

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

923B



FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
January 27, 2009

SUBJECT: Bly Channel – Amarillo Street Storm Drain
Project No. 1-0-00094; Plot Plan 22456
Cooperative Agreement

RECOMMENDED MOTION:

Approve the Cooperative Agreement between the District, the County of Riverside Transportation Department (Transportation), Redevelopment Agency for the County of Riverside (Agency) and Mission Village Senior Apartments, L.P. (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 Plot Plan 22456, are to be constructed by the Developer and inspected, operated and maintained by the District and Transportation.

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

BY:
Alex Gann

County Executive Office Signature

FORM APPROVED COUNTY COUNSEL
BY:
NEAL R. KIPNIS DATE

Departmental Concurrence

Dept't Recomm.: Consent Policy
Per Exec. Ofc.: Consent Policy

Prev. Agn. Ref.: District: 2nd Agenda Number: 11.1

ATTACHMENTS FILED WITH
THE CLERK OF THE BOARD

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BACKGROUND contd.:

As holder of an ownership interest in Plot Plan 22456, Agency may be required to assume Developer's responsibilities in the event Developer defaults upon a separate agreement between Developer and Agency.

The Agreement is necessary to provide for District construction inspection of the referenced facilities associated with Plot Plan 22456. Upon completion of the facility's construction, the District will assume ownership, operation and maintenance of the mainline storm drains. Transportation 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. Future operation and maintenance costs will accrue to the District.

JPS:rlp