



**ANTELOPE VALLEY-EAST KERN WATER AGENCY
ANTELOPE VALLEY-EAST KERN WATER AGENCY FINANCING AUTHORITY
REGULAR BOARD MEETING AGENDA
TUESDAY, MAY 12, 2020 AT 6:30 PM**

Teleconference: (669) 900-6833; ID No. 8 7 8 5 4 8 9 5 0 3 7 #

Video Conference: <https://us02web.zoom.us/j/87854895037>

*****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.**

- 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.**

7(a-1)	Approve Minutes of the Special Board Meeting of March 31, 2020	Board Order 7(a-1)
7(a-2)	Accept and file the Check Register Lists from April 18, 2020 through May 1, 2020	Board Order 7(a-2) [Finance Review 5/11/20]
7(a-3)	Accept and file the Treasurer's Report for the Month Ending April 30, 2020	Board Order 7(a-3) [Finance Review 5/11/20]

8. ITEM(S) FOR CONSIDERATION AND POSSIBLE ACTION

a. Finance Committee (FD/SS/KD) 05/11/20

8(a-1)	Consideration and Possible Action to Approve Agency Memberships for Fiscal Year 2020/2021	Board Order 8(a-1)
8(a-2)	Resolution No. R-20-07 – Letter of Credit Renewal – Authorizing the Execution and Delivery of a 4 th Amendment to Reimbursement Agreement and 4 th Amendment to Fee Letter	Board Order 8(a-2)
8(a-3)	Consideration and Possible Action to Select an Agency Auditing Firm for Fiscal Year 2019/2020	Board Order 8(a-3)

b. Capital Improvement Program Committee (FD/KD/AM) 05/06/20

8(b-1)	Consideration and Possible Action to amend the Professional Services Agreement with Kennedy/Jenks to include Task Order 3 for the Eastside Water Bank Expansion Project in the Not-to-Exceed Amount of \$383,682.00	Board Order 8(b-1)
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c. State Water Project Committee (JL/GV/AM) 04/23/20

8(c-1)	Presentation (Information Only) on State Water Project Incidental Take Permit, Biological Opinions, and Long-Term Operations of the State Water Project (General Manager - Dwayne Chisam)
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9. OLD BUSINESS

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

- a. High Desert Water Bank (HDWB) Monthly Status/Update Report
- b. AVEK Monthly Activities Report – April 2020

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- Initiation of litigation pursuant to Paragraph (4) of Subdivision (d) of Government Code Section 54956.9. (1 case)

15. CLOSED SESSION ANNOUNCEMENTS

16. ADJOURN TO A REGULAR BOARD MEETING SCHEDULED FOR TUESDAY, MAY 26, 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: May 8, 2020, at 5 p.m. by Holly Hughes, Board Secretary-Treasurer

