

## **MINUTES OF REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE PALMDALE WATER DISTRICT, NOVEMBER 22, 2021:**

*A regular meeting of the Board of Directors of the Palmdale Water District was held Monday, November 22, 2021, at 2029 East Avenue Q, Palmdale, CA 93550 and via teleconference. President, Gloria Dizmang, called the meeting to order at 6:00 p.m.*

### **1) Pledge of Allegiance/Moment of Silence.**

At the request of President Dizmang, Director Wilson led the pledge of allegiance followed by a moment of silence.

### **2) Roll Call.**

#### **Attendance:**

Gloria Dizmang, President  
Vincent Dino, Vice President  
Don Wilson, Treasurer  
Kathy Mac Laren-Gomez, Secretary  
Amberrose Merino, Assistant Secretary

#### **Others Present:**

Dennis LaMoreaux, General Manager  
Adam Ly, Assistant General Manager  
Eric Dunn, General Counsel  
Judy Shay, Public Affairs Director  
Chris Bligh, Facilities Manager  
Dennis Hoffmeyer, Finance Manager  
Scott Rogers, Engineering Manager  
Dawn Deans, Executive Assistant  
0 members of the public

### **3) Adoption of Agenda.**

It was moved by Director Wilson, seconded by Director Merino, and unanimously carried by all members of the Board of Directors present at the meeting on the following roll call vote to adopt the agenda, as written:

President Dizmang – aye  
Director Dino – aye  
Director Wilson – aye  
Director Mac Laren-Gomez – aye  
Director Merino – aye

### **4) Public Comments for Non-Agenda Items.**

There were no public comments for non-agenda items.

**5) Presentations:**

There were no presentations.

**6) Action Items – Consent Calendar: (The Public Shall Have an Opportunity to Comment on Any Action Item on the Consent Calendar as the Consent Calendar is Considered Collectively by the Board of Directors Prior to Action Being Taken.)**

**6.1) Approval of Minutes of Regular Board Meeting Held November 8, 2021.**

**6.2) Payment of Bills for November 22, 2021.**

**6.3) Approval of Resolution No. 21-24 Being a Resolution of the Board of Directors of the Palmdale Water District Proclaiming a Local Emergency Persists, Ratifying the Proclamation of a State of Emergency by the Governor Issued March 4, 2020, and Re-Authorizing Remote Teleconference Meetings of the Legislative Bodies of the Palmdale Water District for the Period Beginning December 1, 2021 and Ending December 30, 2021 Pursuant to Brown Act Provisions. (No Budget Impact – Assistant General Manager Ly)**

President Dizmang announced the items included in the Consent Calendar after which it was moved by Director Mac Laren-Gomez, seconded by Director Dino, and unanimously carried by all members of the Board of Directors present at the meeting on the following roll call vote to approve those items included in the Consent Calendar:

President Dizmang – aye  
Director Dino – aye  
Director Wilson – aye  
Director Mac Laren-Gomez – aye  
Director Merino – aye

Resolution No. 21-24 is hereby made a portion of the minutes of this meeting.

**7) Action Items - Action Calendar (The Public Shall Have an Opportunity to Comment on Any Action Item as Each Item is Considered by the Board of Directors Prior to Action Being Taken.)**

**7.1) Consideration and Possible Action on Approving Resolution No. 21-25 Being a Resolution of the Board of Directors of the Palmdale Water District Authorizing the District's Application for Funding from the 2021 Urban and Multi-Benefit Drought Relief Grant Program for Drilling and Equipping of Wells 36 and 37, Water Augmentation Demonstration Facility, Avenue Q Recycled Water Pipeline, and Rehabilitation of Wells 2A, 3A, 11A, and 15. (\$12,590,000 – Potential Revenue – Engineering Manager Rogers)**

Engineering Manager Rogers provided an overview of Resolution No. 21-25, the funding available for District projects, and the additional \$200,000 requested by staff for work on a well engine, and after clarification of the proposed offer of matching funds, it was moved by Director Dino, seconded by Director Merino, and unanimously carried by all members of the Board of Directors present at the meeting on the following roll call vote to approve Resolution No. 21-25 Being a Resolution of the Board of Directors of the Palmdale Water District Authorizing the District's Application for Funding from the 2021 Urban and Multi-Benefit Drought Relief Grant Program for Drilling and Equipping of Wells 36 and 37, Water Augmentation Demonstration Facility, Avenue Q Recycled Water Pipeline, and Rehabilitation of Wells 2A, 3A, 11A, and 15 requesting \$12,590,000 for these projects plus an additional \$200,000 for work on a well engine:

President Dizmang – aye  
Director Dino – aye  
Director Wilson – aye  
Director Mac Laren-Gomez – aye  
Director Merino – aye

Resolution No. 21-25 is hereby made a portion of the minutes of this meeting.

**7.2) Consideration and Possible Action on Cancelling the Second Regular Board Meeting in December, December 27, 2021, Due to the District's Scheduled Office Closure. (No Budget Impact – General Manager LaMoreaux)**

After a review of cancelling the second Regular Board Meeting in December, it was moved by Director Dino, seconded by Director Merino, and unanimously carried by all members of the Board of Directors present at the meeting on the following roll call vote to cancel the second Regular Board Meeting in December, December 27, 2021, due to the District's scheduled office closure:

President Dizmang – aye  
Director Dino – aye  
Director Wilson – aye  
Director Mac Laren-Gomez – aye  
Director Merino – aye

**7.3) Consideration and Possible Action on Authorization of the Following Conferences, Seminars, and Training Sessions for Board and Staff Attendance Within Budget Amounts Previously Approved in the 2021 Budget:**

- a) None at this Time.

There were no conferences, seminars, or training sessions to consider.

**8) Information Items:**

**8.1) Reports of Directors:**

- a) Standing Committees; Organization Appointments; Agency Liaisons:

**1) Antelope Valley East Kern Water Agency (AVEK) – November 9.  
(Director Dino/Director Mac Laren-Gomez, Alternate)**

Director Dino reported that he attended an AVEK meeting on November 9 where they authorized bids for the construction of a new turn-out/turn-in structure for the High Desert Water Bank Project and approved the continuation of meetings by teleconference.

**2) Ad Hoc United Water Conservation District Committee –  
November 16. (President Dizmang/Director Mac Laren-Gomez)**

President Dizmang reported that she attended an Ad Hoc United Water Conservation District Committee meeting on November 16 where discussions are continuing on the development of an action plan for mutually beneficial projects.

**3) Outreach Committee – November 17. (Director Mac Laren-Gomez, Chair/Director Wilson)**

Director Mac Laren-Gomez reported that she attended an Outreach Committee meeting on November 17 where they reviewed outreach activities to date, positive feedback from press releases, and upcoming activities for 2022.

**b) General Meetings Reports of Directors.**

Director Merino reported that on November 9, she attended the AVEK Board Meeting; that on November 10, she attended the Rosamond Community Services District Meeting; that on November 17, she attended the Outreach Committee Meeting and commended Public Affairs Director Shay on a great job; that on November 18, she attended a Board Briefing; and that on November 22, she is attending the Palmdale Water District Regular Board Meeting.

Director Wilson reported that on November 4, he attended the Special Finance Committee Meeting and provided the highlights of that meeting; that on November 8, he attended the Palmdale Water District Regular Board Meeting; that on November 17, he attended the Outreach Committee Meeting and reviewed Public Affairs Director Shay's report of activities; and that on November 18, he attended a Board Briefing.

Director Mac Laren-Gomez reported that on November 16, she attended the Ad Hoc United Water Conservation District Committee Meeting; that on November 17, she attended the Outreach Committee Meeting; that on November 18, she attended a Board briefing; and that also on November 18, she attended the Rosamond Community Services District Meeting and provided public comment regarding items that concern the Antelope Valley Watermaster and region at large.

Director Dino reported that on November 9, he attended an AVEK Board meeting; that on November 16, he attended I.T. Security Training; that on November 17, he attended I.T. Security Training; that on November 18, he attended a Board Briefing; and that on November 22, he is attending the Palmdale Water District Regular Board Meeting.

President Dizmang reported that on November 10, she attended a Board Briefing; that on November 16, she attended the Ad Hoc United Water Conservation District Committee Meeting; that on November 18, she attended a Board Briefing; that on November 23, she will be attending the Finance Committee Meeting; and that on November 29 and 30, she will be attending the ACWA/JPIA Conference.

**8.2) Report of General Manager.**

**a) November 2021 Written Report of Activities Through October 2021.**

General Manager LaMoreaux reported that the local California Special Districts Association (CSDA) chapter approved its by-laws, which were then submitted to the statewide CSDA Board for approval, and that he submitted a written report included with the agenda packets if there are any questions on same.

President Dizmang requested the drought charts included in the written report be provided to the Antelope Valley Press to show the extent of the drought, and Director Merino recommended 2020 and 2021 pictures of Littlerock Reservoir showing low reservoir levels also be provided to the Antelope Valley Press followed by discussion of the delay in the Littlerock Reservoir Sediment Removal Project due to permit delays from the California Department of Fish & Wildlife, and Director Wilson recommended this information be publicized.

**8.3) Report of General Counsel.**

General Counsel Dunn reported that the Occupational Safety and Health Administration's (OSHA's) federal mandate requiring COVID-19 vaccinations for private businesses with 100 or more employees does not apply to public agencies; that this mandate is involved in litigation; that the mandate will not apply to public agencies in California until Cal-OSHA adopts it; and that Cal-OSHA is not expected to act on this mandate until ongoing litigation is resolved.

**9) Board Members' Requests for Future Agenda Items.**

There were no requests for future agenda items.

**10) Adjournment.**

There being no further business to come before the Board, the meeting was adjourned at 6:30 p.m.

  
Secretary

## **RESOLUTION NO. 21-24**

### **A RESOLUTION OF THE BOARD OF DIRECTORS OF THE PALMDALE WATER DISTRICT PROCLAIMING A LOCAL EMERGENCY PERSISTS, RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY THE GOVERNOR ISSUED MARCH 4, 2020, AND RE-AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE LEGISLATIVE BODIES OF THE PALMDALE WATER DISTRICT FOR THE PERIOD BEGINNING DECEMBER 1, 2021 AND ENDING DECEMBER 30, 2021 PURSUANT TO BROWN ACT PROVISIONS**

WHEREAS, the Palmdale Water District is committed to preserving and nurturing public access and participation in meetings of the Board of Directors; and

WHEREAS, all meetings of Palmdale Water District's ("District") legislative bodies 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 District's legislative bodies conduct their business; and

WHEREAS, the Brown Act, Government Code section 54953(e), makes provisions for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, a required condition is that a state of emergency is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and

WHEREAS, a proclamation is made when there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property within the jurisdictions that are within the District's boundaries, caused by natural, technological, or human-caused disasters; and

WHEREAS, it is further required that state or local officials have imposed or recommended measures to promote social distancing, or, the legislative body meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, such conditions now exist in the District, specifically, a State of Emergency has been proclaimed by the Governor of the State of California on March 4, 2020 in response to the global outbreak of the novel Coronavirus disease ("COVID-19"); and

WHEREAS, meeting in person would present an imminent risk to the health and safety of attendees due to the continued impact of the COVID-19 pandemic; and

WHEREAS, the Board of Directors does hereby find that a State of Emergency has been proclaimed as a result of the threat of COVID-19 and the contagious nature of COVID-19 have caused, and will continue to cause, conditions of peril to the safety of persons within the District that are likely to be beyond the control of services, personnel, equipment, and facilities of the District, and desires to proclaim a local emergency and ratify the proclamation of state of emergency by the Governor of the State of California; and

WHEREAS, as a consequence of the local emergency, the Board of Directors does hereby find that the legislative bodies of the Palmdale Water District shall conduct their meetings without compliance with paragraph (3) of subdivision (b) of Government Code section 54953, as authorized by subdivision (e) of section 54953, and that such legislative bodies shall comply with the requirements to provide the public with access to the meetings as prescribed in paragraph (2) of subdivision (e) of section 54953; and



WHEREAS, the Palmdale Water District offers the option of teleconferencing to ensure access for the public to attend meetings.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE PALMDALE WATER DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Proclamation of Local Emergency. The Board hereby proclaims that a local emergency now exists throughout the District, and meeting in person would present imminent risks to the health and safety of attendees due to the serious and contagious nature of COVID-19.

Section 3. Ratification of Governor's Proclamation of a State of Emergency. The Board hereby ratifies the Governor of the State of California's Proclamation of a State of Emergency, effective as of its issuance date of March 4, 2020.

Section 4. Remote Teleconference Meetings. The staff, General Manager, and legislative bodies of the Palmdale Water District are 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. Effective Date of Resolution. This Resolution shall take effect on December 1, 2021 and shall be effective until the earlier of (i) December 30, 2021, which is 30 days from the adoption of this Resolution, or (ii) such time the Board of Directors adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the legislative bodies of the Palmdale Water District may continue to teleconference without compliance with paragraph (3) of subdivision (b) of section 54953.

PASSED AND ADOPTED by the Board of Directors of the Palmdale Water District this 22<sup>nd</sup> day of November, 2021, by the following vote:


AYES: President Dizmang, Directors Dino, Wilson, Mac Laren-Gomez, Merino  
NOES: None  
ABSENT: None  
ABSTAIN: None

  
President, Board of Directors

ATTEST:

  
Secretary, Board of Directors

APPROVED AS TO FORM:

  
Aleshire & Wynder, LLP, General Counsel



## **RESOLUTION 21-25**

### **RESOLUTION OF THE BOARD OF DIRECTORS OF THE PALMDALE WATER DISTRICT AUTHORIZING THE DISTRICT'S APPLICATION FOR FUNDING FROM THE 2021 URBAN AND MULTI-BENEFIT DROUGHT RELIEF GRANT PROGRAM FOR DRILLING AND EQUIPPING OF WELLS 36 AND 37, WATER AUGMENTATION DEMONSTRATION FACILITY, AVENUE Q RECYCLED WATER PIPELINE, AND REHABILITATION OF WELLS 2A, 3A, 11A, AND 15**

**WHEREAS**, Palmdale Water District is an irrigation district established pursuant to Section 20500 et seq. of the California Water Code.

**WHEREAS**, water supply in the Palmdale area is facing a growing list of challenges associated with regulatory cutbacks on State Water Project deliveries due to the declining storage levels, Bay-Delta instability, climate change, aging infrastructure; and

**WHEREAS**, the State of California Budget Act of 2021 has made available \$200 million for funding for projects for immediate drought relief to urban communities and for multi-benefit projects; and

**WHEREAS**, the Board of Directors of the Palmdale Water District has identified several projects that exemplifies the objectives of the 2021 Urban and Multi-benefit Drought Relief Grant Program; and

**WHEREAS**, Palmdale Water District agrees to the administration as required in the Budget Act of 2021.

**NOW, THEREFORE, LET IT BE RESOLVED** by the Board of Directors of the Palmdale Water District as follows:

**SECTION 1.** That pursuant and subject to all of the terms and provisions of the Budget Act of 2021 (Stats. 2021, ch. 240, § 80), the Palmdale Water District General Manager, or designee, is hereby authorized and directed to prepare and file an application for funding with the Department of Water Resources and take such other actions necessary or appropriate to obtain grant funding.

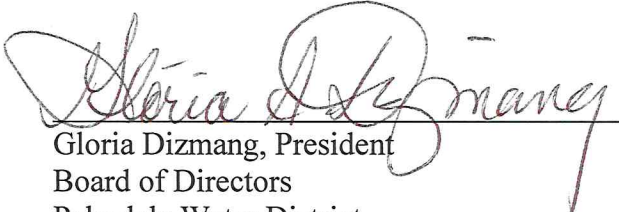
**SECTION 2.** The Palmdale Water District General Manager, or designee, is hereby authorized and directed to execute the funding agreement with the Department of Water Resources and any amendments thereto.


**SECTION 3.** The Palmdale Water District General Manager, or designee, is hereby authorized and directed to submit any required documents, invoices, and reports required to obtain grant funding.

**SECTION 4.** This Resolution shall be effective as of the date of adoption.

**CERTIFICATION**

PASSED, APPROVED and ADOPTED this 22<sup>nd</sup> day of November 2021.

  
Gloria Dizmang, President  
Board of Directors  
Palmdale Water District

  
Kathy Mac Laren-Gomez, Secretary  
Board of Directors  
Palmdale Water District

Approved as to form:

  
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Aleshire & Wynder, LLP  
District Legal Counsel