



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

TUESDAY, FEBRUARY 9, 2021 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 audio 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 – VACANT _____; Division 3 – Frank Donato
 _____; Division 2 – Keith Dyas _____; Division 1 – Shelley Sorsabal _____

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

3. ADOPTION OF AGENDA

- 4. PUBLIC COMMENTS AND PERIOD OPEN TO THE PUBLIC** – This portion of the agenda allows an individual the opportunity to address the Board on any item regarding Board business that is not on the agenda. Please identify yourself when addressing the board. Without taking action or entering dialogue with the public, Board members may ask clarifying questions about topics posed by the public. Your matter may be referred to Agency staff.

- a. **VOLUNTARY PUBLIC ROLL-CALL VIA TELECONFERENCE** – If any member of the public on the teleconference/video conference wishes to identify themselves as present for this meeting, please do so for the record/minutes.

5. NEW BUSINESS: ITEM(S) FOR CONSIDERATION AND POSSIBLE ACTION:

			Page
5(a-1)	Director Review Committee (ad-hoc) – Report & Recommendation (FD/KD/SS)		5
5(a-2)	Board Interview of Candidate for the Vacant Division 4 Director Position		n/a
5(a-3)	Consideration and possible action on appointment to fill vacancy for Division 4 of the Board of Directors position (Attorney Kim/Markman)	Board Order 5(a-3)	7

6. CONSENT CALENDAR – ACTION ITEMS – 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.

			Page
6(a-1)	Approve Minutes of the Regular Board Meeting of December 8, 2020	Board Order 6(a-1)	9
6(a-2)	Approve Minutes of the Special Board Meeting of December 17, 2020	Board Order 6(a-2)	13
6(a-3)	Accept and file the Check Register Lists from January 16, 2021 through January 29, 2021 (Finance Committee Review – 2/8/21)	Board Order 6(a-3)	17
6(a-4)	Accept and file the Revenue and Expense Report for the second quarter of Fiscal Year 2020/2021 (Finance Committee Review – 2/8/21)	Board Order 6(a-4)	27
6(a-5)	Approve Water Supply Fee Deposit Agreements for advance payment of applicable fees (Finance Committee Review – 2/8/21)	Board Order 6(a-5)	29
6(a-6)	Accept and file the Agency Activities Report for January 2021	Board Order 6(a-6)	35
6(a-7)	Approval to file the Notice of Intent to Adopt a Mitigated Negative Declaration for the Eastside Water Bank Expansion Project commencing the 30-day public comment period (Capital Improvement Program Committee Review – 2/3/21)	Board Order 6(a-7)	39

7. ITEM(S) FOR CONSIDERATION AND POSSIBLE ACTION

a. Delta Conveyance Committee ad-hoc (SS/KD/FD) 01/25/21			Page
7(a-1)	Consideration and possible action to adopt Resolution No. R-21-04 - Water Management Tools Contract Amendment to Long-Term Water Supply Contract with DWR (General Manager Chisam)	Board Order 7(a-1)	251
7(a-2)	Consideration and possible action on Term Sheet for transfer of banked water between AVEK and Homer, LLC (Assistant General Manager Knudson)	Board Order 7(a-2)	307

b. Capital Improvement Program Committee (FD/KD/AM) 02/03/21			Page
7(b-1)	Consideration and possible action on Amendment to Kennedy Jenks contract for additional survey work required for SNIP/Rosamond Water Treatment Plant Intertie final design (Engineering Manager Livesay)	Board Order 7(b-1)	311
7(b-2)	Consideration and possible action on Amendment to Kennedy Jenks contract for additional survey work required for SNIP Phase II Pipeline and Pump Station final design (Engineering Manager Livesay)	Board Order 7(b-2)	319

8. **OLD BUSINESS** None.

9. **GENERAL MANAGER'S REPORT ON WATER SUPPLY, PROJECTS, AND PROGRAM**

a. Chief Engineer's Report

10. **DIRECTORS REPORTS**

11. **ATTORNEY REPORT**

12. **REQUEST FOR FUTURE AGENDA ITEMS**

13. **CLOSED SESSION**

a. *Possible* Closed Session, Conference with Legal Counsel – Litigation, to which the local agency is a party pursuant to Government Code Section §54956.9(d)(1), three cases: *Diamond Farming Company vs. Palmdale Water District and Bolthouse, Inc. vs. Palmdale Water District and Los Angeles County Waterworks District No. 40 vs. Diamond Farming Company, Et Al*; one case to discuss ongoing Adjudication Principal's Mediation Efforts.

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

Property: APN's: 3275-021-003, 3275-021-004, 3275-021-008, 3275-021-009, 3275-021-011, 3275-021-015, 3275-021-016, 3275-021-027, 3275-021-028, 3275-021-030, 3275-021-035, 3275-021-038, 3275-021-039, 3275-021-040, and 3275-002-011.

Agency Negotiator: General Manager Dwayne Chisam

Negotiating parties: AVEK and Ariel and Edna Braza, Marco and Estela Segui; Abraham L and Francisca T. Castillo; Mohammadnejat Davoodian, Kobra Sofavi, Bill Chuan, Kelly Yip, Arley Wolf, Gabriel T Fabella, Julia R Fabella, Emmanuel Fabella, Inez Gatmaitan-Fabella, Remedios Balleza, Benigno G Tuazon; Martin Allen Hamilton, Hector Lopez, Maura Lopez, Armando Funes, Ruth Funes; Anthony James Mcgrane, Man Leung Ng, Quang Thanh Su, Ellen Tam Su, Wing Kit Law, Steve B Phui, Nhi M. Vong-Phui; Jumayde N Paayas and Editha T Paayas; Raquel Sisayan LLC; Raquel Sisayan LLC; Steven G Johnson and Stephanie A Johnson; Elizabeth Y Tan, Maria Isabella T Santos, Juan Emanuel T Santos; Frederick C Tochterman and Ceclia C Tochterman, Ya Ping Wang and Chun Hong Wang; Danny C Vidamo and Aida S Vidamo.

Under negotiation: Price and terms of payment for possible purchase

- c. *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.*

14. CLOSED SESSION ANNOUNCEMENTS

15. ADJOURN TO A REGULAR BOARD MEETING SCHEDULED FOR TUESDAY, FEBRUARY 23, 2021 AT 5:30 P.M.

Note: The Board reserves the right to discuss and/or take action on all of 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: February 5, 2021 at 5 p.m. by Holly Hughes, Board Secretary-Treasurer

