

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



**FROM:** General Manager-Chief Engineer

**SUBMITTAL DATE:**  
December 9, 2014

**SUBJECT:** Approve Fiscal Information for Cultural Resources Treatment and Disposition Agreement for Little Lake MDP Line B, Stage 1, Project No. 4-0-00265-01, 3<sup>rd</sup> District/3<sup>rd</sup> District [\$140,000] District Funds 100%

**RECOMMENDED MOTION:** That the Board of Supervisors:

1. Approve fiscal information for Cultural Resources Treatment and Disposition Agreement between Soboba Band of Luiseño Indians and the District for the Little Lake MDP Line B, Stage 1 Project (Agreement);
2. Authorize the General Manager-Chief Engineer to sign amendment(s) that does not increase the cost to the District and does not materially change the scope of the agreement.

**BACKGROUND:**

**Summary**

See Page 2.

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*Steve Thomas*  
WARREN D. WILLIAMS  
General Manager-Chief Engineer

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ N/A	\$ N/A	\$ 140,000	\$ N/A	Consent <input type="checkbox"/> Policy <input type="checkbox"/>
NET DISTRICT COST	\$ N/A	\$ N/A	\$ 140,000	\$ N/A	
<b>SOURCE OF FUNDS:</b> 525440 25140 947460 Zone 4 Construction/ Maintenance Professional Services				Budget Adjustment: No	
				For Fiscal Year: See Page 2	

**C.E.O. RECOMMENDATION:**

APPROVE

BY: *Steven C. Horn*  
Steven C. Horn

County Executive Office Signature

**MINUTES OF THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT**

On motion of Supervisor Ashley, seconded by Supervisor Jeffries and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Tavaglione, Benoit and Ashley  
Nays: None  
Absent: None  
Date: December 9, 2014  
xc: Flood

Kecia Harper-Ihem  
Clerk of the Board  
By: *[Signature]*  
Deputy

FISCAL PROCEDURES APPROVED  
 JEANINE J. REY, FINANCE DIRECTOR  
 BY: *[Signature]* 11/24/14  
 JEANINE J. REY  
 Departmental Concurrence

A-30  
 4/5 Vote  
 Positions Added  
 Change Order

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

**FORM 11:** Approve Fiscal Information for Cultural Resources Treatment and Disposition Agreement  
for Little Lake MDP Line B, Stage 1, Project No. 4-0-00265-01, 3<sup>rd</sup> District/3<sup>rd</sup> District  
[\$140,000] District Funds 100%

**DATE:** December 9, 2014

**PAGE:** Page 2 of 2

**BACKGROUND:**

**Summary (continued)**

This Board action updates the fiscal information for the previously approved Cultural Resources Treatment and Disposition Agreement for the Little Lake MDP Line B, Stage 1 Project (Item 11.3 of 01/08/2013). The Project did not initiate construction during Fiscal Years 2012-2013 and 2013-2014 as stated in Item 11.3 of 01/08/2013. Updated Project estimates for the cost of tribal monitoring associated with Project construction is not expected to exceed a total sum of \$140,000.

There are no changes to the Agreement; the Agreement:

1. Formalizes procedures for the treatment of Native American human remains, grave goods, ceremonial items, and any cultural artifacts, in the event that any are discovered during the construction of the Project.
2. Sets forth the terms and conditions by which a Soboba Tribe monitor will be onsite during grading and ground disturbing activities associated with the construction of the Project

State planning law requires Cities and Counties to consult with California Native American Indian Tribes during the local planning process for the purposes of protecting Traditional Tribal Cultural Resources. The Native American Heritage Commission (NAHC) is the State Trustee Agency, as defined in California Public Resources Code §21070, designated to protect California's Native American Cultural Resources. The NAHC recommends that contact be made with local tribes in order to get their input on potential project impacts. The NAHC maintains a List of Native American Indian Tribes with whom local governments should consult in order to get their inputs on potential project impacts. The Soboba Band of Luiseño Indians is one of the appropriate culturally affiliated tribes typically identified by the NAHC for many of these District projects.

The Soboba Tribe has documented information and the expertise to identify whether a project is located within a culturally sensitive area given its location in proximity to sacred villages and ceremonial sites. Therefore, the District and the Soboba Tribe developed the Agreement to facilitate review and tribal monitoring within culturally sensitive areas of the Project.

**Impact on Residents and Businesses**

Not Applicable.

**SUPPLEMENTAL:**

**Additional Fiscal Information**

Sufficient funding is available in the District's Zone 4 Budget for Fiscal Year 2014-2015 and will be included in the proposed budgets for future fiscal years as appropriate. This Agreement shall remain in effect until the District's Board of Supervisors adopts a Notice of Completion for the Project.