, or in writing at the Eastern Municipal Water District, P.O. Box 8300, Perris, California, 92572-8300.*