



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

515B

FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
September 26, 2006

SUBJECT: Warm Springs Valley – French Valley Channel, Stage 5
Project No. 7-0-0205-05; Tract No. 32049
Cooperative Agreement

RECOMMENDED MOTION:

Approve the Cooperative Agreement between the District, the County of Riverside, the Riverside County Regional Park and Open Space District (Parks) and Barratt American Inc. (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 No. 32049 are to be constructed by the Developer and inspected, operated and maintained by the District, County and Parks. The Agreement is necessary to formalize the transfer of necessary rights of way and to provide for District construction inspection of the referenced facilities associated with Tract No. 32049.

Continued on Page 2

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

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

Prev. Agn. Ref.: District: 3rd Agenda Number:

ATTACHMENTS FILED WITH THE CLERK OF THE BOARD

11.5

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Upon completion of the facilities' construction, the District will assume ownership, operation and maintenance of the flood control facilities. The County will assume ownership, operation and maintenance of the facilities' associated catch basins, connector pipes and laterals located within their rights of way. Parks will assume operation and maintenance of the appurtenant recreational facilities. County Counsel has approved the Agreement as to legal form and both Parks and the Developer have 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 and is providing a one-time payment to defray anticipated operation and maintenance costs for a period of ten years following acceptance of the facilities by the District. Future operation and maintenance costs will accrue to the District.

KEC:bjj