

MINUTES OF REGULAR MEETING OF THE COMMISSIONERS OF THE ANTELOPE VALLEY STATE WATER CONTRACTORS ASSOCIATION, JUNE 13, 2024.

A regular meeting of the Commissioners of the Antelope Valley State Water Contractors Association was held Thursday, June 13, 2024, at 6450 West Avenue N, Palmdale, CA 93551, at 2856 Owens Way, Rosamond, CA 93560, and via teleconference. Chair Mac Laren-Gomez called the meeting to order at 6:00 p.m.

1) Pledge of Allegiance.

At the request of Chair Mac Laren-Gomez, Commissioner Wilson led the pledge of allegiance.

2) Roll Call.

Attendance:

Kathy Mac Laren-Gomez, Chair
Don Wilson, Secretary
Leo Thibault, Treasurer
Keith Dyas, Commissioner
Gary Van Dam, Alt. Cmsnr.
Barbara Hogan, Commissioner

Others Present:

Tom Barnes, Assistant General Manager
Pam Clark, Resources Manager
Matthew Knudson, AVEK General Manager
Pamela Lee, Legal Counsel
Scott Kellerman, PWD Board Director
Audrey Miller, AVEK Board Director
Angel Fitzpatrick, Administrative Technician
1 members of the public

EXCUSED ABSENCE~

Robert Parris, Vice Chair
Peter Thompson II, General Manager

3) Adoption of Agenda.

It was moved by Commissioner Hogan, seconded by Commissioner Wilson, and unanimously carried by all members of the Board of Commissioners present at the meeting on the following roll call vote to adopt the agenda, as written:

Chair Mac Laren-Gomez – aye
Commissioner Van Dam – aye
Commissioner Thibault – aye
Commissioner Wilson – aye
Commissioner Dyas – aye

Commissioner Hogan – aye

4) Public Comments for Non-Agenda Items.

There were no public comments.

5) Consideration and Possible Action on Minutes of Regular Meeting Held April 11, 2024.

It was moved by Commissioner Thibault, seconded by Commissioner Wilson, and unanimously carried by all members of the Board of Commissioners present at the meeting on the following roll call vote to approve the minutes of the regular meeting held April 11, 2024, as written:

Chair Mac Laren-Gomez – aye
Commissioner Van Dam – aye
Commissioner Thibault – aye
Commissioner Wilson – aye
Commissioner Dyas – aye
Commissioner Hogan – aye

6) Payment of Bills.

It was moved by Commissioner Thibault, seconded by Commissioner Wilson, and unanimously carried by all members of the Board of Commissioners present at the meeting on the following roll call vote to approve payment and ratification of payment of the bills received from AVEK in the amount of \$998.19 for staff services for the periods of April 1, 2024, through May 31, 2024, and from Woodard and Curran in the amount of \$7,822.50 for professional services through March 31, 2024, related to the 2019 IRWM Plan Update and Funding.

Chair Mac Laren-Gomez – aye
Commissioner Van Dam – aye
Commissioner Thibault – aye
Commissioner Wilson – aye
Commissioner Dyas – aye
Commissioner Hogan – aye

10) Consideration and Possible Action on Approval of Resolution No. 2024-1 Being a Resolution of the Commissioners of the Antelope Valley State Water Contractors Association Authorizing Completion and Submission of California Fair Political Practices Commission Biennial Notice Regarding the Conflict of Interest and Disclosure Code for the Antelope Valley State Water Contractors Association. (General Counsel Lee/General Manager Thompson II)

General Counsel Lee provided a brief overview of the California Fair Political Practices Commission Biennial Notice requirement and stated that the Association's Conflict of Interest Code was updated in 2022 and that no additional updates are required, after which it was moved by Commissioner Mac Hogan, seconded by Commissioner Wilson, and unanimously carried by all members of the Board of Commissioners present at the meeting on the following roll call vote to approve Resolution No. 2024-1 Being a Resolution of the Commissioners of the Antelope Valley State Water Contractors Association Authorizing Completion and Submission of California Fair Political Practices Commission Biennial Notice Regarding the Conflict of Interest and Disclosure Code for the Antelope Valley State Water Contractors Association:

Chair Mac Laren-Gomez – aye
Commissioner Van Dam – aye
Commissioner Thibault – aye
Commissioner Wilson – aye
Commissioner Dyas – aye
Commissioner Hogan – aye

Resolution No. 2024-1 is hereby made a portion of the minutes of this meeting.

8) Consideration and Possible Action on Amended and Restated Memorandum of Understanding with the Antelope Valley Regional Water Management Group. (General Manager Thompson II)

In General Manager Thompson II's absence, Assistant General Manager Barnes provided a brief overview of the Amended and Restated Memorandum of Understanding (MOU) with the Antelope Valley Regional Water Management Group, including the continued funding contributions of 25% of the USGS Program being administered by the Antelope Valley Watermaster for the extended period of November 2023 through September 2026. Then he requested authorization to execute the MOU, after which it was moved by Commissioner Wilson, seconded by Commissioner Van Dam, and unanimously carried by all members of the Board of

Commissioners present at the meeting on the following roll call vote to approve authorization for General Manager Thompson II to execute the Amended and Restated Memorandum of Understanding with the Antelope Valley Regional Water Management Group:

Chair Mac Laren-Gomez – aye
Commissioner Van Dam – aye
Commissioner Thibault – aye
Commissioner Wilson – aye
Commissioner Dyas – aye
Commissioner Hogan – aye

9) Consideration and possible action on approval of Amendment No. 1 to the Professional Services Agreement for Engineering and Integrated Regional Water Management Planning for preparing Proposition 1 Round 2 Implementation and Multi-Benefit Drought Relief Program Grant Applications. (Resource Manager Clark)

Correction to agenda item after posting: Amendment No. 2

Consideration and possible action on approval of Amendment No. 2 to the Professional Services Agreement for Engineering and Integrated Regional Water Management Planning for preparing Proposition 1 Round 2 Implementation and Multi-Benefit Drought Relief Program Grant Applications. (Resource Manager Clark)

Resource Manager Clark reviewed the proposed Amendment to the Professional Services Agreement for Engineering and Integrated Regional Water Management Planning for preparing Proposition 1 Round 2 Implementation and Multi-Benefit Drought Relief Program Grant Application from Woodard and Curran for \$61,280.00. The budget for this Amendment No. 2 will come from two sources: 1) 20,500 will come from the AVIRWM Prop 1 Round 2 grant for grant administration, and 2) \$40,780 will come from funds to be collected from the AVIRWM A-team members and project proponents. After a brief discussion, it was moved by Commissioner Thibault, seconded by Commissioner Van Dam and unanimously carried by all members of the Board of Commissioners present at the meeting on the following roll call vote to approve Amendment # 2 to the PSA with Woodard and

Curran and authorized General Manager Thompson II to enter into this contract with Woodard and Curran as presented:

Chair Mac Laren-Gomez – aye
Commissioner Van Dam – aye
Commissioner Thibault – aye
Commissioner Wilson – aye
Commissioner Dyas – aye
Commissioner Hogan – aye

10) Consideration and Possible Action on the selection of a firm to perform CEQA work for the Littlerock Creek Recharge Project. (Assistant General Manager Barnes)

Assistant General Manager Barnes provided detailed background information on the Littlerock Creek Recharge Project. He presented a summary comparison of the firms that provided proposals: Aspen Environmental Group, Compass Consulting Enterprises, Inc., HELIX Environmental Planning, Provost and Prichard Consulting Group, and Rincon Consultants. Staff recommended that the Commissioners select HELIX Environmental Planning as the initial environmental consultant for the CEQA work required for the Littlerock Creek Recharge Project. It was moved by Commissioner Hogan, seconded by Commissioner Wilson, and unanimously carried by all members of the Board of Commissioners present at the meeting on the following roll call vote to use a portion of the restricted funds previously repurposed for the project and to authorize the General Manager to enter into contact with HELIX Environmental Planning in the not-to-exceed amount of \$21,800:

Chair Mac Laren-Gomez – aye
Commissioner Van Dam – aye
Commissioner Thibault – aye
Commissioner Wilson – aye
Commissioner Dyas – aye
Commissioner Hogan – aye

11) Consideration and Possible Action on the Budget for Fiscal Year 2024/2025. (Controller Hoffmeyer)

Controller Hoffmeyer provided a detailed overview of the proposed General Program Funds Budget for Fiscal Year 2024/2025 and notified the Commissioners

that at the August meeting, he will provide an update on the remaining funds and expenditures for the Littlerock Creek Project Restricted Funds Budget and an update for the AVIRMG Restricted Funds Budget to include the funds provided in the approved Restated and Amended MOU. At the October meeting, he will also provide a Restricted Funds Budget for the USGS program. After a brief discussion, it was moved by Commissioner Thibault, seconded by Commissioner Hogan, and unanimously carried by all members of the Board of Commissioners present at the meeting on the following roll call vote to approve the Fiscal Year 2024/2025 General Program Funds Budget as presented:

Chair Mac Laren-Gomez – aye
Commissioner Van Dam – aye
Commissioner Thibault – aye
Commissioner Wilson – aye
Commissioner Dyas – aye
Commissioner Hogan – aye

12) Report of Resources Manager.

a) Grant Funding for Culverts

Resource Manager Clark provided the following updates on the possibility of receiving grant funding to construct culverts for the Upper Amargosa Creek, Littlerock Creek, and Big Rock Creek Recharge Projects:

Staff is collaborating with Los Angeles County Waterworks staff and their consultants to develop a stormwater management plan; Staff is identifying potential grant opportunities for culvert installations that will enable future recharge at Big Rock Creek Recharge Site, Littlerock Creek Recharge Project, and Upper Amargosa Recharge Site; A kick-off meeting was held on March 3rd followed by a grant strategy session on May 21st; and the County's grant team is reviewing the projects in depth and planning for another strategy session.

b) Basin Management Meeting

Resource Manager Clark provided an update on the status of a Basin Management Meeting reporting that staff is developing a database of Basin Managers and

Watermasters for the various basins throughout the state; she then reported that staff has conducted preliminary outreach to gauge interest in developing a basin managers working group to share resources, advocate for and partnering on potential grant opportunities; that several Basin Managers are interested in developing a working group; that the potential group has already been beneficial in sharing policy documents with the AV Watermaster; and that Association staff will be bringing this item back for further direction on the formation of this working group.

9) Report of Controller.

a) Update on Revenue, Expenses, and Change in Net Position.

Controller Hoffmeyer provided an overview of the Association's revenue, expenses, and change in net position for the month ending May 31, 2024.

10) Report of General Manager.

a) Status Updates:

1) Antelope Valley Watermaster Meetings.

In the absence of General Manager Thompson II, Assistant General Manager Barnes reported that the Watermaster's Request for Qualifications for Administrative Services was approved and distributed and that review and consideration for two Statement of Qualifications will occur at the June Watermaster Board meeting; that Todd Groundwater's contract was considered and tabled due to request for more detail; that Todd Groundwater will provide an accounting for the age of carryover water as a next step towards developing storage agreements; and that Watermaster staff is working with delinquent New Producers to become compliant with production reporting.

2) Future Agenda Items.

He then stated that future agenda items would include update on CEQA for Littlerock Creek Recharge Project, an update on grant opportunities for the Culvert Projects and a review of 2023 DWR Delivery Capability Report.

11) Reports of Commissioners.

Commissioner Thibault thanked Palmdale Water District for the 100th Anniversary celebration for the Littlerock Dam.

Commissioner MacLaren-Gomez requested support for opening the Littlerock Dam for recreational use moving forward.

12) Report of Attorney.

General Counsel Lee reported that the EPA released a Safe Drinking Water Act.

13) Commission Members' Requests for Future Agenda Items.

Commissioner MacLaren-Gomez requested that staff contact the City of Lancaster and the Antelope Valley Fair regarding the MARC Center to explore ideas for how the AVWSCA can contribute to the project. She suggested the possibility of a garden or landscaping.

14) Consideration and Possible Action on Scheduling the Next Association Meeting June 13, 2024.

After a discussion among the Commissioners, it was found that Commissioner Dyas had a conflict of interest for the regularly scheduled meeting date and time and that Commission Van Dam would attend the meeting in his absence. The Association's next regular meeting will be held on August 8, 2024, at 6:00 p.m.

15) Adjournment.

With no further business to come before the Commissioners, the regular meeting of the Antelope Valley State Water Contractors Association Commissioners was adjourned at 7:19 p.m.


Secretary, Don Wilson

**COMMISSIONERS***KATHY MAC LAREN-GOMEZ, Chair**ROBERT PARRIS, Vice Chair**LEO THIBAUT, Treasurer-Auditor**DON WILSON, Secretary**KEITH DYAS, Commissioner**BARBARA HOGAN, Commissioner***OFFICERS***PETER THOMPSON II, General Manager**TOM BARNES, Assistant General Manager**PAM CLARK, Resources Manager**DENNIS HOFFMEYER, Controller**ANGEL FITZPATRICK, Administrative Technician*

June 6, 2024

**Agenda for the Regular Meeting of the Commissioners
of the Antelope Valley State Water Contractors Association
to be held at Antelope Valley-East Kern Water Agency at
6450 West Avenue N, Palmdale 93551**

Teleconference: (669) 900-6833, Meeting ID 839 3795 7835, Passcode 0

Video Conference:

<https://us02web.zoom.us/j/83937957835?pwd=ak1XbmprdBuQnRZOWszWU91VHdyUT09>

Thursday, June 13th, 2024

6:00 p.m.

NOTICE: Pursuant to Government Code Section 54953, Subdivision (b), this Regular Meeting of the Commissioners will include teleconference participation by Commissioner Dyas from: 2856 Owens Way, Rosamond, CA 93560.

NOTE: To comply with the Americans with Disabilities Act, to participate in any Association meeting please contact Angel Fitzpatrick at 661-943-3201 x0211 at least 48 hours prior to an Association meeting to inform us of your needs and to determine if accommodation is feasible.

Agenda item materials, as well as materials related to agenda items submitted after distribution of the agenda packets, are available for public review at the Antelope Valley-East Kern Water Agency's office located at 6500 West Avenue N, Palmdale or at <https://www.avswca.org/commissioner-meetings>. Please call Angel Fitzpatrick at 661-943-3201 x0211 for public review of materials.

PUBLIC COMMENT GUIDELINES: The prescribed time limit per speaker is three-minutes. Please refrain from public displays or outbursts such as unsolicited applause, comments, or cheering. Any disruptive activities that substantially interfere with the ability of the Association to conduct its meeting will not be permitted and offenders will be requested to leave the meeting.

Each item on the agenda shall be deemed to include any appropriate motion, resolution, or ordinance to take action on any item.

- 1) Pledge of Allegiance.
- 2) Roll call.
- 3) Adoption of agenda.

- 4) Public comments for non-agenda items.
- 5) Consideration and possible action on meeting minutes of the regular meeting held on April 11, 2024.
- 6) Payment of bills.
- 7) Consideration and possible action on approval of Resolution No. 2024-1 being a Resolution of the Commissioners of the Antelope Valley State Water Contractors Association authorizing completion and submission of the California Fair Political Practices Commission Biennial Notice regarding the Conflict of Interest and Disclosure Code for the Antelope Valley State Water Contractors Association. (General Counsel Lee/General Manager Thompson II)
- 8) Consideration and possible action on the Amended and Restated Memorandum of Understanding with the Antelope Valley Regional Water Management Group. (General Manager Thompson II)
- 9) Consideration and possible action on approval of Amendment No. 1 to the Professional Services Agreement for Engineering and Integrated Regional Water Management Planning for the preparation of Proposition 1 Round 2 Implementation and Multi-Benefit Drought Relief Program Grant Applications. (Resource Manager Clark)
- 10) Consideration and possible action on the selection of an Environmental Consultant to perform CEQA work for the Littlerock Creek Recharge Project. (Assistant General Manager Barnes)
- 11) Consideration and possible action on Budget for Fiscal Year 2024/2025. (Controller Hoffmeyer)
- 12) Report of Resource Manager.
 - 1) Grant Funding for Culverts.
 - 2) Basin Management Meeting.
- 13) Report of Controller.
 - a) Update on revenue, expenses, and change in net position..
- 14) Report of General Manager presentation.
 - a) Status updates:
 - 1) Antelope Valley Watermaster meetings.
 - 2) Future agenda items.
- 15) Reports of Commissioners.
- 16) Report of Attorney.

- 17) Commission Members' requests for future agenda items.
- 18) Consideration and action on scheduling the next Association meeting on August 8, 2024.
- 19) Adjournment.

AMENDMENT NO. 2 TO PROFESSIONAL SERVICES AGREEMENT DATED January 24, 2019,
BETWEEN
ANTELOPE VALLEY STATE WATER CONTRACTORS ASSOCIATION AND WOODARD AND CURRAN,
INC.

THIS AMENDMENT NO. 2 to Professional Services Agreement for Professional Engineering Services for the Antelope Valley IRWM Plan Update and Preparation of Proposition 1 Implementation Grant Applications ("Amendment No. 2") by and between Antelope Valley State Water Contractors Association, a Joint Power Authority ("AVSWCA") and Woodard and Curran, Inc. ("CONSULTANT"), is made and entered into this 13th day of June, 2024.

A. Recitals.

(i) On or about January 24, 2019, AVSWCA and CONSULTANT entered into that certain agreement entitled "Antelope Valley IRWM Plan Update and Preparation of Proposition 1 Implementation Grant Applications" ("Agreement"), pursuant to which CONSULTANT provides Professional Engineering Services.

(ii) On or about December 10, 2020, AVSWCA and CONSULTANT executed Amendment No. 1 to the Agreement.

(iii) It is the intent of AVSWCA and CONSULTANT in executing this Amendment No. 2 to revise the Agreement in order for AVSWCA to obtain services for grant administration of the awarded AVIRWM Prop 1 Round 2 grants and continued coordination and project management.

B. Agreement.

NOW, THEREFORE, in consideration of the mutual covenants, promises and conditions contained herein, the parties agree as follows:

1. Section 3.1.1. "General Scope of Services" of the Agreement is hereby amended by adding Attachment A- "Task 5-Coordination and Project Management (amended) and Task 8 – P1R2 Grant Administration".

2. Section 3.1.2. "Term" of the Agreement is hereby amended to December 31, 2027.

3. Section 3.3.1. "Compensation" of the Agreement is hereby amended as following:

"The total fee for the scope of work described in Attachment A is \$61,280.00, as detailed in the "Fee Estimate". The budget for this Amendment No. 2 will come from two sources: 1. \$20,500 will come from the AVIRWM Prop 1 Round 2 grant for grant administration and 2. \$40,780 will come from funds to be collected from the AVIRWM A-team members and project proponents. No additional "NOT TO EXCEED" compensation is authorized with this amendment."

4. Except as otherwise expressly amended herein, each and every term of the Agreement shall continue in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment No. 2, as of the date first written above.

AVSWCA

By: 
Peter Thompson, General Manager

WOODARD AND CURRAN, INC.

By: 

