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



FROM: TLMA - Transportation Department

SUBMITTAL DATE:
October 15, 2007

SUBJECT: Warm Springs Valley - French Valley Channel, Stage 2
Tract Map 30069
Cooperative Agreement - Amendment No. 1

RECOMMENDED MOTION: APPROVE the Amendment No. 1 to the Cooperative Agreement between the County of Riverside (County), Riverside County Flood Control and Water Conservation District (District), Valley-Wide Recreation and Park District (Valley-Wide), and Brookfield Land Company, Inc., (Developer) which amends the Cooperative Agreement entered into by the Parties on November 4, 2003.

BACKGROUND: On November 4, 2003, the Parties entered into an Agreement concerning the construction, operation and maintenance of certain flood control facilities as well as certain

Juan C. Perez
Deputy Director of Transportation

[Signature]
George A. Johnson
Director of Transportation

FK:rg
(Continued On Attached Page)

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2007/08

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

C.E.O. RECOMMENDATION:

APPROVE

BY *[Signature]*
Tina Grande

County Executive Office Signature

Policy Policy

Consent Consent

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

Prev. Agn. Ref.

District: 3rd

Agenda Number:

3.28

The Honorable Board of Supervisors
RE: Warm Springs Valley - French Valley Channel, Stage 2
Tract Map 30069
Cooperative Agreement
October 15, 2007
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road improvements related to the development of Tract Map 30069.

Developer was required to secure at its sole cost and expense, all necessary licenses, agreements, permits and right of entry as may be needed for construction, inspection, operation and maintenance of certain flood control facilities.

District has received and reviewed certain regulatory permits/agreements/certifications from the U.S. Army Corps of Engineers, the California Department of Fish and Game, and the California Regional Water Quality Control Board (San Diego Region) and has determined that they do not provide the District with sufficient authority to operate and maintain the flood control facilities constructed by Developer. Additionally, the permits contain inconsistencies in their terms and conditions.

The purpose of this 1st Amendment to the Cooperative Agreement is to facilitate necessary revisions to the regulatory permits and ensure their compliance.