

**AMENDMENT NO. 1
TO THE
AGREEMENT TO FORM THE
LAKE ELSINORE AND CANYON LAKE
TMDL TASK FORCE**

Pursuant to Covenants II, Section 21. of that certain AGREEMENT entitled, "Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force" ("Task Force Agreement"), dated June 18, 2012; and

Whereas this Task Force Agreement initially had been prepared for a five-year term and therefore is set to expire on the date of June 30, 2017, the TASK FORCE AGENCIES as named in the Agreement (Exhibit A), **hereby agree to the following changes:**

- I. Extend the term of the Task Force Agreement to **June 30, 2020**, and
- II. Stipulate the option that the Agreement, while still in full force and effect, may be extended an additional two years, to **June 30, 2022**, by means of Administrative Action by the Task Force Administrator.

Except as otherwise expressly amended herein, all of the terms, conditions, and provisions of the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force (Exhibit A) shall continue in full force and effect.

This Amendment No. 1 may be executed in original counterparts, which together shall constitute a single Agreement document.

IN WITNESS WHEREOF, the parties hereto have executed this **Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force**, on the dates set forth below.

LAKE ELSINORE AND SAN JACINTO WATERSHEDS AUTHORITY (LESJWA)

BY



Authority Administrator



Date

IN WITNESS WHEREOF, the parties hereto have executed this Amendment No. 1 to the Agreement to Form the Lake Euisnore and Canyon Lake TMDL Task Force, on the dates set forth below

CALIFORNIA DEPARTMENT OF TRANSPORTATION

By: William Pan

Title: Task Order Manager


Date: 08/01/2017

APPROVED AS TO FORM

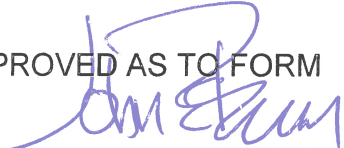
By _____ Date _____

IN WITNESS WHEREOF, the parties hereto have executed this **Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force**, on the dates set forth below

MARCH JOINT POWERS AUTHORITY

By: 
Danielle M. Wheeler, DPA,
Executive Director

Date: 6-16-17

APPROVED AS TO FORM
By: 
John E. Brown
Of Best Best & Krieger LLP

IN WITNESS WHEREOF, the parties hereto have executed this **Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force**, on the dates set forth below

CITY OF BEAUMONT

By: 
Mayor

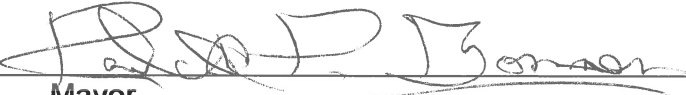
Date: 10/12/17

APPROVED AS TO FORM

By  Date _____
City Attorney

IN WITNESS WHEREOF, the parties hereto have executed this **Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force**, on the dates set forth below

CITY OF CANYON LAKE

By: 
Mayor

Date: 9-6-2017

APPROVED AS TO FORM

By Elizabeth Martyn 9-6-2017
City Attorney Date

IN WITNESS WHEREOF, the parties hereto have executed this **Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force**, on the dates set forth below

CITY OF HEMET

By: _____
Mayor

Date: _____

APPROVED AS TO FORM

By _____ Date _____
City Attorney

IN WITNESS WHEREOF, the parties hereto have executed this **Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force**, on the dates set forth below

CITY OF HEMET

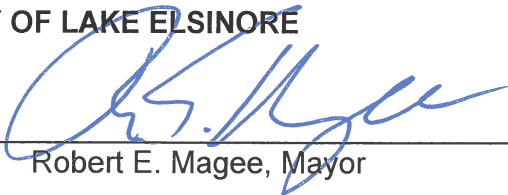
By: 
Mayor

Date: 09/06/18

APPROVED AS TO FORM
By  Date 09/05/18
City Attorney

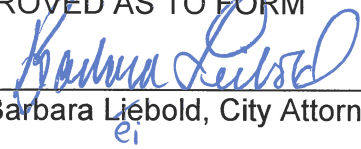
IN WITNESS WHEREOF, the parties hereto have executed this **Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force**, on the dates set forth below

CITY OF LAKE ELSINORE

By: 
Robert E. Magee, Mayor

Date: 5/26/2017

APPROVED AS TO FORM

By: 
Barbara Liebold, City Attorney

Date: 5.23.17

Attest:

By: 
Susan Domen, City Clerk

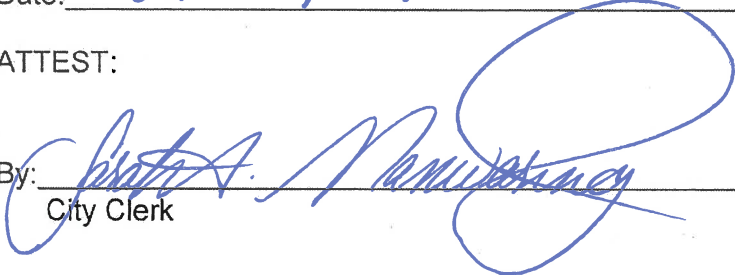
IN WITNESS WHEREOF, the parties hereto have executed this Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force, on the dates set forth below

CITY OF MENIFEE

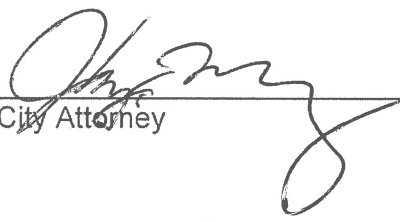
By: 
Mayor

Date: June 20, 2019

ATTEST:

By: 
City Clerk

APPROVED AS TO FORM


By  Date _____
City Attorney


IN WITNESS WHEREOF, the parties hereto have executed this **Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force**, on the dates set forth below

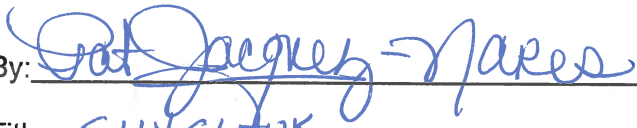
Note: Each Agency to have a separate signature page, which may be customized to the Agency's particular signature block format

CITY OF MORENO VALLEY

Approved:

By: 
Title: Mayor
Date: _____

APPROVED AS TO FORM
DATE 10-24-17
BY 
CITY ATTORNEY
CITY OF MORENO VALLEY

By: 
Title: CITY CLERK
Date: 10/26/17

By: _____
Title: _____
Date: _____

IN WITNESS WHEREOF, the parties hereto have executed this Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force, on the dates set forth below

CITY OF MURRIETA

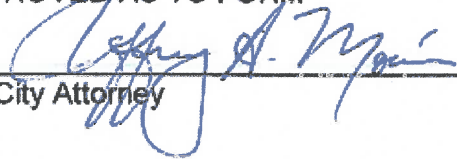
By: 
Mayor

Date: 3/18/19

ATTEST:

By: 
City Clerk

APPROVED AS TO FORM

By:  3/19/19
City Attorney Date


IN WITNESS WHEREOF, the parties hereto have executed this **Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force**, on the dates set forth below

CITY OF PERRIS

By: 
Michael Vargas, Mayor

Date: 9-7-17

APPROVED AS TO FORM
Aleshire & Wynder, LLP

By: 
Eric L. Dunn, City Attorney

Date: 8/29/17

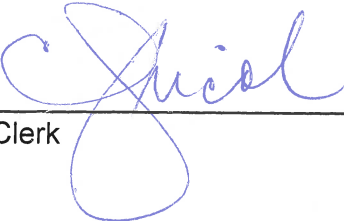
IN WITNESS WHEREOF, the parties hereto have executed this Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force, on the dates set forth below

CITY OF RIVERSIDE

By: 
Assistant City Manager

Date: July 14, 2017

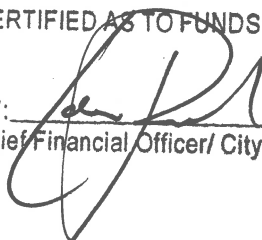
ATTEST:

By: 
City Clerk

APPROVED AS TO FORM

By: Anthony Beaumont 7-20-17
City Attorney Date

CERTIFIED AS TO FUNDS AVAILABILITY:

BY: 
Chief Financial Officer/ City Treasurer

IN WITNESS WHEREOF, the parties hereto have executed this Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force, on the dates set forth below

CITY OF SAN JACINTO

By: 
Mayor

Date: _____

APPROVED AS TO FORM

By:  July 26, 2019
City Attorney Date

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the day and year set forth below.

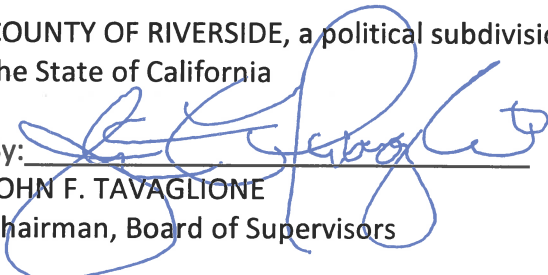
LAKE ELSINORE AND SAN JACINTO WATERSHEDS
AUTHORITY (LESJWA)

Dated: _____

By: _____
MARK NORTON
LESJWA ADMINISTRATOR

COUNTY OF RIVERSIDE, a political subdivision of
the State of California

Dated: JUN 06 2017

By: 
JOHN F. TAVAGLIONE
Chairman, Board of Supervisors

ATTEST:

KECIA HARPER-IHEM
Clerk of the Board

By: 
Deputy
(SEAL)

APPROVED AS TO FORM:

County Counsel

By: 

AARON GETTIS

Deputy County Counsel


IN WITNESS WHEREOF, the parties hereto have executed this Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force, on the dates set forth below

CITY OF WILDOMAR

By: 
Ben J. Benoit, Mayor

Date: 09-19-18

Attest

By:  09-19-18
Debbie A. Lee, City Clerk Date




APPROVED AS TO FORM

By:  09-19-18
Tom D. Jex, City Attorney Date


IN WITNESS WHEREOF, the parties hereto have executed this **Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force**, on the dates set forth below

EASTERN MUNICIPAL WATER DISTRICT

By: 
Title: Paul D. Jones II
Date: 10-28-17

IN WITNESS WHEREOF, the parties hereto have executed this **Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force**, on the dates set forth below

ELSINORE VALLEY MUNICIPAL WATER DISTRICT

By: _____ 
Title: General MANAGER
Date: Sept. 14, 2017

IN WITNESS WHEREOF, the parties hereto have executed this **Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force**, on the dates set forth below

U.S. AIR FORCE (MARCH AIR RESERVE BASE)

By:  for
MATTHEW J. BURGER, Col, USAFR
Commander, 452d Air Mobility Wing

Date: 11 Sep 2018

IN WITNESS WHEREOF, the parties hereto have executed this **Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force**, on the dates set forth below

WESTERN RIVERSIDE COUNTY AGRICULTURAL COALITION

On behalf of the participating Dairy Operators and participating Agricultural Operators in the San Jacinto River Basin

By: 

Title: Chairman WRCA

Date: 10-18-2017

IN WITNESS WHEREOF, the parties hereto have executed this Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force, on the dates set forth below

SANTA ANA REGIONAL WATER QUALITY CONTROL BOARD

By: Hope Smythe

Title: Executive Officer

Date: July 27, 2018

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



ITEM
11.3
(ID # 4517)

MEETING DATE:
Tuesday, August 29, 2017

FROM : FLOOD CONTROL DISTRICT:

SUBJECT: FLOOD CONTROL DISTRICT: Amendment No. 1 Agreement to Form the Lake
Elsinore and Canyon Lake TMDL Task Force, District 1,3,&5. [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Ratify back to July 1, 2017 and Approve Amendment No.1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force.
2. Authorize the Chairman to execute the Amendment documents on behalf of the District.

ACTION: Policy

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

Kecja Harper-Ihem
Clerk of the Board
By:
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	\$ 0	\$ 0	\$ 0	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: 25190 947560 NPDES Santa Ana Assessment Fund, various accounts			Budget No For Fiscal Year: 17/18 – 19/20	

C.E.O. RECOMMENDATION: Approved

BACKGROUND:

Summary

The purpose of the Lake Elsinore/Canyon Lake TMDL Task Force is to facilitate a coordinated and cost effective approach to comply with the Lake Elsinore/Canyon Lake Total Maximum Daily Load (TMDL). The Basin Plan amendment incorporating the TMDL was approved by the Santa Ana Regional Water Quality Control Board (Regional Board) on December 20, 2004.

The TMDL Agreement requires the San Jacinto Watershed Region Permittees of the Santa Ana Watershed National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) Permit (Santa Ana Permit), which includes the District, City of Beaumont, City of Canyon Lake, City of Hemet, City of Lake Elsinore, City of Menifee, City of Moreno Valley, City of Murrieta, City of Perris, City of Riverside, City of San Jacinto, City of Wildomar, and County of Riverside, to accomplish certain TMDL Implementation Plan tasks either severally or in cooperation with the other named stakeholders including the California Department of Fish and Wildlife, California Department of Transportation, Eastern Municipal Water District, Elsinore Valley Municipal Water District, March Joint Powers Authority, U.S. Air Force (March Air Reserve Base), Western Riverside County Agriculture Coalition (on behalf of the participating dairy operators and participating agricultural operators in the San Jacinto River Basin) ("Task Force Agencies").

Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force ("TMDL Agreement") proposes to continue the Lake Elsinore and Canyon Lake TMDL Task Force ("Task Force"). The Task Force was originally formed in 2006, and the current TMDL Agreement expired June 30, 2017. Amendment No. 1 will extend the term to June 30, 2020 with the option that the term may be further extended to June 30, 2022. All other terms, conditions, and provisions of the TMDL Agreement remain unchanged. The Board's action will ratify Amendment No. 1 back to July 1, 2017.

The purpose of the Task Force is to implement tasks identified in the TMDL Implementation Plan and to pursue TMDL related tasks agreed upon by the Task Force Agencies, including:

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

1. Review and development of recommendations to update the Santa Ana RWQCB TMDL Basin Plan Amendment based on scientific information collected by the Task Force.
2. Implementation of TMDL Implementation Plan tasks jointly assigned to Task Force stakeholders.
3. Allowing watershed stakeholders to participate in regional efforts to meet appropriate water quality standards so that Canyon Lake and/or Lake Elsinore can be delisted from the Clean Water Act Section 303(d) list of impaired waterbodies.

FINANCIAL:

The Task Force agreement has provisions for TASK FORCE AGENCIES to make cash or in-kind contributions, and the District may choose to support its Co-Permittee's efforts to meet their MS4 and TMDL requirements by making cash or in-kind contributions toward Task Force Administrations, Water Quality Monitoring or special projects. To cover that contingency, up to \$50,000 may be needed annually.

Impact on Residents and Businesses

No new impacts.

Contract History and Price Reasonableness

Amendment No. 1 is a renewal of Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force, originally implemented in 2006 and renewed in 2012.

Except as otherwise expressly amended herein, all of the terms, conditions, and provisions of the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force shall continue in full force and effect.

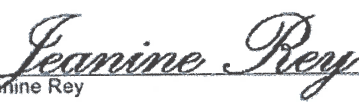

ATTACHMENTS

Amendment No. 1

Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force

Exhibit A

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

 
Jeanine Rey 8/16/2017 Ryan Carter 8/22/2017


Gregory E. Priaplos, Director County Counsel 8/16/2017

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AMENDMENT NO. 1
to
AGREEMENT TO FORM THE LAKE ELSINORE AND CANYON LAKE
TMDL TASK FORCE

Pursuant to Covenants II, Section 21 of that certain AGREEMENT entitled, "Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force" ("Task Force Agreement"), dated June 18, 2012; and:

Whereas this Task Force Agreement initially had been prepared for a five-year term and therefore is set to expire on the date of June 30, 2017, the TASK FORCE AGENCIES as named in the Agreement (Exhibit A), hereby agree to the following changes:

- I. Extend the term of the Task Force Agreement to June 30, 2020, and
- II. Stipulate the option that the Agreement, while still in full force and effect, may be extended an additional two years, to June 30, 2022, by means of Administrative Action by the Task Force Administrator.

Except as otherwise expressly amended herein, all of the terms, conditions, and provisions of the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force (Exhibit A) shall continue in full force and effect.

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In WITNESS WHEREOF, the parties hereto have executed this Amendment No. 1 to the Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force on the dates set forth below.

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AUG 29 2017 11.3

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

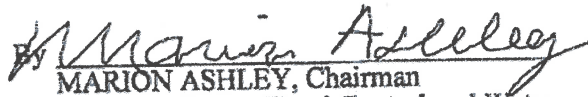
AUG 29 2017

(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 
AARON GETTIS
Deputy County Counsel

By 
Deputy

(SEAL)

Dated July 5, 2017

Amendment No. 1 - Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force
08/29/17
MLV:cw