

**MINUTES OF REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE  
PALMDALE WATER DISTRICT, MAY 11, 2011:**

*A regular meeting of the Board of Directors of the Palmdale Water District was held Wednesday, May 11, 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 7:01 p.m.*

**1) Pledge of Allegiance.**

At the request of President Dexter, Director Cordova 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:**

Gordon Dexter, President  
Steve Cordova, Vice President  
Raul Figueroa, Secretary  
Jeff Storm, Director

Linda Godin, Treasurer --  
EXCUSED ABSENCE

**Others Present:**

Peter Thompson II, Operations Manager  
Tom Bunn, Attorney  
Mike Williams, Finance Manager  
Matt Knudson, Engineering Manager  
Tim Moore, Facilities Manager  
Joe Kerschner, Water Quality Supervisor  
Kelly Jeters, Systems Supervisor  
Danielle Doll, Administrative Assistant  
3 members of the public

**4) Adoption of Agenda.**

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

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

There were no public comments.

**6) Presentations:**

**6.1) Overview of the District's Granular Activated Carbon (G.A.C.) Program.  
(Operations Manager Thompson II/Water Quality Supervisor Kerschner)**

Operations Manager Thompson II stated that a report on the studies and findings of the District's use of Granular Activated Carbon (GAC) through January 1, 2011 was included with the agenda packets if there are any questions on same after which Water Quality Supervisor Kerschner gave an overview of the purpose of the GAC pilot plant program; the design criteria for the pilot plant and water treatment plant staff who designed the plant; the source water for the pilot plant; their ability to insure carbon quality and consistency in the lab; and the findings of their pilot plant program studies.

He continued that this information has been shared with other agencies including AVEK, the Antelope Valley Board of Trade, a few water districts in southern and northern California, large engineering firms, several consultants, and several Arizona firms and that in the future staff will be investigating a project for removing THMs in the distribution system.

**7) 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.)**

**7.1) Approval of Minutes of Regular Meeting Held April 27, 2011.**

**7.2) Payment of Bills for May 11, 2011.**

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

**8) 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.)**

**8.1) Consideration and Possible Action on Revisions to the Rules and Regulations to Reflect Electronic Payments. (Customer Service Supervisor Taylor)**

Finance Manager Williams reviewed the need for revisions to the Rules and Regulations, and after a brief discussion of notification to customers if they have entered their payment information in error, the process for returned payments, door-tag fees, and reviewing an electronic payment grace period for first-time customers at a future Board

meeting, it was moved by Director Figueroa, seconded by Director Cordova, and carried on a 3 – 1 vote, with Director Storm opposed, to approve the revisions to the Rules and Regulations to reflect electronic payments.

**8.2) Consideration and Possible Action on Development of District Policy for the Board of Directors Regarding Electronic Media Information.**

The District's current policy, removing Director bios during election time, revisions to Section 4.09 of Article 4 of the Rules and Regulations to include Facebook, the web site, and any other form of electronic media, and not using the District's Facebook as a campaign tool were discussed after which President Dexter requested General Manager LaMoreaux pursue this matter through Committee for further discussion and development.

**9) Information Items.**

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

Director Storm reported that the Water Supply & Reliability Committee met yesterday; that the State Water Project allocation is now at 80%; that we have good supply; and that demand has been low.

President Dexter reported that he was part of the Water Supply & Reliability Committee meeting; that the Committee has been reviewing supply, potential banking issues, and water purchase issues on a general basis; that 80% allocation is very good; that for current demand, there needs to be a water bank location; and that periodically the Committee also reviews the reliability of well sites and the District's infrastructure system.

There were no further reports from Directors.

**9.2) Report of General Manager.**

Engineering Manager Knudson reported that a tour of Littlerock Dam, the water treatment plant, and the distribution system with several federal agencies and staff of elected officials has been confirmed for June 3 from 10 a.m. to 2 p.m.; that confirmation has been received from the Bureau of Reclamation, the Army Corps of Engineers, the EPA, and representatives from McKeon's, Feinstein's, and Boxer's offices; and that interested Board members should contact staff if they'd like to attend this tour.

**9.3) Report of Attorney.**

Attorney Bunn reported briefly on SB34, which would impose a tax on all water suppliers based on the amount of water sold for urban water suppliers and on the number of acres irrigated for agriculture water suppliers and that ACWA and other agencies are opposed to this legislation.

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

There were no public comments on closed session agenda matters.

**11) Closed Session Under:**

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

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

**11.3) 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).***

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

**11.5) 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.***

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

**11.7) 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.***

**11.8) Government Code Section 54956.9(a), Pending Litigation: *Los Angeles and Orange Counties Building and Construction Trades Council, et al. v. Palmdale Water District, United States District Court, Central District, Case No. CV11 02279 (Project Labor Agreement Litigation).***

At 7:34 p.m., President Dexter called for a closed session pursuant to Government Code Section 54956.9(a), Existing and Pending 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 *Los Angeles and Orange Counties Building and Construction Trades Council, et al. v. Palmdale Water District*, United States District Court, Central District, Case No. CV11 02279 (Project Labor Agreement Litigation). He reconvened the regular meeting at 7:56 p.m.

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

Attorney Bunn reported that a closed session had been held under Government Code Section 54956.9(a), Existing and Pending 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 *Los Angeles and Orange Counties Building and Construction Trades Council, et al. v. Palmdale Water District*, United States District Court, Central District, Case No. CV11 02279 (Project Labor Agreement Litigation); that the Board was updated on the status of these items of existing and pending litigation; and that no reportable action under the Brown Act was taken in closed session on any of these matters.

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

Director Storm requested a future agenda item for "Consideration and possible action on possible revisions to the Rules and Regulations regarding a grace period for electronic payments."

There were no further requests for future agenda items.

**14) 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 7:57 p.m.

  
Vice President