

Report!



Board of Directors Summary for **September 6, 2006**

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

- Charlie will give an update on the Perris Valley Pipeline as part of his report. I met with Debra Man on Friday, August 18, to develop a plan to tie up the loose ends from the contractor's default. Charlie also had additional meetings with Black & Veatch and MWD to iron out the details. We will also schedule a briefing on the WMWD IWRP briefing at a future Board Work Session.
- Directors Record and Slawson and Charlie and I met with the City of San Jacinto's Mayor and staff to discuss problem areas and issues.
- Staff met with representatives of the Pechanga Tribe to discuss availability and administrative procedures for providing recycled water to the reservation.
- Directors Record, Slawson, and Charlie and I met with the Mayor, Council Member Yarborough and city staff from Perris to discuss the Perris Water Filtration Plant Supply Pipeline project and the ROW issues along with several other issues on Thursday, August 31.

Future Events

- Directors Record and Sullivan, as well as Claire and I will be in Washington the week of September 18. We will still have the Board meeting on September 20.
- Staff will be providing an orientation and tour to future Assemblyman Paul Cook on next Wednesday, September 13. We will develop an itinerary after his staff notifies us of the timing of his visit.
- General Manager will attend an Infrastructure Financing Conference in San Diego on Friday, September 21.

Items of Interest to the Board

- On Wednesday, August 30, we met with Jon Hutchison, Deputy Director, County Real Estate Division. The County has an interest in leasing or constructing 100,000 square feet for social services using 10 to 15 acres. I have asked Bond Counsel to explore establishing a 501(c)(3) A6 to oversee the real estate transaction. We will meet again in two weeks. There is also a possibility for additional County use.

- Staff has been asked to provide a presentation on our energy programs at the next MWD Member Agency Managers Meeting.
- The employee picnic is Saturday, September 16, at Castle Park in Riverside. We have provided you with a flyer.
- Staff has distributed a list of the current positions and board vacancies for the Santa Ana Regional Water Quality Control Board. If you know of any individuals who are qualified and willing to serve, please provide those names and SAWPA will support their nomination.

Operational Highlights

- I have attached our water consumption graph for the summer months. Water consumption graph was distributed
- On today's Agenda you will notice a large number of items under the "Letters from the General Manager". We have been placing all Board letters, regardless of importance under this heading if **they have not been to a board committee meeting**. Does the Board wish us to continue this process or use the staff's judgment as to which items should be on consent and which should be emphasized?
- The District again experienced a large number of lightening strikes and power outages over the weekend, which required a call-out of personnel.

Upcoming Meetings

- The District will host the Southern Coalition meeting this week on Friday, September 8.
- The Bureau of Reclamation has called for a meeting with a number of their regional staff and two of their Deputy Commissioners on Friday to discuss how the Bureau should process Title XVI requests and the availability of funding for the program. The meeting will be at Inland Empire Utilities Association (IEUA) from 10:00 a.m., until 2:00 p.m. The General Managers will have a conference call tomorrow to coordinate our responses.
- The District will host the ACWA Region 9 meeting on Thursday, September 7. This meeting was moved from September 18.
- District staff will be meeting with staff from the City of Moreno Valley on water quality problems with the irrigation water supplied to the City Parks Department from our Landmark Pond. We have taken a number of immediate actions and it appears we have a handle on the problem, but I wanted to follow up with a face-to-face meeting.

Organizational and Administrative Changes

- Touissaint Williamson

II. Discussions and/or Comments by Board Members

(Pack)

A. Directors' Activity Report

1. Joint Meeting with Western MWD (August 17)
2. Olive Avenue Sewer Meeting (August 18)

(Slawson/Sullivan)

(Sullivan)

- 3. City of Perris Meeting (August 22) (Sullivan)
- 4. Visitors Tour (August 24) (Sullivan)
- 5. Urban Water Institute (August 29) (Record)
- 6. City of San Jacinto (August 31) (Record/Slawson)

B. (Others?)

III. Matters Which Will Require Board Action (Pack)

- A. Review of September 6, 2006 Agenda Items (*If Needed*)
- B. Ecosystem Restoration Program Status Report (Garner)

IV. Presentations To EMWD (Guest Speakers)

V. Response Items / Status Reports / Information Items

- A. MWD Update (*10 minutes*) (Record/Harrison)



LEGISLATIVE AFFAIRS DEPARTMENT

MWD BOARD MEETING HIGHLIGHTS

AUGUST 22, 2006

The Metropolitan Water District of Southern California (MWD) held its monthly Asset and Recreation Committee, Executive Committee, and Special Committee on Human Resources meetings on August 22, 2006. At these meetings, the MWD Directors:

- Deferred action on entering into a farm lease on MWD parcels located in the Palo Verde Valley. Of interest to the District is Director Record's comment during the committee meeting that he would like MWD staff to engage in discussions with the farmer who leases the land to participate with Met in a pilot program for use of biosolids on the land. This comment was received favorably by other committee members that indicated they would like to see Met be a part of a biosolids solution. The General Manager said in addition to the biosolids issue staff will look at developing agreements with farmers who would agree to experiment with irrigation practices such as watering with less than the standard amount of water.
- Heard a quarterly report on MWD real estate activities including a report on the City of Hemet's proposed annexation of land along Warren Road near Diamond Valley Lake.
- Discussed pay for performance for department heads. The Directors also discussed the "Award for Excellence Program". The General Manager of MWD likes both these programs as he feels they are good for morale. Thirty unrepresented employees are eligible for pay for performance. Several Directors expressed concern with these programs. Next month there will be presentations that will describe both these programs and make recommendations. The Board will take action at that time.
- Went on a tour of the Eagle Rock facility.

B. SAWPA Update (*10 minutes*) (Slawson/Sullivan/Pack)

C. Skinner/Mills Shutdown Report (*10 minutes*) (Ghaderi)

D. Legislative Update (*15 minutes*) (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: Aguilera vs. JWS Associates and EMWD
. Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation Case

Not discussed C. Re: Hemet/San Jacinto Integrated Recharge and Recovery Project –
. San Jacinto Z, LLC Development
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation Case

Not discussed D. Re: EMWD vs. Theresa Fontno – Manzanita Tank Settlement Case
. Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation

Not discussed E. Re: Assurance Co. of America vs. EMWD
. Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation

Not discussed F. Re: EMWD vs. Huang/Lee RIC 416192
. Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation

Not discussed G. Re: Personnel
. Government Code Section 54957
Annual Performance Evaluation of the General Manager

Not discussed H. Re: EMWD vs. American Guarantee
. Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation

Adjournment

(Record)

BOARD MEETING

I. Recognitions

(Record, C.I. Officer)

A. Service Awards

**Terri Guerrero, Anna Marie Kalan and Rhonda
Schafer - 15 yrs; Linda Robbins - 20 yrs**

B. Community Partnering Recognition **Community Pantry expressed appreciation to the Board**

None

C. Proclamations/Academic Achievements/Others

II. Discussions and/or Comments by Board Members

III. Approval of Minutes

M-254/06

A. Regular Meeting of August 16, 2006
1. **Consider Adoption of Minute Order**

None

IV. Board Committee Reports

None

V. Letters of Correspondence to the Board OF DIRECTORS

VI. Consent Calendar

M-255/06

A. Ratify and Approve a Change Order to Falcon General Engineering, Purchase Order No. 48613 for the Well 29 Ammonia Feed System and On-site Chlorine Generation System

M-256/06

B. Approve and Authorize a Project for the Reach 4 Energy Dissipater Valve Replacement and Sleeve Valve Installation

Annexations

C. Annexation of Parcel Nos. U-29-06-7 and U-30-06-7 to Improvement District Nos. U-29 and U-30 (Jesse Olsen - APN 322-280-002)

M-257/06

1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U-29-06-7 and U-30-06-7 and Order Such Maps and Legal Descriptions Filed With the Secretary; and

R-4538, R-4539

2. **Adopt Proposed Resolution Nos. 4538 and 4539**, Annexing Parcel Nos. U-29-06-7 and U-30-06-7 to Improvement District Nos. U-29 and U-30 of EMWD

D. Annexation of Parcel No. 3-06-1 to Improvement District No. 3 (John Vasquez - APN 473-100-037)

R-258/06

1. **Consider Adoption of Minute Order**, Approving the Map and Legal Description for Parcel No. 3-06-1 and Order Such Map and Legal Description Filed With the Secretary; and

R-4546

2. **Adopt Proposed Resolution No. 4546**, Annexing Parcel No. 3-06-1 to Improvement District No. 3 of EMWD

(End of Consent Calendar)

VII. Letters From the General Manager

M-259/06

A. Approve and Authorize the Highway 74 Automated Meter Reading Retrofit Project
1. **Consider Adoption of Minute Order**

Deferred to 9/20/06

B. Approve and Authorize the Water Supply Assessment for the Commons at French Valley, Proposed by Regency Centers

1. **Consider Adoption of Minute Order**

**Deferred to
9/20/06**

- C. ~~Approve and Authorize the Water Supply Assessment for the Commerce Pointe Menifee Project, Proposed by Pac Ten Partners~~

1. **Consider Adoption of Minute Order**

M-260/06

- D. Approve and Authorize an Amendment to the Agreement with Daniel B. Stephens and Associates, Inc., for Constructing Two Monitoring Wells at the Moreno Valley Regional Water Reclamation Facility, and Allocate Additional Funding

1. **Consider Adoption of Minute Order**

M-261/06

- E. Approve and Authorize Additional Appropriation of Funds for the Moreno I Booster Upgrade

1. **Consider Adoption of Minute Order**

M-262/06

- F. Approve and Authorize an Amendment to the Annual Agreement with SCEC for Environmental Services

1. **Consider Adoption of Minute Order**

M-263/06

- G. Approve and Authorize Funding for Acquisition and Implementation of Municipal Software (CityView)

1. **Consider Adoption of Minute Order**

M-264/06

- H. Approve and Authorize Additional Appropriation to Replace Approximately 850 Linear Feet of 36-inch Diameter Sewer and Reinforce Existing 36-inch Diameter Recycled Water in Diaz Road

1. **Consider Adoption of Minute Order**

M-265/06

- I. Approve and Authorize an Amendment to the Agreement with Engineering Resources of Southern California for North San Jacinto Raw Water Facilities

1. **Consider Adoption of Minute Order**

M-266/06

- J. Approve and Authorize Appropriation and Payment of Required Matching Non-Federal Funds for the Federal Fiscal Year 2005 for the Design of Regional Water Related Infrastructure Design Project

1. **Consider Adoption of Minute Order**

M-267/06

- K. Approve and Authorize the Administrative Award of Necessary Contract, Agreements, and Purchase Orders for Construction of Craig Avenue Booster Waterline Relocation

1. **Consider Adoption of Minute Order**

R-1854.19

- L. **Adopt Proposed Resolution No. 1854.19**, Amending Exhibit "A" to the District's Standard Conflict of Interest Code

R-4547

- M. **Adopt Proposed Resolution No. 4547** Approving a Joint Community Facilities Agreement with the Menifee Union School District and Keystone Menifee 68, LLC and Gallery Estates Partners, LLC, for Community Facilities District No. 2006-4 of the Menifee Union School District

R-4548

- N. **Adopt Proposed Resolution No. 4548** Approving a Joint Community Facilities Agreement with the Moreno Valley Unified School District and Daniel R. Moothart and Charles F. Moothart, for Community Facilities District No. 2006-4 of the Menifee Union School District

**Deferred to
9/20/06**

- O. ~~**Adopt Proposed Resolution No. 4549**, Determining that the Special Tax of Said Community Facilities District Shall Cease to be Levied on Certain Property Located Therein, and Authorizing and Directing the Recordation of a Notice of Cancellation of Special Tax for Community Facilities District No. 2003-20 (Corman Leigh Communities)~~

- R-4550** P. **Adopt Proposed Resolution No. 4550**, in Support of Amendment of Water Codes Sections 1209 through 1212
- R-4551, R-4552** Q. **Adopt Proposed Resolution Nos. 4551 and 4552**, in Connection with the Establishment of Community Facilities District 2006-52 (Nelson)
- R-4553** R. **Adopt Proposed Resolution No. 4553**, Approving a Joint Community Facilities Agreement with the Hemet Unified School District and Seventh Lyon LLC, (Cameo Homes), for Community Facilities District No. 2005-7 of the Hemet Union School District
- M-268/06** Approve and Authorize the Addition to the Agenda Closed Session Item No. VIII.I.: EMWD vs. Tajik
 - 1. **Consider Adoption of Minute Order**

VIII. Closed Session

- Legal Counsel provided status report – no action taken** A. Re: Camp Pendleton Four-Party Agreement Claim
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation
- Not discussed** B. Re: Aguilera vs. JWS Associates and EMWD
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation Case
- Not discussed** C. Re: Hemet/San Jacinto Integrated Recharge and Recovery Project – San Jacinto Z, LLC Development
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One Potential Litigation
- Not discussed** E. Re: Assurance Co. of America vs. EMWD
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation
- Settlement Authority was granted to Legal Counsel** F. Re: EMWD vs. Huang/Lee RIC 416192
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation
- Deferred** G. Re: Personnel
Government Code Section 54957
Annual Performance Evaluation of the General Manager

Not discussed

- H. Re: EMWD vs. American Guarantee
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation

**Settlement
Authority was
granted to Legal
Counsel**

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

M-269/06

ADJOURNMENT

***Adjourned the meeting to Wednesday, September 20,
2006, 9:00 a.m.***