

MINUTES OF REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE PALMDALE WATER DISTRICT, AUGUST 22, 2022:

A regular meeting of the Board of Directors of the Palmdale Water District was held Monday, August 22, 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, the pledge of allegiance and moment of silence were dispensed with due to remote participation.

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
Scott Rogers, Engineering Manager
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 Wilson, 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 amended, removing Agenda Item No. 7.2:

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) None at This Time.

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 August 8, 2022.

6.2) Payment of Bills for August 22, 2022.

6.3) Approval of Resolution No. 22-23 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 September 1, 2022 and Ending September 30, 2022 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 Dino, seconded by Director Wilson, 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 Kellerman – aye

Resolution No. 22-23 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 Setting Palmdale Water District's Assessment Rates for Fiscal Year 2022-2023 and Adoption of Resolution No. 22-24 Being a Resolution of the Board of Directors of the Palmdale Water District Establishing Assessment Rates for Fiscal Year 2022-2023. (Finance Manager Hoffmeyer/Financial Advisor Egan)

Finance Manager Hoffmeyer provided an overview of the 2022-2023 assessment rates after which it was moved by Director Kellerman, seconded by Director Wilson, and unanimously carried by all members of the Board of Directors present at the meeting on the following roll call vote to set Palmdale Water District's assessment rates for fiscal year 2022-2023 at the rate of 0.230644 and adopt Resolution No. 22-24 being a Resolution of the Board of Directors of the Palmdale Water District Establishing Assessment Rates for Fiscal Year 2022-2023:

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

Resolution No. 22-24 is hereby made a portion of the minutes of this meeting.

7.3) Consideration and Possible Action on Authorizing Staff to Enter Into a Professional Services Contract for Construction Inspection Services for the 3M Booster Station Replacement Project With Adurra Group, Inc. (\$364,050.00 – Budgeted – Engineering Manager Rogers)

Engineering Manager Rogers provided an overview of the bids received for this Project after which 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 authorize staff to enter into a Professional Services Contract for Construction Inspection Services for the 3M Booster Station Replacement Project with Adurra Group, Inc. in the not-to-exceed amount of \$364,050.00:

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

7.4) 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) **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) – August 9. (Director Dino/Director Mac Laren-Gomez, Alt.)**

2) **California Special Districts Association (CSDA) Chapter Meeting – August 17. (Director Dino, CSDA Chapter Chair/President Dizmang)**

Director Dino stated that he has no report at this time for Agenda Item No.'s 8.1.a.1 and 8.1.a.2.

President Dizmang then stated that she and Director Dino are attending the CSDA Conference and will provide a report.

3) **Finance Committee Meeting – August 17. (Director Wilson, Chair/President Dizmang)**

Director Wilson stated that his written report for this meeting will be distributed.

4) **Antelope Valley State Water Contractors Association (AVSWCA) – August 18. (Director Mac Laren-Gomez/Director Wilson/President Dizmang, Alt.)**

Director Mac Laren-Gomez reported that she attended the Antelope Valley State Water Contractors Association Meeting on August 18 where they had a presentation on the Big Rock Creek Joint Groundwater Recharge Project Draft Feasibility Study and requested this presentation be provided to all Directors; they approved and authorized staff to release the received replacement water assessments according to the

Replacement Water Plan approved by the Antelope Valley Watermaster; they approved a Resolution to update the Fair Political Practices Commission Biennial Notice regarding the Association's Conflict of Interest and Disclosure Code; and accepted and filed the audit for the year ended June 30, 2021.

b) General Meetings Reports of Directors.

Director Kellerman stated that on August 8, he attended a Board Briefing; that also on August 8, he attended the Palmdale Water District Regular Board Meeting; that on August 11, he had a meeting with Dr. Mathis regarding the upcoming Strategic Plan Workshop; that on August 21, he attended the Fin & Feather Club Annual Barbecue; and that on August 22, he is attending the Palmdale Water District Regular Board Meeting.

Director Wilson reported that on August 17, he attended the Finance Committee Meeting; that on August 18, he attended the Antelope Valley State Water Contractors Association Meeting; that also on August 18, he attended a Board Briefing; and that on August 21, he attended the Fin & Feather Club Annual Barbecue.

Director Mac Laren-Gomez reported that on August 9, she attended a meeting with Dr. Mathis; that on August 15, she attended the Antelope Valley Watermaster Public Water Suppliers Meeting; that on August 18, she attended a Board Briefing; that also on August 18, she attended the Antelope Valley State Water Contractors Association Meeting; and that on August 21, she attended the Fin & Feather Club Annual Barbecue.

Director Dino stated that he does not have a report at this time.

President Dizmang reported that on August 10, she attended an Agenda Review Briefing; that on August 17, she attended a CSDA Chapter Meeting; that also on August 17, she attended the Finance Committee Meeting; that on August 18, she attended a Board Briefing; that on August 22, she is attending the CSDA Annual Conference; and that also on August 22, she is attending the Palmdale Water District Regular Board Meeting.

8.2) Report of General Manager.

a) August 2022 Written Report of Activities Through July 2022.

General Manager LaMoreaux stated that a written report is included with the agenda packets if there are any questions and then reviewed the District's 2022 groundwater and carryover production rights from prior years and stated that since May, customers have consistently conserved 17% to 18% each month.

President Dizmang then stated that Water Use Efficiency Technician Rosati evaluated her backyard landscape water system for water conservation and efficiency options and that this service is available to all customers of the District.

8.3) Report of General Counsel.

General Counsel Trindle stated that the current Cal-OSHA COVID-19 temporary emergency standards will continue through December 31, 2022; that Cal-OSHA has released a draft non-emergency standard with changes expected during the public hearing process; and that the non-emergency draft standard is very similar to current emergency standards.

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 6:26 p.m.


Secretary

RESOLUTION NO. 22-23

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 SEPTEMBER 1, 2022 AND ENDING SEPTEMBER 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.

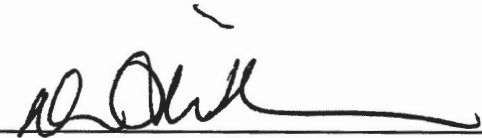
Section 3. Ratification of Governor's Proclamation of a State of Emergency. The Board hereby ratifies the Governor of the State of California's Proclamation of a State of Emergency, effective as of its issuance date of March 4, 2020.

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 September 1, 2022 and shall be effective until the earlier of (i) September 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 22nd day of August, 2022, by the following vote:

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




Treasurer, Board of Directors

ATTEST:



Director, Board of Directors

APPROVED AS TO FORM:



Aleshire & Wynder, LLP, General Counsel

RESOLUTION NO. 22-24
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE PALMDALE
WATER DISTRICT ESTABLISHING ASSESSMENT RATES FOR FISCAL
YEAR 2022-2023

WHEREAS, the Los Angeles County Auditor-Controller has submitted to the Palmdale Water District the assessed value information necessary to enable the District to establish its assessment rates; and

WHEREAS, the Board of Directors has reviewed the assessed value information and has calculated the amounts needed to be raised to meet the State Water Contract; and

WHEREAS, the Board of Directors has determined the assessment rate required to raise the required funds.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of Palmdale Water District hereby establishes the following secured tax rates for 2022-2023:

<u>ACCOUNT #</u>	<u>AGENCY NAME</u>	<u>TAX RATE</u>
308.60	Palmdale Water District	0.000000
308.61	Palmdale Water District Zone B	0.230644
308.62	Palmdale Water District Zone B2	0.230644
308.63	Palmdale Water District Zone C	0.230644
308.65	Palmdale Water District Zone E	0.230644
308.66	Palmdale Water District Zone A	0.230644
308.67	Palmdale Water-Westmont Imp. Dist.	0.000000

FURTHER RESOLVED, that the Board of Supervisors of the County of Los Angeles, State of California, is hereby authorized and directed, at the time and in the manner directed by law, in addition to any and all other taxes and assessments levied against the lands within the Palmdale Water District, to levy and collect assessments against all of the lands within said District and the aforesaid improvement District at the rates set forth above.

PASSED AND ADOPTED at a regular meeting of the Board of Directors held on August 22, 2022, by the following roll call vote:

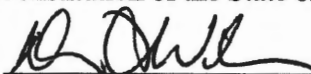
AYE: President Dizmang, Directors Dino, Wilson, Mac Laren-Gomez, Kellerman

NO: None

ABSENT: None

I hereby certify under penalty of perjury that the tax rates levied herein are exempt from the application of Article XIII A, Section 1(A) of the Constitution of the State of California.

DATED: August 22, 2022



Don Wilson, Treasurer, Board of Directors

ATTEST: 

Scott Kellerman, Director, Board of Directors

APPROVED AS TO FORM:



G. Ross Trindle, General Counsel, Aleshire & Wynder LLP

RESOLUTION NO. 22-24

CR52RPTA

COUNTY OF LOS ANGELES
AUDITOR-CONTROLLER, TAX DIVISION

2022 - 23 SECURED TAX RATES

ACCT #	AGENCY NAME	TAX RATE
308.60	PALMDALE WATER DIST	<u>0.000000</u>
308.61	PALMDALE WATER DIST ZONE B	<u>0.230644</u>
308.62	PALMDALE WATER DIST ZONE B2	<u>0.230644</u>
308.63	PALMDALE WATER DIST ZONE C	<u>0.230644</u>
308.65	PALMDALE WATER DIST ZONE E	<u>0.230644</u>
308.66	PALMDALE WATER DIST ZONE A	<u>0.230644</u>
308.67	PALMDALE WATER-WESTMONT IMP DIST	<u>0.000000</u>

I, Don Wilson, AM ~~A MEMBER OF THE CITY COUNCIL~~, A MEMBER OF THE GOVERNING BOARD, ~~THE CHIEF EXECUTIVE OR THE CHIEF FINANCIAL OFFICER~~ FOR THIS AGENCY AND I HEREBY CERTIFY THAT THE TAX RATES LEVIED HEREIN ARE IN ACCORDANCE WITH THE PROVISIONS OF ARTICLE XIII SECTION 1(b) OF THE CONSTITUTION OF THE STATE OF CALIFORNIA.



AUTHORIZED SIGNATURE

Don Wilson,
Treasurer, Board of Directors Aug. 22, 2022

TITLE DATE