



**ANTELOPE VALLEY-EAST KERN WATER AGENCY
 ANTELOPE VALLEY-EAST KERN WATER AGENCY FINANCING AUTHORITY
REGULAR BOARD MEETING AGENDA
TUESDAY, SEPTEMBER 22, 2020 AT 6:30 PM**

Teleconference: (669) 900-6833; ID No. 667 067 9173 #
Video Conference: <https://us02web.zoom.us/j/6670679173>

****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 July 28, 2020	Board Order 7(a-1)	5

7(a-2)	Accept and file the Check Register Lists from August 29, 2020 through September 11, 2020 (Finance Committee Review – 09/21/20)	Board Order 7(a-2)	11
7(a-3)	Accept and file the Treasurer’s Report for the Month ending August 31, 2020 (Finance Committee Review – 09/21/20)	Board Order 7(a-3)	21

8. ITEM(S) FOR CONSIDERATION AND POSSIBLE ACTION

a. Personnel/Legal/JPIA Committee (RP/SS/AM) 09/16/20 Page

8(a-1)	Consideration and Possible Action on Approving a Policy to Select Candidates for Special Districts and Associations (General Manager Chisam)	Board Order 8(a-1)	37
8(a-2)	Consideration and Possible Action on 2021 Annual Contribution towards Health Savings Account for each eligible participant enrolled in a Consumer-Driven Health Plan (Assistant General Manager Knudson)	Board Order 8(a-2)	39

b. Water Rates & Capacity Fees Committee (GV/FD/JL) 09/16/20 Page

8(b-1)	Consideration and Possible Action on Setting 11/10/20 for Public Hearing Date to consider adjusting the 2021 Water Rates to be Effective 01/01/21	Board Order 8(b-1)	43
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c. Adjudication/Watermaster Committee ad-hoc (RP/FD/JL) 09/15/20 Page

8(c-1)	Consideration and Possible Action on Resolution No. R-20-19 being a Resolution Providing for the Disposition of Banked/Stored Water in Consideration of Receipt of Replacement Water Assessment Proceeds (Assistant General Manager Knudson)	Board Order 8(c-1)	44
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9. OLD BUSINESS None.

10. CHIEF ENGINEER’S REPORT

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

12. DIRECTORS REPORTS

13. ATTORNEY REPORT

14. REQUEST FOR FUTURE AGENDA ITEMS

15. 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.*

16. CLOSED SESSION ANNOUNCEMENTS

17. ADJOURN TO A REGULAR BOARD MEETING SCHEDULED FOR TUESDAY, OCTOBER 13, 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: September 18, 2020, at 5:30 p.m. by Holly Hughes, Board Secretary-Treasurer

