



**ANTELOPE VALLEY-EAST KERN WATER AGENCY
 ANTELOPE VALLEY-EAST KERN WATER AGENCY FINANCING AUTHORITY
 REGULAR BOARD MEETING AGENDA & PUBLIC HEARING**

TUESDAY, OCTOBER 11, 2022, AT 5:30 PM

Teleconference: (669) 900-6833; ID No. 8 9 4 3 5 7 2 7 6 5 7; PASSCODE: 0

Video Conference:

<https://us02web.zoom.us/j/89435727657?pwd=ak1XbmprdfBUQnRZOWszWU91VHdyUT09>

*****Please mute microphone at all times unless speaking*****

1. CALL TO ORDER

- 2. ROLL CALL:** Division 7 – **Gary Van Dam** _____; Division 6 – **Audrey T. Miller** _____; Division 5 – **Robert Parris** _____; Division 4 – **George M. Lane** _____; Division 1 – **Shelley Sorsabal** _____; Division 3 – **Frank Donato** _____; Division 2 – **Keith Dyas** _____

OFFICERS: General Manager – **Dwayne Chisam**; Attorney – **Jim Markman/Tilden Kim**; Board Secretary/Treasurer – **Holly Hughes**

- 3. VOLUNTARY PUBLIC ROLL-CALL** – If any member of the public wishes to introduce themselves, please feel free to do so now.

- 4. PUBLIC COMMENTS AND PERIOD OPEN TO THE PUBLIC** – If anyone wishes to address the board on any item not on the agenda, please feel free to do so now.

5. ADOPTION OF AGENDA

5(a-1)	Adoption of Agenda for Board Meeting of October 11, 2022	Board Order 5(a-1)
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6. NEW BUSINESS

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6(a-1)	Consideration and Possible Action to approve Resolution No’s R-22-26, R-22-27, R-22-28 and R-22-29; Providing for the Appointment of the only Person Nominated to the Office of Director of Divisions 1, 2, 4, and 5 and Ordering the Election for such Offices not to be held on November 8, 2022; General Counsel Markman	Board Order 6(a-1)	5

HEARING: In the Matter of the Adoption of Proposed Resolution No. R-22-34, amending the Antelope Valley-East Kern Water Agency’s Conflict of Interest Code:

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SBO	Consideration and possible action on Resolution No. R-22-34, adopting an amended Conflict of Interest Code for AVEK Water Agency pursuant to the Political Reform Act of 1974	<i>SPECIAL BOARD ORDER SBO</i>	13

7. CONSENT CALENDAR – The public and board shall have an opportunity to comment on any action item(s) on the Consent Calendar as the Consent Calendar is considered collectively by the Board of Directors prior to action being taken.

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7(a-1)	Approve Minutes of the Regular Board Meeting of September 13, 2022	Board Order 7(a-1)	21
7(a-2)	Accept and file the Check Register Lists from September 15, 2022, through September 28, 2022 (F/C Review 10/6/22)	Board Order 7(a-2)	27
7(a-3)	Approval of Resolution No. R-22-25; Extending authorization for continuing meetings by teleconferencing pursuant to Government Code Section 54953(e)	Board Order 7(a-3)	33
7(a-4)	Consideration and possible action on Resolution No. R-22-30; Joint Tax Sharing Resolution - Annexation No. 40-65 (04-135) LAFCO Designation No. 2022-01 (COLA-DPW/WW40/City of Lancaster) > (F/C Review 10/6/22)	Board Order 7(a-4)	37
7(a-5)	Consideration and possible action on Resolution No. R-22-31; Joint Tax Sharing Resolution - LA County Sanitation Districts Annexation No. 14-439; 68 Proposed Single-Family Homes (F/C Review 10/6/22)	Board Order 7(a-5)	49
7(a-6)	Consideration and possible action on Resolution No. R-22-32; Joint Tax Sharing Resolution - LA County Sanitation Districts Annexation No. 14-438; 1 Proposed Warehouse (F/C Review 10/6/22)	Board Order 7(a-6)	57
7(a-7)	Consideration and possible action on Resolution No. R-22-33; Joint Tax Sharing Resolution - LA County Sanitation Districts Annexation No. 14-437; 1 Proposed Industrial Building (F/C Review 10/6/22)	Board Order 7(a-7)	65

7. ITEM(S) FOR CONSIDERATION AND POSSIBLE ACTION

a. Finance Committee (FD/SS/KD) 10/06/22

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8(a-1)	Consideration and possible action to approve a Purchase Order with D & T Fiberglass to repair a 4000-gallon FRP tank at the Rosamond Water Treatment Plant in the not-to-exceed amount of \$30,935.00 (Budgeted; Operations Manager Bozigian)	Board Order 8(a-1)	73
8(a-2)	Consideration and possible action to approve a Purchase Order with Miracle Machinery for the removal of spent coagulant at the three water treatment plants (Quartz Hill, Rosamond, and Eastside) for the not-to-exceed amount of \$115,030.00 (Budgeted; Operations Manager Bozigian)	Board Order 8(a-2)	77

b. Capital Improvement Committee (FD/KD/AM) 09/30/22

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8(b-1)	Consideration and possible action on acceptance of work and filing of Notice of Completion for the Westside Water Bank Recharge Pipelines Improvement Project – Nicholas Construction (Engineering Manager Livesay)	Board Order 8(b-1)	91
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8. GENERAL MANAGER’S REPORT ON WATER SUPPLY, PROJECTS, AND PROGRAM

9. DIRECTOR REPORTS

10. ATTORNEY REPORT

11. REQUEST FOR FUTURE AGENDA ITEMS

12. OLD BUSINESS

13. CLOSED SESSION

- a. *Possible* Closed session pursuant to Government Code Section 54956.8
Conference with Real Property Negotiators

Property: APN’s: 3275-021-008, 3275-021-027, 3275-021-030, 3275-021-035, and 3275-021-038.

Agency Negotiator: General Manager Dwayne Chisam

Negotiating parties: AVEK and Hector Lopez, Maura Lopez, Armando Funes, Ruth Funes; Raquel Sisayan LLC; Raquel Sisayan LLC, Steven G Johnson and Stephanie A Johnson; Danny C Vidamo and Aida S Vidamo.

Under negotiation: Price and terms of payment for possible purchase

- b. *Possible* Closed Session – Conference with Legal Counsel – Existing Litigation, to which the local agency is a party pursuant to Government Code Section 54956.9(d)(1), one case, *CV Communities, LLC v. Antelope Valley-East Kern Water Agency*, Los Angeles County Superior Court Case No. 20STCV10953.
- c. *Possible* Closed Session – Board Officer Evaluations of the General Manager and Board Secretary-Treasurer Positions, pursuant to Government Code Section §54957
- d. Public Employee Appointment pursuant to California Government Code Section 54957;
Title: General Manager
- e. Closed Session: CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION;
Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9 (1 case)

15. CLOSED SESSION ANNOUNCEMENTS

16. ADJOURN TO A REGULAR BOARD MEETING SCHEDULED FOR TUESDAY, OCTOBER 25, 2022, AT 5:30 P.M.

Note: The Board reserves the right to discuss and/or act on all the above agenda items.

NOTICES

Any person may make a request for a disability-related modification or accommodation needed for that person to be able to participate in the public meeting by telephoning (661) 943-3201 or writing to Antelope Valley-East Kern Water Agency at 6450 West Avenue N, Palmdale, CA 93551. Requests must specify the nature of the disability and the type of accommodation requested. A telephone number or other contact information should be included so that Agency staff may discuss appropriate arrangements. Persons requesting a disability-related accommodation should make the request with adequate time before the meeting for the Agency to provide the requested accommodation.

A complete agenda packet containing all accompanying reports for this agenda is available by contacting the Board Secretary-Treasurer at hhughes@avek.org or (661) 943-3201. Board meetings are subject to audio recording.

Posted: October 7, 2022, at 5:00 p.m. by Holly Hughes, Board Secretary-Treasurer