

EASTERN MUNICIPAL WATER DISTRICT
BOARD OF DIRECTORS
(REGULAR MEETINGS HELD THE FIRST AND THIRD WEDNESDAY OF EACH MONTH)
Regular Meeting
AGENDA
August 19, 2009
1:00 p.m.

Pledge of Allegiance

Welcome and 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** (Sullivan, C.I. Officer)
 - A. Service Awards
 - B. Proclamations/Academic Achievements/Others
- II. **Discussions and/or Comments by Board Members**
- III. **Approval of Minutes**
 - A. Regular Meeting of August 5, 2009
 - 1. **Consider Adoption of Minute Order**
- IV. **Board Committee Reports** (Receive & File)
 - A. Executive Committee (*August 12*)
 - B. Operations & Engineering Committee (*August 13*)
- 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.

Engineering

- A. Approve and Authorize a Construction Change Order for Sanderson and Menlo Avenue Waterline Relocations

Engineering

- B. Approve and Authorize an Award of Necessary Contracts, Agreements, and Purchase Orders for Completion of Specification No. 1126W, Diamond Valley I Booster Bypass

Engineering

- C. Approve and Authorize an Engineering Services Agreement with CH2M Hill for the Design of the Temecula Valley Regional Water Reclamation Facility 23-MGD Expansion Project

Resource Dev.

- D. Approve and Authorize the Appropriation of Funds for Rebates to Customers' in the Residential and Commercial Sectors

Operations & Maint.

- E. Approve and Authorize an Amendment to the 2009 Annual Agreement with AECOM USA Inc., for Recycled Water Landscape Plan Checking Services

Resource Dev.

- F. Approve and Authorize Additional Appropriation of Funds for the Perris II Desalter Exploratory Drilling and Preparation of Well Site Purchase Agreements

Executive – Fin.

- G. **Adopt Proposed Resolution No. 3290.17**, Reaffirming the Statement of Investment Policy

Annexation

Operations & Maint.

- H. Annexation of Parcel No. U-20-09-2 to Improvement District No. U-20 (Garfield Beach CVS, LLC - PM 35888-1)

- 1. **Consider Adoption of Minute Order**, Approving the Map and Legal Description for Said Parcel No. U-20-09-2 and Ordering Such Map and Legal Description Filed with the Secretary; and
- 2. **Adopt Proposed Resolution No. 4942**, Annexing Parcel No. U-20-09-2 to Improvement District No. U-20 of the Eastern Municipal Water District.

I. Reports for the Month of July, 2009 (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 July, 2009
- * 7. Treasurer's Report for the month of July, 2009

(End of Consent Calendar)

VII. Letters From the General Manager

Engineering

- A. **Adopt Proposed Resolution No. 4943**, Adopting Findings of Fact, Statement of Overriding Considerations, and a Mitigation Monitoring and Reporting Program, and Certifying the Environmental Assessment/Final Program Environmental Impact Report for the Recycled Water System Pressurization and Expansion Project, State Clearinghouse No. 2008011108

Engineering

- B. Authorization to File Notice of Determination for the Recycled Water System Pressurization and Expansion Project (State Clearinghouse No. 2008011108)
 - 1. **Consider Adoption of Minute Order**

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: Real Property Proposals/Negotiations
Government Code Section 54956.8
Conference with Legal Counsel
- C. Re: EMWD vs. San Jacinto Z, LLC
Government Code Section 54956.9
Conference with Legal Counsel
One Litigation Case

- D. Re: Memorandum of Understanding (MOU) Negotiations Update
Government Code Section 54957.6
Labor Negotiator: Anthony J. Pack
Employee Organization: IBEW Local 1436

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

(Sullivan)

AVAILABILITY OF AGENDA MATERIALS - *Agenda exhibits and other writings that are disclosable public records distributed to all or a majority of the members of the Eastern Municipal Water District Board of Directors in connection with a matter subject to discussion or consideration at an open meeting of the Board of Directors are available for public inspection in the District's office, at 2270 Trumble Road, Perris, California ("District Office"). If such writings are distributed to members of the Board less than 72 hours prior to the meeting, they will be available from the District's Board Secretary of the District Office at the same time as they are distributed to Board Members, except that if such writings are distributed one hour prior to, or during the meeting, they can be made available from the District's Board Secretary in the Board Room of the District's Office.*

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.*