

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

849A



FROM: TLMA - Transportation Dept.

SUBMITTAL DATE:
December 11, 2006

SUBJECT: Assignment and Assumption Agreement
Eastvale MDP Line E-1
Tract 30466, Tract 30466-1, Tract 30466-2, and Tract 30466-3

RECOMMENDED MOTION: APPROVE the Assignment and Assumption Agreement between the District, the County, the BM & A Inc. Retirement Trust, Anthony P. Vernola Regent Land Investment, LLC and Lennar Homes of California, Inc.; and authorize the Chairman to execute the Agreement documents on behalf of the District.

BACKGROUND: The Agreement transfers the rights and responsibilities for construction of the Eastvale MDP Line E-1 storm drain, as established in the original Cooperative Agreement executive on August 9, 2005, from the BM & A Inc. Retirement Trust and Anthony Vernola to Lennar Homes of California, Inc. (Developer).

Departmental Concurrence


George A. Johnson
Director of Transportation

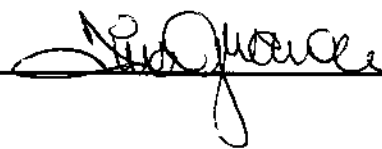
FK:rg

(Continued On Attached Page)

FINANCIAL DATA	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:	2006/07
SOURCE OF FUNDS: The Developer is funding all construction and construction inspection costs. Future operation and maintenance costs will accrue to the County and the District.				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

Consent

Dept's Recomm.:
Per Exec. Ofc.:

Prev. Agn. Ref.

District: 2nd

Agenda Number:

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

3.50

The Honorable Board of Supervisors
RE: Assignment and Assumption Agreement
Eastvale MDP Line E-1
Tract 30466, Tract 30466-1, Tract 30466-2, and Tract 30466-3

December 11, 2006
Page 2 of 2

The Agreement is necessary to provide for District construction inspection and the transfer of rights of way for the Eastvale MDP Line E-1 storm drain associated with Tract No. 30466. Upon completion of the project construction, the District will assume ownership, operation and maintenance of the facilities except for catch basins, connector pipes and laterals which are to be maintained by the County.

This matter is also on the District'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 and to the County.