

# Report!



## Board of Directors Summary for **February 6, 2008**

**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 concluded the refunding of the 2001B Refunding bonds this period with a NPV savings of \$7.3 Million to the District during a period of extreme volatility and uncertainty in the Municipal Bond Market later this morning; I'll be talking about preparations for the next issue.
- Charlie, Director Sullivan and I met with the City of Perris and several developers to talk about water and sewer service to the industrial developments planned for the area generally bounded by Ellis Ave on the north, Mapes road on the south, Case road to the east and A street to the west.
- Director Sullivan, Slawson and I met with Chuck Washington and Rick Bishop from WRCOG to discuss membership. We are basically agreeing to a one year trial membership, at the Associate level, under some sort of a MOU beginning with the new fiscal year. I'll be meeting with Rick later in the month to go over the details.

#### **Future Activities**

- The General Managers of the agencies that sponsored the Crisis Roundtable will be meeting to develop a plan for follow up on the interest raised in the cities and to further the coordination between the land planning agencies and the water purveyors.
- Director Sullivan, Claire and I will be in Washington next week. We will have some discussion of our priorities later this morning.

#### **Follow Up From Previous Board Meetings**

- Yesterday, the scheduled phone conference with Vince Burkett of Ventyx was delayed for a second time due to illness on the part of the CEO. It has been rescheduled to tomorrow at 12:00. We have a closed session item on this later this morning.
- Chuck will address the SRF funding options in committee next week.

### Operational Highlights

- We received 11 projects for plan check which is not too much lower than historical January numbers, but we have seen some preliminary numbers from our review of the absorption studies that are lower than the numbers we currently are using for planning. We will present the preliminary report at the next Board Work Session. We also installed only 100 new meters last month, which may be a seasonal decline, but we had done 600 to 700 meters a month in past years.
- We are also seeing a significant increase in the number of meters in the system that are not showing any usage. There may be a number of reasons for a meter to be inactive, but we feel the predominant reason is that the house has been abandoned or foreclosed. We have gone from a historical norm of about 2.7 percent of all active meters to 4.4 percent. This equates to about 6000 meters.
- Because of issues on the State Water Project, MWD will be lowering its SPW/CRA blend at the Skinner Plant, which will result in the finished product water exceeding the secondary water quality standard of 500 mg/l.

### Upcoming Meetings and Events

- The MWD Southern Coalition meeting is this upcoming Friday at 10:00 a.m. in the Board Room.
- The Governor will attend the “Long Range Planning and Water Policy in California” conference on February 11 at the Ontario Convention Center. Supervisor Marion Ashley will be honored among others. According to his local office, the Sketchers site visit is not on the itinerary this trip, but remains an option for future visits.

### Organizational and Administrative Changes

- You will note that we have added an item to the Work Session agenda titled “Comments and Matters of Interest to the Board Members” (or whatever you decide is a better title). This is an opportunity for the Board members to ask questions of staff, request future presentations and information, discuss current and future projects, etc, etc.
- The District conducted its annual recruitment and received over 1500 applications (some individuals applied for more than one position). We will use these applications to fill our entry level positions over the next year.

II. **Comments and Matters of Interest to the Board Members** (Pack)

III. **Directors’ Activities Report** (Pack)

A. ACWA Sacramento (*January 23 - 25*) (Record)

B. 3rd District EDA Forum (*January 31*) (Slawson/Sullivan/Kuebler/Paule)

C. WRCOG Meeting (*January 31*) (Slawson/Paule)

**Not attended** D. Murrieta/Temecula Group (*February 1*) (Sullivan/Kuebler)

E. Inland Empire Water Crisis (*February 1*) (All)

**Not attended** F. Wake Up Perris (*February 5*) (Sullivan)

G. (Others?)

1. Sacramento Farming Symposium (*January 29*) **(Record)**
2. Meeting with Emmerson & Cook (*January 29*) **(Record)**

**IV. Matters Which Will Require Board Action **(Pack)****

A. Review of February 6, 2008 Agenda Items (*If Needed*)

1. Agenda Item No. VIII.D.: Award of Consulting Contract for Installation of Intrusion Detection Systems (IDS) / Intrusion Prevention Systems (IPS) for Payment Card Industry (PCI) Compliance to Nexus IS
2. Agenda Item No. VIII.H.: Approve and Authorize the General Manager to Select an Underwriting Financing Team for the Upcoming Certificates of Participation (COP) Bond Issue to Provide Partial Funding of the District's Capital Improvement Plan

B. (Others?)

None

**V. Presentations To EMWD (Guest Speakers)**

**VI. Response Items / Status Reports / Information Items**

- A. MWD Update (*10 minutes*) **(Record/Harrison)**
- B. SAWPA Update (*10 minutes*) **(Sullivan)**
- C. Appropriations Request (*15 minutes*) **(Harrison)**
- D. Water Supply Assessments (*20 minutes*) **(Mortazavi)**
- E. Engineering Consultant Selection Approach (*15 minutes*) **(Mouawad)**
- F. Building Landscaping Phase II Update (*15 minutes*) **(Iverson/Lewis)**
- G. December Financial Reports (*15 minutes*) **(Robinson)**

Deferred

Deferred

Deferred

**VII. Closed Session**

Discussed after Board Meeting

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

Discussed after Board Meeting

- B. Re: EMWD vs. Indus  
Government Code Section 54957.1  
Conference with Legal Counsel  
One Litigation Case

Discussed after Board Meeting

- C. Re: EMWD vs. JWS (Aguilera)  
Government Code Section 54956.9  
Conference with Legal Counsel  
One Litigation Case

**Adjournment **(Slawson)****

**Board Meeting**

**I. Recognitions **(Slawson, C.I. Officer)****

- A. Service Awards

*Micki Collins, 15 years; Selena Moorehead, 10 years*

None

B. Proclamations/Academic Achievements/Others

M-31/08

Approve and Authorize the Addition to the Agenda Closed Session Item No. IX.D.: Anticipated Litigation - One Potential Litigation Case

1. **Consider Adoption of Minute Order**

M-32/08

Approve and Authorize the Addition to the Agenda Item No. VIII.I.: Approve and Authorize the Fiscal Year 2009 Federal Appropriations Requests

1. **Consider Adoption of Minute Order**

II. **Public Hearings**

A. Hearing to Adopt All Items Pertaining to CFD No. 2006-53 (Western Village)

R-4782

1. **Adopt Proposed Resolution No. 4782**, a Resolution of the Board of Directors of Eastern Municipal Water District, Establishing Community Facilities District No. 2006-53 (Western Village) and Authorizing the Levy of Special Taxes, and Calling an Election Therein;

R-4783

2. **Adopt Proposed Resolution No. 4783**, a Resolution of the Board of Directors of Eastern Municipal Water District, Acting as the Legislative Body of Community Facilities District No. 2006-53 (Western Village), Determining the Necessity to Incur Bonded Indebtedness Within Community Facilities District No. 2006-53 (Western Village) and Calling an Election Therein;

R-4784

3. **Adopt Proposed Resolution No. 4784**, a Resolution of the Board of Directors of Eastern Municipal Water District, Acting as the Legislative Body of Community Facilities District No. 2006-53 (Western Village), Certifying the Results of the February 6, 2008 Special Tax and Bond Elections; and

O-146

4. **Adopt Ordinance No. 146**, an Ordinance of the Board of Directors of Eastern Municipal Water District, Acting as the Legislative Body of Community Facilities District No. 2006-53 (Western Village), Authorizing the Levy of a Special Tax Within Such District

R-4785

B. **Hearing to Adopt Resolution No. 4785**, a Resolution of Necessity of Eastern Municipal Water District to Acquire Real Property, by Eminent Domain Proceedings for Facilities Construction Related to the Western Way Pump Station Project

R-4791

C. **Hearing to Adopt Resolution No. 4791**, a Resolution of Necessity of Eastern Municipal Water District to Acquire Real Property, by Eminent Domain Proceedings, for Facilities Construction Related to the Chase Road Well Site Project

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

IV. **Approval of Minutes**

M-33/08

A. Adjourned Regular Meeting of January 23, 2008

1. **Consider Adoption of Minute Order**

None

**V. Board Committee Reports**

**VI. Letters of Correspondence to the Board of Directors**

*Reply mailed following the Board Meeting*

A. Email received from Mr. Art Ycedo in regards to a low-flush toilet rebate not received.

*Reply mailed following the Board Meeting*

B. Email received from Mr. Jim Clark in regards to excellent customer service received from Kim Domenigoni and Carl Burton.

*Information needed - reply forthcoming*

C. Email received from Ms. Christina Olmedo, Crescenta Valley Water District, in regards to Water Supply Assessments.

**VII. Consent Calendar**

**Annexations**

A. Annexation of Parcel Nos. U-27-08-2 and U-28-08-2 to Improvement District Nos. U-27 and U-28 (First Industrial Realty Trust, Inc. - PM 16849)

*M-34/08*

1. **Consider Adoption of Minute Order**, Approving the Map and Legal Description for Parcel Nos. U-27-08-2 and U-28-08-2 and Order Such Maps and Legal Descriptions Filed With the Secretary; and

*R-4792, R-4793*

2. **Adopt Proposed Resolution Nos. 4792 and 4793**, Annexing Parcel Nos. U-27-08-2 and U-28-08-2 to Improvement District Nos. U-27 and U-28 of EMWD

B. Annexation of Parcel Nos. U-35-08-3 and U-36-08-3 to Improvement District Nos. U-35 and U-36 (Standard Pacific Homes - Tract T-34180-4)

*M-35/08*

1. **Consider Adoption of Minute Order**, Approving the Map and Legal Description for Parcel Nos. U-35-08-3 and U-36-08-3 and Order Such Maps and Legal Descriptions Filed With the Secretary; and

*R-4794, R-4795*

2. **Adopt Proposed Resolution Nos. 4794 and 4795**, Annexing Parcel Nos. U-35-08-3 and U-36-08-3 to Improvement District Nos. U-35 and U-36 of EMWD

C. Annexation of Parcel Nos. U-35-08-4 and U-36-08-4 to Improvement District Nos. U-35 and U-36 (Woodside Homes - Tract T-34180-3)

*M-36/08*

1. **Consider Adoption of Minute Order**, Approving the Map and Legal Description for Parcel Nos. U-35-08-4 and U-36-08-4 and Order Such Maps and Legal Descriptions Filed With the Secretary; and

*R-4796, R-4797*

2. **Adopt Proposed Resolution Nos. 4796 and 4797**, Annexing Parcel Nos. U-35-08-4 and U-36-08-4 to Improvement District Nos. U-35 and U-36 of EMWD

**(End of Consent Calendar)**

## VIII. Letters From the General Manager

M-37/08

- 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 Cactus Feeder Project
1. **Consider Adoption of Minute Order**

M-38/08

- B. Approve and Authorize the Rejection of All Bids Received Under Specification No. 1123, Administrative Office Expansion, and the Re-Bid of the Project
1. **Consider Adoption of Minute Order**

M-39/08

- C. Approve and Authorize a Project for the Direct Installation of 4,000 High-Efficiency Toilets
1. **Consider Adoption of Minute Order**

M-40/08

- D. Approve and Authorize Award of Consulting Contract for Installation of Intrusion Detection Systems (IDS) / Intrusion Prevention Systems (IPS) for Payment Card Industry (PCI) Compliance to Nexus IS
1. **Consider Adoption of Minute Order**

Deferred

- ~~E. Approve and Authorize an Engineering Services Agreement with CH2M HILL for a Feasibility Study of the Perris Valley Regional Water Reclamation Facility (PVRWRF) Plant 1 Upgrade~~

M-41/08

- F. Approve and Authorize Change Order for Construction of the Chambers Tank Recycled Water Conversion and Associated Pipeline
1. **Consider Adoption of Minute Order**

M-42/08

- G. Approve and Authorize a Purchase Order with Zenon Environmental Corporation for Membrane Modules at the Perris Water Filtration Plant
1. **Consider Adoption of Minute Order**

M-43/08

- H. Approve and Authorize the General Manager to Select an Underwriting Financing Team for the Upcoming Certificates of Participation (COP) Bond Issue to Provide Partial Funding of the District’s Capital Improvement Plan
1. **Consider Adoption of Minute Order**

M-44/08

- I. Approve and Authorize the Fiscal Year 2009 Federal Appropriations Requests
1. **Consider Adoption of Minute Order**

## IX. Closed Session

*Legal Counsel gave report on status of negotiation and was provided instructions*

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

*Legal Counsel provided status*

- B. Re: EMWD vs. Indus  
Government Code Section 54957.1  
Conference with Legal Counsel  
One Litigation Case

*Legal Counsel was given authority to settle case*

- C. Re: EMWD vs. JWS (Aguilera)  
Government Code Section 54956.9  
Conference with Legal Counsel  
One Litigation Case

***Legal Counsel was  
given instructions***

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

***M-45/08***

**ADJOURNMENT**

***Adjourned the meeting to a Special Work Session, Thursday, February 14, 2008,  
3:00 p.m., then to Wednesday, February 20, 2008, 9:00 a.m.***