



**ANTELOPE VALLEY-EAST KERN WATER AGENCY
 ANTELOPE VALLEY-EAST KERN WATER AGENCY FINANCING AUTHORITY
 SPECIAL BOARD MEETING AGENDA
 6450 WEST AVENUE "N," PALMDALE, CA 93551
 TUESDAY, MAY 14, 2019 AT 3:30 PM**

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL:** Division 7 – Gary Van Dam _____; Division 6 – Marlon Barnes _____; 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. **CLOSED SESSION** – Pursuant to Government Code Section §54957, to interview Candidates No. 1, and 2 for the Legal Counsel Consultant position; consideration and possible action of an appointment.
7. **CLOSED SESSION ANNOUNCEMENTS**
8. **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
8(a-1)	Approve minutes of regular Board meeting of April 9, 2019	Board Order 8(a-1)	5
8(a-2)	Accept and file the Check Register Lists from April 18, 2019 through May 8, 2019	Board Order 8(a-2)	9
8(a-3)	Accept and file the Treasurer's Report for Month Ending April 30, 2019	Board Order 8(a-3)	15
8(a-4)	Review and recommendation to accept and file Revenue & Expense Report for 3 rd Quarter of Fiscal Year 2018/2019	Board Order 8(a-4)	31

9. NEW BUSINESS: ITEM(S) FOR COMMUNICATION AND POSSIBLE ACTION

10. ITEM(S) FOR CONSIDERATION AND POSSIBLE ACTION

a. Finance Committee (FD/SS/KD)			Page
10(a-1)	Consideration and Possible Action on Agency Membership List for Fiscal Year 2019/2020	Board Order 10(a-1)	33
10(a-2)	Consideration of Attendance at Sustainable Groundwater Planning in California, July 25 & July 26, 2019 in Sacramento (by Law Seminars International)	Board Order 10(a-2)	35
10(a-3)	Consideration and possible action to authorize staff to file the Notice of Completion for Cal-City Construction for the Operations Center Expansion	Board Order 10(a-3)	41

b. Water Bank Resources Committee (ad-hoc) (FD/SS/KD)			Page
10(b-1)	Consideration and Possible Action on Term Sheet for a Common Landowner Transfer of 2019 SWP Table "A" Water between AVEK and Homer, LLC	Board Order 10(b-1)	45
10(b-2)	Consideration and Possible Action to Authorize Staff to Release Retention in the Amount of \$100,000 to Nicholas Construction, Inc. for completing the Eastside Water Bank Repairs	Board Order 10(b-2)	49

c. New Projects Funding Source/Grants Committee (RP/SS/FD)			Page
10(c-1)	Consideration and Possible Action on Amendment No. 1 with Townsend Public Affairs, Inc.	Board Order 10(c-1)	51

11. GENERAL MANAGER'S REPORT ON WATER SUPPLY, PROJECTS, AND PROGRAMS

12. COMMITTEE MEETING RECAP REPORT FOR INFORMATIONAL PURPOSES ONLY

13. DIRECTORS REPORTS

14. ATTORNEY REPORT

15. OLD BUSINESS

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, AVEK vs. B.V. Construction, per Government Code Section §54956.9(a)
- 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, 3275-021-007, 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 Gatmaitan-Fabella, Remedios Balteza, 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; Alice Lee, Louisa Lee, Erica Chen, Allison Chen; 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), Two Potential Cases
- e. *Possible* Closed Session, Conference with Legal Counsel, existing litigation, Validation Action – 34-2017-00215965, Case No. JCCP No. 4942, per Government Code Section §54956.9(a)
- f. *Possible* Closed Session, Board Evaluation of Officers, pursuant to Government Code Section §54957

16. CLOSED SESSION ANNOUNCEMENTS

17. REQUEST FOR FUTURE AGENDA ITEMS

18. ADJOURN TO A REGULAR BOARD MEETING SCHEDULED FOR TUESDAY, MAY 28, 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: May 10, 2019 at 7:30 p.m. by Holly Hughes, Board Secretary-Treasurer