

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

AGENDA

November 18, 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. Discussions and/or Comments by Board Members

II. Approval of Minutes

- A. Regular Meeting of November 4, 2009
 - 1. **Consider Adoption of Minute Order**

III. Board Committee Reports

(Receive & File)

- A. Operations and Engineering Committee (*November 16*)
- B. Planning Committee (*November 16*)

IV. Letters of Correspondence to the Board of Directors

V. 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 the Administrative Award of Necessary Contracts, Agreements, and Purchase Orders for Construction of the Gibbel Road Four Million Gallon Recycled Tank and Pipeline

Engineering

- B. Approve and Authorize Engineering Design and Environmental Services Agreements with Krieger and Stewart Inc., and Helix Environmental Planning Inc., for Re-Design of Recharge Ponds and Pipelines at the New U.S. Fish and Wildlife-Specified Recharge Area, CEQA/NEPA Revisions and Permit Amendments for Hemet/San Jacinto Integrated Recharge and Recovery Program

Engineering

- C. Approve and Authorize an Engineering Services Agreement with Hunsaker & Associates, Inc., for the Whitewood Gravity Sewer

Engineering

- D. Approve the Request to Allow Prepayment of Sewer Financial Participation Charges in Response to the Potential Moratorium within Rancho California Water District

Operations & Maint.

- E. Approve and Authorize a Contract Extension with Tule Ranch/Magan Farms for Removal and Reuse of District Generated Biosolids

Operations & Maint.

- F. Approve and Authorize a Project for the Implementation of a Backflow/Cross Connection Program

Annexation

Operations & Maint.

- G. Annexation of Parcel No. U-17-09-2 to Improvement District No. U-17 (Robert and Dawn Andrei - APN 456-050-014, 456-050-028, and 456-050-029)

1. **Consider Adoption of Minute Order**, Approving the Map and Legal Description for Said Parcel No. U-17-09-2 and Ordering Such Map and Legal Description Filed with the Secretary; and
2. **Adopt Proposed Resolution Nos. 4953**, Annexing Parcel No. U-17-09-2 to Improvement District No. U-17 of the Eastern Municipal Water District.

H. Reports for the Months of October, 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. Special Funding Districts Status Report
4. Water Supply Conditions
- * 5. Change Orders to Specifications Issued October, 2009
- * 6. Treasurer's Report for the month of October, 2009

(End of Consent Calendar)

VI. Negative Declaration

Bachmann

- A. Approve and Authorize CEQA Certification of the Ellis Water Storage Tank Replacement Project – Addendum to Final Initial Study and Mitigated Negative Declaration
1. **Consider Adoption of Minute Order**

VII. Letters From the General Manager

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: EMWD vs. San Jacinto Z, LLC
Government Code Section 54956.9
Conference with Legal Counsel
One Litigation Case
- C. Re: Real Property Negotiations
Government Code Section 54956.8
Owner's Negotiators: Mike Naggar and Sam Alhadeff
District Negotiator: Anthony J. Pack
Conference with Legal Counsel
- D. Re: Soboba Settlement
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation

- E. Re: One Potential Litigation (City of Murrieta)
Government Code Section 54956.9b
Conference with Legal Counsel
- F. Reports:
 - 1. EMWD Tort Liability Claims
Updates from 8/29/09 – 10/09/09

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

(Kuebler)

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.*