

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

AGENDA

July 6, 2005

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. "Water Times" 6th Grade Publication

Anne Record, *Monte Vista Middle School, San Jacinto*
Lynette McClintock, *Thompson Middle School, Murrieta*

B. Service Awards

C. Service Plus! Excellence Award

1. **Consider Adoption of Minute Order**

II. Public Hearings

A. **Hearing to Adopt Proposed Ordinance No. 117**, for the Water Shortage Contingency Plan

B. Hearing to Consider Alteration of the Existing Rate and Method of Apportionment of the Special Tax and Increase the Authorized Indebtedness for Community Facilities District 2003-25 (Pacific Communities)

1. **Adopt Proposed Resolution No. 4221**, a Resolution of the Board of Directors of Eastern Municipal Water District, Acting as the Legislative Body of Community Facilities District No. 2003-25 (Pacific Communities) Determining the Necessity to Adopt the Amended and Restated Rate and Method of Apportionment of the Special Tax for Community Facilities District No. 2003-25 (Pacific Communities) Improvement Areas A, B, C, and D and Calling Elections;

2. **Adopt Proposed Resolution No. 4222**, a Resolution of the Board of Directors of Eastern Municipal Water District, Acting as the Legislative Body of Community Facilities District No. 2003-25 (Pacific Communities) Determining the Necessity to Increase the Authorized Amount of Bonded Indebtedness for Community Facilities District No. 2003-25 (Pacific Communities) Improvement Areas A, B, C, and D and Calling Elections;

3. **Adopt Proposed Resolution No. 4223**, a Resolution of the Board of Directors of Eastern Municipal Water District, Acting as the Legislative Body of Community Facilities District No. 2003-25 (Pacific Communities) of the Eastern Municipal Water District, Certifying the Results of the July 6, 2005, Special Tax and Bond Elections; and

4. **Adopt Proposed Ordinance No. 121**, an Ordinance of the Board of Directors of Eastern Municipal Water District, Acting as the Legislative Body of Community Facilities District No. 2003-25 (Pacific Communities), Authorizing the Levy of a Special Tax Within Each of Improvement Areas A, B, C, and D of Such District

III. Discussions and/or Comments by Board Members

- A. Directors' Activity Report

IV. Approval of Minutes

- A. Regular Meeting of June 15, 2005
 1. **Consider Adoption of Minute Order**

V. Board Committee Report

(Receive & File)

- A. Executive (*June 16*)

VI. Letters of Correspondence to the Board of Directors

- A. Mr. Gorsline (dated June 18, 2005) in regards to the condition of his dirt road

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 Award of Contract for Consulting Services - Classification and Compensation Study
- B. **Adopt Proposed Resolution No. 3303.7**, Establishing Appropriation Limits for Fiscal Year 2005/2006
- C. **Adopt Proposed Resolution No. 3352.9**, Amending the Canyon Lake Sewer Rate Schedule
- D. **Adopt Proposed Resolution No. 3353.12**, Amending the Western Municipal Water District Wholesale Rate Schedule
- E. **Adopt Proposed Resolution No. 4224**, Approving a Joint Community Facilities Agreement with the Moreno Valley Unified School District and Richland Pinehurst, Inc., for Community Facilities District No. 2005-1 of the Moreno Valley Unified School District
- F. **Adopt Proposed Resolution No. 4225**, Approving a Joint Community Facilities Agreement with the City of Perris and Stratford Ranch Partners, LLC, for Community Facilities District No. 2005-4 of the City of Perris
- G. **Adopt Proposed Resolution No. 4226**, Approving a Joint Community Facilities Agreement with the San Jacinto Unified School District and Monte Carlo Group, Inc., et al for Community Facilities District No. 2005-4 of the San Jacinto Unified School District

Annexations

- H. Annexation of Parcel Nos. U-35-05-9 and U-36-05-9 to Improvement District Nos. U-35 and U-36 (Meritage Homes - Tract 30349)

1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U-35-05-9 and U-36-05-9 and Order Such Maps and Legal Descriptions Filed With the Secretary; and
 2. **Adopt Proposed Resolution Nos. 4227 and 4228**, Annexing Parcel Nos. U-35-05-9 and U-36-05-9 to Improvement District Nos. U-35 and U-36 of EMWD
- I. Annexation of Parcel Nos. U-23-05-2 and U-24-05-2 to Improvement District Nos. U-23 and U-24 (Distinctive Homes - Tract 31119)
1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U-23-05-2 and U-24-05-2 and Order Such Maps and Legal Descriptions Filed With the Secretary; and
 2. **Adopt Proposed Resolution Nos. 4229 and 4230**, Annexing Parcel Nos. U-23-05-2 and U-24-05-2 to Improvement District Nos. U-23 and U-24 of EMWD
- J. Annexation of Parcel Nos. U-19-05-2 and U-20-05-2 to Improvement District Nos. U-19 and U-20 (YCH Communities, LLC - Tract 31154)
1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U-19-05-2 and U-20-05-2 and Order Such Maps and Legal Descriptions Filed With the Secretary; and
 2. **Adopt Proposed Resolution Nos. 4231 and 4232**, Annexing Parcel Nos. U-19-05-2 and U-20-05-2 to Improvement District Nos. U-19 and U-20 of EMWD
- K. Annexation of Parcel No. U-22-05-5 to Improvement District No. U-22 (Meritage Homes - Tract 31284 & 31284-1)
1. **Consider Adoption of Minute Order**, Approving the Map and Legal Description for Parcel No. U-22-05-5 and Order Such Map and Legal Description Filed With the Secretary; and
 2. **Adopt Proposed Resolution No. 4233**, Annexing Parcel No. U-22-05-5 to Improvement District No. U-22 of EMWD
- L. Annexation of Parcel Nos. 22-05-2, 23-05-2 and C-05-2 to Improvement District Nos. 22, 23 and C (Centex Homes - Tract 28379)
1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. 22-05-2, 23-05-2 and C-05-2 and Order Such Maps and Legal Descriptions Filed With the Secretary; and
 2. **Adopt Proposed Resolution Nos. 4234, 4235 and 4236**, Annexing Parcel Nos. 22-05-2, 23-05-2 and C-05-2 to Improvement District Nos. 22, 23 and C of EMWD

(End of Consent Calendar)

VIII. Letters From the General Manager

- A. Approve and Authorize Additional Participation in the Elsinore Valley Municipal Water District's Canyon Lake Improvement Projects
1. **Consider Adoption of Minute Order**

- B. Approve and Authorize an Amendment to the Annual Agreement with Engineering Resources of Southern California for Inspection Services
 - 1. **Consider Adoption of Minute Order**
- C. Approve and Authorize an Agreement with Carollo Engineers for Design of the Moreno Valley and Temecula Valley Regional Water Reclamation Facilities' Sludge Thickening Project
 - 1. **Consider Adoption of Minute Order**
- D. Approve and Authorize the Design of a Permanent Sodium Bisulfite System
 - 1. **Consider Adoption of Minute Order**
- E. **Adopt Proposed Resolution No. 3346.8**, Amending Exhibit "C" - Annual Salary Schedule for the General Manager
- F. **Adopt Proposed Resolution No. 3350.7**, Amending Exhibit "G" - Annual Salary Schedule for the Deputy General Manager, Assistant General Manager of Engineering, Assistant General Manager of Operations and Maintenance, Assistant General Manager of Resource Development and Chief Financial Officer
- G. **Adopt Proposed Resolution Nos. 4237 and 4238**, in Connection with the Establishment of Community Facilities District 2004-32 (Rancho San Jacinto)
- H. **Adopt Proposed Resolution Nos. 4239 and 4240**, in Connection with the Establishment of Community Facilities District 2004-34 (Faircrest)
- I. **Adopt Proposed Resolution No. 4241**, a "Resolution of Intention" to Approve an Amendment to Contract Between California Public Employees Retirement System (CalPERS) and Eastern Municipal Water District to Provide Section 21354.4 (2.5% @ 55 Full and Modified Formula) for Local Miscellaneous Members
- J. **Adopt Proposed Resolution No. 4242**, a Resolution Electing to Establish a Health Benefit Vesting Requirement for Future Retirees Under Public Employees' Medical and Hospital Care Act

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 Case
- C. Re: San Jacinto De Anza Lift Station Claim for Extras
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation Case
- D. Re: Potential Litigation Against the City of San Jacinto for CEQA Challenge
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation Case

- E. Re: San Jacinto Sewer Agreement
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation Case
- F. Re: EMWD vs. Tajik
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation Case
- G. Re: Potential Litigation Against a Developer – Illegal Water Hookups
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

(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 (951) 928-3777, Ext. 4235, or in writing at the Eastern Municipal Water District, P.O. Box 8300, Perris, California, 92572-8300.