

MINUTES OF REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE PALMDALE WATER DISTRICT, MARCH 13, 2023:

A regular meeting of the Board of Directors of the Palmdale Water District was held Monday, March 13, 2023, at 2029 East Avenue Q, Palmdale, California, in the Board Room of the District Office and at 45000 Pechanga Parkway, Temecula, California, in the Blends Coffee Bar in the Pechanga Resort. President, Don Wilson, called the meeting to order at 6:00 p.m.

1) Pledge of Allegiance/Moment of Silence.

At the request of President Wilson, Director Kellerman led the pledge of allegiance followed by a moment of silence.

2) Roll Call.

Attendance:

Don Wilson, President
Scott Kellerman, Vice President
Kathy Mac Laren-Gomez, Treasurer
(Via Teleconference)
Vincent Dino, Secretary
Gloria Dizmang, Assistant Secretary

Others Present:

Dennis LaMoreaux, General Manager
Adam Ly, Assistant General Manager
G. Ross Trindle, General Counsel
Dennis Hoffmeyer, Finance Manager
Angelica Barragan-Garcia, Human Resources Director
Judy Shay, Public Affairs Director
Peter Thompson II, Resource and Analytics Director
Claudia Bolanos, Resource and Analytics Supervisor
Danielle Henry, Executive Assistant
Patricia Guerrero, Management Analyst
8 members of the public

3) Adoption of Agenda.

It was moved by Director Dizmang, 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 Wilson – aye
Director Kellerman – aye
Director Mac Laren-Gomez – aye
Director Dino – aye
Director Dizmang – aye

4) Public Comments for Non-Agenda Items.

Mr. Kimball Goodman, Field Representative for Assemblymember Juan Carrillo's office, introduced himself and then stated that he will be attending future Board meetings.

There were no further public comments.

5) Presentations:

5.1) Award of Water Conservation Certificates for 20% Reduction Achievement to the City of Palmdale and Antelope Valley Union High School District. (Resource and Analytics Supervisor Bolanos)

Resource and Analytics Supervisor Bolanos presented Water Conservation Certificates for 20% Reduction Achievement in 2022 compared to 2020 to Mr. Scott Fish, on behalf of the Antelope Valley Union High School District, and Mr. Steven Montenegro, Mr. Brian Hernandez, Mr. Paul Wood, and Mr. Agustin Diaz, on behalf of the City of Palmdale, after which the Board thanked them for their conservation efforts.

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 February 27, 2023.

6.2) Payment of Bills for March 13, 2023.

6.3) Approval of Updated Telework Policy and Agreement. (No Budget Impact – Human Resources Director Barragan-Garcia/Personnel Committee)

6.4) Approval of Agreement Extension with Gafcon, Inc. to Serve as the District's Community Workforce Coordinator. (Budget Impact – Varies with Project – Assistant General Manager Ly)

President Wilson announced the items included in the Consent Calendar after which it was moved by Director Kellerman, seconded by Director Dizmang, 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 Wilson – aye
Director Kellerman – aye
Director Mac Laren-Gomez – aye
Director Dino – aye
Director Dizmang – 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) Review and Discussion of the 2023-2024 Annual Water Supply and Demand Assessment. (No Budget Impact – Resource and Analytics Supervisor Bolanos)

Resource and Analytics Supervisor Bolanos provided an overview of the Department of Water Resources requirement to perform annual assessments for the evaluation of water supply reliability and potential shortages and then stated that the final 2023-2024 Annual Water Supply and Demand Assessment will be presented to the Board for consideration in July followed by a brief discussion of the District's performance and conservation achievements in response to last year's Assessment.

7.2) Consideration and Possible Action on Resolution No. 23-3 Being a Resolution of the Board of Directors of the Palmdale Water District Updating the Water Shortage Contingency Plan Stage 2 from Mandatory to Voluntary. (No Budget Impact – Resource and Analytics Director Thompson II)

Resource and Analytics Director Thompson II provided an overview of staff's recommendation to update the Water Shortage Contingency Plan Stage 2 from mandatory to voluntary, including the increased State Water Project allocation of 35%, the voluntary conservation request of 12%, the elimination of patrolling and fines for off-day watering, the end of the drought surcharge fee on April 1, and the Water Waste Policy remaining in effect for outdoor watering, after which it was moved by Director Dizmang, 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. 23-3 being a Resolution of the Board of Directors of the Palmdale Water District Updating the Water Shortage Contingency Plan Stage 2 from Mandatory to Voluntary:

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

Resolution No. 23-3 is hereby made a portion of the minutes of this meeting.

7.3) Consideration and Possible Action on Addition of New Rebate Programs to Appendix O.1 “Water Conservation Rebate Programs and Applications” of the District’s Rules and Regulations. (No Budget Impact – Resource and Analytics Supervisor Bolanos)

Resource and Analytics Supervisor Bolanos provided an overview of the proposed residential and commercial rebate programs, including moisture retaining soil additive, flume smart home water monitors, hot water recirculating pumps, and network communication cartridges for irrigation controllers, 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 approve the addition of the presented rebate programs to Appendix O.1 “Water Conservation Rebate Programs and Applications” to the District’s Rules and Regulations:

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

7.4) Consideration and Possible Action Authorizing the General Manager to Enter Into an Agreement to Purchase and Execute the Purchase and Sale of the Real Property with the APN 3022-011-001, Commonly Known as “VAC/25th STE/VIC Ave P10” in the City of Palmdale, County of Los Angeles Owned by Thomas James Revocable Trust for the Pure Water AV Full-Scale Facility. (\$685,000.00 – Budgeted – W.O. No. 22-654 – Engineering Manager Rogers)

Assistant General Manager Ly provided an overview of the proposed real property purchase for the future site of the Pure Water Antelope Valley (AV) Full-Scale Facility after which it was moved by Director Kellerman, seconded by Director

Dizmang, and unanimously carried by all members of the Board of Directors present at the meeting on the following roll call vote to approve authorization of the General Manager to enter into an agreement to purchase and execute the purchase and sale of the real property with the APN 3022-011-001, commonly known as "VAC/25th STE/VIC Ave P10" in the City of Palmdale, County of Los Angeles owned by Thomas James Revocable Trust for the Pure Water AV Full-Scale Facility in the not-to-exceed amount of \$685,000.00:

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

7.5) Consideration and Possible Action on \$1,000.00 Sponsorship for the Antelope Valley Sheriff's Boosters Casino Night. (\$1,000.00 – Non-Budgeted – Director Mac Laren-Gomez)

Director Mac Laren-Gomez provided a brief overview of the sponsorship for Antelope Valley Sheriff's Boosters Casino Night after which it was moved by Director Dino, seconded by Director Mac Laren-Gomez, and after clarification by General Counsel Trindle that there would be no conflict-of-interest or financial compensation by the District's Board members that sit on the Board of the Sheriff's Boosters, the motion carried on a 4-0-1 vote by the members of the Board of Directors present at the meeting on the following roll call vote to approve a \$1,000.00 sponsorship for the Antelope Valley Sheriff's Boosters Casino Night:

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

7.6) 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 2023 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) – February 28.
(Director Dino, Board Liaison/Director Mac Laren-Gomez, Alt.)**

Director Dino reported that on February 28, he attended an AVEK Board Meeting where they approved a Pilot Water Banking Agreement between AVEK and Santa Clara Valley Water and a letter of support for Palmdale Water District's WaterSMART Water Recycling and Desalination Grant Application.

**2) Palmdale Fin & Feather Club – March 4. (Director Dizmang,
Board Liaison/President Wilson, Alternate)**

Director Dizmang stated that she will be attending the second Palmdale Fin & Feather Club meeting in March.

b) General Meetings Reports of Directors.

Director Kellerman reported that on March 9, he attended a Board Briefing; and that on March 13, he is attending the Palmdale Water District Regular Board Meeting.

President Wilson reported that on March 1, he attended Read Across America for Palmdale School District; that on March 1, he also attended an Agenda Review Briefing; that on March 3, he attended the Antelope Valley Hispanic Chamber of Commerce Installation Gala; that on March 7, he attended a meeting with AVSWCA General Manager Thompson II to discuss the Big Rock Creek Joint Groundwater Recharge Project; that on March 9, he attended a Board Briefing; that on March 13, he attended a Legal Services Ad Hoc Committee Meeting; and that on March 13, he is also attending the Palmdale Water District Regular Board Meeting.

Director Dizmang reported that on February 23, she attended a Board Briefing; that on March 1, she attended Read Across America for Palmdale School District; that on March 3, she attended the Antelope Valley Hispanic Chamber of Commerce

Installation Gala; that on March 9, she attended a Board Briefing; that on March 13, she attended a Legal Services Ad Hoc Committee Meeting; and that on March 13, she is also attending the Palmdale Water District Regular Board Meeting.

Director Mac Laren-Gomez reported that on February 22, she attended the Antelope Valley Watermaster Meeting; that on March 3, she attended the Antelope Valley Hispanic Chamber of Commerce Installation Gala; and that on March 9, she attended a Board Briefing.

Director Dino reported that on February 9, he attended a Board Briefing; that on February 13, he attended the Palmdale Water District Regular Board Meeting; that on February 14, he attended an AVEK Board Meeting; that on February 16, he attended the CSDA SDANLAC Chapter Meeting; that on February 22, he attended a CSDA Webinar regarding "Board Member and District Liabilities Issues 2022"; that on February 23, he attended a Board Briefing; that on February 24, he attended the AV Edge Business Summit; that on February 27, he attended the Palmdale Water District Regular Board Meeting; that on February 28, he attended an AVEK Board Meeting; that on March 9, he attended a Board Briefing; and that on March 13, he is attending the Palmdale Water District Regular Board Meeting.

8.2) Report of General Manager.

General Manager LaMoreaux provided a brief update on the recent spill levels and emergency alarm notifications made for Littlerock Dam.

a) Department Activity Updates:

1) Human Resources Department. (Human Resources Director Barragan-Garcia)

Human Resources Director Barragan provided a detailed update of the Human Resources Department's current and projected activities, including safety and leadership trainings, the new Culture Amp platform for conducting employee surveys, the risk assessment performed by Joint Powers Insurance Authority, staff retirements, promotions and recruitments, performance appraisals, summer intern partnerships with local colleges, and then stated that on April 5, Lincoln Financial Advisors will be on-site to meet with staff.

2) Public Affairs Department. (Public Affairs Director Shay)

Public Affairs Director Shay provided a detailed update of the Public Affairs Department's current and projected activities, including media relations, community outreach, government and community relations, social media postings and engagements, the new purewaterav.org website, internal and external communications, and upcoming workshops and Ambassadors Academy, and then stated that staff submitted three entries for the annual California Public Information Officials (CAPIO) Awards Program.

8.3) Report of General Counsel.

General Counsel Trindle provided an update on AB676 regarding the change in classification of highest and best use of water from domestic and irrigation to health and safety and AB838 regarding state reporting requirements on water infrastructure.

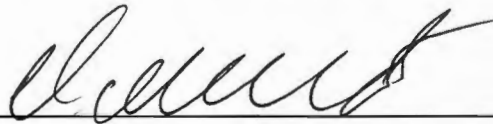
9) Board Members' Requests for Future Agenda Items.

There were no requests for future agenda items.

10) Adjournment.

President Wilson stated that he would like to honor the late Dr. Bill Mathis and the work he has done for the District.

There being no further business to come before the Board, the meeting was adjourned at 6:48 p.m.



Secretary

RESOLUTION NO. 23-3

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE PALMDALE WATER DISTRICT UPDATING THE WATER SHORTAGE CONTINGENCY PLAN STAGE 2 FROM MANDATORY TO VOLUNTARY

WHEREAS, Palmdale Water District (“District”) is a water district empowered to provide water service within District boundaries; and

WHEREAS, California has experienced three consecutive years of drought spanning 2020-2022; and

WHEREAS, conservation of water by District customers has helped alleviate the water shortages during the above years; and

WHEREAS, Palmdale Water District has made significant investments in local programs and projects to improve water supply reliability, including supplemental water supply contracts, local water storage projects, water conservation, water recycling and other strategies to stretch supplies, and will continue to do so; and

WHEREAS, on April 21, 2021, Governor Gavin Newsom issued a Proclamation of a State of Emergency due to drought for two counties in the state of California; and

WHEREAS, the District adopted Stage 1 of its 2015 Water Shortage Contingency Plan on April 26, 2021, and urged customers to voluntarily reduce their water use by 15%; and

WHEREAS, on May 21, 2021, Governor Gavin Newsom issued a Proclamation of a State of Emergency due to drought for forty-one counties in the state of California; and

WHEREAS, on July 8, 2021, Governor Gavin Newsom issued Executive Order N-10-21 recognizing the continued state of drought in California and called on all Californians to voluntarily reduce their water use by 15%; and

WHEREAS, the District adopted Voluntary Stage 2 of its 2020 Water Shortage Contingency Plan on August 9, 2021 and continued to urge rate payers to voluntarily reduce their water use by 15%; and

WHEREAS, on October 9, 2021, Governor Gavin Newsom further issued a Proclamation of a State of Emergency due to drought for the entire state of California, reaffirmed the call for all Californians to reduce their water use by 15%, and called on the State Water Resource Control Board to adopt emergency regulations prohibiting certain wasteful water practices; and

WHEREAS, on March 28, 2022, Governor Gavin Newsom further issued Executive Order N-7-22 that reaffirmed the April 21, 2021, May 10, 2021, and October 9, 2021 proclamations of State of Emergency due to drought and the provisions of Executive Order N-10-21 and called on the State Water Resource Control Board to adopt an emergency regulation that would require all urban water suppliers who have submitted a Water Shortage Contingency Plan to, at a minimum, adopt level 2 of

their Plan and to consider banning non-functional turf in the commercial, industrial, and institutional sectors; and

WHEREAS, on June 10, 2022, the State of California Office of Administrative Law approved the emergency action taken by the State Water Resources Control Board pursuant to sections 11346.1 and 11349.6 of the Government Code to adopt the new regulation which requires urban water suppliers to ban the irrigation of non-functional turf with potable water in commercial, industrial, and institutional sectors; and

WHEREAS, Water Code Section 1058.5 grants the State Water Resources Control Board the authority to adopt emergency regulations in certain drought years in order to: “prevent the waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion, of water, to promote water recycling or water conservation;” and

WHEREAS, following the making of findings as required by law, the District has the power and authority to adopt mandatory water conservation measures within its boundaries pursuant to Part 5 of the Irrigation District Law, codified at Division 11 of the California Water Code.

WHEREAS, the District adopted Stage 2 – Mandatory of its Water Shortage Contingency Plan on April 11, 2022; and

WHEREAS, the 2023 year has started with above average precipitation in the State of California; and

WHEREAS, the current State Water Project allocation of 35% provides sufficient supply to meet customer demands and save water for 2024 with 12% conservation required from customers compared to 2020; and

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

Section 1: Findings: The Board of Directors of the District hereby finds and declares as follows:

- 1) The State Water Project water available to the District is at (35%) allocation.
- 2) At present, without supplemental supplies, the anticipated water available to the District is still insufficient to meet anticipated demands and provide back-up supply for 2024.
- 3) Should additional water supplies not be available, or should the District lose its water production capacity, there may be insufficient water available for human consumption, sanitation and fire protection.

Section 2: Conservation Goal and Authorized Actions: The conservation goal of the District is a voluntary reduction in water use of twelve percent (12%) when compared against usage in 2020. The General Manager is authorized to implement Action 1 of this Resolution to meet said conservation goal.

Action 1: Stage 2 Water Conservation Regulations: The General Manager shall take all steps necessary to advise the District's customers of the following water waste prohibitions and voluntary regulations and to enforce them in accordance with the District's existing Waste of Water Policy:

1. Water Waste Prohibitions (Remain in full affect and violations will result in water waste fines):
 - a. Application of potable water to outdoor landscapes in a manner that causes runoff.
 - b. Failure to repair water leaks or to adjust sprinkler overspray in a timely manner.
 - c. Hosing of hardscape surfaces, except where health and safety needs dictate.
 - d. The use of potable water in a fountain or other decorative water feature, except where the water is part of a recirculating system.
 - e. Irrigation with potable water of ornamental turf on public street medians.
 - f. Watering of outdoor landscapes within 48 hours of measurable rainfall.
 - g. Car washing and outside cleaning activities except when performed with buckets and automatic hose shutoff devices.
 - h. The serving of drinking water other than upon request in eating or drinking establishments.
 - i. Failure of operators of hotels and motels to provide guests with the option of choosing not to have towels and linens laundered daily. (The hotel or motel shall prominently display notice of this option in each guestroom.)
 - j. Inefficient use of water for construction purposes.
 - k. Irrigation with potable water outside of newly constructed homes and buildings not delivered by drip or microspray.

2. Stage 2 Regulations:
 - a. (Voluntary and serve as recommendations) No lawn, landscape, or other turf area shall be watered more often than three (3) days per week nor during the hours between 10:00 a.m. and 6:00 p.m. Water days will be set as follows: Mondays, Wednesdays and Saturdays only.
 - i. Exemptions:
 1. Watering hour restrictions are lifted during the months of November, December, January, February, and March.
 2. Watering of turf in athletic fields, turf used for recreation, or turf used for community purposes.
 3. Commercial nurseries, golf courses, parks, school yards, and other public open spaces may request approval of a modified watering schedule in the event that public use necessitates it.

4. Watering schedules must be adhered to at all times. The District requires advance written notice of any maintenance activities requiring water use between the hours of 10:00 a.m. and 6:00 p.m.
 5. Watering delivered by microspray, drip irrigation, or by hand.
- b. (Remains in full effect) The issuance of potable water construction meters shall be suspended.
 - c. (Remains in full effect) Irrigating turf at commercial, industrial, and institutional properties is banned per State Water Resources Control Board.

Action 2: Voluntary Water Rationing: Upon specific authorization from the Board of Directors, the General Manager shall implement phased water rationing to protect the water supply of the District and to guarantee adequate supply for domestic use, sanitation, and fire protection as follows:

1. Stage 2: Water Rationing: A 12% reduction in water deliveries to all District customers when compared to 2020 deliveries.

Action 3: Revocation of the 20% Drought Factor: Upon specific authorization by the Board of Directors, the General Manager shall revoke the drought factor for outdoor allocation usage tier (Tier 2).

1. Stage 2: Drought Factor: The twenty percent (20%) reduction applied to the outdoor usage tier (Tier 2) will be revoked. This will be effective on water use as of April 1, 2023.

Action 4: Revocation of Drought Surcharge: Upon specific authorization by the Board of Directors, the General Manager shall revoke the drought surcharge used to cover costs due to lost revenue during mandatory water cutbacks.

1. Stage 2: Drought Surcharge: The 40-cent surcharge on all non-essential usage tiers (Tiers 3-5) will be revoked. This will be effective on water use as of April 1, 2023.


Section 3: Duration of Water Emergency: The regulations, restrictions, and actions set forth herein shall take full force and effect on March 14, 2023, and shall remain in full force and effect through March 14, 2024 or until otherwise changed or lifted by authorization of the Board of Directors.

Section 4: Effective Date: March 14, 2023

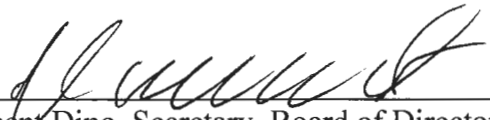
BE IT FURTHER RESOLVED, that the Board of Directors finds that the provisions of this Resolution are exempt from the provisions of the California Environmental Quality Act as an action

to mitigate emergency conditions and as a rate setting measure pursuant to Public Resources Code §21080(b)(4) and (8).

PASSED AND ADOPTED at a regular meeting of the Board of Directors of Palmdale Water District held on March 13, 2023.

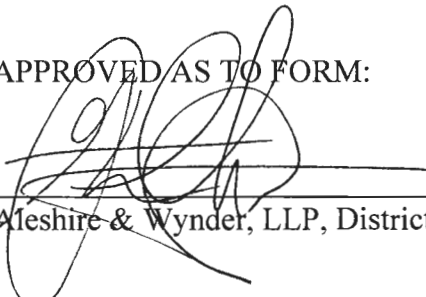


Don Wilson, President, Board of Directors



Vincent Dino, Secretary, Board of Directors

APPROVED AS TO FORM:



Aleshire & Wynder, LLP, District Legal Counsel