**MINUTES OF REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE PALMDALE WATER DISTRICT, JULY 13, 2011:**

*A regular meeting of the Board of Directors of the Palmdale Water District was held Wednesday, July 13, 2011, at 2029 East Avenue Q, Palmdale, California, in the Board Room of the District office. President, Gordon Dexter, called the meeting to order at 7:00 p.m.*

1) **Pledge of Allegiance.**

President Dexter led the pledge of allegiance.

2) **Moment of Silence.**

President Dexter requested everyone remain standing and observe a moment of silence.

3) **Roll Call.**

| **Attendance:** | **Others Present:** |
|---|---|
| Gordon Dexter, President | Dennis LaMoreaux, General Manager |
| Raul Figueroa, Secretary | Tim Gosney, Attorney |
| Linda Godin, Treasurer | Mike Williams, Finance Manager |
| Jeff Storm, Director | Matt Knudson, Engineering Manager |
| | Tim Moore, Facilities Manager |
| Steve Cordova, Vice President -- EXCUSED ABSENCE | Kelly Jeters, Systems Supervisor |
| | Ed Boka, Treatment Plant Supervisor |
| | Dawn Deans, Executive Assistant |
| | 3 members of the public |

4) **Adoption of Agenda.**

It was moved by Director Godin, seconded by Director Storm, and unanimously carried to adopt the agenda, as written.

5) **Public Comments for Non-Agenda Items.**

There were no public comments.

6) **Action Items – Consent 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.)**

**6.1) Approval of Minutes of Regular Meeting Held June 22, 2011.**

**6.2) Payment of Bills for July 13, 2011.**

It was moved by Director Storm, seconded by Director Figueroa, and unanimously carried to approve those items included in the Consent Calendar.

**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 Award of Contract for Specification No. 0903 Being the Construction of the Water Main Replacement in 9th Street East, Avenue Q-4, Friendly Avenue, 8th Street East, 12th Street East, Avenue Q-4, Avenue Q-5, and 13th Street East. ($500,000.00 – Budgeted – Engineering Manager Knudson)**

Engineering Manager Knudson informed the Board that additional time is needed to review the proposals received at today's bid opening for the construction of Specification No. 0903 and requested this item be tabled to the next regular Board meeting.

After a brief discussion, President Dexter stated that this item is tabled to the next regular Board meeting.

**7.2) Consideration and Possible Action on Water Treatment and Transportation Agreement Between the Palmdale Water District and Antelope Valley East Kern Water Agency – Acton Water Treatment Plant. (Engineering Manager Knudson/Water Supply & Reliability Committee)**

Engineering Manager Knudson informed the Board that the Antelope Valley East Kern Water Agency Board of Directors requested minor revisions to the proposed Agreement, and staff anticipates presenting the final Agreement for consideration at the next regular Board meeting.

After a brief discussion, President Dexter stated that this item is tabled to the next regular Board meeting.

**7.3) Consideration and Possible Action on California Special Districts Association (CSDA) Proposed Bylaws Amendments. (General Manager LaMoreaux)**

General Manager LaMoreaux reviewed the proposed changes to the CSDA bylaws after which it was moved by Director Storm, seconded by Director Figueroa, and unanimously carried that President Dexter cast the District's vote in favor of the CSDA proposed bylaws amendments.

**7.4) Consideration and Possible Action on California Special Districts Association (CSDA) Board of Directors election 2011. (General Manager LaMoreaux)**

After a brief discussion, it was moved by Director Storm, seconded by Director Godin, and unanimously carried that President Dexter cast the District's vote for R.J. Kelly, Castaic Lake Water Agency, for the CSDA Board of Directors election 2011.

**7.5) Consideration and Possible Action on Revising Board Committee List. (President Dexter)**

After clarification and discussion of the formation of the Environmental Committee, President Dexter stated that the Environmental Committee is eliminated as a Board Standing Committee.

**7.6) Consideration and Possible Action on Board Attendance at Conferences, Seminars, and Training Sessions as Follows:**

**7.6.1) ACWA's 2011 Regulatory Summit "Managing Water Quality in Today's Regulatory Environment" to be Held August 16 and 17, 2011 in Pasadena. (Director Godin)**

Director Godin stated that ACWA Region 8 is sponsoring the 2011 Regulatory Summit and hosting a reception, and after a brief discussion of Board attendance, it was moved by Director Godin, seconded by Director Storm, and unanimously carried to approve Board attendance at the ACWA Regulatory Summit "Managing Water Quality in Today's Regulatory Environment" to be held August 16 and 17, 2011 in Pasadena.

**8) Information Items.**

**8.1) Reports of Directors: Meetings/Committee Meetings/General Report.**

Director Storm reported that the Water Supply & Reliability Committee met yesterday; that he will leave the details on this meeting to the Board President; but that we are in good shape with extra water and want to find places for storage.

Director Godin reported that the Facilities Committee recently met; that the SEMS Computerized Maintenance Management System was reviewed and approved by the Committee with the purchase price of $50,762.25 being $45,000.00 under budget; that staff reviewed the status of information technology items to be purchased through the GoWest Lease Purchase Agreement as well as additional proposed lease-purchase equipment items; that an offer to purchase District-owned parcels near Sierra Highway and Barrel Springs Road was discussed and will come back to the Committee on July 20 for a determination; and that an Advertising Trade Agreement with KTPI-FM, KAVL-AM, KTPI-AM to trade the District's water fair buildings for $4,999.00 of advertising airtime was reviewed and approved by the Committee.

She then reported that the Antelope Valley State Water Contractors Association met; that after discussing funding of a feasibility study for a joint recharge/water banking project on the east side of the Antelope Valley and a recent meeting with Stetson Engineers regarding their 2002 report, Interim General Manager Knudson was authorized to move forward with a Request for Proposals for Phase I of the Big Rock Creek Groundwater and Recovery Project; and that the Commissioners are also discussing regional control of the water from the State Water Project.

Chair Dexter reported that the Water Supply & Reliability Committee met as reported by Director Storm; that supplies are up this year with an 80% State Water Project allocation; that consumption is down; that water sales are under budget; that there are opportunities to bank water this year; and that the Committee is looking at all possibilities to bank water.

There were no further reports from Directors.

**8.2) Report of General Manager.**

General Manager LaMoreaux stated that he has no report unless there are any questions.

8.3) **Report of Attorney.**

Attorney Gosney stated that he has no report.

9) **Public Comments on Closed Session Agenda Matters.**

There were no public comments on closed session agenda matters.

10) **Closed Session Under:**

10.1) **Government Code Section 54956.9(a), Existing Litigation:** *Antelope Valley Ground Water Cases.*

10.2) **Government Code Section 54956.9(a), Existing Litigation:** *City of Palmdale vs. Palmdale Water District, Case No. BC413432 (Rate Litigation).*

10.3) **Government Code Section 54956.9(a), Existing Litigation:** *City of Palmdale vs. Palmdale Water District and Palmdale Water District Public Facilities Corporation, Case No. BC413907 (Validation Action).*

10.4) **Government Code Section 54956.9(a), Existing Litigation:** *Palmdale Water District vs. City of Palmdale, Case No. BC420492 (Recycled Water Litigation).*

10.5) **Government Code Section 54956.9(a), Existing Litigation:** *United States, et al. v. J-M Manufacturing Company, Inc., et al., United States District Court for the Central District of California Case No. ED CV06-0055-GW.*

10.6) **Government Code Section 54956.9(a), Existing Litigation:** *Palmdale Water District vs. City of Palmdale, Case No. MC021487 (Excavation Permit Litigation).*

10.7) **Government Code Section 54956.9(a), Pending Litigation:** *Central Delta Water Agency vs. Department of Water Resources, Sacramento Superior Court Case No. 34-2010-80000561.*

10.8) **Government Code Section 54956.9(a), existing litigation:** *Rosedale-Rio Bravo Water Storage District v. California Department of Water Resources, Sacramento Superior Court Case No. 34-2010-80000703.*

10.9) **Government Code Section 54957, Personnel Matters:** *Financial Advisor Evaluation.*

At 7:15 p.m., President Dexter called for a closed session pursuant to Government Code Section 54956.9(a), Existing Litigation – eight cases: *Antelope Valley Ground Water Cases* and *City of Palmdale vs. Palmdale Water District, Case No. BC413432 (Rate Litigation)*

and *City of Palmdale vs. Palmdale Water District and Palmdale Water District Public Facilities Corporation, Case No. BC413907 (Validation Action)* and *Palmdale Water District vs. City of Palmdale, Case No. BC420492 (Recycled Water Litigation)* and *United States, et al. v. J-M Manufacturing Company, Inc., et al., United States District Court for the Central District of California Case No. ED CV06-0055-GW* and *Palmdale Water District vs. City of Palmdale, Case No. MC021487 (Excavation Permit Litigation)* and *Central Delta Water Agency vs. Department of Water Resources, Sacramento Superior Court Case No. 34-2010-80000561* and *Rosedale-Rio Bravo Water Storage District v. California Department of Water Resources, Sacramento Superior Court Case No. 34-2010-80000703* and pursuant to Government Code Section 54957, Personnel Matters: *Financial Advisor evaluation.*

He reconvened the regular meeting at 8:26 p.m.

**11) Public Report of Any Action Taken in Closed Session.**

Attorney Gosney reported that a closed session had been held under Government Code Section 54956.9(a), Existing Litigation – eight cases: *Antelope Valley Ground Water Cases* and *City of Palmdale vs. Palmdale Water District, Case No. BC413432 (Rate Litigation)* and *City of Palmdale vs. Palmdale Water District and Palmdale Water District Public Facilities Corporation, Case No. BC413907 (Validation Action)* and *Palmdale Water District vs. City of Palmdale, Case No. BC420492 (Recycled Water Litigation)* and *United States, et al. v. J-M Manufacturing Company, Inc., et al., United States District Court for the Central District of California Case No. ED CV06-0055-GW* and *Palmdale Water District vs. City of Palmdale, Case No. MC021487 (Excavation Permit Litigation)* and *Central Delta Water Agency vs. Department of Water Resources, Sacramento Superior Court Case No. 34-2010-80000561* and *Rosedale-Rio Bravo Water Storage District v. California Department of Water Resources, Sacramento Superior Court Case No. 34-2010-80000703;* that the Board was briefed on the current set of circumstances in each of these cases, and as applicable or as needed, the Board gave staff and Counsel instructions as to how to proceed; and that no reportable action under the Brown Act was taken in closed session on any of these matters.

He reported further that the closed session had also been held pursuant to Government Code Section 54957, Personnel Matters: *Financial Advisor evaluation;* that an evaluation was conducted and the Board was briefed on the matters to date; that the Board gave instructions to Counsel and staff as to how to proceed; and that no reportable action under the Brown Act was taken in closed session on this matter.

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

There were no requests for future agenda items.

**13) Adjournment.**

There being no further business to come before the Board, the regular meeting of the Board of Directors of the Palmdale Water District was adjourned at 8:28 p.m.

Secretary