

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

506 B



**FROM:** General Manager-Chief Engineer

**SUBMITTAL DATE:**  
February 7, 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 District, the County of Riverside and McMillin Morgan Hill, LLC (Developer); and authorize the Chairman to execute the Agreement documents on behalf of the District.

**BACKGROUND:**

The Agreement sets forth the terms and conditions by which certain flood control facilities, required as a condition for approval of Tract Nos. 30885-1, -2 & -3, are to be constructed by the Developer and inspected, operated and maintained by the District and County.

Continued on Page 2

**WARREN D. WILLIAMS**  
General Manager-Chief Engineer

<b>FINANCIAL DATA</b>	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

<b>SOURCE OF FUNDS:</b> N/A	<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  
 Consent  
 Dep't Recomm.:  
 Policy  
 Consent  
 Per Exec. Ofc.:

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

**ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD**

11.6

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

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

**SUBMITTAL DATE:** February 7, 2006  
**Page 2**

**BACKGROUND:**

The Agreement is necessary to provide for District construction inspection of the referenced facilities associated with Tract Nos. 30885-1, -2 & -3. Upon completion of the facilities' 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.

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

The Developer is funding all construction and construction inspection costs. In addition, the Developer is making a one-time payment to the District's Zone 7 Maintenance Trust Fund to defray future District operation and maintenance costs.

JPS:MHW:bjj