

AGENDA
ANTELOPE VALLEY-EAST KERN WATER AGENCY
SPECIAL BOARD MEETING OF JULY 21, 2010
6:30 P.M.
6500 West Avenue "N"
Palmdale, CA 93551

ITEM 1. **Call to order by President** _____ at _____ P.M.

ITEM 2. **Pledge of Allegiance to the Flag** by _____.

ITEM 3. **ROLL CALL - MEMBERS:**

Division 1 - Carl B. Hunter, Jr.	_____
Division 2 - Keith Dyas	_____
Division 3 - Frank S. Donato	_____
Division 4 - George M. Lane (V. President)	_____
Division 5 - Andy D. Rutledge	_____
Division 6 - Marlon Barnes	_____
Division 7 - David Rizzo (President)	_____

Late Arrivals: _____

Early Departures:

OFFICERS PRESENT:

Dan Flory, General Manager	_____
Michael Flood, Assistant General Manager	_____
Tom Barnes, Resource Manager	_____
Bill Brunick, Attorney	_____
Ben Horn, AECOM Engineers	_____
Russell E. Fuller, Consultant	_____
Barbara Case, Interim Secretary-Treasurer	_____

NEXT BOARD MEETING

August 10, 2010
6:30 P.M. Board Room

Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, as required by Section 202 of the Americans with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to Marilyn Mettler at 661-943-3201 at least 40 hours before the meeting, if possible.

ITEM 4. MINUTES:

- (a) Minutes of the Board Meeting July 13, 2010 and July 21, 2010 will be available at the August 10, 2010 Board Meeting

ITEM 5. OLD BUSINESS:

- (a) Closed Session, Conference with Legal Counsel for existing litigation, Southern California Edison vs. AVEK, per Government Code Section §54956.9 (a)

BOARD ORDER

- (b) Closed Session, Conference with Legal Counsel, existing litigation, Pacific Community Builders vs. AVEK, per Government Code Section §54956.9 (a)

BOARD ORDER

- (c) Closed Session, Conference with Legal Counsel - Anticipated Litigation: pursuant to Government Code Section §54956.9 (b)(1): a point has *been reached where, in the opinion of the legislative body of the local agency on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the local agency.* Present for Closed Session: GM Flory, AGM Flood, RM Barnes, Consultant Fuller, Attorney Brunick, and Attorney Patrick

BOARD ORDER

ITEM 6. 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 into a dialogue with the public, Board members may ask clarifying questions about topics posed by the public. Your matter may be referred to administration. Individual speakers are limited to three (3) minutes each.

ITEM 7. STAFF REPORTS & RECOMMENDATIONS:

- (a) **BILLS PAYABLE:** Consideration and possible action for period from July 1, 2010 to July 15, 2010

ITEM 8. NEW BUSINESS:

- (a-1) Consideration and possible action to Adopt Ordinance No. 0-10-1, Ordinance of Antelope Valley-East Kern Water Agency Directing the Levy of Special Taxes within AVEK Community Facilities District No. 90-1

BOARD ORDER 7 (a-1)

- (a-2) Consideration and possible action to Set the Public Hearing for September 14, 2010 to set the 2011 Water Rates

BOARD ORDER 7 (a-2)

- (a-3) Consideration and possible action on Setting 2010-2011 Tax Rate

BOARD ORDER

ITEM 9. ADJOURNMENT:

Motion by: _____
Second by: _____
Carried: _____

_____ P. M.