

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



ITEM
11.1
(ID # 4222)

MEETING DATE:

Tuesday, August 29, 2017

FROM : FLOOD CONTROL DISTRICT:

SUBJECT: FLOOD CONTROL DISTRICT: Approval of Amendment No. 1 to Funding Agreement for Chandler Street Channel: Hall and Selby Avenue Laterals; Eastvale Master Drainage Plan Line F-1: Hall and Selby Avenue Laterals; Eastvale Master Drainage Plan Line E: 58th Street and Swan Lake Laterals; Eastvale MDP Line E: Hamner Avenue Laterals; and Santa Ana River - Presido Road Storm Drain: Citrus Street Laterals, 2nd District. [Not to exceed \$2,000,000 - 100% District Funds]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve Amendment No.1 to Funding Agreement between the District and City of Eastvale (City); and
2. Authorize the Chairman to execute the Amendment No. 1 to the Funding Agreement documents on behalf of the District.

ACTION: Policy

A handwritten signature in black ink, appearing to read 'J. Uhley', is written over a horizontal line.

Jason Uhley

8/16/2017

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Washington, Perez and Ashley
Nays: None
Absent: Tavaglione
Date: August 29, 2017
xc: Flood

Kecia Harper-Ihem
Clerk of the Board

By: A handwritten signature in black ink, appearing to read 'Kecia Harper-Ihem', is written over a horizontal line.
Deputy

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

| FINANCIAL DATA | Current Fiscal Year: | Next Fiscal Year: | Total Cost: | Ongoing Cost |
|---|-----------------------------|--------------------------|--|---------------------|
| COST | \$ 1,525,000 | \$ 475,000 | \$ 2,000,000 | \$ 0 |
| NET DISTRICT COST | \$ 1,525,000 | \$ 475,000 | \$ 2,000,000 | \$ 0 |
| SOURCE OF FUNDS: 25120-947420-536200- Zone 2 Contributions to Non County Agency | | | Budget Adjustment: No For Fiscal Year: 17/18; 18/19 | |

C.E.O. RECOMMENDATION: Approved

BACKGROUND:

Summary

The Funding Agreement is being amended to include additional storm drain laterals to the already approved list. The additional facilities are within the funding agreement not to exceed amount of two million dollars (\$2,000,000).

This Amendment No. 1 to Funding Agreement sets forth the terms and conditions by which the District will contribute funding to the City for the design and construction of certain flood control facilities within the Eastvale Master Drainage Plan as part of the City administered public works construction contract.

The proposed flood control facilities will resolve flooding/ponding issues that were not addressed when the Developer constructed projects were built. The proposed flood control facilities will address that issue to the benefit of the community.

Upon completion of construction, the City will accept sole responsibility for the ownership, operation and maintenance of the flood control facilities.

County Counsel has approved the Amendment No. 1 to Funding Agreement as to legal form and the City has executed the Agreement.

Previous Agenda Reference 11-4 of 09/30/14 2nd District.

Impact on Residents and Businesses

The District's financial contribution toward the City's project is funded by ad-valorem property tax revenue and entails no new fees, taxes or bonded indebtedness to residents and businesses. Upon construction completion, these flood control facilities will resolve ongoing flooding/ponding issues and benefit residents and businesses in the area.

SUPPLEMENTAL:

Additional Fiscal Information

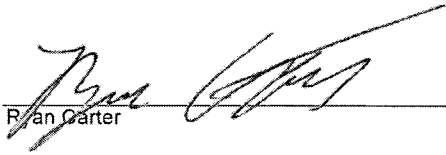

Sufficient funding will be included in the District's proposed Zone 2 budget for FY 2017-18 and will be included in the proposed budget in future years as appropriate and necessary.

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ATTACHMENTS:

1. Vicinity Map
2. Amendment No. 1 to Funding Agreement

TRI:blm

 Ryan Carter 8/22/2017  Gregory V. Priamos, Director County Counsel 8/10/2017

AMENDMENT NO. 1 to
FUNDING AGREEMENT

Chandler Street Channel: Hall and Selby Avenue Laterals,
Eastvale Master Drainage Plan Line F-1: Hall and Selby Avenue Laterals, and
Eastvale Master Drainage Plan Line E: 58th Street and Swan Lake Laterals
Eastvale Master Drainage Plan Line E: Hamner Avenue Laterals
Santa Ana River-Presido Road Storm Drain: Citrus Street Laterals

The Riverside County Flood Control and Water Conservation District ("DISTRICT") and the City of Eastvale ("CITY") hereby agree as follows:

RECITALS

A. On September 30, 2014 [DISTRICT'S Board Agenda Item No. 11-4], DISTRICT and CITY entered into a Funding Agreement ("AGREEMENT") which set forth the terms and conditions under which DISTRICT will contribute funding in support of CITY'S efforts to design and construct the Chandler Street Channel Laterals, Line F-1 Laterals and Line E Laterals storm drain laterals ("PROJECT"); and

B. CITY wishes to include additional storm drain laterals to the already approved list. CITY plans to design, construct and subsequently operate and maintain: (i) Eastvale Master Drainage Plan Line E: Hamner Avenue Laterals ("Lateral T" and "Lateral X") and (ii) Santa Ana River – Presido Road Storm Drain: Citrus Street Lateral ("Lateral V"). Upon construction completion these flood control facilities will resolve flooding/ponding issues within certain areas of the city of Eastvale; and

C. The additional facilities are within the funding agreement not to exceed the total project amount of two million dollars (\$2,000,000); and

D. The proposed Eastvale Master Drainage Pipe Line E: Hamner Avenue Laterals ("Lateral T" and "Lateral X") consist of approximately 119 lineal feet of underground storm drain system, hereinafter called "HAMNER AVENUE LATERALS", as shown in concept, in purple, on Exhibit A, attached hereto and made a part hereof; and

1 E. The proposed Santa Ana River – Presido Road Storm Drain: Citrus Street Lateral
2 ("Lateral V") consist of approximately 182 lineal feet of underground storm drain system,
3 hereinafter called "CITRUS STREET LATERALS", as shown in concept, in orange, on Exhibit
4 A; and

5
6 F. HAMNER AVENUE LATERALS and CITRUS STREET LATERALS are referred
7 to collectively as "PROJECT".

8 NOW, therefore, in consideration of the preceding recitals and the mutual covenants
9 hereinafter contained, the parties hereto mutually agree to amend AGREEMENT as follows,
10 effective upon approval of this Amendment No.1 by DISTRICT'S Board of Supervisors:

11 1. Paragraph A in the RECITALS of AGREEMENT is amended in its entirety to read:
12 "CITY plans to design, construct and subsequently operate and maintain: (i) Chandler Street
13 Channel: Hall and Selby Avenue Laterals, (ii) Eastvale Master Drainage Plan (MDP) Line F-1:
14 Hall and Selby Avenue Laterals, (iii) Eastvale MDP Line E: 58th Street and Swan Lake Laterals,
15 (iv) Eastvale MDP Line E: Hamner Avenue Laterals, and (v) Santa Ana River – Presido Road
16 Storm Drain: Citrus Street Laterals. Upon construction completion, these flood control facilities
17 will resolve flooding/ponding issues within certain areas of the City of Eastvale; and"

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19 2. Paragraph B in the RECITALS of AGREEMENT is amended in its entirety to read:
20 "The proposed Chandler Street Channel: Hall and Selby Avenue Laterals consist of
21 approximately 2,700 lineal feet of underground storm drain system, hereinafter called
22 "CHANDLER STREET CHANNEL LATERALS", as shown in concept, in blue, on Exhibit A,
23 attached hereto and made a part hereof. The proposed Eastvale MDP Line F-1: Hall and Selby
24 Avenue Laterals consist of approximately 1,500 lineal feet of underground storm drain system,
25 hereinafter called "LINE F-1 LATERALS", as shown in concept, in green, on Exhibit A. The
26 proposed Eastvale MDP Line E: 58th Street and Swan Lake Laterals consist of approximately
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1 600 lineal feet of underground storm drain system, hereinafter called "LINE E LATERALS", as
2 shown in concept, in red, on Exhibit A. The proposed Eastvale MDP Line E: Hamner Avenue
3 Laterals consist of approximately 119 lineal feet of underground storm drain system, hereinafter
4 called "HAMNER AVENUE LATERALS", as shown in concept, in purple, on Exhibit A. The
5 proposed Santa Ana River – Presido Road Storm Drain: Citrus Street Lateral consist of
6 approximately 182 lineal feet of underground storm drain system, hereinafter called "CITRUS
7 STREET LATERALS", as shown in concept, in orange, on Exhibit A; and"

9 3. Paragraph C in the RECITALS of AGREEMENT is amended in its entirety to read:
10 "CHANDLER STREET CHANNEL LATERALS, LINE F-1 LATERALS, LINE E
11 LATERALS, HAMNER AVENUE LATERALS and CITRUS STREET LATERALS are
12 referred to collectively as "PROJECT"; and"

14 Except to the extent specifically deleted, added to, or amended herein, all of the
15 terms, covenants, and conditions of said AGREEMENT executed on September 30, 2014 shall
16 remain in full force and effect between the parties hereto.

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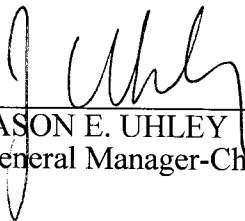
IN WITNESS WHEREOF, the parties hereto have executed this Amendment on

AUG 29 2017

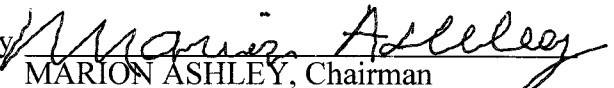
(to be filled in by Clerk of the Board)

RECOMMENDED FOR APPROVAL:

**RIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT**

By 

JASON E. UHLEY
General Manager-Chief Engineer

By 

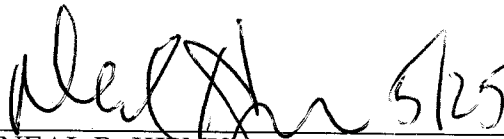
MARION ASHLEY, Chairman
Riverside County Flood Control and Water
Conservation District Board of Supervisors

APPROVED AS TO FORM:

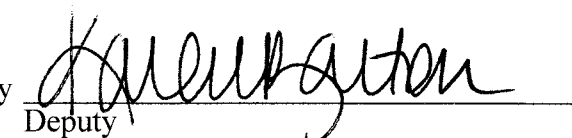
ATTEST:

GREGORY P. PRIAMOS
County Counsel

KECIA HARPER-IHEM
Clerk of the Board

By 

NEAL R. KIPNIS
Deputy County Counsel

By 

Deputy

(SEAL)

Amendment No. 1 to Funding Agreement with The City of Eastvale
Chandler Street Channel: Hall and Selby Avenue Laterals
Eastvale MDP Line F-1: Hall and Selby Avenue Laterals
Eastvale MDP Line E: 58th Street and Swan Lake Laterals
Eastvale MDP Line E: Hamner Avenue Laterals
Santa Ana River – Presido Road Storm Drain: Citrus Street Laterals
05/16/17
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RECOMMENDED FOR APPROVAL

CITY OF EASTVALE

By *Michele Nissen*
MICHELE NISSEN
City Manager

By *[Signature]*
JOSEPH TESSARI
Mayor

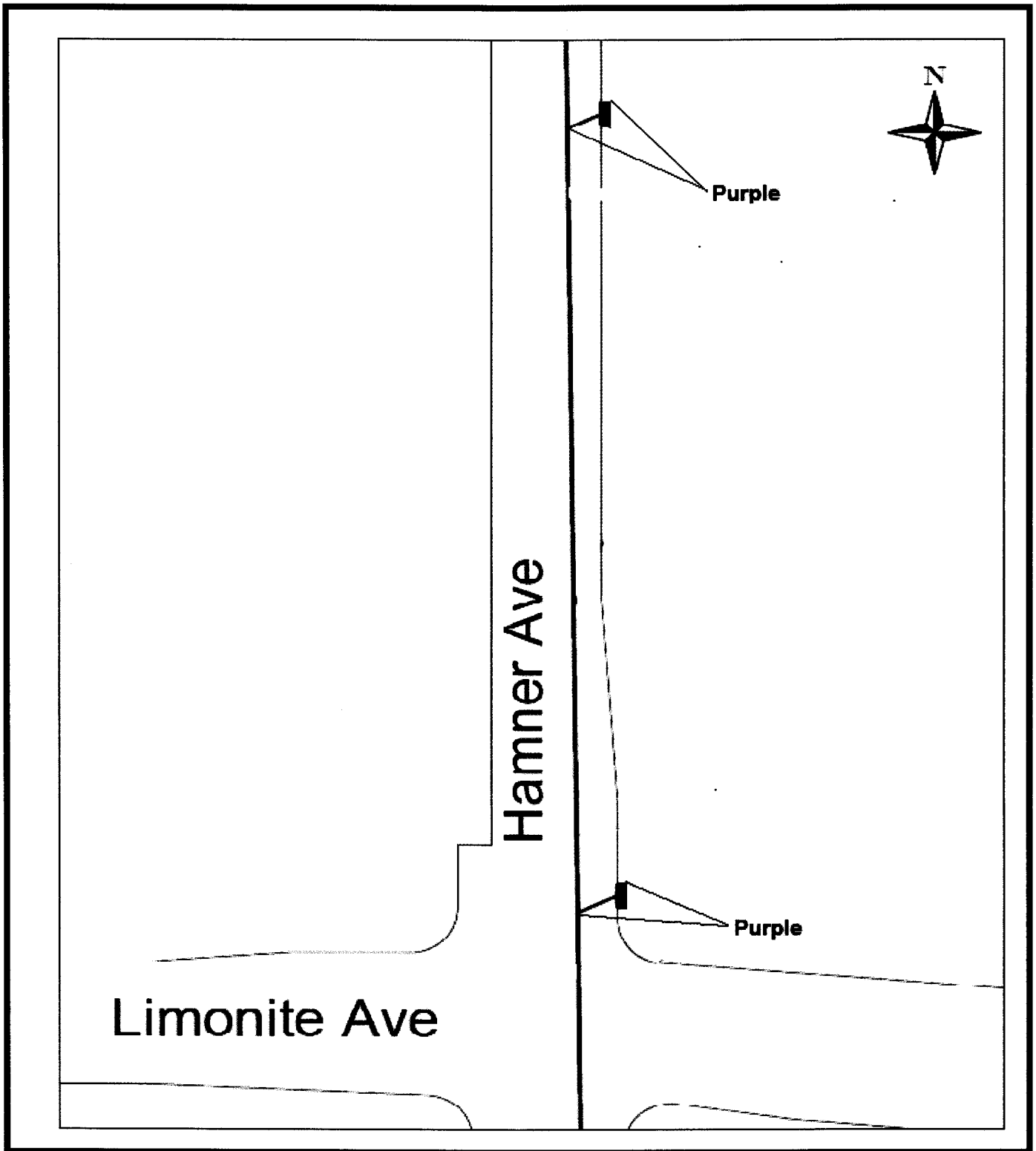
ATTEST:

By *[Signature]*
STEVEN AGUILAR
Assistant City Clerk

(SEAL)

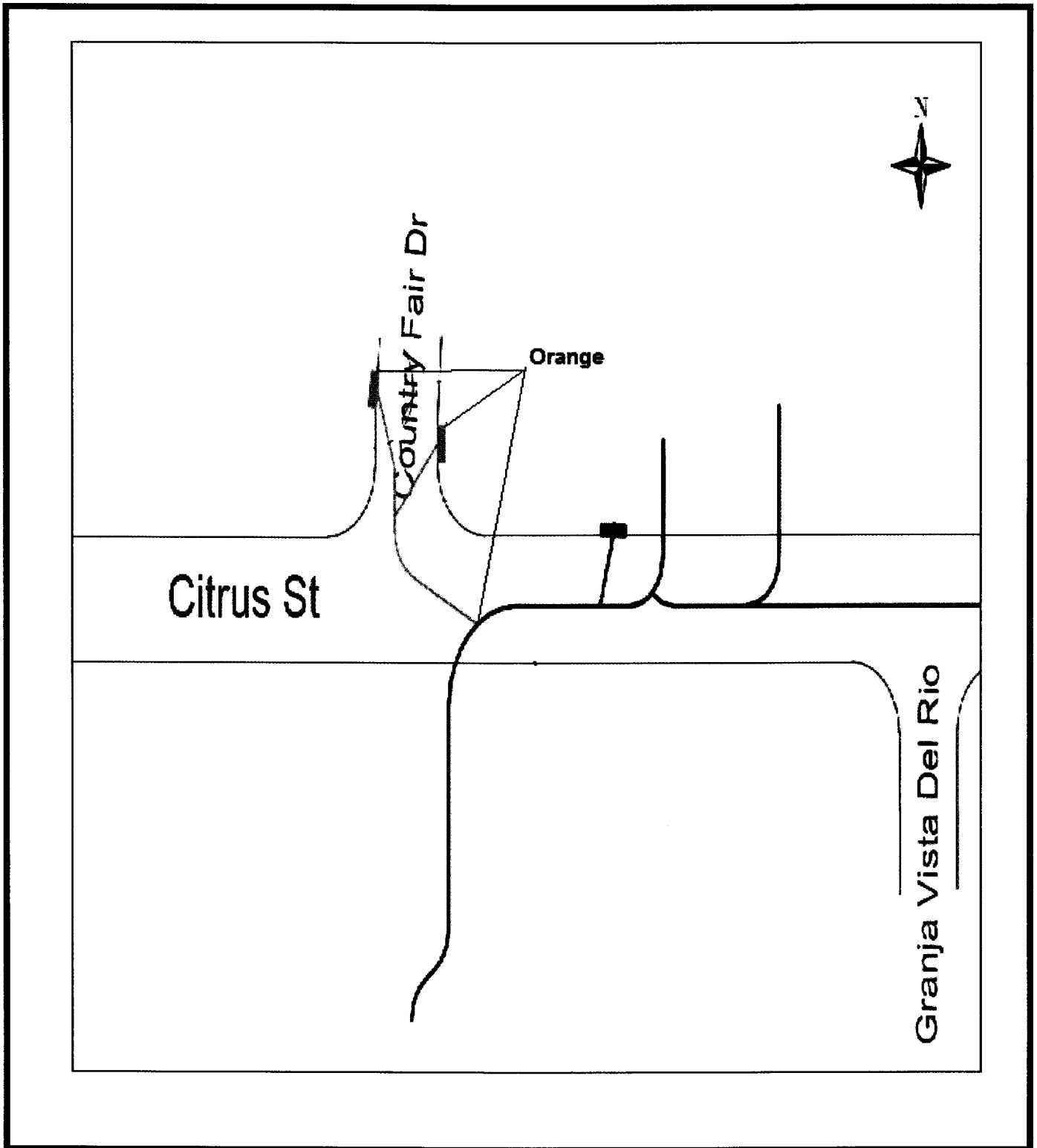
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05/16/17
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Exhibit A



AMENDMENT NO. 1 TO FUNDING AGREEMENT
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Exhibit A



AMENDMENT NO. 1 TO FUNDING AGREEMENT
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Eastvale MDP Line F-1: Hall and Selby Avenue Laterals Eastvale
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