

# INDIAN WELLS VALLEY GROUNDWATER AUTHORITY

Ridgecrest City Hall 100 W California Ave., Ridgecrest, CA 93555 760-499-5002

## BOARD OF DIRECTORS

### A G E N D A

Thursday, December 17, 2020

**Closed Session 10:00 a.m.**

**Open Session 11:00 a.m.**

***NOTICE:*** *In accordance with the evolving public health declarations, we are temporarily limiting public attendance to virtual alternatives only. Please see the Public Comment Notice below for detailed instructions on submitting public comment as well as websites for livestream broadcasting. Telephonic participation by the majority of Board Members and staff is expected.*

*In compliance with the Americans with Disabilities Act, if you are a disabled person and you need a disability-related modification or accommodation to participate in this meeting, please contact April Keigwin at (760) 384-5511. Requests must be made as early as possible and at least one full business day before the start of the meeting. Documents and material relating to an open session agenda items that are provided to the IWVGA Board of Directors prior to a regular meeting will be available for public inspection and copying at Indian Wells Valley Water District, 500 Ridgecrest Blvd, Ridgecrest, CA 93555, or online at <https://iwvga.org/>.*

#### Statements from the Public

*The public will be allowed to address the Board during Public Comments about subjects within the jurisdiction of the IWVGA Board and that are NOT on the agenda. No action may be taken on off-agenda items unless authorized by law. Questions posed to the Board may be answered after the meeting or at future meeting. Dialog or extended discussion between the public and the Board or staff will be limited in accordance with the Brown Act. The Public Comments portion of the meeting shall be limited to three (3) minutes per speaker. Each person is limited to one comment during Public Comments.*

***Due to the length of the agenda, one or more recesses should be expected.***

#### **1. CALL TO ORDER**

#### **2. PUBLIC COMMENT ON CLOSED SESSION**

#### **3. CLOSED SESSION**

- PUBLIC EMPLOYEE APPOINTMENT –  
(Government Code Section 54957(b)(1)) - Title: General Manager
- CONFERENCE WITH REAL PROPERTY NEGOTIATORS –  
(Government Code Section 54956.8) - Capital Core Presentation on State Water Project Importation Purchase Options
- CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION  
(Government Code Section 54956.9(c) - Number of cases: (3)

- CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Government Code Section 54956.9(d)(1) - Name of case: Searles Valley Minerals Inc v. Indian Wells Valley Groundwater Authority, et. al.
  
- CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION  
(Government Code Section 54956.9(d)(1) - Name of case: Mojave Pistachios, LLC, a California limited liability company, et.al. v. Indian Wells Valley Groundwater Authority, a California Joint Powers Authority, et. al.

**4. OPEN SESSION - 11:00 a.m.**

- a. Report on Closed Session
- b. Pledge of Allegiance
- c. Roll Call

**5. PUBLIC COMMENTS**

This time is reserved for the public to address the Board about matters NOT on the agenda. No action will be taken on non-agenda items unless authorized by law. Comments are limited to three minutes per person.

**6. CONSENT AGENDA**

- a. Approve Minutes of Board Meeting November 19, 2020
- b. Approve Expenditures
  - i. \$24,811.91 – RWG Law (July, August, November) – (Extraction Fee)
  - ii. \$90,413.55 – Stetson Engineers – (Prop. 1 Grant)
  - iii. \$3,300.00 – Brown Armstrong (Extraction Fee)
  - iv. \$21,506.25 – Capitol Core Group - (Reimbursement to IWVWD)
  - v. \$5,845.00 – WaterWise Consulting – (Prop. 1 Grant – SDAC)
  - vi. \$414.70 – WellIntel Inc. – (Extraction Fee)
  - vii. \$414.16 – Daily Independent – (Extraction Fee)
  - viii. \$12,795.74 – California Rural Water Association (October, November) – (Prop. 1 Grant – SDAC)

**7. BOARD REVIEW AND APPROVAL OF 2021 IWVGA BUDGET**

**8. RECEIVE COMMENTS ON THE AUTHORITY’S GROUNDWATER SUSTAINABILITY PLAN FROM THE STATE WATER RESOURCES CONTROL BOARD AND CONSIDER PRELIMINARY RESPONSES TO THE SAME.**

**9. BOARD CONSIDERATION AND APPROVAL OF CONTRACT EXTENSION WITH CAPITOL CORE GROUP**

**10. SECOND READING AND ADOPTION OF ORDINANCE 04-20 – REQUIRING THE INSTALLATION OF, USE OF, AND REPORTING ON METERING EQUIPMENT FOR GROUNDWATER EXTRACTION FACILITIES IN THE INDIAN WELLS VALLEY GROUNDWATER BASIN**

**11. BOARD CONSIDERATION AND POSSIBLE APPROVAL OF VARIANCE REQUEST PER ORDINANCE NO. 04-20 BY MOJAVE PISTACHIOS, PINON WATER CO-OP, OWENS PEAK WEST WATER CO-OP, DESERT SANDS WATER CO-OP AND SIMMONS FARM**

**12. PUBLIC HEARING AND BOARD CONSIDERATION TO ADOPT ORDINANCE 05-20 AMENDING ORDINANCE NO. 02-18 “ESTABLISHING GROUNDWATER EXTRACTION FEES AND THE RULES, REGULATIONS AND PROCEDURES FOR THEIR IMPOSITION”**

**13. BOARD CONSIDERATION AND APPROVAL OF TECHNICAL SUPPORT SERVICES (TSS) AGREEMENT**

**14. WATER RESOURCES MANAGER REPORT**

- a. Report on Proposition 1 Grant Status
- b. Proposition 68 Grant Status Update

**15. GENERAL MANAGER’S REPORT**

- a. Monthly Financial Report
- b. Report on IWVGA’s Water Marketer (Capitol Core Group)
- c. Severely Disadvantaged Communities (SDAC) Programs Update
- d. Delinquent Accounts
- e. Well Registration Update

**16. CLOSING COMMENTS**

This time is reserved for comments by Board members and/or staff and to identify matters for future Board business.

**17. DATE OF NEXT MEETING – January 21, 2021**

**18. ADJOURN**

**PUBLIC COMMENT NOTICE**

On March 17, 2020, Governor Newsom issued Executive Order N-29-20, relating to the convening of public meetings in light of the COVID-19 pandemic. At this time, the Indian Wells Valley Groundwater Authority is continuing to hold board meetings in order to conduct essential business. However, as suggested by the Center for Disease Control and set forth in the Executive Order, we are temporarily limiting public attendance through the following virtual alternatives:

- **Watch meetings on-line:**  
All of our meetings are streamed live at <https://ridgecrest-ca.gov/369/Watch> (4 second streaming delay) or on YouTube at <https://www.youtube.com/cityofridgecrest/live> (22 second streaming delay) and are also available for playback after the meeting.
- **Call in for public comments:**  
If you wish to make verbal comment, *please call (760) 499-5010*. This phone line will allow only one caller at a time, so if the line is busy, please continue to dial. We will be allowing a 20-30 second pause between callers to give time for media delays and callers to dial in. Due to media delays, please mute your streaming device while making public comment. If you wish to comment on multiple items, you will need to call in as each item is presented.  
*\*Please Note – This process will be a learning curve for all, please be patient.*
- **Submit written comments:**  
We encourage submittal of written comments supporting, opposing, or otherwise commenting on an agenda item, for distribution to the Board prior to the meeting. Send emails to [apriln@iwvwd.com](mailto:apriln@iwvwd.com)

written correspondence may be sent to April Keigwin, Clerk of the Board, 500 W. Ridgecrest Blvd., Ridgecrest, CA 93555. Please specify to which agenda item your comment relates.

- **Large Groups:**

If you are part of a large group that would like to comment on an agenda item, please consider commenting in writing. This will be as impactful to the Board as having a large group in attendance.