

Report!



Board of Directors Summary for **November 7, 2007**

Report! is prepared by the Community Involvement Department for all interested individuals. This brief summary of selected items from Eastern Municipal Water District Board of Directors' meetings is distributed after each meeting. Please circulate it to others having an interest. For more information, call 951/928-3777, ext. 4226; or FAX: 951/928-6171

Work Session

I. General Manager's Report

(Pack)

Past Activities

- We sent out letters to all the planning agencies, city and county and the active Water Supply Assessment sponsors on the deferral of the Water Supply Assessments (WSAs) and we have three projects on the agenda today for deferral because they were nearing their response deadline.
- Jolene and I attended a lunch with Assemblyman Jeffries and several other General Managers to discuss the water bond issues and solicit our concerns and recommendations.

Future Activities

- I have approved a study to look at the economic, regulatory, public perception, and other issues associated with providing recycled water for residential irrigation.

Follow Up From Previous Board Meetings

- We have continued to work with the SCAQMD on revisions to the proposed 1110.2 Rule and have made even further favorable changes. It is tentatively scheduled to go to the air quality board in January.
- I have requested a special committee meeting with San Jacinto through Barry both verbally and by letter and e-mail.
- We will have a presentation today from Tom DeMars on the proposed refunding of the 2001B issue that we propose to refund before the end of the year.
- We will be asking to add two closed session items that have come up since the agenda was published.

Operational Highlights

- We have had no interest from the ag users in the East Valley to participate in an in-lieu program similar to what we are doing with Scott and Lauda. We need to meet with Director Record and we need to set a date to transition these users to the full tertiary rate.

- We will have a discussion on Board Letter Item VIII. B. on the engineering change order for the San Jacinto RWRP Expansion Project under Section III in the Work Session.

Upcoming Meetings and Events

- We have been notified by the California Council for Excellence (CCE) that we have been selected for a site visit from the CAPE examiners during the first week in December.
- We will have another meeting of the MWD Southern Coalition here on November 16.

Organizational and Administrative Changes

- Chuck will be presenting our proposal for the changes in commodity rates based on a detailed Cost of Service study and MWD's January rate increase. We will have the first draft of the CIP financial Plan at the next Board Meeting. We still have to complete the Connection Fees Study and meet with the BIA.

II. Discussions and/or Comments by Board Members (Pack)

A. Directors' Activities Report

1. Brown Act Training – Temecula (*October 18*) (Paule)
2. Landscape Workshop (*October 18*) (Record)
3. Landscape Workshop (*October 20*) (Paule)
4. State of the Valley (*October 23*) (Record)
5. I-215 Corridor (*October 24*) (Record/Slawson/Sullivan)
6. Wine Country Sewer Meeting (*November 1*) (Kuebler/Record)
7. WESTCAS (*October 31 – November 2*) (Sullivan)
8. Murrieta/Temecula Group (*November 2*) (Kuebler)
9. Landscape Workshop (*November 3*) (Paule)
10. Urban Water Institutes (*November 5 - 6*) (Paule)
11. Wake Up Perris (*November 6*) (Slawson)

Not attended

B. (Others?)

1. Presentation given at the Pacific Policy Research Foundation Conference (*November 5*) (Record)

III. Discussion on Matters Which Will Require Board Action (Pack)

A. Review of November 7, 2007 Agenda Items (*If Needed*)

Engineering

- B. Agenda Item No. VIII.B.: 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

Resource Dev.

- C. Agenda Item No. VIII.J.: Proposed Ordinance No. 72.23, Revising the District's Requirements for Conservation

D. (Others?)

IV. Presentations To EMWD (Guest Speakers)

- A. SWAP Update and Refinancing (15 minutes) (Tom DeMars, Fieldman & Rolapp)

V. Response Items / Status Reports / Information Items

- Deferred* B. SAWPA Update (10 minutes) (Slawson/Sullivan/Pack)
- Covered Previously* C. 2001B Refunding, SWAP and Other Financing (30 minutes) (Rathbone)
- D. Water, Sewer, and Recycled Water Rate Proposal (30 minutes) (Rathbone)
- E. Annual Legislative Update *Handout provided only* (Harrison/Allred)

VI. Closed Session

- Not discussed* A. Re: Camp Pendleton Four-Party Agreement Claim
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation
- Not discussed* B. Re: Soboba Settlement
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation
- Not discussed* C. Re: Anticipated Litigation
Government Code Section 54956.9 (b)
Conference with Legal Counsel
Two Potential Litigation Case
- Not discussed* D. Re: EMWD vs. JWS
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation
- Not discussed* E. Re: EMWD Temecula Property
Government Code Section 54956.9
Conference with Legal Counsel

Adjournment

(Slawson)

BOARD MEETING

I. Recognitions

(Slawson, C.I. Officer)

- None* A. Service Awards
- M-345/07* B. Employee of the Quarter – Marty Martinez
1. **Consider Adoption of Minute Order**
- C. VIP Leadership Excellence Award, 3rd Quarter 2007 - Becky Rathbone
- D. Energy Award – AWWA
- None* E. Proclamations/Academic Achievements/Others

M-346/07

Approve and Authorize the Addition to the Agenda Item No. II.B.: Continuation of Hearing to Adopt All Matters Pertaining to CFD No. 2002-07 (Pacific Mayfield) (Pacific Communities)

1. **Consider Adoption of Minute Order**

M-347/07

Approve and Authorize the Addition to the Agenda Closed Session Item No. IX.F.: Re: EMWD vs. Tajik

1. **Consider Adoption of Minute Order**

M-348/07

Approve and Authorize the Addition to the Agenda Closed Session Item No. IX.G.: Re: Pechanga Recycled Water Agreement – Binding Arbitration Issue

1. **Consider Adoption of Minute Order**

II. **Public Hearing**

Continued to
November 21, 2007

A. ~~Hearing to Adopt All Matters Pertaining to CFD No. 2002-07 (Pacific Mayfield) (Pacific Communities)~~

1. ~~**Adopt Proposed Resolution No. 4761**, a Resolution of the Board of Directors of Eastern Municipal Water District, Establishing Improvement Areas A and B within Community Facilities District No. 2002-07 (Pacific Mayfield), Authorizing the Levy of Special Taxes, and Calling an Election Therein;~~
2. ~~**Adopt Proposed Resolution No. 4762**, a Resolution of the Board of Directors of Eastern Municipal Water District, Acting as the Legislative Body of Community Facilities District No. 2002-07 (Pacific Mayfield), Determining the Necessity to Incur Bonded Indebtedness Within Improvement Areas A and B of Community Facilities District No. 2002-07 (Pacific Mayfield) and Calling an Election Therein;~~
3. ~~**Adopt Proposed Resolution No. 4763**, a Resolution of the Board of Directors of Eastern Municipal Water District, Acting as the Legislative Body of Community Facilities District No. 2002-07 (Pacific Mayfield), Certifying the Results of the November 7, 2007, Special Tax and Bond Elections; and~~
4. ~~**Adopt Ordinance No. 144**, an Ordinance of the Board of Directors of Eastern Municipal Water District, Acting as the Legislative Body of Community Facilities District No. 2002-07 (Pacific Mayfield), Authorizing the Levy of a Special Tax Within Improvement Areas A and B of Such District~~

M-349/07

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

1. **Consider Adoption of Minute Order**

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

IV. **Approval of Minutes**

M-350/07

A. Regular Meeting of October 17, 2007

1. **Consider Adoption of Minute Order**

M-351/07

B. Special Board Meeting of October 30, 2007

1. **Consider Adoption of Minute Order**

None

V. **Board Committee Reports**

None

VI. Letters of Correspondence to the Board of Directors

VII. Consent Calendar

M-352/07

- A. Endorse the Service Plus! Quarterly Drawing Winners – Robin Clayton, Allan Freetage, Cor Schouten, and Teri Vaughn

M-353/07

- B. Approve and Authorize Execution of a Lease Agreement with Nextel of California, Inc.

R-3345.22

- C. **Adopt Proposed Resolution No. 3345. 22**, Amending Exhibit “A ” – Classification of Positions

R-4764

- D. **Adopt Proposed Resolution No. 4764**, Authorizing Signature of Grant Application and Related Documents for Funding Under the Small Community Wastewater Grant (SCWG) Program for Quail Valley Sewer System Design

Annexation

- E. Annexation of Parcel No. U-30-07-6 to Improvement District No. U-30 (Angel Alvarado - Tract 34073)

M-354/07

1. **Consider Adoption of Minute Order**, Approving the Map and Legal Description for Parcel No. U-30-07-6 and Order Such Map and Legal Description Filed With the Secretary; and

R-4765

2. **Adopt Proposed Resolution Nos. 4765**, Annexing Parcel No. U-30-07-6 to Improvement District No. U-30 of EMWD

(End of Consent Calendar)

VIII. Letters From the General Manager

M-355/07

- A. Approve and Authorize an Amendment to the Agreement with ENGen Corporation for Geotechnical Services for Specification No. 1067S – San Jacinto Valley Regional Water Reclamation Facility (SJVRWRF) Equalization Basins
1. **Consider Adoption of Minute Order**

~~Deferred to 11/21/07~~

- ~~B. 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~~

M-356/07

- C. Approve and Authorize the Administrative Award of Necessary Contracts, Agreements, and Purchase Orders for Construction of Reservoir Maintenance and Improvements 2007/08
1. **Consider Adoption of Minute Order**

M-357/07

- D. Approve and Authorize the Administrative Award of Contracts with Necessary Consultants and the Lowest Responsive Bidder for Construction of the Perris Water Filtration Plant State Project Water Supply Pipeline
1. **Consider Adoption of Minute Order**

M-358/07

- E. Approve and Authorize an Amendment to the Agreement with DR McNatty & Associates, Inc., for Information Technology Technical Support
1. **Consider Adoption of Minute Order**

M-359/07

- F. Approve and Authorize a Project to Install SolarBees at Winchester Pond B
1. **Consider Adoption of Minute Order**

M-360/07

- G. Defer the Water Supply Assessment for the Quail Ranch Project, Tentative Tract No. 35530, a Master Planned Community with Up to 1,480 Residential Units, Located North of Gilman Springs Road in the Unincorporated Area of Riverside County, Proposed by Moreno Gilman 650 LLC
1. **Consider Adoption of Minute Order**

M-361/07

- H. Defer Tentative Parcel Map No. 35629, a 143 Acre, Light Industrial Project, North of Eucalyptus Avenue and East of Redlands in the City of Moreno Valley, Proposed by Highland Fairview Properties
1. **Consider Adoption of Minute Order**

M-362/07

- I. Defer Tentative Parcel Map No. 35679, a 117 Acre, Distribution Warehouses Project, South of State Route 60 and East of Moreno Valley Auto Mall in the City of Moreno Valley, Proposed by Prologis
1. **Consider Adoption of Minute Order**

Deferred to 11/21/07

- J. ~~Adopt Proposed Ordinance No. 72.23, Revising the District's Requirements for Conservation~~

Claim

M-363/07

- K. Deny Claim Against the District, Filed by Manjit Toor (Subway Sandwiches) for Loss of Revenue
1. **Consider Adoption of Minute Order**

IX. Closed Session

Not discussed

- A. Re: Camp Pendleton Four-Party Agreement Claim
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation

Legal Counsel provided status report – no action taken

- B. Re: Soboba Settlement
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation

Legal Counsel provided status report – no action taken

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

Cancelled

- D. Re: EMWD vs. JWS
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation

Discussion only, more information will be provided at next meeting

- E. Re: EMWD Temecula Property
Government Code Section 54956.9
Conference with Legal Counsel

*M-364/07
Board authorized to proceed with binding arbitration*

- F. Re: EMWD vs. Tajik
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation

M-365/07
Board authorized to
approve provisions
in the agreement

- G. Re: Pechanga Recycled Water Agreement – Binding Arbitration Issue
Government Code Section 54956.9
Conference with Legal Counsel

M-366/07

ADJOURNMENT

Adjourned the meeting to Wednesday, November 21, 2007, 9:00 a.m.