

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

417B



FROM: General Manager-Chief Engineer

SUBMITTAL DATE:
February 27, 2007

SUBJECT: Montgomery Creek Channel – Sunview Drive Storm Drain
Project No. 5-0-00051
Tract No. 30642 (Banning)
Cooperative Agreement

RECOMMENDED MOTION:

Approve the Cooperative Agreement between the District, the City of Banning and Banning Tract 30642, LLC (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 stormwater drainage facilities, required as a condition for approval of Tract No. 30642, are to be constructed by the Developer and inspected, operated and maintained by the District and City. The Agreement is necessary to provide for District construction inspection of the referenced facilities associated with Tract No. 30642.

Continued on Page 2

JPS:blj

Warren D. Williams
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** ☐

Requires 4/5 Vote ☐

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature

Michael R. Sheth

Policy

☐

Consent

☐

Dep't Recomm.:

Policy

☐

Consent

☐

Per Exec. Ofc.:

RECEIVED 10 6W 5:31

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Prev. Agn. Ref.:

District: 5th

Agenda Number:

11.1

**ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD**

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BACKGROUND (continued):

Upon completion of the facilities' construction, the District will assume ownership, operation and maintenance of the mainline storm drain. The City will assume ownership, operation and maintenance of the facilities' associated catch basins, connector pipes and laterals located within their rights of way. 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:blj