

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



FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
October 18, 2005

SUBJECT: Eastvale MDP Line B, Stage 3
Project No. 2-0-0303, Tract No. 31725
Cooperative Agreement

RECOMMENDED MOTION:

Approve the Cooperative Agreement between the District, the County of Riverside and William Lyon Homes, Inc. (Developer); and authorize the Chairman to execute the agreement documents on behalf of the District.

Departmental Concurrence

BACKGROUND:

The Agreement sets forth the terms and conditions by which certain flood control facilities, required as a condition of approval for Tract No. 31725, are to be constructed by the Developer and inspected, operated and maintained by the District and the County. The agreement is necessary to provide for District construction inspection of Eastvale MDP Line B, Stage 3, associated with Tract No. 31725.

Continued on Page 2.

AAM:MHW:bjj

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: 2nd | Agenda Number:

ATTACHMENTS FILED WITH THE CLERK OF THE BOARD

11.4

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BACKGROUND:

The Agreement also stipulates that, upon County approval of improvement bonds for this facility, the Developer will earn Eastvale Area Drainage Plan fee credits in the amount of \$481,556.00, of which up to \$151,811.00 may be transferred to Tract No. 31726-1 which is also serviced by the subject facility. The distribution of the Developer's earned ADP Fee Credits is given below.

EASTVALE ADP FEE CREDIT DISTRIBUTION		
EASTVALE MDP LINE B, STAGE 3;		PROJECT NO. 2-0-0303-03
PARTY	TRACT NOS.	AMOUNT
William Lyon	31725	\$329,745.00
Centex Homes	31726-1	\$151,811.00
TOTAL		\$481,556.00

Upon completion of the project construction, the District will assume ownership, operation and maintenance of the facilities except for those catch basins, connector pipes and laterals which are to be maintained by the County.

This matter is also on the County's Board Agenda this same date and County Counsel has approved the Agreement as to legal form.

FINANCIAL:

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

AAM:MHW:bj