

Report!



Board of Directors Summary for **July 1, 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

Yesterday we met with the RCWD staff to discuss several operational issues.

Yesterday Gerry Shoaf and I met with the attorneys representing Pechanga Tribal to discuss the two items that were presented to the Board on June 3. At that meeting the Board directed staff to meet with the Tribe to review the proposal to amend the recycled water agreement to allow the tribe to sell surplus water purchased from EMWD, to extend the term of the contract and extend the area of the reservation that has already been annexed into MWD and EMWD. We presented several options for connecting to the MWD or EMWD water system. I also reviewed the proposals with the RCWD staff yesterday and there does not appear to be any problems. I also talked to the RCWD's General Manager last week.

On Monday, June 29, Behrooz Mortazavi, Director Record and I met with the Soboba Tribal Council for several hours to brief them on the Fish & Wildlife (F&W) meetings, the status of our recharge projects, opportunities to obtain financing, capital projects, and conservation efforts. Rosemary Morillo is meeting with the new Assistant Secretary of the BIA on Wednesday, so we provided some backup information on the issues with F&W.

On June 18, Director Paule, District staff, and I met with Mike Naggar representing the Motte Family interests in a mutual water company to explore options to purchase some wells. While it does not appear to be feasible at this time we need to do some follow up.

Last Wednesday, June 24, we met for several hours with Directors Sullivan and Kuebler, staff and the F&W staff as well as representatives from the Department of Interior to discuss the issues with rendering a revised Biological Opinion. The F&W toured the entire site area in the San Jacinto River for about three hours.

I continue to meet with the Union and will have some items to discuss in today's Closed Session.

Many of us attended the Western Riverside Council of Governments (WRCOG) Assembly last week. Some of the member cities have still not adopted the JPA amendment that would give the two water districts full voting rights except for TUMF matters. It is a scheduling issue with the cities and there does not seem to be any opposition.

Last Friday we held the first of the community leaders meetings with the legislators. Unfortunately, Assemblyman Cook was unable to leave Sacramento because of the

Budget Crisis. However, the meeting was well attended and Director Record gave an excellent presentation on the current water issues and Assemblyman Cook's staff gave an update on the Sacramento issues.

Future Activities

The District will be closed on Friday for the 4th Of July Holiday and I may be able to take a few hours off tomorrow.

SAWPA will feature our Moreno Valley Fuel Cell project at the Commissioner's meeting next week. Joe Mouawad and I plan to attend.

Follow Up From Previous Board Meetings

You'll remember that the State froze all of our grant funding some time ago. That appears to have been restored and we received a progress payment for \$911,476 for the Perris Water Filtration Plant.

We followed up on some of the Budget questions raised by Director Record and I showed him the backup detail for each line item (two 4 inch binders). We will be looking at a different procedure next year to provide more visibility to the Board.

Director Record also toured the new customer service facility and I explained some of the issues we have with the billing phone system. Escrow will close when the tenant improvements are completed in mid July. We are still looking at full operational at the end of August. This week we are interviewing for 6-9 new Customer Service Representatives so we can have them fully trained by mid August.

We held a conference call with BB&K on the legal issues and options with the F&W Biological Opinion.

On Monday, June 24, we had a conference call with Gerry, the Tribal attorney, and staff to prepare for the meeting on Thursday where we developed our position and determined who needed to be invited.

Operational Highlights

In past years we have plan checked an average of 10,000 or more residential units in a year with a peak of 15,333 in 2004. For the first half of this year we have not plan checked a single residential unit.

Upcoming Meetings and Events

Rosemarie will cover the items I missed.

Organizational and Administrative Changes

None to report

II. GM, AGMs, and CFO Reports

III. Board Secretary's Calendar Report

Welcome Guests

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 (Sullivan)

A. Board Attendance of EMWD Related Conferences, Meetings and Events:

- 1. Meeting with John Motte (June 18) (Paule)
- 2. One Water One Watershed (OWOW) (June 18) (Sullivan)
- 3. Hemet/San Jacinto Chamber Olympus Awards (June 19) (Paule)
- 4. Sunnymead Ranch Homeowner's Association (June 22) (Slawson)
- 5. Meeting with Dept. of Fish & Wildlife (June 24) (Kuebler/Sullivan)
- 6. WESTCAS Annual Meeting (June 24) (Paule)
- 7. WRCOG 18th Assembly (June 25) (Sullivan/Slawson/Kuebler/Paule)
- 8. Community Leaders Briefing (June 26) (Kuebler)

B. (Others?)

- 1. Menifee Chamber Installation (June 26) (Sullivan)
- 2. Homeowner's Association Meeting (June 30) (Sullivan)

VI. Discussion on Matters Which Will Require Board Action (Pack)

A. Review of July 1, 2009 Agenda Items

B. (Others?)

VII.

PRESENTATION TO EMWD (GUEST SPEAKER)

BREAK – 10 Minutes

VIII. Response Items / Status Reports / Information Items

Update deferred

Update deferred

- A. MWD Update (10 minutes) (Harrison)
- B. SAWPA Update (10 minutes) (Sullivan/Pack)
- C. 2009 Water Supply Update (15 minutes) (Ghaderi)
- D. Recycled Water Supply Update (15 minutes) (Ghaderi)
- E. MVRWRF SCATT and APAD Project Update (15 minutes) (Mouawad)
- F. District Environmental Costs – Draft Report (15 minutes) (Joy)
- G. Recycled Water Cost of Service (15 minutes) (Rathbone)
- H. Social Networking (15 minutes) (Rountree)

IX. Matters of Interest to the Board Members (Sullivan)

A. Follow-up – Old Business

B. New Requests by the Board Members

X. **Closed Session**

Update provided – no action taken

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

Update provided following the Board Meeting – no action taken

- B. Re: Real Property Proposal/Negotiations
Government Code Section 54956.8
Conference with Legal Counsel

Update provided – no action taken

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

Update provided following the Board Meeting – no action taken

- D. Re: Memorandum of Understanding (MOU) Negotiations Update
Government Code Section 54957.6
Labor Negotiator: Anthony J. Pack
Employee Organization: IBEW Local 1436

Adjournment

Adjourned the Work Session at 11:54 a.m.

Board Meeting

AGENDA

July 1, 2009

1:00 p.m.

I. Recognitions

(Sullivan, C.I. Officer)

Deferred

- A. Service Awards ***Carrie Lawler, 20 years***
- B. Academic Achievement Award – Rafael Resendiz

None

- C. Proclamations/Academic Achievements/Others

II. Discussions and/or Comments by Board Members

III. Approval of Minutes

M-148/09

- A. Regular Meeting of June 17, 2009
 - 1. **Consider Adoption of Minute Order**

IV. Board Committee Reports

Received & Filed

- A. Operations and Engineering Committee (*June 29*)

V.

LETTERS OF CORRESPONDENCE TO THE BOARD OF DIRECTORS

**Reply mailed
7/02/09**

A. An email was received from Mr. Bob Mirabella regarding his water conservation efforts.

**Billing Manager
called customer
for resolution**

B. An email was received from Corinne Ruckle regarding the hold time for customer service.

**No response
required**

C. A thank you letter was received from Mr. Anthony Hipp regarding the response letter from his inquiry of June 17.

VI. Consent Calendar

M-149/09

A. Receive and Accept the Audited Financial Statements for Assessment District Nos. 5, 7, 8 and 12 for Fiscal Year Ended June 30, 2008

M-150/09

B. Approve and Authorize a Residential Smart Controller Direct Install Program

Deferred

C. ~~Approve and Authorize the Declaration of Surplus Farm Irrigation Parts and Systems~~

M-151/09

D. Approve and Authorize an Award of Contract Under Specification No. 1153S, Moreno Valley Regional Water Reclamation Facility Heat Recovery Return and Heat Recovery Supply Pipe Replacement Project

Annexation

E. Annexation of Parcel No. U-29-09-2 to Improvement District No. U-29 (Dean Zitko - APN 320-140-041)

M-152/09

1. **Consider Adoption of Minute Order**, Approving the map and legal description for said Parcel Nos. U-29-09-2 and ordering such map and legal description filed with the Secretary; and

R-4922

2. **Adopt Proposed Resolution No. 4922**, Annexing Parcel No. U-29-09-2 to Improvement District No. U-29 of the Eastern Municipal Water District.

(End of Consent Calendar)

VII. Letters From the General Manager

M-153/09

A. Approve and Establish a Recycled Water Retrofit Loan Program
1. **Consider Adoption of Minute Order**

M-154/09

B. Approve and Authorize Renewal of Consulting Contract for Representation in Washington D.C., with Van Scoyoc Associates, Inc.
1. **Consider Adoption of Minute Order**

M-155/09

C. Approve Water and Sewer Rate Assumptions and Implementation Timelines
1. **Consider Adoption of Minute Order**

R-3353.18

D. **Adopt Proposed Resolution No. 3353.18**, Revising Certain Water Rate Schedules

VIII. Closed Session

Update provided following the 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

Update provided- no action taken

- B. Re: Real Property Proposal/Negotiations
Government Code Section 54956.8
Conference with Legal Counsel

Update provided following the Work Session – no action taken

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

Update provided – no action taken

- D. 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-156/09

ADJOURNMENT

Adjourned the meeting to Wednesday, July 15, 2009, 9:00 a.m.

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