

**ANTELOPE VALLEY-EAST KERN WATER AGENCY  
 ANTELOPE VALLEY-EAST KERN WATER AGENCY FINANCING AUTHORITY  
 REGULAR BOARD MEETING AGENDA & PUBLIC HEARING**

**TUESDAY, MAY 10, 2022, AT 5:30 PM**

**Teleconference: (669) 900-6833; ID No. 8 9 4 3 5 7 2 7 6 5 7; PASSCODE: 0**

**Video Conference:**

<https://us02web.zoom.us/j/89435727657?pwd=ak1XbmprdfBUQnRZOWszWU91VHdyUT09>

***\*\*Please mute audio at all times unless speaking\*\****

**1. CALL TO ORDER**

- 2. ROLL CALL:** Division 7 – **Gary Van Dam** \_\_\_\_; Division 6 – **Audrey T. Miller** \_\_\_\_; Division 5 – **Robert Parris** \_\_\_\_; Division 4 – **George M. Lane** \_\_\_\_; Division 1 – **Shelley Sorsabal** \_\_\_\_; Division 3 – **Frank Donato** \_\_\_\_; Division 2 – **Keith Dyas** \_\_\_\_

**OFFICERS:** General Manager – **Dwayne Chisam**; Attorney – **Jim Markman/Tilden Kim**;  
 Board Secretary/Treasurer – **Holly Hughes**

- 3. VOLUNTARY PUBLIC ROLL-CALL** – If any member of the public wishes to introduce themselves, please feel free to do so now.
- 4. PUBLIC COMMENTS AND PERIOD OPEN TO THE PUBLIC** – If anyone wishes to address the board on any item not on the agenda, please feel free to do so now.

**5. ADOPTION OF AGENDA**

5(a-1)	Adoption of Agenda for Board Meeting of May 10, 2022	Board Order 5(a-1)
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**6. NEW BUSINESS: ITEMS FOR COMMUNICATION, CONSIDERATION AND POSSIBLE ACTION:**

- 7. CONSENT CALENDAR** – 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.

			<b>Page</b>
7(a-1)	Approve Minutes of the Regular Board Meeting of April 12, 2022	Board Order 7(a-1)	5
7(a-2)	Accept and file the Check Register Lists from April 15, 2022, through April 28, 2022 (Finance Committee Review – 05/09/22)	Board Order 7(a-2)	11
7(a-3)	Approval of Resolution No. R-22-12; Extending authorization for continuing meetings by teleconferencing pursuant to Government Code Section 54953(e)	Board Order 7(a-3)	21

**8. ITEM(S) FOR CONSIDERATION AND POSSIBLE ACTION**

<b>a. High Desert Water Committee FD/SS/KD (04/28/22)</b>			<b>Page</b>
8(a-1)	Monthly update on the status of the High Desert Water Bank (HDWB) project and consideration and possible action on the existing farmhouse located within the project boundary of the HDWB (Engineering Manager Livesay)	Board Order 8(a-1)	25
8(a-2)	Consideration and possible action on developing the next phase of AVEK’s Enterprise Water Banking Program (Assistant General Manager Knudson)	Board Order 8(a-2)	n/a

**9. GENERAL MANAGER’S REPORT ON WATER SUPPLY, PROJECTS, AND PROGRAM**

a. State of California Redistricting

**10. DIRECTOR REPORTS**

**11. ATTORNEY REPORT**

**12. REQUEST FOR FUTURE AGENDA ITEMS**

**13. CLOSED SESSION**

a. *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, 3275-021-011, 3275-021-015, 3275-021-027, 3275-021-028, 3275-021-030, 3275-021-035, 3275-021-038, 3275-021-039, and 3275-021-040.

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; Hector Lopez, Maura Lopez, Armando Funes, Ruth Funes; 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; Danny C Vidamo and Aida S Vidamo.

Under negotiation: Price and terms of payment for possible purchase

b. *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.

- c. *Possible* Closed session, Conference with Real Property Negotiators (Government Code Section 54956.8)  
Property: APNs 374-011-13, 374-020-40, 374-020-42, 374-020-55, 374-210-08, 374-250-01, 374-250-03, 374-440-05, 374-440-06, 374-440-07, 374-440-08  
Agency negotiators: Dwayne Chisam and Matt Knudson  
Negotiating parties: Sustainable Property Holdings  
Under negotiation: Price and terms of payment

#### **14 CLOSED SESSION ANNOUNCEMENTS**

#### **15. ADJOURN TO A BOARD MEETING SCHEDULED FOR TUESDAY, MAY 24, 2022, AT 5:30 P.M.**

**Note:** The Board reserves the right to discuss and/or act on all 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](mailto:hhughes@avek.org) or (661) 943-3201. Board meetings are subject to audio recording.

Posted: May 5, 2022, at 4 p.m. by Holly Hughes, Board Secretary-Treasurer



**RECOMMENDED BOARD ORDER 7(a-1)**

To the Board of Directors

**FOR BOARD ACTION**

**APPROVE MINUTES OF THE REGULAR BOARD MEETING  
OF APRIL 12, 2022**

The Board of Directors adopted the following board order on  
May 10, 2022:

That the Minutes of the Regular Board Meeting of April 12, 2022, be  
approved as presented.

Motion by\_\_\_\_\_

Second by\_\_\_\_\_

Carried\_\_\_\_\_

**BOARD ORDER 7(a-1)**

05-10-22



# Antelope Valley-East Kern Water Agency Antelope Valley-East Kern Financing Authority

*The mission of AVEK is to deliver reliable, sustainable, and high-quality supplemental water to the region in a cost-effective and efficient manner*

## MINUTES

### Regular Board Meeting of April 12, 2022



<b>1. Call to Order:</b>		Present: 7 Not Present: 0	
<b>Date:</b> Tuesday, April 12, 2022 <b>Time:</b> 5:30 p.m. <b>Location:</b> Zoom <b>Telephone:</b> (669) 900-6833; ID No: 894 3572 7657; Passcode: 0 <b>Zoom Link:</b> <a href="https://us02web.zoom.us/j/89435727657?pwd=ak1XbmrprdFBUQnRZOWszWU91VHdyUT09">https://us02web.zoom.us/j/89435727657?pwd=ak1XbmrprdFBUQnRZOWszWU91VHdyUT09</a>		The regular meeting and Public Hearing of the Board of Directors of the Antelope Valley-East Kern Water Agency and the Antelope Valley-East Kern Water Agency Financing Authority met via teleconference and video conference (not in-person in response to the COVID-19 directive). The meeting was called to order by President <b>Dyas</b> at 5:30 p.m.	
<b>2. Roll Call: Board Members present via teleconference unless noted</b>		Present: 7 Not Present: 0	
Division 7, <b>Gary Van Dam</b>	Division 6, <b>Audrey Miller</b>		
Division 5, <b>Robert Parris</b> <i>present at 5:35 pm</i>	Division 4, <b>George Lane</b> <i>present in-person</i>		
Division 1, <b>Shelley Sorsabal</b>	Division 3, <b>Frank Donato</b> (Vice President)		
Division 2, <b>Keith Dyas</b> (President)			
<b>Board Officers present in-person unless noted</b>		Present: 3 Not Present: 0	
General Manager: <b>Dwayne Chisam</b> – present via teleconference			
General Counsel/Attorney: <b>Tilden Kim</b> , Richards Watson Gershon Law (RWG) – present via teleconference			
Board Secretary-Treasurer: <b>Holly Hughes</b>			
<b>NOTES: ALL VOTES CAST WERE TAKEN VIA ROLL CALL</b> due to teleconference			
<b>Staff Present:</b> In-person: <b>Matt Knudson</b> , Assistant General Manager; <b>Jon Bozigian</b> , Operations Manager; <b>Tom Barnes</b> , Resources Manager; <b>Teresa Yates</b> , Finance & Administration Manager; <b>Justin Livesay</b> , Engineering Manager; <b>Jordan Wray</b> , Laboratory Manager; and <b>Pam Clark</b> , Executive Assistant <b>Others Present in-person:</b> <b>Joe Goulet</b> ; <b>Christine Goulet</b> . <b>Others Present via Teleconference:</b> In addition to the names and numbers of AVEK Directors, several other names and telephone numbers appeared on the participant list for the Zoom conference call, including the following: AVEK Host; AVEK AVEK iPad; Belatabannaj; <b>Greg Wood</b> ; i-Phone; Jack's iPad2; <b>Matt Payne</b> ; NERD Aerotech News-Alisha; <b>Paul Chau</b> ; <b>Thien Ng</b> ; <b>Tim Leo</b> ; <b>Vickie Rausch</b> -AVRCD; <b>John Joyce</b> ; (661) 802-3092; (661) 256-2889; (661) 272-0015; (661) 433-1487; (661) 504-0955; and others. As many as 27 participants were noted on the Zoom Conference and this number fluctuated throughout the meeting.			
<b>3. Voluntary Public Roll Call</b>			
Vincent <b>Dino</b> , Palmdale Water District; John <b>Ukkestad</b> , White Fence Farms #1 & #2; <b>Vickie Rausch</b> -AVRCD			
<b>4. Public Comments and Period Open to the Public</b>			
Vickie <b>Rausch</b> of the AVRCD stated that they have launched a rebate program; have nursery plants and designs available – contact her on the website.			
<b>5. Adoption of Agenda:</b>			1 Item
<b>BOARD ORDER 5(a-1): Adoption of Agenda for Board Meeting of April 12, 2022</b>			
5(a-1):	<b>MOTION:</b> Miller	<b>SECOND:</b> Sorsabal	ROLL CALL: AYE = 6; NAY= 0; ABSTAIN = 0; ABSENT = 1 [Parris not present]
			<b>PASSED</b>
<b>6(a-1) New Business: Item(s) for Consideration and Possible Action</b>			1 Item
Resolution No. R-22-09: Honoring Joe Goulet's 33 Years of Service upon Retirement. President <b>Dyas</b> recited AVEK Board Resolution No. R-22-09, honoring Assistant Operations Manager <b>Goulet</b> for his 33 years of public service. <b>Joe Goulet</b> thanked the Board and management staff for their support and 33 great years. Director <b>George Lane</b> thanked Joe for his work and appreciated his efforts.			
<b>BOARD ORDER 6(a-1):</b> To adopt AVEK Resolution No. R-22-09 honoring <b>Joe Goulet</b> upon his retirement as Assistant Operations Manager from the Agency after 33 years of public service, effective April 1, 2022, as presented and recommended.			

6(a-1)	<b>MOTION:</b> Donato	<b>SECOND:</b> Lane	<b>ROLL CALL:</b> AYE = 7; NAY= 0; ABSTAIN = 0; ABSENT = 0	<b>PASSED</b>
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**7. Consent Calendar** **6 Items**



- 7(a-1) Approve Minutes of the Regular Board Meeting and Public Hearing of March 8, 2022
- 7(a-2) Approve Minutes of the Special Board Meeting and Public Hearing of March 9, 2022
- 7(a-3) Accept and file the Check Register Lists from March 11, 2022, through March 31, 2022 (Finance Committee Review – 04/11/22)
- 7(a-4) Approval of Resolution No. R-22-10; Extending authorization for continuing meetings by teleconferencing pursuant to Government Code Section 54953(e)
- 7(a-5) Approve Statement on SWP Allocation and 4th Snow Survey (Public Information Committee Review – 04/07/22)
- 7(a-6) Approve ballot for Special District LAFCO Voting Member and Alternate Member for the term expiring May 2022 (Public Information Committee Review – 04/07/22)

**BOARD ORDERS 7(a-1) through 7(a-6):** Approval of all six (6) Items on the Consent Calendar as presented.

7(a1) to 7(a6):	<b>MOTION:</b> Lane	<b>SECOND:</b> Sorsabal	<b>ROLL CALL:</b> AYE = 7; NAY= 0; ABSTAIN = 0; ABSENT = 0	<b>PASSED</b>
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**8. Items for Consideration and Possible Action** **3 Items**

**8 a. High Desert Water Bank Committee FD/KD/SS (03/25/22)**

8(a-1) Monthly update on High Desert Water Bank project (Engineering Manager Livesay). Engineering Manager Livesay provided an update on all of the High Desert Water Bank projects including the following: Executive summary; program management; engineering & field work; construction; budget; contracts; schedule; misc. updates; proposed board action items.

8(a-2) Consideration and possible action on proposal from WestWater Research, LLC for OM&R and Management Costs System for the HDWB in the not-to-exceed amount of \$19,890.00 (HDWB Capital Budget; Assistant General Manager Knudson)

**BOARD ORDER 8(a-2):** To accept the proposal from WestWater Research in the not-to-exceed amount of \$19,890.00 to develop an OM&R and Management Costs System for the High Desert Water Bank; and authorizing the general manager to execute the agreement, as presented and recommended.

8(a-2)	<b>MOTION:</b> Donato	<b>SECOND:</b> Sorsabal	<b>ROLL CALL:</b> AYE = 7; NAY= 0; ABSTAIN = 0; ABSENT = 0	<b>PASSED</b>
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**8 b. Public Information Committee (GL/KD/GV) 04/07/22**

8(b-1) Accept and File the 2021 Annual Water Quality Reports for Los Angeles County and Kern County (Presentation by Laboratory Manager Wray). Manager Wray highlighted the Consumer Confident Report; Annual Water Quality Results and Reports; disinfection residual, precursors, and byproducts results; and Stage 2 disinfectants and disinfection byproducts rule.

**BOARD ORDER 8(b-1):** To accept and file the 2021 Annual Water Quality Reports for Los Angeles County and Kern County, in compliance with the Safe Drinking Water Act Amendments of 1996, as presented and recommended.

8(b-1)	<u>MOTION:</u> Lane	<u>SECOND:</u> Parris	ROLL CALL: AYE = 7; NAY= 0; ABSTAIN = 0; ABSENT = 0	PASSED
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**9. General Manager’s Report on Water Supply, Projects, and Program**

**9(a-1) Update on various Capital Improvement Projects (Engineering Manager Livesay)**

Engineering Manager Livesay provided updates on the following: Westside Water Bank recharge piping; Rosamond Water Treatment Plant SNIP Blending Intertie / SNIP Blending Vault.

General Manager Chisam provided an update on the status of the Agency. The Northern California State Weather Forecast for the next 10 days was provided. The forecast was snow levels dropping to 2000’ through Wednesday with sunny weather returning by Sunday.

State Water Project current storage at San Luis is 931k AF, which is 46% of capacity and 54% of historical average; Lake Oroville storage is 1.7M AF, which is 48% of capacity and 66% of historical average.

Water Treatment Plant Water Flow - totals for both conventional and geopurification were reported at 28.1 MGD with conventional treatment at 14.3 MGD and geopurification deliveries at 13.8 MGD. Westside banking recharge was OFF and the Eastside banking facility was 4 AF/Day; Upper Amargosa Recharge was also OFF. Total current recharge rate was 4 AF/Day.

Operations and Maintenance Updates: Groundwater recovery was reported at 50% of capacity; AVEK increased EWB recharge rate to 28 AF per week to match recovery rate; New electrician, Devon Watson, started on 4/4/22; treatment chemical RFPs due by 5/9/22 – suppliers to be selected for the 2022/2023 Fiscal Year; WWB crews have incorporated daily inspections on the Healy property and buildings.

Water Quality Updates: Updating bacteriological sample siting plans for the year; second quarter compliance sampling begins the following day.

Upcoming events included the AV Watermaster Board Meeting on 4/27/22 at 10 a.m.



**10. Director Reports**

Director Miller reported that she attended the Palmdale Water District Board Meeting and provided feedback regarding that meeting.

**11. Attorney Report**

Attorney Kim had no report

**12. Request for Future Agenda Items**

None.

**13. Closed Session**

- a. **(YES) 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, 3275-021-011, 3275-021-015, 3275-021-027, 3275-021-028, 3275-021-030, 3275-021-035, 3275-021-038, 3275-021-039, and 3275-021-040.

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; Hector Lopez, Maura Lopez, Armando Funes, Ruth Funes; 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; Danny C Vidamo and Aida S Vidamo.



Under negotiation: Price and terms of payment for possible purchase

- b. **(NO)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.

General Manager **Chisam** stated that there was reason to go into Closed Session for Item 13(a).

**BOARD ORDER 13.1: The meeting was adjourned to closed session at 6:33 p.m.**

13.1	<b>MOTION:</b> Parris	<b>SECOND:</b> Miller	ROLL CALL: AYE = 7; NAY= 0; ABSTAIN = 0; ABSENT = 0	PASSED
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Closed Session Item 13(a): Attorney Doug Evertz was present for Closed Session Item No. 13(a), in addition to Attorney Tilden Kim, Board Members, and select management staff.

**BOARD ORDER 13.2: The meeting was reconvened to open session at 6:54 p.m.**

13.2	<b>MOTION:</b> Parris	<b>SECOND:</b> Miller	ROLL CALL: AYE = 7; NAY= 0; ABSTAIN = 0; ABSENT = 0	PASSED
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**14. Closed Session Announcement(s)**

There was no reportable action taken as a result of closed session.

**15. Adjourn to Board Meeting Scheduled for Tuesday, April 26, 2022, at 5:30 p.m.**

**BOARD ORDER 15: The meeting was adjourned at 6:56 p.m.**

15.1	<b>MOTION:</b> Parris	<b>SECOND:</b> Sorsabal	ROLL CALL: AYE = 7; NAY= 0; ABSTAIN = 0; ABSENT = 0	PASSED
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Approval:



\_\_\_\_\_  
Holly Hughes, Board Secretary-Treasurer

Board of Directors:

\_\_\_\_\_  
President or Vice-President's Signature

\_\_\_\_\_  
Date



**RECOMMENDED BOARD ORDER 7(a-2)**

To the Board of Directors

**FOR BOARD ACTION**

**CHECK REGISTER LISTS**

The Board of Directors adopted the following board order on May 10, 2022:

That the check register lists for the period of April 15, 2022, through April 28, 2022, be approved and accepted for filing as presented.

Motion by \_\_\_\_\_

Second by \_\_\_\_\_

Carried \_\_\_\_\_

**BOARD ORDER 7(a-2)**

05-10-22

AVEK Water Agency  
Check List  
For the Period From April 15, 2022 to April 28, 2022

Check #	Payee	Explanation	Approved By:	Amount
<b><u>DWR CONTRACT &amp; WATER DELIVERIES</u></b>				
1	82085	Department of Water Resources	Monthly Variable O.M.P.&R Charges - March 2022	Monthly - GM Approved \$ 393,721.00
<b><u>MONTHLY</u></b>				
2	82055	Southern CA Edison	Electricity/Pumping - CF/EW15/EW16/EW17/LV Tank/RG5	Monthly - GM Approved \$ 60,003.05
3	82057	Xerox Financial Services	Copier Lease Charges - Administration #2 Upstairs	Monthly - GM Approved \$ 486.13
4	82058	Southern CA Edison	Electricity/Pumping - EW3/EW4/EW5/EW6/RG4	Monthly - GM Approved \$ 47,411.13
5	82059	Southern CA Edison	Electricity/Pumping - Boron PS/EWTP/Fairmont/Leona Valley PS/Mojave PS	Monthly - GM Approved \$ 29,601.11
6	82062	Frontier Communications	Landline SCADA Alarm - WWB	Monthly - GM Approved \$ 80.99
7	82065	T-Mobile	Director Communication Device	Monthly - GM Approved \$ 55.00
8	82066	WEX Bank - Enterprise Fleet Management	Gasoline/Diesel - All Sites	Monthly - GM Approved \$ 11,911.57
9	82071	AnSer formerly: All Access Message Center	Answering Service	Monthly - GM Approved \$ 80.00
10	82073	AT&T	Landline SCADA Alarm - AWTP	Monthly - GM Approved \$ 238.10
11	82079	Canon Financial Services, Inc.	Copier Lease & Printing Charges - Administration #1 Mail Room	Monthly - GM Approved \$ 529.09
12	82082	Coffee Break Service, Inc.	Kitchen Supplies	Monthly - GM Approved \$ 506.62
13	82087	Federal Express Corporation	Shipping Charges	Monthly - GM Approved \$ 16.85
14	82089	Cintas	Uniforms - All Sites	Monthly - GM Approved \$ 1,374.27
15	82099	Wells Fargo Vendor Financial Services - Kyocera Lease	Copier Lease Charges - Administration #1 Maintenance Dept. / Administration #2 Lab	Monthly - GM Approved \$ 452.26
16	82103	PFM Asset Management LLC	Managed Account Fees - March 2022	Monthly - GM Approved \$ 2,192.99

AVEK Water Agency  
Check List  
For the Period From April 15, 2022 to April 28, 2022

Check #	Payee	Explanation	Approved By:	Amount
<b>MONTHLY cont.</b>				
17	82117	Antelecom, Inc.	Internet Service	Monthly - GM Approved \$ 187.90
<b>BOARD APPROVED</b>				
18	82054	Desert Industrial Fence Co., Inc.	Security Fencing Deposit -Bench Ranch/C8/EW23/Healy Farms	P.O. #22-0065/22-0066/22-0067/22-0068 - GM Approved \$ 12,000.00
19	82056	United States Treasury	IRS Error on CREBs Rebate Payment	BoD Approved Agreement \$ 56,133.02
20	82060	Brownstein Hyatt Farber Schreck, LLP	Professional Services through March 2022 - AVEK and CV Communities Dispute	Finance Committee 04/25/2022 \$ 18,345.81
21	82064	Richards, Watson & Gershon	Professional Services - Through March 2022	Finance Committee 04/25/2022 \$ 19,742.50
22	82068	CB&T/ACWA-JPIA - Medical Insurance	Employee/Director Medical Insurance	Monthly - BoD Approved Agreement \$ 93,494.45
23	82070	Alisha L. Semchuck	Public Information Consultant	BoD Approved Contract \$ 1,500.00
24	82081	Christopher Jones Consulting	Redistricting Services Consulting - Final Payment	BoD Approved Agreement \$ 5,384.73
25	82086	Eco Services Operations Corp.	Chemicals - Alum	BoD Approved Chemical Budget \$ 4,013.71
26	82090	Farm Pump and Irrigation Co.	Fixed Asset ER21-01 Replace BW Pump & Motor - QHWTP	P.O. #21-0108 - BoD Approved \$ 50,976.68
27	82093	HdL Coren & Cone	Professional Services - Property Tax Consultant - April to June 2022	Quarterly - BoD Approved Agreement \$ 6,960.09
28	82097	JCI Jones Chemicals, Inc	Chemicals - Sodium Hypochlorite	BoD Approved Chemical Budget \$ 6,173.55
29	82102	Mojave Water Agency	FPL Agreement for Water Usage - January and February 2022	BoD Approved Agreement \$ 3,210.00

AVEK Water Agency  
Check List  
For the Period From April 15, 2022 to April 28, 2022

Check #	Payee	Explanation	Approved By:	Amount
<b><u>BOARD APPROVED cont.</u></b>				
30	82105	Russell E. Patterson dba R.E. Patterson and Associates	Local Hazard Mitigation Plan	BoD Approved Agreement \$ 15,000.00
31	82106	Raftelis Financial Consultants, Inc.	Professional Services - Water Rate Study	BoD Approved Agreement \$ 5,553.75
32	82109	Sites Project Joint Powers Authority	Pass-Thru costs reimbursed by Tejon Ranch Corp.	BoD Approved Agreement \$ 50,000.00
33	82114	U.S. Bank National Association	CFD 90-1 Trustee Fees - Pass Thru	BoD Approved Agreement \$ 16,332.76
<b><u>GM APPROVED</u></b>				
<b><u>Administration</u></b>				
34	82104	Provost & Pritchard Consulting Group	Professional Services - March 2022	GM Approved \$ 24.00
35	82116	Witts	Office Supplies	GM Approved \$ 495.13
<b><u>Lab</u></b>				
36	82095	Jasmine Preza	Education Reimbursement - T2 License Application and Course - Per BoD Approved Policy	GM Approved \$ 444.99
37	82110	Teledyne Instruments, Inc.	Equipment Maintenance - Lab	P.O. #22-0054 - GM Approved \$ 7,158.00
38	82111	Thomas Scientific	Chemicals - Lab	P.O. #22-0051 - GM Approved \$ 1,073.54
39	82115	VWR International	Chemicals/Glassware - Lab	P.O. #22-0064 - GM Approved \$ 740.77
<b><u>Operations &amp; Maintenance</u></b>				
40	82061	Clark & Howard	Legacy Vehicle Maintenance - Vehicles #02/#24 - RWTP/WWB	GM Approved \$ 310.00
41	82063	The Gate Doctor, Inc.	Fixed Asset BIR22-15 Install Gate for DWR - QHWTP	GM Approved \$ 1,200.00
42	82067	Ace Industrial Supply, Inc.	Safety Supplies - Maintenance Dept.	GM Approved \$ 412.50

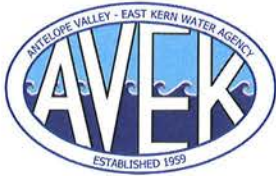
AVEK Water Agency  
Check List  
For the Period From April 15, 2022 to April 28, 2022

Check #	Payee	Explanation	Approved By:	Amount
<b>GM APPROVED cont.</b>				
<b>Operations &amp; Maintenance cont.</b>				
43	82072 Thomas Ament	Education Reimbursement - T4 and D4 Renewal - Per BoD Approved Policy	GM Approved	\$ 210.00
44	82074 AutoZone	Legacy Vehicle Maintenance - Vehicle #29/Maintenance	GM Approved	\$ 49.60
45	82075 AV Action Air, Inc.	HVAC Maintenance - Administration	GM Approved	\$ 2,718.90
46	82076 Antelope Valley AQMD	Standby Generator Permits - EWTP/QHWTP	Annually - GM Approved	\$ 1,593.63
47	82077 AV Electric Motors and Pumps	Small Pumps - QHWTP	P.O. #22-0073 - GM Approved	\$ 2,535.75
48	82078 James Bernardi	Mileage Reimbursement - RWTP	GM Approved	\$ 125.19
49	82080 Consolidated Electrical Dist.	Supplies - Maintenance Dept./QHWTP	GM Approved	\$ 566.98
50	82083 Desert Industrial Supply	Equipment Maintenance - Central Feeder/QHWTP	GM Approved	\$ 1,037.99
51	82084 Linda Beggs dba Desert Lock Company	Building Maintenance - RWTP	GM Approved	\$ 82.50
52	82088 Fire Ace, Inc.	Safety Supplies - EWTP/RWTP	GM Approved	\$ 90.00
53	82091 FPS	Equipment Maintenance - QHWTP	P.O. #21-0224 - GM Approved	\$ 610.00
54	82092 Grainger	Equipment Maintenance - Maintenance Dept./QHWTP	GM Approved	\$ 802.82
55	82094 Steve Horn	Education Reimbursement - T4 License Renewal - Per BoD Approved Policy	GM Approved	\$ 226.55
56	82096 MyFleetCenter.com - Jiffy Lube	Legacy Vehicle Maintenance - Vehicle #24/WWB	GM Approved	\$ 639.19
57	82098 Karl's Hardware, Inc.	Supplies - RWTP	GM Approved	\$ 43.95
58	82100 McMaster-Carr Supply Company	Fixed Asset ER22-06 Rebuild LV Pump	GM Approved	\$ 217.95
59	82100 McMaster-Carr Supply Company	Equipment Maintenance - QHWTP	P.O. #22-0061 - GM Approved	\$ 1,383.94

AVEK Water Agency  
 Check List  
 For the Period From April 15, 2022 to April 28, 2022

Check #	Payee	Explanation	Approved By:	Amount
<b>GM APPROVED cont.</b>				
<b>Operations &amp; Maintenance cont.</b>				
60	82101 MCR Technologies, Inc.	Fixed Asset ER22-26 Replace MPS Flow Meter	P.O. #22-0015 - GM Approved	\$ 14,460.25
61	82107 Safety-Kleen Systems, Inc.	Hazardous Waste Disposal - RWTP	P.O. #22-0060 - GM Approved	\$ 12,471.00
62	82108 SEA Supply	Supplies - QHWTP	GM Approved	\$ 245.31
63	82112 The Tire Store	Enterprise Vehicle Maintenance - Vehicles #12/#32 - WWB/Maintenance Dept.	GM Approved	\$ 2,093.68
64	82113 Tire Xpress	Enterprise Vehicle Maintenance - Vehicle #28/RWTP	GM Approved	\$ 880.00
	Total			\$ 968,088.22





# Memorandum

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**To:** AVEK Board of Directors  
**From:** Teresa Yates, Finance Manager  
**Date:** May 4, 2022  
**Re:** Check No. 82056 payable to US Treasury Explanation (Item 19 on Checklist for 4/15/22 through 4/28/22)

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Board Members,

The purpose of this memo is to provide an explanation of a payment made to the US Treasury for \$56,133.02 on check no. 82056. This check is item 19 on the checklist for April 15, 2022 to April 28, 2022.

The payment is to return the amount overpaid to AVEK by the IRS for the December 1, 2021 Clean Renewable Energy Bonds (CREBs) interest credit.

AVEK issued the 2017 CREBs for construction of solar facilities. The CREBs issued qualified for an IRS credit for a portion of the bond interest paid by AVEK. This credit is requested by AVEK by submitting Form 8038-CP to the IRS semiannually when AVEK makes the interest payments on the CREBs.

Based on the December 1, 2021 CREBs interest payment and Form 8038-CP submitted to the IRS, the credit amount to be received by AVEK was \$185,908.58, however, the IRS deposited \$242,041.60 into AVEK's bank account. When the credit was received it was noted that the amount received was incorrect and we expected to receive a notice from the IRS requesting the excess of \$56,133.02 be returned. That notice was received on April 15, 2022 which requested the overpayment be returned within 21 calendar days to avoid any interest charges. AVEK issued check no. 82056 for \$56,133.02 on April 20, 2022 to return the overpayment to the IRS.

AVEK Water Agency  
 Check List  
 For the Period From April 15, 2022 to April 28, 2022  
 High Desert Water Bank Enterprise Fund Account

<b>Check #</b>	<b>Payee</b>	<b>Explanation</b>	<b>Approved By:</b>	<b>Amount</b>
1213	Hughes Network Systems, LLC	Internet - HDWB	Monthly - GM Approved	\$ 92.86
Total				\$ 92.86

AVEK Water Agency  
 Check List  
 For the Period From April 15, 2022 to April 28, 2022  
 High Desert Water Bank Capital Program Account - MET

<b>Check #</b>	<b>Payee</b>	<b>Explanation</b>	<b>Approved By:</b>	<b>Amount</b>
1157	Southern CA Edison	Electricity/Pumping - HDWB CW1 - Construction Water	Monthly - GM Approved	\$ 75.42
1158	Stantec Consulting Services Inc.	HDWB Hydrogeology and Design Services - March 2022	BoD Approved Agreement/Contract	\$ 685,686.62
Total				\$ 685,762.04



**RECOMMENDED BOARD ORDER 6(a-3)**

To the Board of Directors

**FOR BOARD ACTION**

**ADOPT RESOLUTION NO. R-22-12 > EXTENDING AUTHORIZATION  
FOR CONTINUING MEETINGS VIA TELECONFERENCE**

The Board of Directors adopted the following board order on May 10, 2022:

To adopt Resolution No. R-22-12, making findings so that Board Meetings are subject to the special Brown Act requirements for teleconferencing as follows:

- 1) The AVEK Board has reconsidered circumstances of the COVID-19 State of Emergency; and
- 2) State and Local Officials continue to recommend measures to promote social distancing.

The Agency will extend the authorization for continuing meetings via teleconference pursuant to Government Code Section 54953(e) as presented and recommended.

Motion by \_\_\_\_\_

Second by \_\_\_\_\_

Carried \_\_\_\_\_

**BOARD ORDER 6(a-3)**

05-10-22

RESOLUTION NO. R-22-12

RESOLUTION OF THE BOARD OF DIRECTORS OF  
ANTELOPE VALLEY - EAST KERN WATER AGENCY  
AUTHORIZING PUBLIC MEETINGS TO BE HELD VIA  
TELECONFERENCING PURSUANT TO GOVERNMENT  
CODE SECTION 54953(e) AND MAKING FINDINGS AND  
DETERMINATIONS REGARDING THE SAME

WHEREAS, the Board is committed to public access and participation in its meetings while balancing the need to conduct public meetings in a manner that reduces the likelihood of exposure to COVID-19 and to support physical distancing during the COVID-19 pandemic; and

WHEREAS, all meetings of the Board are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963), so that any member of the public may attend, participate, and watch the Board conduct its business; and

WHEREAS, pursuant to Assembly Bill 361, signed by Governor Newsom and effective on September 16, 2021, legislative bodies of local agencies may hold public meetings via teleconferencing pursuant to Government Code Section 54953(e), without complying with the requirements of Government Code Section 54953(b)(3), if the legislative body complies with certain enumerated requirements in any of the following circumstances:

1. The legislative body holds a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing.
2. The legislative body holds a meeting during a proclaimed state of emergency for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

3. The legislative body holds a meeting during a proclaimed state of emergency and has determined, by majority vote, that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

WHEREAS, on March 4, 2020, Governor Newsom declared a State of Emergency in response to the COVID-19 pandemic (the “Emergency”); and

WHEREAS, the Centers for Disease Control and Prevention continue to advise that COVID-19 spreads more easily indoors than outdoors and that people are more likely to be exposed to COVID-19 when they are closer than 6 feet apart from others for longer periods of time; and

WHEREAS, due to the ongoing COVID-19 pandemic and the need to promote social distancing to reduce the likelihood of exposure to COVID-19, the Board of Directors intends to hold public meetings via teleconferencing pursuant to Government Code Section 54953(e).

NOW, THEREFORE, the Board of Directors of Antelope Valley - East Kern Water Agency resolves as follows:

Section 1. The Recitals provided above are true and correct and are hereby incorporated by reference.

Section 2. This Board hereby determines that, as a result of the Emergency, meeting in person presents imminent risks to the health or safety of attendees.

Section 3. This Board shall conduct its meetings pursuant to Government Code Section 54953(e).

Section 4. Staff is hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including, conducting open and public meetings in

accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.

Section 5. The Agency has reconsidered the circumstances of the state of emergency and finds that: (i) the state of emergency continues to directly impact the ability of the members to meet safely in person, and (ii) state or local officials continue to impose or recommend measures to promote social distancing.

**ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022,

ATTEST:

Presiding Officer:

\_\_\_\_\_  
Holly Hughes,  
Secretary/Treasurer

\_\_\_\_\_  
\_\_\_\_\_  
Name/ Title



**RECOMMENDED BOARD ORDER 8(a-1)**

To the Board of Directors

**FOR BOARD ACTION**

**DEVELOPMENT OF THE FARMHOUSE LOCATED  
WITHIN PROJECT BOUNDARY OF THE HDWB**

The Board of Directors adopted the following board order on May 10, 2022:

To accept the Engineer's recommendation and incorporation into the current Stage 1 and Stage 2 Recharge System Improvement Plans for demolition of the existing single-family residence (farmhouse) located on the High Desert Water Bank project site in favor of a new purpose-built control building structure, as presented and also recommended by staff.

Motion by \_\_\_\_\_

Second by \_\_\_\_\_

Carried \_\_\_\_\_

**BOARD ORDER 8(a-1)**

05-10-22



# STAFF REPORT

<b>To:</b> Board of Directors	<b>Date:</b> May 6, 2022
<b>From:</b> Dwayne Chisam, General Manager	<b>Prepared By:</b> Justin Livesay, Engineering Manager  Matthew Knudson, AGM
<b>Subject:</b> Development of the Farmhouse at the High Desert Water Bank	
<b>Meeting Dates:</b> High Desert Water Bank Committee: April 28, 2022 and Board of Directors: May 10, 2022	
<b>Agenda Item(s):</b>	<b>Attachment(s):</b> <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

**Staff Recommendation:**

Staff recommends the Board accept the Engineer’s recommendation and incorporation into the current Stage 1 & Stage 2 Recharge System Improvement plans for demolition of the existing single-family residence (Farmhouse) located on the High Desert Water Bank project site in favor of a new purpose-built control building structure.

**Summary:**

The High Desert Water Bank is a water supply and reliability water banking project in partnership with Metropolitan Water District of Southern California (MWD). The goals of the project are to improve the reliability of State Water Project (SWP) deliveries and AVEK’s financial stability by recharging and recovering up to 70,000 acre-feet per year with a total storage capacity goal of 280,000 acre-feet of State Water Project water within the 1,500-acre site.

The Agency awarded a contract to Stantec in March 2020 to perform the design and hydrogeology services for the High Desert Water Bank project, including development of plans and specifications for the recharge basins and recharge and recovery pipelines. The recharge basins and pipelines package consists of the grading of the site and recharge basins, installation of bi-directional pipelines, overflow structures, and recharge basin turnouts which will allow the Agency to commence recharging water at the High Desert Water Bank.

The existing farmhouse building was originally envisioned to be converted into a control building for the long-term operation of the High Desert Water Bank. During finalization of the plans & specifications for the grading of the recharge basins, it became clear that the farmhouse would be located within a “bowl” created by the surrounding recharge basin berms. This required the addition of a storm drain system to prevent flooding of the house location. As they worked to incorporate the storm drain system into the plans, Stantec’s team of engineers began calculating the costs of constructing a new control building in a location which would not require a storm drain system to provide as an option if the costs were less.

Stantec’s analysis demonstrated that the total costs to construct a new control building would be \$563,500, whereas the current budget included costs totaling \$580,000 to convert the farmhouse and install the storm drain. Included in the \$580,000 cost to keep and convert the farmhouse are \$259,000 for a storm drain, \$101,000 for additional earthwork, including access ramps, and \$115,000 in building modifications. Included in the \$563,500 cost to build a new control building are \$115,000 in demolition costs associated with the house, domestic well, and septic system, and \$375,000 to erect the new structure. Both totals also include a 15% estimating contingency.

Although the savings associated with demolition of the farmhouse are minimal, an added benefit is the farmhouse location could be converted to an additional 9-acres of recharge area, which would be useful operationally for rotating basins and maximizing recharge capacity.

The options available to the Board are:

- 1) Accept staff and the Engineer's recommendation to demolish the farmhouse and construct a new control building, or;
- 2) Choose to keep and convert the farmhouse into a control building

The Engineering team will provide a presentation to describe the costs and benefits of each approach.

#### **Supporting Documents**

- None