



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

TUESDAY, OCTOBER 27, 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: None

- 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.

Page

7(a-1)	Approve Minutes of the Regular Board Meeting of August 25, 2020	Board Order 7(a-1)	
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7(a-2)	Accept and file the Check Register Lists from October 3, 2020 through October 16, 2020 (Finance Committee Review – 10/26/20)	Board Order 7(a-2)	
7(a-3)	Accept and file the Treasurer’s Report for the Month ending September 30, 2020	Board Order 7(a-3)	

8. ITEM(S) FOR CONSIDERATION AND POSSIBLE ACTION

a. Capital Improvement Program Committee (FD/KD/AM) 10/07/20 Page

8(a-1)	Consideration and possible action on approving Amendment No. 2 to the Upper Amargosa Creek Recharge Project Cooperative Agreement (\$1,441,159.00; Assistant General Manager Knudson)	Board Order 8(b-1)	
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b. Delta Conveyance & Negotiations Committee ad-hoc (KD/SS/FD) 10/20/20 Page

8(b-1)	Consideration and possible action on approving the Sites Reservoir Project Participation Agreement between AVEK and Tejon Ranch Co. (Assistant General Manager Knudson)	Board Order 8(C-1)	
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c. Adjudication / Watermaster Committee ad-hoc (RP/FD/JL) 10/23/20

8(c-1)	Provide Guidance to AVEK Representative for Agenda of 10/28/20 (Assistant Manager Knudson)		
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9. OLD BUSINESS None

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

- a. High Desert Water Bank Monthly Status Report

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.*
- d. *Possible Closed Session - Conference with Legal Counsel – Anticipated Litigation, Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.95: One case.*

15. CLOSED SESSION ANNOUNCEMENTS

16. ADJOURN TO A REGULAR BOARD MEETING SCHEDULED FOR TUESDAY, NOVEMBER 10, 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: October 23, 2020, at 9:00 a.m. by Pam Clark for Holly Hughes, Board Secretary-Treasurer