



**ANTELOPE VALLEY-EAST KERN WATER AGENCY**  
**ANTELOPE VALLEY-EAST KERN WATER AGENCY FINANCING AUTHORITY**  
**REGULAR BOARD MEETING AGENDA**  
**6450 WEST AVENUE "N," PALMDALE, CA 93551**  
**TELECONFERENCE LOCATION: 604 Willis St, Noble, OK 73068**  
**TUESDAY, NOVEMBER 26, 2019 AT 6:30 PM**

**1. CALL TO ORDER**

**2. PLEDGE OF ALLEGIANCE**

**3. ROLL CALL:** Division 7 – Gary Van Dam \_\_\_\_; Division 6 – Audrey Miller \_\_\_\_; Division 5 – Robert Parris \_\_\_\_; Division 4 – Justin Lane \_\_\_\_; Division 3 – Frank Donato \_\_\_\_; Division 2 – Keith Dyas \_\_\_\_; Division 1 – Shelley Sorsabal \_\_\_\_

**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. 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.

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

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6(a-1)	Presentation on Fiscal Year 2018/2019 Audit Report		6
6(a-2)	Consideration to Accept and File the Audit Report for Fiscal Year 2018/2019	Board Order 6(a-2) [Finance Review 10/08/19]	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 24, 2019	Board Order 7(a-1)	9
7(a-2)	Accept and file the Check Register Lists from November 2, 2019 through November 15, 2019	Board Order 7(a-2) [Finance Review 11/25/19]	13
7(a-3)	Accept and file the Treasurer’s Report for the Month Ending October 31, 2019	Board Order 7(a-3) [Finance Review 11/25/19]	19

**7. CONSENT CALENDAR – ACTION ITEMS – (Continued)**

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7(a-4)	Resolution No. R-19-17, Designating Signatories for a Checking Account Relating to the HDWB Enterprise Fund Capital Program	Board Order 7(a-4) [Finance Review 11/25/19]	35
7(a-5)	Accept and File the PFM Quarterly Report for the period ending September 30, 2019	Board Order 7(a-5) [Finance Review 11/25/19]	37
7(a-6)	Approve Settlement and Mutual Release Agreement Between Barnett-Van Dyne Construction, Inc. dba BV Construction and Antelope Valley-East Kern Water Agency	Board Order 7(a-6) [Board Approved – 11/12/19 Closed Session Item 14(b) ]	71

**8. ITEM(S) FOR CONSIDERATION AND POSSIBLE ACTION**

**a. Water Bank Resources & Negotiation Committee (FD/SS/KD) 11/19/19**

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8(a-1)	Consideration and Possible Action on Golden Fields Solar – Power Line Easement (4 medium voltage crossings)	Board Order 8(a-1)	79

**9. OLD BUSINESS**

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

**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, CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION pursuant to California Government Code Section §54956.9 Barnett-Van Dyne Construction v. AVEK, Los Angeles County Superior Court, North (Lancaster) District, Case No. MC026418*
- c. *Possible Closed session pursuant to Government Code Section 54956.8 Conference with Real Property Negotiators*

Property: APN's: 3275-021-001, 3275-021-003, 3275-021-004, 3275-021-008, 3275-021-009, 3275-021-010, 3275-021-011, 3275-021-012, 3275-021-015, 3275-021-016, 3275-021-021, 3275-021-023, 3275-021-024, 3275-021-025, 3275-021-026, 3275-021-027, 3275-021-028, 3275-021-030, 3275-021-031, 3275-021-035, 3275-021-037, 3275-021-038, 3275-021-039, 3275-021-040, 3275-002-003, 3275-002-004, 3275-002-011, 3275-003-009, and 3275-003-010.

Agency Negotiator: General Manager Dwayne Chisam

Negotiating parties: AVEK and Rommel N and Criselda L Alcid; Ariel and Edna Braza, Marco and Estela Segui; Cal Golf Inc; Daniel Cranfield, Paulina Grajera; Abraham L and Francisca T. Castillo; Mohammadnejat Davoodian, Kobra Sofavi, Bill Chuan, Kelly Yip, Arley Wolf, Suong Wolf, Delfin and Welma Biala; Gabriel T Fabella, Julia R Fabella, Emmanuel Fabella, Inez Gatmaltan-Fabella, Remedios Balleza, Benigno G Tuazon; Abigail Camaya Hills, Gabriel T Fabella and Julita R Fabella; Iris Dale R So Hu; Ivy Rose R So Hu; Ira Services, Custodian Fbo: Hong Gao, Waley W Sung, Maocheng Li, David W Huang; Joanne E Pappas, Ira Services Custodian Fbo: Patrick Haslam, Howard L Hoffman, Philip A Galu, Lana Hutnick, Martin Allen Hamilton, Mario Gabriel Aguilar, Joanne Pappas, Keith A Huggett, Richard Philip Cadway; La Liebre Orchard 21 LLC; La Liebre Orchard No 25 LLC; La Liebre Orchard No 26 LLC; La Liebre Orchard No 31 LLC; Gim Oi Lew; Hector Lopez, Maura Lopez, Armando Funes, Ruth Funes; Anthony James Mcgrane, Ernest Lenert Jr, Andrea J Lenert; Man Leung Ng, Quang Thanh Su, Ellen Tam Su, Wing Kit Law, Sin Hung Leung, 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; Inner Space Design and Development Inc.; 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; Velur Holdings LLC; Danny C Vidamo and Aida S Vidamo.

Under negotiation: Price and terms of payment for possible purchase

- d. *Possible* Closed Session - Conference with Legal Counsel - Anticipated Litigation, significant exposure to litigation, subject to Government Code Section §54956.9 (b)(3)(A), 1 Potential Case

#### **15. CLOSED SESSION ANNOUNCEMENTS**

#### **16. ADJOURN TO A REGULAR BOARD MEETING SCHEDULED FOR TUESDAY, DECEMBER 10, 2019 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 at the Antelope Valley-East Kern Water Agency, 6450 West Avenue N, Palmdale, CA 93551.

Posted: November 22, 2019, at 4:30 p.m. by Holly Hughes, Board Secretary-Treasurer