

MINUTES OF REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE PALMDALE WATER DISTRICT, FEBRUARY 8, 2012:

A regular meeting of the Board of Directors of the Palmdale Water District was held Wednesday, February 8, 2012, at 2029 East Avenue Q, Palmdale, California, in the Board Room of the District office. President, Gordon Dexter, called the meeting to order.

1) Pledge of Allegiance.

At the request of President Dexter, Director Alvarado led the pledge of allegiance.

2) Roll Call.

Attendance:

Gordon Dexter, President
Gloria Dizmang, Vice President
Kathy Mac Laren, Treasurer
Robert Alvarado, Secretary
Steve Cordova, Director

Others Present:

Dennis LaMoreaux, General Manager
Tim Gosney, Attorney
Mike Williams, Finance Manager
Matt Knudson, Engineering Manager
Peter Thompson II, Operations Manager
Tim Moore, Facilities Manager
Jeannie Burns, Human Resources Manager
Ed Boka, Treatment Plant Supervisor
Kelly Jeters, Systems Supervisor
Joe Kerschner, Water Quality Supervisor
Dawn Deans, Executive Assistant
4 members of the public

3) Adoption of Agenda.

President Dexter stated that the first Board meeting of the month has been designated to review financial matters, and to ensure consistency in financial reporting from Finance Manager Williams and Financial Advisor Egan, this review will begin with the first Board meeting in March after which it was moved by Director Cordova, seconded by Director Alvarado, and unanimously carried to adopt the agenda, as written.

4) Public Comments for Non-Agenda Items.

There were no public comments.

5) Presentations:

5.1) No Presentations Scheduled at This Time.

There were no presentations.

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 January 18, 2012.

6.2) Approval of Minutes of Regular Meeting Held January 25, 2012.

6.3) Payment of Bills for February 8, 2012.

6.4) Approval of Semi-Annual Employee Reimbursement Report for July 1, 2011 Through December 31, 2011.

It was moved by Director Cordova, seconded by Director Mac Laren, 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 Agreement to Purchase Tax-Defaulted Properties Held Over From January 25, 2012 Board Meeting. (\$16,234.00 – Budgeted 2012 – Engineering Manager Knudson)

Engineering Manager Knudson provided an overview of the purpose and location of the tax-defaulted properties proposed for purchase after which it was moved by Director Cordova, seconded by Director Alvarado, and unanimously carried to approve the Agreement to Purchase Los Angeles County Tax-Defaulted Property in the not-to-exceed amount of \$16,234.00 for four parcels.

7.2) Consideration and Possible Action on Resolution No. 12-3 Being a Joint Tax Sharing Resolution. (General Manager LaMoreaux)

General Manager LaMoreaux provided an overview of the Joint Tax Sharing Resolution after which it was moved by Director Cordova, seconded by Director Mac Laren, and unanimously carried to approve Resolution No. 12-3 being a Joint Tax Sharing Resolution.

A copy of said Resolution No. 12-3 is hereby made a portion of the minutes of this meeting.

**7.3) Report and Discussion on Other Post Employment Benefits (OPEB).
(Finance Manager/CFO Williams).**

Finance Manager Williams provided an overview of Other Post Employment Benefits (OPEB), which consist of health, vision, and dental benefits provided to qualifying retirees; the reporting requirements under Governmental Accounting Standards Board (GASB) No. 45 and relation to the 2012 Budget; and the District's number of retirees; and then informed the Board that he will provide a more detailed review of the profit and loss statement and the balance sheet as it relates to OPEB during his financial report at the first Board meeting in March.

7.4) Consideration and Possible Action on Board Attendance at Conferences, Seminars, and Training Sessions as follows:

7.9.1) ACWA's 2012 Washington, D.C. Conference "Bringing California Water Conversations to D.C." to be Held February 28, 2012 to March 1, 2012 in Washington, D.C.

There was no action taken on this item.

8) Information Items.

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

Director Mac Laren reported that she attended the District's recent Landscape Workshop and enjoyed it; that a full house was in attendance; and that a lot of good questions and good information were presented.

Director Alvarado then reported that he also attended the Landscape Workshop; that he has attended workshops in the past; that it was good to see how Water Conservation Supervisor Roberts engages the community and our customers through education in terms of different ways they can save money by participating in some of the District's programs; that the workshop topic was the District's Cash for Grass Rebate Program; and that this is a good program for the District.

President Dexter reported that a Water Supply & Reliability Committee meeting has been scheduled for next week; that he received no feedback from Directors on the assignment of Board Committees; and that he assumes everyone is pleased with the assignments and is scheduling their Committee meetings.

There were no further reports from Directors.

8.2) Report of General Manager.

General Manager LaMoreaux reported that the 2012 Budget books are complete, and the front-end of the Budget includes a summary of the budget and how it works towards the District's goals.

He then reported that regarding the Washington, D.C. Conference on tonight's agenda, Capitol Dynamics is scheduled to attend the next regular Board meeting and provide a presentation on their services and how the District can use these services.

He then reported that the Antelope Valley Conservancy has renewed their interest in working with the District on a conservation easement; that at this point, they are attempting to obtain extensions from their grant funding agencies; that they are now willing to use a portion of their funding for clean-up efforts on the property south of Una Lake before an easement is granted; and that the Board may be contacted individually by directors from the Antelope Valley Conservancy regarding the conservation easement.

8.3) Report of Attorney.

Attorney Gosney reported that their office is working on a comprehensive 2011 legislative report summarizing all water-related and other matters that may affect the District as of January 1 and that they anticipate this report will be complete in the next week or so.

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), Pending Litigation: *Central Delta Water Agency vs. Department of Water Resources, Sacramento Superior Court Case No. 34-2010-80000561.*

10.7) Government Code Section 54957, Personnel Matters: *General Manager Evaluation.*

At 7:26 p.m., President Dexter called for a closed session pursuant to Government Code Section 54956.9(a), Existing Litigation – six 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 *Central Delta Water Agency vs. Department of Water Resources, Sacramento Superior Court Case No. 34-2010-8000056* and pursuant to Government Code Section 54957, Personnel Matters: *General Manager Evaluation.*

He reconvened the regular meeting at 8:27 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 – six 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 Central Delta Water Agency vs. Department of Water Resources, Sacramento Superior Court Case No. 34-2010-80000561; that no report was provided or instructions given on the 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 Central Delta Water Agency vs. Department of Water Resources, Sacramento Superior Court Case No. 34-2010-80000561 matters; that the Board was briefed on the most recent developments on the remaining existing litigation matters; that the Board provided staff and counsel with instructions as to how to proceed; but that no reportable action under the Brown Act was taken in closed session on any of these matters.

He then reported that a closed session had also been held under Government Code Section 54957, Personnel Matters: *General Manager evaluation*; that the evaluation process of General Manager LaMoreaux has just begun and the Board discussed this process; but that no reportable action under the Brown Act was taken in closed session on this matter and it will be revisited shortly.

12) Consideration and Possible Action on Evaluation of General Manager.

President Dexter stated that as reported by Attorney Gosney, the evaluation process of General Manager LaMoreaux has just begun.

13) Board Members' Requests for Future Agenda Items.

There were no 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.

Secretary

RESOLUTION NO. 12-3

**JOINT RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES
ACTING IN BEHALF OF**

Los Angeles County General Fund

Los Angeles County Library

Los Angeles County Road District #5

Los Angeles County Consolidated Fire Protection District

**THE BOARD OF DIRECTORS OF COUNTY SANITATION DISTRICT NO. 14 OF LOS ANGELES
COUNTY, AND THE GOVERNING BODIES OF**

Lancaster Cemetery District

Antelope Valley Mosquito & Vector Control District

Antelope Valley Resource Conservation District

Palmdale Water District-Zone E

**APPROVING AND ACCEPTING NEGOTIATED EXCHANGE OF PROPERTY TAX REVENUES
RESULTING FROM ANNEXATION TO COUNTY SANITATION DISTRICT NO. 14.**

"ANNEXATION NO. 398"

WHEREAS, pursuant to Section 99 and 99.01 of the Revenue and Taxation Code, prior to the effective date of any jurisdictional change which will result in a special district providing a new service, the governing bodies of all local agencies that receive an apportionment of the property tax from the area must determine the amount of property tax revenues from the annual tax increment to be exchanged between the affected agencies and approve and accept the negotiated exchange of property tax revenues by resolution; and

WHEREAS, the governing bodies of the agencies signatory hereto have made determinations of the amount of property tax revenues from the annual tax increments to be exchanged as a result of the annexation to County Sanitation District No. 14 entitled *Annexation No. 398*;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The negotiated exchange of property tax revenues resulting from the annexation of territory to County Sanitation District No. 14 in the annexation entitled *Annexation No. 398* is approved and accepted.

2. For each fiscal year commencing on and after July 1, 2012, or after the effective date of this jurisdictional change, whichever is later, the County Auditor shall transfer to County Sanitation District No. 14 a total of 0.3833365 percent of the annual tax increment attributable to the land area encompassed within *Annexation No. 398* as shown on the attached Worksheets.


3. No additional transfer of property tax revenues shall be made from any other taxing agencies to County Sanitation District No. 14 as a result of annexation entitled *Annexation No. 398*.

4. No transfer of property tax increments from properties within a community redevelopment project, which are legally committed to a Community Redevelopment Agency, shall be made during the period that such tax increment is legally committed for repayment of the redevelopment project costs.

5. If at any time after the effective date of this resolution, the calculations used herein to determine initial property tax transfers or the data used to perform those calculations are found to be incorrect thus producing an improper or inaccurate property tax transfer, the property tax transfer shall be recalculated and the corrected transfer shall be implemented for the next fiscal year, and any amounts of property tax received in excess of that which is proper shall be refunded to the appropriate agency.

The foregoing resolution was adopted by the Board of Supervisors of the County of Los Angeles, the Board of Directors of County Sanitation District No. 14 of Los Angeles County, and the governing bodies of Lancaster Cemetery District, Antelope Valley Mosquito & Vector Control District, Antelope Valley Resource Conservation District, and Palmdale Water District-Zone E, signatory hereto.

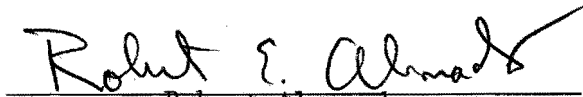
PALMDALE WATER DISTRICT-ZONE E



SIGNATURE

Gordon Dexter, President, Board of Directors
PRINT NAME AND TITLE

ATTEST:



Secretary - Robert Alvarado

February 8, 2012

Date

(SIGNED IN COUNTERPART)

ANNEXATION TO: CO.SANITATION DIST.NO 14 DEBT S.
 ACCOUNT NUMBER: 066.45
 TRA: 02463
 EFFECTIVE DATE: 07/01/2012
 ANNEXATION NUMBER: 398 PROJECT NAME: A-14-398
 DISTRICT SHARE: 0.006967974

ACCOUNT #	TAXING AGENCY	CURRENT TAX SHARE	PERCENT	PROPOSED DIST SHARE	ALLOCATED SHARE	ADJUSTMENTS	NET SHARE
001.05	LOS ANGELES COUNTY GENERAL	0.299921833	29.9931 %	0.006967974	0.002089857	-0.002138714	0.297783119
001.20	L.A. COUNTY ACCUM CAP OUTLAY	0.000110288	0.0110 %	0.006967974	0.000000768	0.000000000	0.000110288
003.01	L A COUNTY LIBRARY	0.022352618	2.2352 %	0.006967974	0.000155752	-0.000155752	0.022196866
005.25	ROAD DIST # 5	0.006068229	0.6068 %	0.006967974	0.000042283	-0.000042283	0.006025946
007.30	CONSOL. FIRE PRO.DIST.OF L.A.CO.	0.169204020	16.9204 %	0.006967974	0.001179009	-0.001179009	0.168025011
007.31	L A C FIRE-FFW	0.006901493	0.6901 %	0.006967974	0.000048089	0.000000000	0.006901493
053.30	LANCASTER CEMETERY DISTRICT	0.001306431	0.1306 %	0.006967974	0.000009103	-0.000009103	0.001297328
061.05	ANTELOPE VLY MOSQ & VECTOR CONTR	0.001041031	0.1041 %	0.006967974	0.000007253	-0.000007253	0.001033778
068.05	ANTELOPE VY RESOURCE CONSER DIST	0.000911952	0.0911 %	0.006967974	0.000006354	-0.000006354	0.000905598
308.65	PALMDALE WATER DIST ZONE E	0.042321791	4.2321 %	0.006967974	0.000294897	-0.000294897	0.042026894
400.00	EDUCATIONAL REV AUGMENTATION FD	0.079474464	7.9474 %	0.006967974	0.000553775	EXEMPT	0.079474464
400.01	EDUCATIONAL AUG FD IMPOUND	0.128424483	12.8424 %	0.006967974	0.000894858	EXEMPT	0.128424483
400.15	COUNTY SCHOOL SERVICES	0.001367384	0.1367 %	0.006967974	0.000009527	EXEMPT	0.001367384
400.21	CHILDREN'S INSTIL TUITION FUND	0.002713851	0.2713 %	0.006967974	0.000018910	EXEMPT	0.002713851
689.01	WESTSIDE UNION SCHOOL DISTRICT	0.061890527	6.1890 %	0.006967974	0.000431251	EXEMPT	0.061890527
689.06	CO.SCH.SERV.FD.- WESTSIDE UNION	0.007995517	0.7995 %	0.006967974	0.000055712	EXEMPT	0.007995517
689.07	DEV CTR HDCPD MINOR WESTSIDE UN	0.000832296	0.0832 %	0.006967974	0.000005799	EXEMPT	0.000832296
717.02	ANTELOPE VALLEY UNION HIGH SCH.	0.094374026	9.4374 %	0.006967974	0.000657595	EXEMPT	0.094374026
717.06	CO.SCH.SERV.FD.- ANTELOPE VALLEY	0.000346837	0.0346 %	0.006967974	0.000002416	EXEMPT	0.000346837

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717.07	ANTELOPE VY.UN.HI.--ELEM SCH FD.	0.046235682	4.6235 %	0.006967974	0.000322169	EXEMPT	0.046235682
792.04	ANTELOPE VY.JT. COMMUNITY COLL.	0.026205247	2.6205 %	0.006967974	0.000182597	EXEMPT	0.026205247
***066.45	CO.SANITATION DIST.NO 14 DEBT S.	0.000000000	0.0000 %	0.006967974	0.000000000	0.000000000	0.003833365
TOTAL:		1.000000000	100.0000 %		0.006967974	-0.003833365	1.000000000

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ANNEXATION TO: CO.SANITATION DIST.NO 14 DEBT S.
 ACCOUNT NUMBER: 066.45
 TRA: 09558
 EFFECTIVE DATE: 07/01/2012
 ANNEXATION NUMBER: 398 PROJECT NAME: A-14-398
 DISTRICT SHARE: 0.006967974

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UNINCORPORATED

LINE DATA

L1 S 89°01'12" W 665.70'
L2 N 00°21'00" E 165.74'
L3 N 89°01'59" E 665.51'
L4 S 00°17'05" W 165.58'

ASSESSOR'S PARCEL
NUMBER

3005 014 045 - 046



0 100 200 Feet

Annexation No. 398 shown thus -----
Boundary of Sanitation District No. 14 prior
to Annexation No. 398 shown thus -----
Prior Annexations shown thus -----
Area of Annexation -----

ANNEX. NO.
(RECORDING DATE)

2.531 Acres

COUNTY SANITATION DISTRICT NO. 14
OF LOS ANGELES COUNTY, CA
OFFICE OF CHIEF ENGINEER
STEPHEN R. MAGUIN
CHIEF ENGINEER & GENERAL MANAGER

ANNEXATION NO. 398
TO
COUNTY SANITATION DISTRICT NO. 14

Recorded:

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