

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

AGENDA
May 26, 2004
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 (Record, C.I. Officer)

- A. Service Awards
- B. Academic Award
- C. Humanitarian Award
- D. Leadership Recognition

II. Public Hearings

- A. **Hearing to Adopt All Items Pertaining to CFD No. 2003-20 (Corman Leigh Communities)**
 - 1. **Adopt Proposed Resolution No. 3927**, a Resolution of the Board of Directors of Eastern Municipal Water District, Approving the Joint Community Facilities Agreement with the City of Hemet;
 - 2. **Adopt Proposed Resolution No. 3928**, a Resolution of the Board of Directors of Eastern Municipal Water District, Approving the Joint Community Facilities Agreement with the Menifee Union School District;
 - 3. **Adopt Proposed Resolution No. 3929**, a Resolution of the Board of Directors of Eastern Municipal Water District, Establishing Community Facilities District No. 2003-20 (Corman Leigh Communities), Authorizing the Levy of Special Taxes, and Calling Elections Therein;
 - 4. **Adopt Proposed Resolution No. 3930**, a Resolution of the Board of Directors of Eastern Municipal Water District, Acting as the Legislative Body of Community Facilities District No. 2003-20 (Corman Leigh Communities), Determining the Necessity to Incur Bonded Indebtedness Within Community Facilities District No. 2003-20 (Corman Leigh Communities) and Calling An Election Therein;
 - 5. **Adopt Proposed Resolution No. 3931**, 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. 2003-20 (Corman Leigh Communities), Certifying the Results of the May 12, 2004, Special Tax and Bond Elections; and

6. **Adopt Ordinance No. 104**, 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. 2003-20 (Corman Leigh Communities), Authorizing the Levy of a Special Tax Within Such District

B. **Continuation of Hearing** to Adopt All Items Pertaining to CFD No. 2003-21 (Fruitvale), to June 9, 2004

1. **Consider Adoption of Minute Order**

C. **Hearing to Consider Adoption of Resolution No. 3941**, a Resolution of Necessity to Acquire Additional Permanent Easement Interests in Real Property by Eminent Domain for the Vallejo Avenue Sewer Project

D. **Hearing to Consider Adoption of Resolution No. 3942**, a Resolution of Necessity to Acquire Interests in Real Property, by Eminent Domain, for the Reach 16 Recycled Water Pipeline Project

E. **Hearing to Consider Adoption of Resolution No. 3943**, a Resolution of Necessity to Acquire Interests in Real Property in the City of San Jacinto, by Eminent Domain, for the Hemet/San Jacinto Integrated Recharge and Recovery Project

III. Discussions and/or Comments by Board Members

IV. Approval of Minutes

A. Adjourned Regular Meeting of April 28, 2004

1. **Consider Adoption of Minute Order**

B. Adjourned Work Session of May 12, 2004

1. **Consider Adoption of Minute Order**

V. Board Committee Reports

(Receive & File)

A. Planning (*May 3*)

B. Executive (*May 19*)

C. Administrative (*May 19*)

D. Operations and Engineering (*May 20*)

VI. 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. **Initiate Legal Proceedings Necessary** to Establish the Water Standby Assessments and Sewage and Waste Service Standby Charges for Fiscal Year 2004-2005

1. **Consider Adoption of Minute Order:**
 - a. Determining the necessity to fix Water Standby Assessments for the General District and Improvement District Nos. 8 and Adjacent Lands, 9, 11, 13 and Adjacent Lands, 14 and Adjacent Lands, 15 and Adjacent Lands, 16, 18 and Adjacent Lands, 21, U-5 and Adjacent Lands, U-7, U-17 and Adjacent Lands, U-20, U-26 and Improvement Districts C and D and Adjacent Lands;
 - b. Determining the Necessity to Fix Sewage and Waste Service Standby Charges for Improvement District Nos. 19 and Adjacent Lands, 20 and Adjacent Lands, 25, U-8 and Adjacent Lands, U-9, U-10, U-12, U-13 and Adjacent Lands, U-14, U-15, U-16 and Adjacent Lands, U-19, U-21, U-22, U-25, U-27 and Adjacent Lands, and Improvement Districts C, E and Adjacent Lands, F, and G;
 - c. Authorizing the General Manager to Implement Proceedings;
 - d. Ordering that the Maps on Display be Filed with the Secretary;
 - e. Approving the Attached Calendar for the Proceedings; and
2. **Adopt Proposed Resolution No. 3944**, Setting Forth Schedules of Water Standby Assessments and Sewage and Waste Service Standby Charges Proposed for the Eastern Municipal Water District and Certain Improvement Districts Thereof and Setting the Time and Place of a Public Hearing Relative Thereto
- B. Approve and Authorize a Design Engineering Services Agreement with Lee and Ro, Inc., for the Moreno Valley, San Jacinto Valley, and Temecula Regional Water Reclamation Facilities' Sludge Dewatering Centrifuge Project
- C. Approve and Authorize the Administrative Award of Contracts Under Specification No. 932W, Assessment District No. 9 Water Distribution Pipeline
- D. Approve and Authorize a Five-Year Agreement with Hazelrigg Risk Management Service, Inc.
- E. Approve and Authorize a Two-Year Agreement with California Water Technologies, Inc., for the Purchase of Ferric Chloride
- F. Approve and Authorize Engineering Services Agreement with CH2M Hill for the Recycled Water System Pressurizing Project
- G. Approve and Authorize Insurance Renewals for District Vehicle Liability, Property, and Excess Liability Coverage for Fiscal Year 2004/2005
- H. **Adopt Proposed Resolution No. 3945**, Approving a Joint Community Facilities Agreement with the Hemet Unified School District and Hemet/San Jacinto Ventures, LLC, for Community Facilities District No. 2004-1 of the Hemet Unified School District
- I. **Adopt Proposed Resolution No. 3946**, Approving a Joint Community Facilities Agreement with the San Jacinto Unified School District, Alexander Communities and Young California Homes for Community Facilities District No. 2004-2 of the San Jacinto Unified School District

- J. **Adopt Proposed Resolution No. 3947**, Approving a Joint Community Facilities Agreement with the San Jacinto Unified School District and D.R. Horton, Inc., for Community Facilities District No. 2004-3 of the San Jacinto Unified School District
- K. **Adopt Proposed Resolution No. 3948**, Approving a Joint Community Facilities Agreement with the San Jacinto Unified School District and G Companies, Inc., for Community Facilities District No. 2004-4 of the San Jacinto Unified School District
- L. **Adopt Proposed Resolutions Nos. 3949 and 3950**, in Support of the District's Application to the State Department of Health Services (DHS) State Revolving Fund (SRF) for a Low-Interest Loan and Grant Funding for the Hemet Water Filtration Plant

Annexations

- M. Annexation of Parcel Nos. 22-04-2, 23-04-2 and C-04-2 to Improvement District Nos. 22, 23 and C (Fieldstone Communities, Inc. - TTM 30802)
 - 1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. 22-04-2, 23-04-2 and C-04-2 and Order Such Maps and Legal Descriptions Filed With the Secretary; and
 - 2. **Adopt Proposed Resolution Nos. 3951, 3952, and 3953**, Annexing Parcel Nos. 22-04-2, 23-04-2 and C-04-2 to Improvement District Nos. 22, 23 and C of EMWD
- N. Annexation of Parcel No. U-13-04-1 to Improvement District No. U-13 (SWC Box Springs, LLC - Tract 26901)
 - 1. **Consider Adoption of Minute Order**, Approving the Map and Legal Description for Parcel No. U-13-04-1 and Order Such Map and Legal Description Filed With the Secretary; and
 - 2. **Adopt Proposed Resolution No. 3954**, Annexing Parcel No. U-13-04-1 to Improvement District No. U-13 of EMWD
- O. Annexation of Parcel Nos. U-23-04-1 and U-24-04-1 to Improvement District Nos. U-23 and U-24 (Fieldstone Communities, Inc. - Tract 30110)
 - 1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U-23-04-1 and U-24-04-1 and Order Such Maps and Legal Descriptions Filed With the Secretary; and
 - 2. **Adopt Proposed Resolution Nos. 3955 and 3956**, Annexing Parcel Nos. U-23-04-1 and U-24-04-1 to Improvement District Nos. U-23 and U-24 of EMWD
- P. Annexation of Parcel Nos. U-27-04-2 and U-28-04-2 to Improvement District Nos. U-27 and U-28 (Industrial Developments Internations, Inc. - APN #312-250-022)
 - 1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U-27-04-2 and U-28-04-2 and Order Such Maps and Legal Descriptions Filed With the Secretary; and
 - 2. **Adopt Proposed Resolution Nos. 3957 and 3958**, Annexing Parcel Nos. U-27-04-2 and U-28-04-2 to Improvement District Nos. U-27 and U-28 of EMWD

- Q. Annexation of Parcel Nos. U-31-04-1 and U-32-04-1 to Improvement District Nos. U-31 and U-32 (Lennar Homes - Tract 28504-1 thru -4)
1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U-31-04-1 and U-32-04-1 and Order Such Maps and Legal Descriptions Filed With the Secretary; and
 2. **Adopt Proposed Resolution Nos. 3959 and 3960**, Annexing Parcel Nos. U-31-04-1 and U-32-04-1 to Improvement District Nos. U-31 and U-32 of EMWD

R. Reports for the Months of March and April, 2004 (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. Post Audit of Checks for the month of April, 2004

(End of Consent Calendar)

VII. Negative Declaration

- A. Approve and Authorize CEQA Certification of the North San Jacinto Sewer Project – Initial Study and Mitigated Negative Declaration, and Mitigation Monitoring Program
1. **Consider Adoption of Minute Order**
- B. Approve and Authorize CEQA Certification of the French Valley Sewer Project – Initial Study and Mitigated Negative Declaration, and Mitigation Monitoring Program
1. **Consider Adoption of Minute Order**

VIII. Letters From the General Manager

- A. Approve and Authorize a Funding and Acquisition Agreement for CFD 2004-26 (Lennar-San Jacinto)
1. **Consider Adoption of Minute Order**
- B. Reaffirming Policy Concerning Payment of Costs Associated with Statements of Qualifications for Candidates for the Board of Directors
1. **Consider Adoption of Minute Order**
- C. Approve and Authorize Execution of the MOU for the Preparation of Water Management Plan and the Agreement for Development of the Hemet/San Jacinto Groundwater Management Area Water Management Plan
1. **Consider Adoption of Minute Order**

- D. Approve and Authorize Funding and Acquisition Agreements for CFD 2002-04 (Sheffield/Rancho Bella Vista), Improvement Areas 2, 3, 4, and 5
 - 1. **Consider Adoption of Minute Order**
- E. **Adopt Proposed Resolution Nos. 3961, 3962, 3963, and 3964**, Authorizing and Providing for the Issuance of 2004 Special Tax Bonds, Community Facilities District 2002-04 (Sheffield/Rancho Bella Vista), Improvement Areas 2 through 5 and Approving Certain Documents and Authorizing Certain Actions in Connection Therewith
- F. **Adopt Proposed Resolution No. 3965**, Authorizing and Providing for the Issuance of 2004 Special Tax Bonds, Community Facilities District 2002-10 (Summit Ridge), and Approving Certain Documents and Authorizing Certain Actions in Connection Therewith
- G. **Adopt Proposed Resolution No. 3966**, Approving and Authorizing the General and Specific Project Budgets for the Santa Ana Watershed Project Authority (SAWPA) for Fiscal Year 2004/05
- H. **Adopt Proposed Resolution Nos. 3920 and 3921**, in Connection with the Establishment of Community Facilities District 2003-14 (Clinton Keith)
- I. **Adopt Proposed Resolution Nos. 3922 and 3923**, in Connection with the Establishment of Community Facilities District 2003-22 (Brookfield Overlay)

IX. Letters of Correspondence to the Board of Directors

- A. Correspondence received from Ms. Rebecca Kabwasa

X. 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

(Record)

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.*