

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

AGENDA

December 22, 2008

11:00 a.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. Proclamations/Academic Achievements/Others

II. Discussions and/or Comments by Board Members

III. Approval of Minutes

- A. Adjourned Regular Meeting of December 10, 2008
 - 1. **Consider Adoption of Minute Order**

IV. Board Committee Reports

- A. Operations & Engineering Committee (*December 9*)
- B. Administrative Committee (*December 9*)
- C. Executive Committee (*December 11*)
- D. Operations & Engineering Committee (*December 19*)

V. Letters of Correspondence to the Board of Directors

Mortazavi

- A. A letter of correspondence was received from Mr. Ralph Spurr in regards to the toilet program/rebates.

Rathbone

- B. A letter of correspondence was received from Ms. Marina Leshinski in regards to a billing dispute.
- C. (Others?)

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.

Executive – Fin.

- A. Approve and Authorize Execution of Fourth Extension to Promissory Note with Juanita Properties, LLC

Engineering

- B. Approve and Authorize Additional Capacity Reimbursement for the Oversizing of a 24-Inch Waterline Located on Palm Avenue Within Tract 31097

- Operations & Maint.** C. Approve and Authorize Annual Agreements for Various Professional/Contractor Services
- Operations & Maint.** D. Approve and Authorize a Project to Upgrade the Electrical Service at Diaz Lift Station
- Operations & Maint.** E. Approve and Authorize a Project for the Installation of Global Positioning Systems (GPS) Tracking and Real Time Diagnostics Equipment on the District's Fleet Vehicles
- Operations & Maint.** F. Ratify and Approve Additional Funds for the Pat Road Pump Replacement Project
- Operations & Maint.** G. Approve and Authorize Additional Funding for the San Jacinto Valley Regional Water Reclamation Facility (SJVRWRF) Digester Gas Installation Design Project
- Resource Dev.** H. Receive and File the 2007/2008 Annual Fruitvale Report
- Executive – Fin.** I. Approve and Authorize the Transfer of Unclaimed Monies to the District's General Fund
- Receive & File** J. **Reports for the Month of October and November, 2008**

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. Treasurer's Report for the months of October and November, 2008

(End of Consent Calendar)

VII. Letter From the General Manager

- Executive** A. Approve and Authorize Extension of the District's Financial Participation Charges Deferred Implementation Program
 - 1. **Consider Adoption of Minute Order**
- Executive** B. Approve and Authorize an Additional Financial Participation Charge Deferred Implementation Program
 - 1. **Consider Adoption of Minute Order**

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

IX. 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 54956.9
Conference with Legal Counsel
One Litigation Case
- C. Re: Conference with Negotiator on Real Property
Government Code Section 54956.8
Conference with Legal Counsel
One Potential Litigation Case

- D. Re: EMWD vs. San Jacinto Z, LLC
Government Code Section 54956.9
Conference with Legal Counsel
One Litigation Case

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)

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.*