

Report!



Board of Directors Summary for **August 22, 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

- Ravi has been working with staff on reviewing the proposed water supply allocations and attended another meeting with MWD on Friday at MWD. He will give a report on the progress later this morning and we will provide a more detailed analysis in the committee meetings and the September 5 Work Session.

Future Events

- The judge has asked for a delay in the trial start date in the Four-Party lawsuit. Gerry will have more information later in the morning.
- Ravi will attend the MWD Manager's meeting on Friday as well as another meeting on the MWD Water Allocation Plan.
- Jayne Joy, Gerry Shoaf and I will meet with the County District Attorney (D.A.) over the spill at the Moreno Valley Treatment Plant that was not reported in a timely manner. MWD is also responding to the D.A. on a spill at the Mills Water Treatment Plant and Jeff Kightlinger has asked for a meeting with EMWD and WMWD to discuss a joint response.

Items of Interest to the Board

- The Special Funding District Team met last Thursday to consider revisions to our guidelines for the formation and funding of Community Facilities Districts (CFDs) and Assessment Districts (ADs) in light of the problems with the building industry and the ability to obtain funding. We will be developing these guidelines in the Board committee meetings during the next month and will bring them back to the full board in the future. Currently 9.1 percent of all properties in District sponsored land financings are delinquent.
- We have received the latest draft 1110.2 Air Quality Regulation. Staff is still reviewing but it appears that all of the major issues that we raised in our meetings with Air Quality Management District (AQMD), have been resolved in our favor. We will schedule an update at the next Work Session.

- Several Board members have asked about our program to establish high quality video conferencing. We have been looking at options for some time; however, the project is currently on hold pending MWD's upgrade of their systems. MWD will be our largest utilization and our system has to be compatible. In addition, we have a lack of bandwidth, which we may be able to address through a microwave link to the Mills Water Treatment plant.
- The burn of the San Jacinto Wetlands is currently scheduled for the week of September 24, but may be delayed because of the high fire danger.

Operational Highlights

- The Ag Reduction and Recertification letters went out to all 130 accounts on August 9. We have received a number of calls to date in response to the letters.
- MWD held a conference call on the Fluoride Implementation schedule on Monday. We still have a problem obtaining a supply of fluosilicic acid, but our facilities implementation, community outreach, and employee training programs are all on track.
- Senior staff is currently reviewing the 5 - and 10-Year CIPs and the financial plan for funding the needs. We have reduced the 5-Year CIP by \$200 million by reducing project scopes and deferring implementation, but we still have to address \$996 million of requirements. We will continue to work on this challenge and will come back to the Board in October to present a plan for raising additional revenue.
- Charlie Bachmann and Melanie Nieman will be discussing the Benton Road Closure and the lack of notification provided to Board members. We are now using an e-mail notification process on all interruptions caused by our construction activities. This process is patterned on the Outage Notification process we have used successfully for system interruptions for some time.

Upcoming Meetings

- Jayne Joy will attend a meeting tomorrow in Sacramento on Green House Gas and AB 32 implementation for water and wastewater agencies.
 - A. Recap of Board Committee Meetings
 - 1. Operations & Engineering (*August 9*)
 - 2. Administrative (*August 9*)
 - 3. Executive (*August 13*)
 - B. Items of Information

II. Discussions and/or Comments by Board Members

(Pack)

- A. Directors' Activity Report
 - 1. Perris Planning Commission (*August 15*) **(Sullivan)**
 - 2. CASA (*August 15 - 18*) **(Paule)**
 - 3. Menifee Valley Chamber (*August 16*) **(Sullivan)**
 - 4. Wake-up Moreno Valley (*August 17*) **(Slawson/Record)**
 - 5. Boy Scouts Honoring Supervisor Ashley (*August 17*) **(Paule)**
 - 6. Perris Valley Pipeline Open House (*August 18*) **(Slawson/Paule)**

B. (Others?)

III. Matters Which Will Require Board Action

(Pack)

A. Review of August 22, 2007 Agenda Items (*If Needed*)

B. (Others?)

IV. Presentations To EMWD (Guest Speaker)

A. Brine Concentration – Pilot Study Results (*25 minutes*)

**(Graham Juby,
Carollo Engineers)**

V. Response Items / Status Reports / Information Items

A. MWD Update (*10 minutes*)

(Record/Harrison)

- Received a report on the list of certified assessed valuations for FY 2007/08 along with tabulation of assessed valuations, percentage participation, and vote entitlement of member public agencies as of August 21, 2007. MWD uses a weighted voting system based on assessed valuation. Each member agency is entitled to cast one vote for every \$10 million of assessed valuation of property taxable for district purposes. Assessed valuation is also used to determine how many representatives an agency has on the Board. Each member agency is guaranteed at least one Board member, and receives an additional representative for each five percent of assessed valuation of property that it holds within the district.
- EMWD, once again, had the largest increase in assessed valuation with a 17.9 percent increase (last year was a 26.8 percent increase). WMWD was second with a 16.2 percent increase. EMWD's 2007/087 assessed valuation is \$68,596,372,524 and its vote entitlement is 6,788 or 3.40 percent.
- Heard an update on fluoride implementation. The date for implementation has been pushed back three to four weeks. The Mills Plant will be first, starting on October 29. The Skinner Plant will start fluoridation on November 5. After the presentation by MWD staff, several guest speakers and members of the public provided comments to the Board.
- Appropriated \$790,000 for final design of the two rehabilitation projects at the Skinner Treatment Plant. The two projects are the final design of the Skinner Modules Nos. 5 and 6 Surface Wash and Foam Abatement Pipe Replacement project and the Skinner Solids Equipment Replacement project.
- Authorized \$15 million for the Accelerated Public Sector Water Efficiency Partnership Demonstration Program. Some of the goals of the program are to immediately reduce public sector water use and create new public agency partnerships for the member agencies and MWD. Through the program, MWD will work with member agencies to identify public agencies (within MWD's service areas) that have high potential to achieve accelerated conservation or recycled water use. MWD will enter into agreements to implement water efficiency measures. The Board action was amended in committee to reflect an incentive of \$500 an acre-foot for recycled water hookup (originally was \$250 an acre-foot) for the one-year program.

- Authorized an amendment to the Coordinated Operating Agreement with San Bernardino Valley Municipal Water District to purchase 200,000 acre-feet of previously stored State Water Project (SWP) water. This action is consistent with MWD's Integrated Water Resources Plan goals of 1) increasing water supply reliability 2) maximizing the beneficial use and value of MWD's purchase of previously stored SWP water; and 3) improve the reliability of conveyance systems to move SWP water to the service areas of both districts.
- Heard an update on the developing water supply and demand conditions for 2007. The Colorado River Aqueduct and State Water Project base supplies total approximately 2.17 million acre feet. When combined with the approximately 703 total acre-feet of Water Surplus and Drought Management supplies and other management actions, MWD expects to be able to cover the range of estimated demands for 2007.
- Heard an update on the on-going quagga mussel infestation. Immediate actions include continuous chlorination at Copper Basin, Skinner outlet tower, and Lake Mathews effluent; developing strategies for population control in Lake Skinner and Lake Mathews; controlling remaining adult populations between Copper Basin and Lake Mathews; collaborate with member agencies and the Department of Water and Power on monitoring and control (September 13 workshop) and accelerating control actions to be implemented in phase II action program (September Board meeting).

- B. SAWPA Update (*10 minutes*) **(Slawson/Sullivan/
Pack)**
- C. BIA Schedule and Follow-Up Status (*30 minutes*) **(Bachmann)**
- D. July Financial Report (*15 minutes*) **(Rathbone)**

VI. Closed Session

**Status provided
by Legal Counsel
– no action taken**

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

**Status provided
by Legal Counsel
– no action taken**

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

Adjournment

(Slawson)

Board Meeting

I. Recognitions

- A. Service Awards **Karen Collins and Stella Denison, 15 years;
Susan Hussey, 20 years**
- B. Student Intern Recognition
- C. Proclamations/Academic Achievements/Others

None

II. Discussions and/or Comments by Board Members

M-270/07

III. Approval of Minutes

- A. Adjourned Regular Meeting of August 8, 2007
1. **Consider Adoption of Minute Order**

Receive & File

IV. Board Committee Reports

- A. Operations & Engineering Committee (*August 9*)
B. Administrative Committee (*August 9*)
C. Executive Committee (*August 13*)

V. Letters of Correspondence to the BOARD OF DIRECTORS

Letter of reply to be mailed on 8/22/07

- A. An email was received on August 8, 2007 from Mr. Luis Toriz in regards to a water leak in his meter box.

Letter of reply to be mailed on 8/22/07

- B. An email was received on August 17, 2007 from Ms. Jeannine Fehlow in regards to a utility deposit request.

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.

M-276/07

Note: taken out of order after Item No. VI.F.1.

- A. Approve and Authorize an Amendment to the Agreement with Trans-Pacific Consultant for Professional Surveying Services of Lindenberger Road 18-Inch Recycled and 36-Inch Potable Water Pipelines Under Specification No. 1013W

M-271/07

- B. Approve and Authorize the Administrative Award of Necessary Contracts, Agreements, and Purchase Orders for Preparation of Design-Build Package for the Construction of Del Rio Sewer Improvements

M-272/07

- C. Approve and Authorize Execution of a Listing Agreement for Sale of District Excess Property

M-273/07

- D. Approve Execution of a Cooperative Agreement to Protect Water Quality and Encourage Conjunctive Use of Imported Water

Annexations

- E. Annexation of Parcel Nos. U-27-07-3 and U-28-07-3 to Improvement District Nos. U-27 and U-28 (First Industrial Realty Trust, Inc. - PM 34199)

M-274/07

1. **Consider Adoption of Minute Order**, Approving the Map and Legal Description for Parcel Nos. U-27-07-3 and U-28-07-3 and Order Such Maps and Legal Descriptions Filed With the Secretary; and

R-4731, R-4732

2. **Adopt Proposed Resolution Nos. 4731 and 4732**, Annexing Parcel Nos. U-27-07-3 and U-28-07-3 to Improvement District Nos. U-27 and U-28 of EMWD

- F. Annexation of Parcel Nos. U-35-07-6 and U-36-07-6 to Improvement District Nos. U-35 and U-36 (Antelope Square Investors LLC - APN 338-010-009)

M-275/07

1. **Consider Adoption of Minute Order**, Approving the Map and Legal Description for Parcel Nos. U-35-07-6 and U-36-07-6 and Order Such Maps and Legal Descriptions Filed With the Secretary; and

R-4733, R-4734

2. **Adopt Proposed Resolution Nos. 4733 and 4734**, Annexing Parcel Nos. U-35-07-6 and U-36-07-6 to Improvement District Nos. U-35 and U-36 of EMWD

Receive & File

G. Reports for the Months of June and July, 2007

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
- * 7. Treasurer's Report for the month of July, 2007

- * 8. **Post Audit of Checks for the months of June and July, 2007**

(End of Consent Calendar)

VII. Negative Declarations

M-277/07

- A. Approve and Authorize CEQA Certification of the Winchester Ranch Infrastructure Community Facilities District – Initial Study and Mitigated Negative Declaration, and Mitigation Monitoring Program

1. **Consider Adoption of Minute Order**

M-278/07

- B. Approve and Authorize CEQA Certification of the Oleander Pump Station Transmission Pipelines – Addendum to Final Initial Study and Mitigated Negative Declaration

1. **Consider Adoption of Minute Order**

VIII. Letters From the General Manager

M-279/07

- A. Setting of Time and Place for Public Hearing to Consider Public Comment on Public Health Goals

1. **Consider Adoption of Minute Order**

R-3290.15

- B. **Adopt Proposed Resolution No. 3290.15**, Revising the Statement of Investment Policy

R-3352.15

- C. **Adopt Proposed Resolution No. 3352.15**, Amending the Canyon Lake Sewer Rate Schedule

M-280/07

Canceled Resolution: will be on 9/19/07 agenda as a Public Hearing and Ordinance

- D. ~~**Adopt Proposed Resolution No. 3324.2**, a Resolution of the Board of Directors of Eastern Municipal Water District, Setting the Compensation for Directors and the District's Representative on the Board of Directors of The Metropolitan Water District of Southern California~~

O-70.7

- E. **Adopt Proposed Ordinance No. 70.7**, Revising Established Policies for Compensation, Health Benefits and Authorized Reimbursement of Expenses for the Board of Directors and Their Appointed Representative to The Metropolitan Water District of Southern California Board of Directors, District Treasurer, General Manager and Outside Committee Members

Claim

M-281/07

- F. Deny Claim Against the District, Filed by Cynthia M. Surita, DBA, A Tropical Tan for Loss of Revenue

1. **Consider Adoption of Minute Order**

IX. **Closed Session**

*Status provided by
Legal Counsel after
Work Session – no
action taken*

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

*Status provided by
Legal Counsel after
Work Session – no
action taken*

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

M-282/07

ADJOURNMENT

Adjourned the meeting to Wednesday, September 5, 2007, 11:00 a.m.