

MINUTES OF REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE PALMDALE WATER DISTRICT, APRIL 25, 2022:

A regular meeting of the Board of Directors of the Palmdale Water District was held Monday, April 25, 2022, 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, Resource and Analytics Supervisor Bolanos 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
Scott Kellerman, Director

Others Present:

Dennis LaMoreaux, General Manager
Adam Ly, Assistant General Manager
G. Ross Trindle, General Counsel
Dennis Hoffmeyer, Finance Manager
Judy Shay, Public Affairs Director
Peter Thompson II, Resource & Analytics Director
Claudia Bolanos, Resource & Analytics Supervisor
Angelica Barragan-Garcia, Human Resources Director
Dawn Deans, Executive Assistant
0 members of the public

3) Adoption of Agenda.

It was moved by Director Dino, seconded by Director Kellerman, 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 Kellerman – aye

4) Public Comments for Non-Agenda Items.

There were no public comments for non-agenda items.

5) Presentations:

5.1) Review of the Ralph M. Brown Act. (General Counsel Trindle)

General Counsel Trindle provided an overview of Brown Act meeting procedures and Conflicts of Interest, including open meeting laws, the definition of a meeting, serial meetings, social media restrictions, the Public Records Act, agenda requirements, exceptions, public participation, teleconferencing rules, closed session, penalties, the Political Reform Act of 1974, analyzing conflicts of interest, financial and real property interests, disqualification and abstention, common law bias, and contracts.

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 Special Board Meeting Held April 11, 2022.

6.2) Approval of Minutes of Regular Board Meeting Held April 11, 2022.

6.3) Payment of Bills for April 25, 2022.

6.4) Approval of Resolution No. 22-9 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 May 1, 2022 and Ending May 30, 2022 Pursuant to Brown Act Provisions. (No Budget Impact – Assistant General Manager Ly)

6.5) Approval of Amendment No. 6 to the General Manager Employment Agreement Dated July 30, 2015. (Budgeted – Budget Item No. 1-02-4000-000, Salaries – President Dizmang)

President Dizmang announced the items included in the Consent Calendar after which Director Wilson requested Agenda Item No. 6.5 be removed from the Consent Calendar for additional consideration.

It was then 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 with the exception of Agenda Item No. 6.5:

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

Resolution No. 22-9 is hereby made a portion of the minutes of this meeting.

6.5) Approval of Amendment No. 6 to the General Manager Employment Agreement Dated July 30, 2015. (Budgeted – Budget Item No. 1-02-4000-000, Salaries – President Dizmang)

It was moved by Director Wilson, seconded by Director Kellerman, and unanimously carried by all members of the Board of Directors present at the meeting on the following roll call vote to table Agenda Item No. 6.5 to the next Regular Board Meeting for further discussion in closed session:

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

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 Request Received From the Antelope Valley Fair for Sponsorship of 2022 Rural Olympics. (\$1,000.00 – Non-Budgeted – Director Dino)

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 the request received from the Antelope Valley Fair for sponsorship of 2022 Rural Olympics in the amount of \$1,000.00:

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

7.2) Consideration and Possible Action on Resolution No. 22-10 Being a Resolution of the Board of Directors of the Palmdale Water District Authorizing the Disadvantaged Community Involvement Program Grant Application, Acceptance, and Execution for the Conservation and Education Garden. (No Budget Impact – Resource and Analytics Supervisor Bolanos)

Resource and Analytics Supervisor Bolanos provided an overview of the grant opportunity under Resolution No. 22-10 after which it was moved by Director Dino, seconded by Director Mac Laren-Gomez, 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. 22-10 being a Resolution of the Board of Directors of the Palmdale Water District Authorizing the Disadvantaged Community Involvement Program Grant Application, Acceptance, and Execution for the Conservation and Education Garden:

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

Resolution No. 22-10 is hereby made a portion of the minutes of this meeting.

7.3) Consideration and Possible Action on Resolution No. 22-11 Being a Resolution of the Board of Directors of the Palmdale Water District Approving the District's Grant Application for a Water Use Efficiency Rebate Program for the U.S. Bureau of Reclamation's WaterSMART Grants Small Scale Water Efficiency Projects for Fiscal Year 2022. (\$125,000 – Budgeted – Resource and Analytics Supervisor Bolanos)

Resource and Analytics Supervisor Bolanos provided an overview of the grant opportunity and matching funds requirement under Resolution No. 22-11 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 Resolution No. 22-11 being a Resolution of the Board of Directors of the Palmdale Water District Approving the District's Grant Application for a Water Use Efficiency Rebate Program for the U.S. Bureau of Reclamation's WaterSMART Grants Small Scale Water Efficiency Projects for Fiscal Year 2022 with the District providing matching funds in the amount of \$125,000:

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

Resolution No. 22-11 is hereby made a portion of the minutes of this meeting.

7.4) Discussion and Possible Action on Developing a Standardized Director Orientation Program. (President Dizmang)

President Dizmang recommended the District develop a more standardized Orientation Program for new Directors with the assistance of staff, an Ad Hoc Committee, and General Counsel Trindle after which it was moved by Director Dino, seconded by Director Mac Laren-Gomez, and unanimously carried by all members of the Board of Directors present at the meeting on the following roll call vote to develop a standardized Director Orientation Program:

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

President Dizmang then appointed Director Kellerman and Director Wilson to the Director Orientation Program Ad Hoc Committee along with General Manager LaMoreaux, Executive Assistant Deans, and General Counsel Trindle.

7.5) 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 2022 Budget:

a) Antelope Valley Economic Development & Growth Enterprise (AVEDGE) 2022 Spring Business Summit “Bridging the Gaps” to be Held May 25, 2022 in Lancaster.

After a brief discussion of this conference, 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 the following conferences, seminars, and training sessions for Board and staff attendance within budget amounts previously approved in the 2022 Budget: Antelope Valley Economic Development & Growth Enterprise (AVEDGE) 2022 Spring Business Summit “Bridging the Gaps” to be Held May 25, 2022 in Lancaster:

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

8) Information Items:

8.1) Reports of Directors:

a) Standing Committees; Organization Appointments; Agency Liaisons:

1) Antelope Valley East Kern Water Agency (AVEK) – April 12. (Director Dino/Director Mac Laren-Gomez, Alt.)

Director Dino reported that he attended an AVEK Board Meeting on April 12 where they approved a proposal from WestWater Research for a Management Costs System for the High Desert Water Bank in the not-to-exceed amount of \$19,890 and also accepted and filed the 2021 Annual Water Quality Reports for Los Angeles County and Kern County.

2) Palmdale Fin & Feather Club – April 16. (President Dizmang/Director Wilson, Alt.)

President Dizmang reported that she attended the Palmdale Fin & Feather Club Board Meeting on April 16, and she submitted a written report included with the

agenda packets with photos showing the removal of Cat Tails using the hydraulic scythe and white caps on Palmdale Lake.

3) Palmdale Recycled Water Authority (PRWA) – April 18. (Director Dino/Director Wilson/Director Mac Laren-Gomez, Alt.)

General Manager LaMoreaux reported that at the April 18 PRWA meeting, the General Manager from Las Virgenes Municipal Water District provided an overview of their Pure Water Project, which treats recycled water from a surface reservoir at their water treatment plant; that the Palmdale Water District's initial plan for the use of recycled water is to inject it into the ground as a water source; and that a copy of this presentation will be provided to the Directors.

4) Outreach Committee Meeting – April 20. (Director Mac Laren-Gomez, Chair/Director Wilson)

Director Mac Laren-Gomez stated that she attended the Outreach Committee Meeting on April 20 where they discussed press releases, articles, and outreach efforts regarding COVID-19 and upcoming conservation requirements.

b) General Meetings Reports of Directors.

Director Kellerman reported that on April 13 and 20, he attended the Water Ambassadors Academy; that on April 18, he attended the Palmdale Recycled Water Authority meeting; that on April 19, he attended a Special Board Meeting regarding evaluations for the General Manager and General Counsel; that on April 20, he attended the Outreach Committee meeting; that also on April 20, he attended a tour of Palmdale Lake; that he attended a California Special Districts Association Webinar regarding "Completing Your Form 700; that on April 25, he attended a Board Briefing; and that also on April 25, he is attending the Palmdale Water District Regular Board Meeting.

Director Wilson reported that on April 14, he attended his Coffee-With-A-Director; that also on April 14, he attended the Antelope Valley State Water Contractors Association meeting; that on April 18, he attended the Palmdale Recycled Water Authority meeting; that on April 19, he attended the Special Board Meeting regarding evaluations for the General Manager and General Counsel; that on April 20, he attended the Outreach Committee Meeting; that on April 21, he attended a Board Briefing; that on April 25, he is attending the Palmdale Water District Regular Board Meeting; and that on April 26, he will be attending the Finance Committee Meeting.

Director Mac Laren-Gomez reported that on March 31, she attended a meeting with Dr. Mathis; that on April 11, she attended the Special Board Meeting for the appointment of Director Kellerman; that on April 18, she attended the Antelope Valley Watermaster Steering Committee Meeting; that also on April 18, she attended the Palmdale Recycled Water Authority Meeting; that on April 19, she attended the Special Board Meeting regarding the evaluations for the General Manager and General Counsel; and that on April 21, she attended a Board Briefing.

Director Dino reported that on March 23, he attended the California Special Districts Association Chapter Luncheon; that on March 24, he attended a Board Briefing; that on April 12, he attended an AVEK Board Meeting; that on April 15, he attended the Westside Water Districts tour in Bakersfield; that on April 18, he attended the Palmdale Recycled Water Authority Meeting; that on April 19, he attended the Special Board Meeting regarding the evaluations for the General Manager and General Counsel; that on April 24, he attended a Board Briefing; that on April 25, he is attending the Palmdale Water District Regular Board Meeting; that on April 26, he will be attending an AVEK Board Meeting; and that on April 27, he will be attending a California Special Districts Association Chapter Meeting.

President Dizmang reported that on April 13, she attended an Agenda Review Meeting; that on April 15, she attended the Westside Water Districts tour in Bakersfield and will provide a written report; that on April 16, she attended the Palmdale Fin & Feather Club Board Meeting; that on April 19, she attended the Special Board Meeting regarding the evaluations for the General Manager and General Counsel; that on April 21, she attended a Board Briefing; that on April 25, she is attending the Palmdale Water District Regular Board Meeting; that on April 26, she will be attending the Finance Committee Meeting; and that on April 27, she will be attending a California Special Districts Association Chapter Meeting.

8.2) Report of General Manager.

a) April 2022 Written Report of Activities Through March 2022.

General Manager LaMoreaux stated that he submitted a written report included with the agenda packets if there are any questions and then stated that precipitation has increased from 31" to just over 39"; that this may prevent the District's State Water Project allocation from being reduced to zero; that the Forest Service has given a ninety-day notice to the former concessionaire owner at Littlerock Dam to remove his

belongings; and that the District is providing security at the Littlerock Dam entrance gate for this ninety-day period followed by discussion of early low-rainfall years.

8.3) Report of General Counsel.

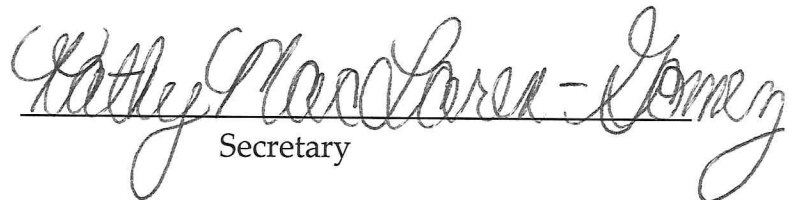
General Counsel Trindle reported on a case regarding employer liability for employees contracting COVID-19 in the workplace and exposure to family members and stated that updated CalOSHA Emergency Temporary Standards have been provided to District staff and that he will be attending this week's Water Ambassadors Academy providing information about their services followed by discussion of COVID-19 vaccinations versus annual flu shots.

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 7:40 p.m.


Secretary

RESOLUTION NO. 22-9

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 MAY 1, 2022 AND ENDING MAY 30, 2022 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 May 1, 2022 and shall be effective until the earlier of (i) May 30, 2022, 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.

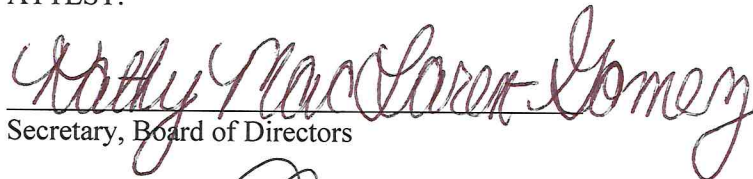
PASSED AND ADOPTED by the Board of Directors of the Palmdale Water District this 25th day of April, 2022, by the following vote:

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



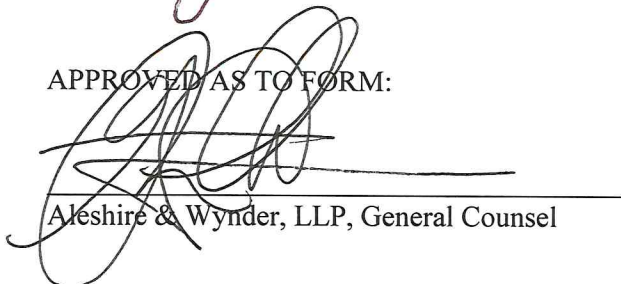
President, Board of Directors

ATTEST:



Secretary, Board of Directors

APPROVED AS TO FORM:



Aleshire & Wynder, LLP, General Counsel

RESOLUTION NO. 22-10

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE PALMDALE WATER DISTRICT AUTHORIZING THE DISADVANTAGED COMMUNITY INVOLVEMENT PROGRAM GRANT APPLICATION, ACCEPTANCE, AND EXECUTION FOR THE CONSERVATION AND EDUCATION GARDEN

WHEREAS, Palmdale Water District proposes to implement the Conservation and Education Garden;

WHEREAS, Palmdale Water District has the legal authority and is authorized to enter into a funding agreement with the State of California; and

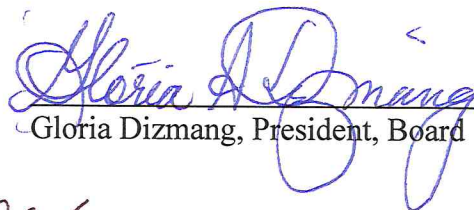
WHEREAS, Palmdale Water District intends to apply for grant funding from the California Department of Water Resources for the Conservation and Education Garden.

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

1. That pursuant and subject to all of the terms and provisions of 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.
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.
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.

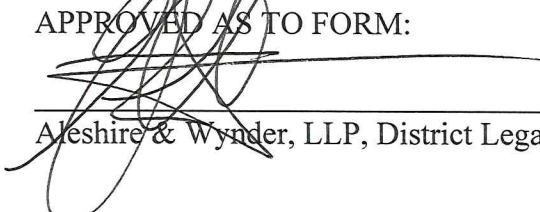
I hereby certify that the foregoing Resolution was duly and regularly adopted by the Board of Directors of the Palmdale Water District at the Regular Board Meeting held on April 25, 2022 by the following vote:

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


Gloria Dizmang, President, Board of Directors

ATTEST:

Kathy Mac Laren-Gomez, Secretary, Board of Directors

APPROVED AS TO FORM:

Aleshire & Wynder, LLP, District Legal Counsel

RESOLUTION No. 22-11
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE PALMDALE WATER DISTRICT APPROVING THE DISTRICT'S GRANT APPLICATION FOR A WATER USE EFFICIENCY REBATE PROGRAM FOR THE U.S. BUREAU OF RECLAMATION'S WATERSMART GRANTS SMALL SCALE WATER EFFICIENCY PROJECTS FOR FISCAL YEAR 2022

WHEREAS, the United States Department of Interior, Bureau of Reclamation (the "Bureau") has established the WaterSMART: Small-Scale Water Efficiency Projects Program for 2022 (the "WaterSMART Program") to provide funding opportunities for entities seeking new water supplies using water efficiency technology; and

WHEREAS, the Palmdale Water District has need for funding for its Water Use Efficiency Rebate Program to meet future municipal and industrial water needs; and

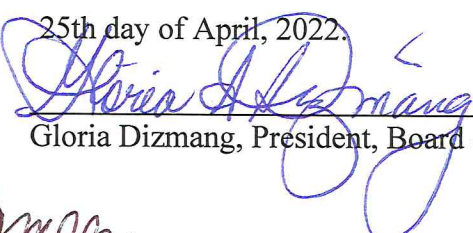
WHEREAS, the WaterSMART Program requires a \$125,000 non-Federal cost share funding and/or in-kind contribution from applicants, and the Board finds the District has the capability of funding its required share of the Project.

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

SECTION 1. Funding for the Water Efficiency Rebate Program Project (the "Project") under the WaterSMART Grant Program meets the objectives of Strategic Initiative No. 1 – Water Resource Reliability and Strategic Initiative No. 4 Financial Health and Stability.

SECTION 2. If selected for a WaterSMART Grant, up to \$100,000 of the total project costs of \$225,000 through monetary contribution shall be committed for funding the District's proportionate share of the Project, as may be required by the Bureau of Reclamation under the WaterSMART Grant Program, and the District will work with the Bureau to meet established deadlines for entering into an agreement to commit such funds.

PASSED, APPROVED AND ADOPTED THIS 25th day of April, 2022.



Gloria Dizmang, President, Board of Directors

ATTEST:



Kathy Mae Laren Gomez, Secretary, Board of Directors

APPROVED AS TO FORM:



Aleshire & Wynder, LLP, District Legal Counsel