

**SUBMITTAL TO THE FLOOD CONTROL AND
WATER CONSERVATION DISTRICT BOARD
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

809 B



FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
January 25, 2005

SUBJECT: Desert Hot Springs – White House Canyon Levee
Project No. 6-0-0076, Tract No. 24384
Cooperative Agreement

RECOMMENDED MOTION:

Approve the Cooperative Agreement between the District, the City of Desert Hot Springs, the Metropolitan Water District of Southern California and Mountain View Desert Hot Springs Ventures, LLC (Developer); and authorize the Chairman to execute the Agreement documents on behalf of the District.

BACKGROUND:

Departmental Concurrence

The Agreement sets forth the terms and conditions by which the referenced flood protection facility, required as a condition for approval of Tract No. 24384, is to be constructed by the Developer and inspected, operated and maintained by the District. The Agreement is necessary to formalize the transfer of necessary rights of way and to provide for District construction inspection of the Desert Hot Springs – White House Canyon Levee associated with Tract No. 24384. Upon completion of project construction, the District will assume ownership, operation and maintenance of the levee. Additionally, the District will grant the Metropolitan Water District rights of entry and egress over the District's levee right of way for purposes of providing access to Metropolitan's facilities.

Continued on Page 2

MHW:sb

WARREN D. WILLIAMS
General Manager-Chief Engineer

FINANCIAL DATA	Current F.Y. District Cost:	N/A	In Current Year Budget:	N/A
	Current F.Y. County Cost:	N/A	Budget Adjustment:	N/A
	Annual Net District Cost:	N/A	For Fiscal Year:	N/A

SOURCE OF FUNDS: N/A	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature

- Dep't Recomm.: Consent Policy
- Per Exec. Ofc.: Consent Policy

Prev. Agn. Ref.:

District: 5th

Agenda Number:

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

11.4

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County Counsel has approved the Agreement as to legal form, and the City of Desert Hot Springs and the Developer have executed the Agreement. The agreement documents are currently with Metropolitan Water District for execution and their approval is expected soon.

The Developer is funding all construction and construction inspection costs. Future operation and maintenance costs will accrue to the District.