

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

**AGENDA**  
**September 19, 2007**  
**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** **(Slawson, C.I. Officer)**

- A. Service Awards
- B. Proclamation in Observing October 1-5, 2007 as National Customer Service Week
  - 1. **Consider Adoption of Minute Order**
- C. Sam Hartvigson and Timothy McFarland (Eagle Scouts) **(Ortloff)**
- D. Proclamations/Academic Achievements/Others

**II. Public Hearings**

**Executive**

- A. **Hearing to Adopt Proposed Ordinance No. 70.8**, Revising Established Ethics Policies, Policies for Compensation and Amount of Compensation, Health Benefits and Authorized Reimbursement of Expenses for the Board of Directors and Their Appointed Representative to The Metropolitan Water District of Southern California Board of Directors, District Treasurer, General Manager and Outside Committee Members

**Resource Dev.**

- B. Hearing to Consider Public Comment on Public Health Goals and Approve the Public Health Goals Report
  - 1. **Consider Adoption of Minute Order**

**Engineering**

- C. Hearing to Adopt All Items Pertaining to CFD No. 2006-55 (Winchester Trails)
  - 1. **Adopt Proposed Resolution No. 4743**, a Resolution of the Board of Directors of Eastern Municipal Water District, Approving a Joint Community Facilities Agreement with the Valley-Wide Recreation and Park District for Community Facilities District No. 2006-55 (Winchester Trails);
  - 2. **Adopt Proposed Resolution No. 4744**, a Resolution of the Board of Directors of Eastern Municipal Water District, Establishing Community Facilities District No. 2006-55 (Winchester Trails) and Authorizing the Levy of Special Taxes, and Calling Elections Therein;
  - 3. **Adopt Proposed Resolution No. 4745**, a Resolution of the Board of Directors of Eastern Municipal Water District, Acting as the Legislative Body of Community Facilities District No. 2006-55 (Winchester Trails), Determining the Necessity to Incur Bonded Indebtedness Within Community Facilities District No. 2006-55 (Winchester Trails) and Calling an Election Therein;

4. **Adopt Proposed Resolution No. 4746**, a Resolution of the Board of Directors of Eastern Municipal Water District, Acting as the Legislative Body of Community Facilities District No. 2006-55 (Winchester Trails), Certifying the Results of the September 19, 2007, Special Tax and Bond Elections; and
5. **Adopt Ordinance No. 142**, an Ordinance of the Board of Directors of Eastern Municipal Water District, Acting as the Legislative Body of Community Facilities District No. 2006-55 (Winchester Trails), Authorizing the Levy of a Special Tax Within Such District

**Engineering**

- D. Continuation of Hearing to Adopt All Matters Pertaining to CFD No. 2002-07 (Pacific Mayfield)

1. **Consider Adoption of Minute Order**

**III. Discussions and/or Comments by Board Members**

**IV. Approval of Minutes**

- A. Regular Meeting of September 5, 2007
  1. **Consider Adoption of Minute Order**

**V. Board Committee Reports**

**(Receive & File)**

- A. Operations & Engineering Committee (*September 13*)
- B. Administrative Committee (*September 17*)
- C. Executive Committee (*September 18*)
- D. Planning Committee (*September 18*)

**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.*

**Engineering**

- A. Approve and Authorize an Amendment to the Engineering Design Services Agreement with Carollo Engineers for the San Jacinto Valley Regional Water Reclamation Facility Expansion Project

**Engineering**

- B. Approve and Authorize an Amendment to the Agreement with Krieger and Stewart, Inc., and an Agreement with RMS for Engineering Services for the Moreno Valley, San Jacinto Valley, and Temecula Valley Regional Water Reclamation Facilities Digester Gas System Replacement

**Engineering**

- C. Approve and Authorize an Award of Contract Under Specification No. 1113W, Barton/Nandina Interagency Connection Pipeline - Phase 1, and Appropriate Additional Funds

**Operations & Maint.**

- D. Approve and Authorize the Pat Road Pump Station Engine Replacement Project

**Annexations**

**Operations & Maint.**

- E. Annexation of Parcel Nos. U-19-07-4 and U-20-07-4 to Improvement District Nos. U-19 and U-20 (Pacific Century Group - Tract 29843 Lots 121-125)

1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U-19-07-4 and U-20-07-4 and Order Such Maps and Legal Descriptions Filed With the Secretary; and
2. **Adopt Proposed Resolution Nos. 4747 and 4748**, Annexing Parcel Nos. U-19-07-4 and U-20-07-4 to Improvement District Nos. U-19 and U-20 of EMWD

**F. Reports for the Month of August, 2007 (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
4. Special Funding Districts Status Report
5. Water Supply Conditions
- \* 6. Change Orders to Specifications Issued
- \* 7. Treasurer's Report for the month of August, 2007
- \* 8. Post Audit of Checks for the month of August, 2007

**(End of Consent Calendar)**

**VIII. Negative Declarations**

**Engineering**

- A. Approve and Authorize CEQA Certification of the Silver Oak Murrieta 1 LLC Annexation – Initial Study and Negative Declaration
1. **Consider Adoption of Minute Order**

**Engineering**

- B. Approve and Authorize CEQA Certification of the Diaz Road Lift Station Replacement Project – Initial Study and Mitigated Negative Declaration, and Mitigation Monitoring Program
1. **Consider Adoption of Minute Order**

**IX. Letters From the General Manager**

**Engineering**

- A. Approve and Authorize Setting of Time and Place of Hearing to Consider the Adoption of a "Resolution of Necessity" to Acquire, by Eminent Domain Proceedings, Real Property for Facilities Construction Related to the Western Way Pump Station Project
1. **Consider Adoption of Minute Order**

**Resource Dev.**

- B. Approve and Authorize the Water Supply Assessment for Emerald Acres, a High Density Residential Project Proposing 674 Units, Located North of Stetson Avenue and West of California Avenue in the City of Hemet, Owned by Hickory Investors, LLC
1. **Consider Adoption of Minute Order**

**Resource Dev.**

- C. Approve and Authorize the Water Supply Assessment for the Airport Distribution Center an Office/Warehouse Project on 36 Acres Located at the Northwest Corner of Goetz Road and Artlo Road in the City of Perris
1. **Consider Adoption of Minute Order**

- Executive – Fin.** D. **Adopt Proposed Resolution No. 3353.15**, Revising Certain Water Rate Schedules
- Resource Dev.** E. **Adopt Proposed Resolution No. 4749**, Authorizing Application Filing for the Construction of the San Jacinto Valley Regional Water Reclamation Facilities Expansion – and Designating an Authorized Representative
- Resource Dev.** F. **Adopt Proposed Resolution No. 4750**, Authorizing Application Filing for the Construction of the Moreno Valley Regional Water Reclamation Facilities Expansion – and Designating an Authorized Representative
- Executive – Leg.** G. **Adopt Proposed Resolution No. 4751**, Supporting a State Legislative Proposal to Thwart Metal Theft
- Engineering** H. **Adopt Proposed Ordinance No. 143**, Authorizing the Dissolution of Said Community Facility District and Authorizing and Directing the Recordation of a Notice of Cancellation of Special Tax for Community Facilities District No. 2003-22 (Brookfield Overlay)

### **Claims**

- Executive – H.R.** I. Deny Claim Against the District, Filed by Verizon for Property Damage (Yamas Drive & Prielipp)  
1. **Consider Adoption of Minute Order**
- Executive – H.R.** J. Deny Claim Against the District, Filed by Verizon for Property Damage (Emperor Drive & Black Duck Drive)  
1. **Consider Adoption of Minute Order**
- Executive – H.R.** K. Deny Claim Against the District, Filed by Verizon for Property Damage (Olive Street & Grape Street)  
1. **Consider Adoption of Minute Order**
- Executive – H.R.** L. Deny Claim Against the District, Filed by Southern California Edison (SCE) for Property Damage  
1. **Consider Adoption of Minute Order**

### **X. Closed Session**

- A. Re: Camp Pendleton Four-Party Agreement Claim  
Government Code Section 54956.9  
Conference with Legal Counsel  
One Potential Litigation
- B. Re: Soboba Settlement  
Government Code Section 54956.9  
Conference with Legal Counsel  
One Potential Litigation
- C. Re: EMWD vs. Tajik  
Government Code Section 54956.9  
Conference with Legal Counsel  
One Potential Litigation

- D. Re: Anticipated Litigation  
Government Code Section 54956.9 (b)  
Conference with Legal Counsel  
Two Potential Litigation Cases

**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**

(Slawson)

**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.*