

EASTERN MUNICIPAL WATER DISTRICT
BOARD OF DIRECTORS
(REGULAR MEETINGS HELD THE FIRST AND THIRD WEDNESDAY OF EACH MONTH)
Regular Meeting
AGENDA
September 6, 2006
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. Community Partnering Recognition
- C. Proclamations/Academic Achievements/Others

II. Discussions and/or Comments by Board Members

III. Approval of Minutes

- A. Regular Meeting of August 16, 2006
 - 1. **Consider Adoption of Minute Order**

IV. Board Committee Reports

V. Letters of Correspondence to the Board of Directors

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.

Operations & Maint.

- A. Ratify and Approve a Change Order to Falcon General Engineering, Purchase Order No. 48613 for the Well 29 Ammonia Feed System and On-site Chlorine Generation System

Operations & Maint.

- B. Approve and Authorize a Project for the Reach 4 Energy Dissipater Valve Replacement and Sleeve Valve Installation

Annexations

Operations & Maint.

- C. Annexation of Parcel Nos. U-29-06-7 and U-30-06-7 to Improvement District Nos. U-29 and U-30 (Jesse Olsen - APN 322-280-002)
 - 1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U-29-06-7 and U-30-06-7 and Order Such Maps and Legal Descriptions Filed With the Secretary; and
 - 2. **Adopt Proposed Resolution Nos. 4538 and 4539**, Annexing Parcel Nos. U-29-06-7 and U-30-06-7 to Improvement District Nos. U-29 and U-30 of EMWD

- Operations & Maint.** D. Annexation of Parcel No. 3-06-1 to Improvement District No. 3 (John Vasquez - APN 473-100-037)
1. **Consider Adoption of Minute Order**, Approving the Map and Legal Description for Parcel No. 3-06-1 and Order Such Map and Legal Description Filed With the Secretary; and
 2. **Adopt Proposed Resolution No. 4546**, Annexing Parcel No. 3-06-1 to Improvement District No. 3 of EMWD

(End of Consent Calendar)

VII. Letters From the General Manager

- Executive – Fin.** A. Approve and Authorize the Highway 74 Automated Meter Reading Retrofit Project
1. **Consider Adoption of Minute Order**
- Resource Dev.** B. Approve and Authorize the Water Supply Assessment for the Commons at French Valley, Proposed by Regency Centers
1. **Consider Adoption of Minute Order**
- Resource Dev.** C. Approve and Authorize the Water Supply Assessment for the Commerce Pointe Menifee Project, Proposed by Pac Ten Partners
1. **Consider Adoption of Minute Order**
- Resource Dev.** D. Approve and Authorize an Amendment to the Agreement with Daniel B. Stephens and Associates, Inc., for Constructing Two Monitoring Wells at the Moreno Valley Regional Water Reclamation Facility, and Allocate Additional Funding
1. **Consider Adoption of Minute Order**
- Operations & Maint.** E. Approve and Authorize Additional Appropriation of Funds for the Moreno I Booster Upgrade
1. **Consider Adoption of Minute Order**
- Operations & Maint.** F. Approve and Authorize an Amendment to the Annual Agreement with SCEC for Environmental Services
1. **Consider Adoption of Minute Order**
- Executive – I.S.** G. Approve and Authorize Funding for Acquisition and Implementation of Municipal Software (CityView)
1. **Consider Adoption of Minute Order**
- Engineering** H. Approve and Authorize Additional Appropriation to Replace Approximately 850 Linear Feet of 36-inch Diameter Sewer and Reinforce Existing 36-inch Diameter Recycled Water in Diaz Road
1. **Consider Adoption of Minute Order**
- Engineering** I. Approve and Authorize an Amendment to the Agreement with Engineering Resources of Southern California for North San Jacinto Raw Water Facilities
1. **Consider Adoption of Minute Order**
- Executive** J. Approve and Authorize Appropriation and Payment of Required Matching Non-Federal Funds for the Federal Fiscal Year 2005 for the Design of Regional Water Related Infrastructure Design Project
1. **Consider Adoption of Minute Order**

- Engineering** K. Approve and Authorize the Administrative Award of Necessary Contract, Agreements, and Purchase Orders for Construction of Craig Avenue Booster Waterline Relocation
1. **Consider Adoption of Minute Order**
- Executive – H.R.** L. **Adopt Proposed Resolution No. 1854.19**, Amending Exhibit “A” to the District’s Standard Conflict of Interest Code
- Engineering** M. **Adopt Proposed Resolution No. 4547** Approving a Joint Community Facilities Agreement with the Menifee Union School District and Keystone Menifee 68, LLC and Gallery Estates Partners, LLC, for Community Facilities District No. 2006-4 of the Menifee Union School District
- Engineering** N. **Adopt Proposed Resolution No. 4548** Approving a Joint Community Facilities Agreement with the Moreno Valley Unified School District and Daniel R. Moothart and Charles F. Moothart, for Community Facilities District No. 2006-4 of the Menifee Union School District
- Deferred to 9/20/06** O. ~~**Adopt Proposed Resolution No. 4549**, Determining that the Special Tax of Said Community Facilities District Shall Cease to be Levied on Certain Property Located Therein, and Authorizing and Directing the Recordation of a Notice of Cancellation of Special Tax for Community Facilities District No. 2003-20 (Gorman Leigh Communities)~~
- Executive** P. **Adopt Proposed Resolution No. 4550**, in Support of Amendment of Water Codes Sections 1209 through 1212
- Engineering** Q. **Adopt Proposed Resolution Nos. 4551 and 4552**, in Connection with the Establishment of Community Facilities District 2006-52 (Nelson)
- Engineering** R. **Adopt Proposed Resolution No. 4553**, Approving a Joint Community Facilities Agreement with the Hemet Unified School District and Seventh Lyon LLC, (Cameo Homes), for Community Facilities District No. 2005-7 of the Hemet Union School District

VIII. Closed Session

- A. Re: Camp Pendleton Four-Party Agreement Claim
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation
- B. Re: Aguilera vs. JWS Associates and EMWD
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation Case
- C. Re: Hemet/San Jacinto Integrated Recharge and Recovery Project –
San Jacinto Z, LLC Development
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation Case
- D. Re: EMWD vs. Theresa Fontno – Manzanita Tank Settlement Case
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation

- E. Re: Assurance Co. of America vs. EMWD
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation
- F. Re: EMWD vs. Huang/Lee RIC 416192
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation
- G. Re: Personnel
Government Code Section 54957
Annual Performance Evaluation of the General Manager
- H. Re: EMWD vs. American Guarantee
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 (951) 928-3777, Ext. 4235, or in writing at the Eastern Municipal Water District, P.O. Box 8300, Perris, California, 92572-8300.