

# *Report!*



Board of Directors Summary for **June 3, 2009**

**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**

- Staff has been meeting to discuss two issues associated with the City of Perris acquisition of McCanna Ranch. One is billing issues and the other concerns water rights. I will be meeting with the City Manager and will advise the Board.
- Prior to the Water Symposium last Thursday, we met with a number of the Water Purveyors and water users in the County to review the draft conservation Ordinance. Director Record attended as well as the BIA. The Ordinance now goes to the full WRCOG Board next Monday.

#### **Future Activities**

- We will host the Southern Coalition meeting here on Friday, June 5, as is the norm before the next MWD Board meeting.
- I will attend the MWD Manager's meeting next Friday, June 12.
- We are planning a SAWPA member agency visit to Washington, DC for the week of July 20. Is there any interest on the part of the Board in attending, besides Director Sullivan?

#### **Follow Up From Previous Board Meetings**

- We have been able to obtain a waiver from the "Buy America" provisions of the State Revolving Fund (SRF) funding for both the Secondary Clarifier And Tertiary Treatment (SCATT) and Acid Phase Anaerobic Digestion (APAD) projects which saves us over \$4 million in increased costs due to procurements and design changes.
- We will have a brief report this morning on AB 49, one of the bills to establish a state wide conservation target.

### Operational Highlights

- As part of the cost reduction efforts, the District suspended the College Intern Program for this summer for a savings of over \$100,000. We have the opportunity to participate in the Summer Work Experience Program. This program is federally funded (Workforce Investment Act) administered through Riverside County Council for Youth Development and The Oasis Perris Youth Opportunity Center, which are sub agencies of Riverside County Workforce Development Board and Riverside County Economic Development Agency. Salary and worker's comp costs will be paid for by the County. We will have the opportunity to interview the applicants (over 18 years of age) and make our selections. We plan to start with a small number of students to evaluate the program.

### Upcoming Meetings and Events

- We will have representative of the Pechanga Tribe here later this morning to discuss water and recycled water concerns. I sent out a summary of our agreements last week to the Board.

### Organizational and Administrative Changes

- The Board will be asked this afternoon to declare a Finding of Fiscal Necessity, which is a requirement to suspend the Pay for Performance Program. We have discussed this with the Union in Meet and Confer and both management and the Union have sent our e-mail announcements to all employees.
- We continue the meet and confer process and will have an update in Closed Session.
  - A. Recap of Board Committee Meetings
    - 1. Planning Committee (*May 26*)
    - 2. Operations and Engineering Committee (*June 1*)
  - B. Items of Information
    - 1. Mission Measures

- II. **DGM/AGMs/CFO Reports** (Ravishanker/Bachmann/Luker/  
Mortazavi/Rathbone)
- III. **Board Secretary's Calendar Report** (Howell)
- IV. **Introduction of Guests** (C.I. Officer)  
**Public Comments** – (*Any subject within the jurisdiction of EMWD. Speakers are requested to limit comments to 3 minutes*).
- V. **Directors' Activities Report**
  - A. Board Attendance of EMWD Related Conferences, Meetings and Events:
    - 1. Riverside Co. Water Symposium (*May 28*) (All)
    - 2. Key Community Partnership Plan (*May 29*) (Slawson)
    - 3. Canyon Lake Water Summit (*May 30*) (Sullivan)
- VI. **Discussion on Matters Which Will Require Board Action** (Pack)
  - A. Review of June 3, 2009 Agenda Items
- VII. **Presentation To EMWD (Guest Speaker)**

- A. Recycled Water Discussion (20 min.)
  - 1. Recycled Water Agreement
  - 2. Extension of Existing Service Area

(Marc Luker,  
Pechanga)

**VIII. Response Items / Status Reports / Information Items**

- A. MWD Update (10 minutes) (Allred)
- No report* B. SAWPA Update (10 minutes) (Slawson/Pack)
- Deferred* C. ~~Collection Process~~ (15 minutes) (Thomsen)
- Deferred* D. ~~Water Supply Assessments~~ (15 minutes) (Mortazavi)
- E. GPS Benefits Update (20 minutes) (Iverson)
- Cancelled* F. Update on 1110.2 Rule (15 minutes) (Filadelfia)
- Deferred* G. ~~CIP Quarterly Schedule Report~~ (15 minutes) (Bachmann)
- Deferred* H. ~~April Financial Update~~ (15 minutes) (Robinson)

**IX. Matters of Interest to the Board Members**

(Sullivan)

- A. Follow-up – Old Business
- B. New Requests by the Board Members

**X. Closed Session**

- Discussed following the Board Meeting* A. Re: Camp Pendleton Four-Party Agreement Claim  
Government Code Section 54956.9  
Conference with Legal Counsel  
One Potential Litigation
- CFO provided information and update - Board directed staff on how to proceed. Refer to Board letter.* B. Re: Real Property Proposal/Negotiations  
Government Code Section 54956.8  
Conference with Legal Counsel
- Proposal and information provided for further review* C. Re: Real Property Negotiations  
Government Code Section 54956.8  
Conference with Legal Counsel
- Discussed following the Board Meeting* D. Re: EMWD vs. San Jacinto Z, LLC  
Government Code Section 54956.9  
Conference with Legal Counsel  
One Litigation Case
- Discussed following the Board Meeting* E. Re: Memorandum of Understanding (MOU) Negotiations Update  
Government Code Section 54957.6  
Labor Negotiator: Anthony J. Pack  
Employee Organization: IBEW Local 1436

**Adjournment**

(Sullivan)

## Board Meeting

### I. Recognitions

(Sullivan, C.I. Officer)

**None** A. Service Awards

**None** B. Proclamations/Academic Achievements/Others

### II. Discussions and/or Comments by Board Members

### III. Approval of Minutes

**M-131/09** A. Adjourned Regular Meeting of May 27, 2009  
1. **Consider Adoption of Minute Order**

### **Received & Filed** IV. Board Committee Reports

A. Planning Committee (*May 26*)

B. Operations and Engineering Committee (*June 1*)

### V. Letters of Correspondence to the Board of Directors

**Reply emailed 6/04/09** A. An email was received from Mr. Ed Mora regarding the District's website.

*The following email was received May 31, after the agenda posted:*

**Reply mailed 6/04/09** B. An email was received from Mr. William Schaeck regarding the District's rebates.

### 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-132/09** A. Approve and Authorize Engineering Services Agreement with PBS&J for the Quail Valley Sewer Improvements Sub-Area 9

**M-133/09** B. Approve and Authorize Award of Contract for Moreno Valley Regional Water Reclamation Facility Ponds Sludge Removal

**M-134/09** C. Approve and Authorize Additional Funds for the Well No. 82 Rebuild Project

**R-3303.11** D. **Adopt Proposed Resolution No. 3303.11**, Establishing Appropriation Limits for Fiscal Year 2009/2010

**(End of Consent Calendar)**

### VII. Letters From the General Manager

**M-135/09** A. Approve Amendment to Promissory Note with Juanita Properties, LLC  
1. **Consider Adoption of Minute Order**

**M-136/09** B. Approve and Authorize an Amendment to the Agreement with Yorke Engineering to Provide Analyst Support for Monitoring and Reporting of Records and Data, as Required by South Coast Air Quality Management District (SCAQMD) Rule 1110.2  
1. **Consider Adoption of Minute Order**

**M-137/09** C. Approve and Authorize the Setting of Time and Place for Public Hearing Regarding the Implementation of Stage 2 of the Water Shortage Contingency Plan  
1. **Consider Adoption of Minute Order**

- M-138/09** D. Declare a Finding of Financial Necessity for Period July 1, 2009 to June 30, 2010  
1. **Consider Adoption of Minute Order**
- R-4916** E. **Adopt Proposed Resolution 4916**, Supporting the District's Proposal for the United States Bureau of Reclamation's Challenge Grant Program, Recovery Act of 2009, Water Marketing and Efficiency Grant for High Efficiency Toilet Direct Installation Program
- R-4917** F. **Adopt Proposed Resolution No. 4917**, Supporting the District's Proposal for the U.S. Bureau of Reclamation Challenge Grant Program: Recovery Act of 2009 Water Marketing and Efficiency Grants for the "Fixed Based Consumption Data Collection Project"

### **VIII. Closed Session**

- No ruling from the Court** A. Re: Camp Pendleton Four-Party Agreement Claim  
Government Code Section 54956.9  
Conference with Legal Counsel  
One Potential Litigation
- CFO provided information and update following the Work Session- Board directed staff on how to proceed. Refer to Board letter.** B. Re: Real Property Proposal/Negotiations  
Government Code Section 54956.8  
Conference with Legal Counsel
- Proposal and information provided for further review, following the Work Session** C. Re: Real Property Negotiations  
Government Code Section 54956.8  
Conference with Legal Counsel
- Update provided by Legal Counsel – no action taken** D. Re: EMWD vs. San Jacinto Z, LLC  
Government Code Section 54956.9  
Conference with Legal Counsel  
One Litigation Case
- Update provided by the General Manager and the Director of H.R. – no action taken** E. Re: Memorandum of Understanding (MOU) Negotiations Update  
Government Code Section 54957.6  
Labor Negotiator: Anthony J. Pack  
Employee Organization: IBEW Local 1436

**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).**

**M-139/09** **ADJOURNMENT** *Adjourned the meeting to Wednesday, June 17, 2009, 9:00 a.m.*