

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

AGENDA
July 2, 2008
1:00 p.m.

Pledge of Allegiance

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

- A. Service Awards
- B. Academic Achievements – Judy Comer, Finance
- C. Government Finance Officers Association (GFOA) Award **(Robinson)**
- D. Proclamations/Academic Achievements/Others

II. Public Hearings

Engineering

- A. **Hearing to Adopt Resolution No. 4836**, of Eastern Municipal Water District to Acquire Real Property, by Eminent Domain Proceedings for Facilities Construction Related to the Tally Road Tank Project

Engineering

- B. **Hearing to Adopt Resolution No. 4837**, of Eastern Municipal Water District to Acquire Real Property, by Eminent Domain Proceedings for Facilities Construction Related to the Murrieta Creek Sewer Relief Project

III. Discussions and/or Comments by Board Members

IV. Approval of Minutes

- A. Regular Meeting of June 18, 2008
 - 1. **Consider Adoption of Minute Order**

V. Board Committee Reports **(Receive & File)**

- A. Planning Committee (*June 16*)

VI. Letters of Correspondence to the Board of Directors

- A. An email was received from Analette Espino in regards to a billing issue.
- B. An email was received from Mr. Rogelio Labrador in regards to penalties on water usage.

VII. 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.

Annexations

Operations & Maint.

- A. Annexation of Parcel Nos. U-17-08-2 and U-18-08-2 to Improvement District Nos. U-17 and U-18 (The Frey Living Trust - PM 30602)
1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U-17-08-2 and U-18-08-2 and Order Such Maps and Legal Descriptions Filed With the Secretary; and
 2. **Adopt Proposed Resolution Nos. 4838 and 4839**, Annexing Parcel Nos. U-17-08-2 and U-18-08-2 to Improvement District Nos. U-17 and U-18 of EMWD

Operations & Maint.

- B. Annexation of Parcel Nos. U-27-08-5 and U-28-08-5 to Improvement District Nos. U-27 and U-28 (Iris Partners, LLC - Tract 29857-1)
1. **Consider Adoption of Minute Order**, Approving the Maps and Legal Descriptions for Parcel Nos. U-27-08-5 and U-28-08-5 and Order Such Maps and Legal Descriptions Filed With the Secretary; and
 2. **Adopt Proposed Resolution Nos. 4840 and 4841**, Annexing Parcel Nos. U-27-08-5 and U-28-08-5 to Improvement District Nos. U-27 and U-28 of EMWD

(End of Consent Calendar)

VIII. Letters From the General Manager

Resource Dev.

- A. Approve and Authorize a Services Agreement with Camp Dresser and McKee Inc., for Completion of an Integrated Resources Plan
1. **Consider Adoption of Minute Order**

Resource Dev.

- B. Approve and Authorize a Services Agreement with Dudek & Associates Inc., for an Initial Feasibility Study of Recycled Water Use and Storage in the Diamond Valley Lake Recreational Areas
1. **Consider Adoption of Minute Order**

Executive

- C. Reaffirming Policy Concerning Payment of Costs Associated with Statements of Qualification for Candidates for the Board of Directors
1. **Consider Adoption of Minute Order**

Engineering

- D. Approve and Authorize a Tender Agreement with Safeco Insurance Company of America and a Completion Agreement with Utah Pacific Construction Company to Complete the Menifee Lakes Recycled Water Pipeline Under Specification No. 1110P-2
1. **Consider Adoption of Minute Order**

Executive – Fin.

- E. **Adopt the Proposed Resolution No. 4842**, Authorizing the Preparation, Sale, and Delivery of Approximately \$121,000,000 Principal Amount of Water and Sewer Revenue Refunding Variable Rate Certificates of Participation, Series 2008D and 2008E, and Authorizing the Execution and Delivery of Certain Documents in Connection Therewith

Claim

Executive – H.R.

- F. Deny Claim Filed Against the District by the County of Riverside, for Indemnity and Defense
1. **Consider Adoption of Minute Order**

IX. Follow-up or Update on Previous Closed Session Item(s)

X. 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. Ventyx
Government Code Section 54957.1
Conference with Legal Counsel
One Litigation Case
- C. Re: Memorandum of Understanding (MOU) Negotiations Update
Government Code Section 54957.6
Labor Negotiator: Anthony J. Pack
Employee Organization: IBEW Local 1436
- D. Re: EMWD vs. Tajik
Government Code Section 54956.9
Conference with Legal Counsel
One Potential Litigation
- E. Re: One Potential Litigation
Government Code Section 54956.9(b)
Conference with Legal Counsel

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

(Slawson)

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.