

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, January 21, 2021

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

- CONFERENCE WITH REAL PROPERTY NEGOTIATORS –
(Government Code Section 54956.8) - Capitol 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 December 17, 2020
- b. Approve Expenditures
 - i. \$1,332.50 – RWG Law – (Extraction Fee)
 - ii. \$223,704.39 – Stetson Engineers – (November & December) (Prop. 1 Grant)
 - iii. \$23,181.25 – Capitol Core Group - (Reimbursement to IWVWD)
 - iv. \$5,640.00 – WaterWise Consulting – (Prop. 1 Grant – SDAC)
 - v. \$1,199.43 – Daily Independent – (Extraction Fee)
 - vi. \$12,879.64 – California Rural Water Association – (Prop. 1 Grant – SDAC)

7. GROUNDWATER SUSTAINABILITY PLAN SECTION 5.3 – PROJECT NO. 2 IWVGA RECYCLED WATER PROGRAM (Steve Johnson)

8. BOARD DISCUSSION AND POTENTIAL APPROVAL OF 2021 PROPOSED MEETING DATES (April Keigwin)

9. BOARD REVIEW AND APPROVAL OF 2021 IWVGA BUDGET (Ty Staheli)

10. BOARD TO RECEIVE AND FILE THE 2018-2019 FINANCIAL AUDIT (Ken Gill)

11. CAPITOL CORE GROUP 2019 – 2020 AFTER ACTION REPORT (Jeff Simonetti)

12. BOARD REVIEW AND APPROVAL OF CONTRACT EXTENSION WITH CAPITOL CORE GROUP (Ron Strand)

13. BOARD CONSIDERATION AND POSSIBLE APPROVAL OF VARIANCE REQUEST PER ORDINANCE NO. 04-20 BY CHINA LAKE ACRES AND NORTHEAST LELITER WATER CO-OP (Jeff Helsley)

14. BOARD CONSIDERATION AND APPROVAL OF ACCEPTANCE LETTER FOR PARTICIPATION IN TRANSIENT POOL PROGRAM (Keith Lemieux)

15. BOARD CONSIDERATION AND APPROVAL OF AGREEMENT TO TOLL THE STATUTE OF LIMITATIONS FOR LITIGATION WITH MEADOWBROOK DAIRY REAL ESTATE, BIG HORN FIELDS, LLC, BROWN ROAD FIELDS, LLC, HIGHWAY 395 FIELDS, LLC, AND THE MEADOWBROOK MUTUAL WATER COMPANY
(Keith Lemieux)

16. BOARD CONSIDERATION AND APPROVAL OF TECHNICAL SUPPORT SERVICES (TSS) AGREEMENT (Jean Moran)

17. WATER RESOURCES MANAGER REPORT

- a. Report on Proposition 1 Grant Status
- b. Proposition 68 Grant Status Update
- c. New Proposition 68 Grant Funding Application
- d. GSP Planned Projects – Project No. 4 Shallow Well Mitigation Program
- e. GSP Planned Projects – Project No. 1 Surface Percolation Replenishment and Pilot/Demonstration Project (Local, Imported and Recycled Water)

18. GENERAL MANAGER’S REPORT

- a. Monthly Financial Report
- b. Severely Disadvantaged Communities (SDAC) Programs Update
- c. Delinquent Accounts
- d. Well Registration Update

19. CLOSING COMMENTS

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

20. DATE OF NEXT MEETING – February 10, 2021

21. 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 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.