

FORM APPROVED COUNTY COUNSEL  
BY: MARSHAL VICTOR 08/14/08  
DATE

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

361 B



**FROM:** General Manager-Chief Engineer

**SUBMITTAL DATE:**  
September 2, 2008

**SUBJECT:** Sunnymead – Centerpointe Storm Drain;  
Sunnymead – Brodiaea Avenue Storm Drain  
Project Nos. 4-0-00736 and 4-0-00737  
Parcel Map No. 32326 (Moreno Valley)  
Cooperative Agreement

**RECOMMENDED MOTION:**

Approve the Amended and Restated Cooperative Agreement between the District, the City of Moreno Valley and Ridge Moreno Valley, LLC (Developer); and authorize the Chairman to execute the Agreement documents on behalf of the District.

**BACKGROUND:**

The Amended and Restated Cooperative Agreement revises a Cooperative Agreement previously approved May 2, 2006, setting forth the terms and conditions by which certain stormwater drainage facilities, required as a condition for approval of Parcel Map No. 32326, were to be constructed by the

Continued on Page 2

JPS:bjj

*Warren D. Williams*  
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	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

BY: *Alex Gann*  
Alex Gann

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

Prev. Agn. Ref.:

District: 5<sup>th</sup>

Agenda Number:

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

11.7

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**BACKGROUND (continued):**

Developer and inspected, operated and maintained by the District and City. This revision reflects changes made in the original design of the required facilities due to conflicts with other utilities. 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 Parcel Map No. 32326.

Upon completion of construction, the District will assume ownership, operation and maintenance of the mainline storm drains. The City will assume ownership, operation and maintenance of the facilities' associated catch basins, connector pipes and laterals located within their rights of way. Additionally, the City will operate certain privately owned drainage facilities pursuant to an agreement between the City and Developer.

County Counsel has approved the Agreement as to legal form and both the City and the Developer have executed the Agreement.

The Developer is funding all construction and construction inspection costs. Future operation and maintenance costs will accrue to the District.

JPS:bjj