

AGENDA
ANTELOPE VALLEY-EAST KERN WATER AGENCY
ANTELOPE VALLEY-EAST KERN WATER AGENCY FINANCING AUTHORITY
 REGULAR MEETING OF THE BOARD OF DIRECTORS
 TUESDAY, SEPTEMBER 25, 2018– 6:30 P.M.
 6450 West Avenue "N," Palmdale, CA 93551
 Teleconference Location: 2051 N Main St, # 306, Coeur d Alene, Idaho 83814
 555 West Fifth Street, 32nd Floor, Los Angeles, CA 90013

***NOTE:** At the discretion of the Board, all items appearing on this agenda, whether or not expressly listed for action, may be deliberated and may be subject to action by the Board.*

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 – Shelley Sorsabal (Vice-President) _____
- Division 2 – Keith Dyas (President) _____
- Division 3 – Frank Donato _____
- Division 4 – Justin Lane _____
- Division 5 – Robert Parris _____
- Division 6 – Marlon Barnes _____
- Division 7 – Gary Van Dam _____


OFFICERS PRESENT:

- Dwayne Chisam, General Manager _____
- Bill Brunick, Attorney – Brunick, McElhaney, & Kennedy _____
- Holly Hughes, Secretary-Treasurer _____

LATE ARRIVALS: _____

EARLY DEPARTURES: _____

OTHERS PRESENT: _____

POSTED IN THE LOBBY OF OFFICES OF THE
 ANTELOPE VALLEY EAST KERN WATER AGENCY
 6450 WEST AVENUE N, PALMDALE, CA 93551
 ON 9/21/18 AT 1:30 PM
 (DATE) (TIME)

 SECRETARY

NEXT REGULAR BOARD MEETING:
TUESDAY, OCTOBER 9, 2018
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 Holly Hughes at 661-943-3201 at least 48 hours before the meeting, if possible.

ITEM 4. 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.

ITEM 5. NEW BUSINESS: COMMUNICATIONS FOR INFORMATION and/or ACTION:

ITEM 6. MINUTES:

- (a) Consideration and possible action on the Minutes of the board meeting of August 14, 2018

BOARD ORDER 6 (a)

ITEM 7. COMMITTEE REPORTS & RECOMMENDATIONS:

- (a) **FINANCE COMMITTEE:**(from 9/24/18 meeting) [FD/KD/SS]

- (a-1) Consideration and possible action to accept and file the Check Register List for September 6, 2018 through September 19, 2018

BOARD ORDER 7 (a-1)

- (a-2) Consideration and possible action to accept and file and Treasurer's Report for the Month Ending August 31, 2018

BOARD ORDER 7 (a-2)

- (a-3) Low Voltage Wiring and Equipment – Authorize staff to file Notice of Completion and release Retention Payment in the amount of \$4648.71

BOARD ORDER 7 (a-3)

- (b) **ADJUDICATION/WATERMASTER COMMITTEE ad-hoc:** [RP/FD/MB]

- (b-1) Watermaster Board meeting agenda; AVEK Board guidance

- (c) **WATER RATES AND CAPACITY FEES COMMITTEE:** (from 9/17/18 meeting) [GV/FD/JL]

- (c-1) Consideration and possible action on authorizing Raffetis Financial Consultants to prepare 2019 Rate Study in the not-to-exceed amount of \$21,581

BOARD ORDER 7 (c-1)

ITEM 8. STAFF REPORTS & RECOMMENDATIONS:

- (a) **GENERAL MANAGER'S REPORT:**

- (a-1) Water Supply
(a-2) Water Banking
(a-3) State Water Project Issues/Costs
(a-4) Plant Operations
(a-5) Water Quality
(a-6) Projects / Update
(a-7) Status / Update

ITEM 9. DIRECTORS REPORTS:

ITEM 10. ATTORNEY REPORT:

ITEM 11. 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. Best Best and Krieger, per Government Code Section §54956.9(a)*
- (c) *Possible Closed Session, Conference with Legal Counsel, existing litigation, AVEK vs. B.V. Construction, per Government Code Section §54956.9(a)*
- (d) *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, 3275-021-006, 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, 3275-021-022, 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, 3275-021-036, 3275-021-037, 3275-021-038, 3275-021-039, 3275-021-040, 3275-021-043, 3275-021-044, 3275-021-045, 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 Balleza, Benigno G Tuazon; Ronaldo B Fernandez, Rafael Fernandez Jr and Amelia Fernandez, Robert Bernales, Mary Jane Bernales, Natalio T Barrera, Ida V Barrera; Marc Stephen T Flores and Christia Marie T Flores; Abigail Camaya Hills, Gabriel T Fabella and Juilita 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; Louie Michael Siapno and Geraldine Loy Siapno; 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; Peter Tea Long Yam, Chean Yean Yam, Suong Ying Yam, Lang Ying Yam;
 Under negotiation: Price and terms of payment for possible purchase
- (e) *Possible Closed Session - Conference with Legal Counsel - Anticipated Litigation, significant exposure to litigation, subject to Government Code Section §54956.9 (b)(3)(A), One Potential Case*
- (f) *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)*

ITEM 12. ADJOURNMENT:

Motion by: _____
 Second by: _____
 Carried: _____

_____ P.M.

A complete agenda packet containing all accompanying reports for this agenda is available at the Antelope Valley-East Kern Water Agency, 6500 West Avenue N, Palmdale, CA 93551.