



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

TUESDAY, NOVEMBER 24, 2020 AT 6:30 PM

Teleconference: (669) 900-6833; ID No. 667 067 9173 #; PASSCODE: 0

Video Conference:

<https://us02web.zoom.us/j/6670679173?pwd=TkZLeU1MY2d5eUpqeTJ5WUJTRHIVUT09>

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

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

- 3. ROLL CALL:** Division 7 – Gary Van Dam _____; Division 6 – Audrey T. Miller _____;
 Division 5 – Robert Parris _____; Division 4 – Justin Lane _____; 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

4. ADOPTION OF AGENDA

- 5. 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.

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

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6(a-1)	Consideration and possible action to approve Grant Application for the Cal OES Community Power Resiliency Program Allocation to Special Districts (Assistant General Manager Knudson)	Board Order 6(a-1)	5

7. 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.

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7(a-1)	Approve Minutes of the Regular Board Meeting of September 22, 2020	Board Order 7(a-1)	19
7(a-2)	Accept and file the Check Register Lists from October 31, 2020 through November 13, 2020 (Finance Committee Review – 11/23/20)	Board Order 7(a-2)	23
7(a-3)	Accept and file the Treasurer’s Report for the month ending October 31, 2020 (Finance Committee Review – 11/23/20)	Board Order 7(a-3)	29

8. ITEM(S) FOR CONSIDERATION AND POSSIBLE ACTION

a. Water Rates & Capacity Fees Committee (GV/FD/JL) 11/16/20

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8(a-1)	Public Hearing regarding the 2021 Wholesale Water Rate Study & Financial Plan (Presentation by Sudhir Pardiwala, Raftelis Financial Consultants)	Public Hearing	46
8(a-2)	Consideration and possible action on Resolution No. R-20-20, Approving the 2021 Water Delivery Rates and Charges for the Antelope Valley-East Kern Water Agency (Assistant General Manager Knudson)	Board Order 8(a-2)	45

b. Finance Committee (FD/SS/KD) 11/9/20 and 11/23/20

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8(b-1)	Presentation on Fiscal Year 2019/2020 Audit Report (Brown Armstrong CPAs)	Presentation	80
8(b-2)	Consideration to Accept and File the Audit Report for Fiscal Year 2019/2020	Board Order 8(b-2)	79

8(b-3)	Consideration and Possible Action to approve a Purchase Order with Elite Concrete Restoration for the Replacement of Expansion Joint Sealant at the QHWTP (\$27,300.00; Budgeted Capital Project BIR21-01; Manager of Operations Bozigian)	Board Order 8(b-3)	131
8(b-4)	Consideration and Possible Action to approve a Purchase Order with R&B Automation for the Replacement of (6) 20-inch Filter Effluent Valves at the QHWTP (\$87,690.00; Budgeted Capital Project ER21-03; Manager of Operations Bozigian)	Board Order 8(b-4)	135

c. Delta Conveyance & Negotiation Committee ad-hoc (KD/SS/FD) 11/19/20 **Page**

8(c-1)	Consideration and Possible Action on adopting Resolution No. R-20-23 being a Resolution of the Board of Directors of the Antelope Valley-East Kern Water Agency: (1) Authorizing a Level of Participation in the Delta Conveyance Project; (2) Authorizing the General Manager to Enter into Funding Agreement with the Department of Water Resources for Environmental Planning Costs associated with the Delta Conveyance Project; (3) Approval of Amendments to Delta Conveyance Design and Construction Authority Joint Powers Agreement; and (4) Determining the Actions are Exempt from the California Environmental Quality Act. Action also includes the Authorization of the General Manager to Execute MOU regarding Class 8 Member Agencies Election Procedures for Delta Conveyance Authority Board of Directors (General Manager Chisam)	Board Order 8(c-1)	139
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9. OLD BUSINESS None.

10. GENERAL MANAGER’S REPORT ON WATER SUPPLY, PROJECTS, AND PROGRAM

11. DIRECTORS REPORTS

12. ATTORNEY REPORT

13. REQUEST FOR FUTURE AGENDA ITEMS

14. 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.*

15. CLOSED SESSION ANNOUNCEMENTS

16. ADJOURN TO A REGULAR BOARD MEETING SCHEDULED FOR TUESDAY, DECEMBER 8, 2020 AT 6:30 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: November 20, 2020 at 5:30 p.m. by Holly Hughes, Board Secretary-Treasurer

