

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

537A



**FROM:** TLMA - Transportation Dept.

**SUBMITTAL DATE:**  
January 30, 2006

**SUBJECT:** Temecula Creek Channel - Nighthawk Pass Storm Drain, Stage 2  
Project No. 7-0-00042-02; Tract Nos. 30885-1, -2 & -3  
Cooperative Agreement

**RECOMMENDED MOTION: APPROVE** the Cooperative Agreement between the County of Riverside (County), Riverside County Flood Control and Water Conservation District (District), and McMillin Morgan Hill, LLC (Developer); and **AUTHORIZE** the Chairman to execute the Agreement documents on behalf of the County.

**BACKGROUND:** The Agreement sets forth the terms and conditions by which certain Flood Control facilities, required as a condition of approval for Tracts 30885-1, -2 & -3 are to be constructed by the Developer and inspected, operated and maintained by the County and the District.

Departmental Concurrence

George A. Johnson  
Director of Transportation

FK:rg

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$ 0.00	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ 0.00	Budget Adjustment:	N/A
	Annual Net County Cost:	\$ 0.00	For Fiscal Year:	N/A

<b>SOURCE OF FUNDS:</b> The Developer is funding all construction and construction inspection costs. Future operation and maintenance costs will accrue to the County and the District.	<b>Positions To Be Deleted Per A-30</b>	<input type="checkbox"/>
	<b>Requires 4/5 Vote</b>	<input type="checkbox"/>

**C.E.O. RECOMMENDATION: APPROVE**

**County Executive Office Signature**

Policy  Policy

Consent  Consent

Dep't Recomm.:  
Per Exec. Ofc.:

Prev. Agn. Ref. | District: 3<sup>rd</sup> | Agenda Number:

3.43

The Honorable Board of Supervisors

RE: Temecual Creek Channel - Nighthawk Pass Storm Drain, Stage 2

Project No. 7-0-00042-02; Tract Nos. 30885-1, -2 & -3

Cooperative Agreement

January 30, 2006

Page 2 of 2

Upon completion of the project construction, the District will assume ownership, operation and maintenance of the mainline storm drains. The County will assume ownership, operation and maintenance of the associated catch basins, laterals and connector pipes located within its rights of way.

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