

To be held at the OFFICE OF THE DISTRICT
 1955 Workman Mill Road, Whittier, California

In response to concerns about the Novel Coronavirus (COVID-19), and in accordance with the provisions of California Government Code Section 54953(e), Directors will attend these meetings via teleconference. To join the meeting, click <https://us02web.zoom.us/j/8091438308> or enter the Meeting ID 809 143 8308 into the Zoom app on your smartphone or computer. Alternatively, you may join by phone by calling (669) 900-9128 and entering the Meeting ID. You may find further information at: <http://www.lacsd.org/agendas>

THE DISTRICT MAY TAKE ACTION ON ANY AGENDA ITEM LISTED BELOW

| THURSDAY | March 10, 2022 | At 9:30 A.M. |
|--------------------|----------------------|-----------------------|
| Governing Body | Director | Alternate |
| LANCASTER | PARRIS (Chairperson) | CRIST (Chair pro tem) |
| PALMDALE | HOFBAUER | BISHOP |
| LOS ANGELES COUNTY | MITCHELL | BARGER |

1. Public Comment
2. Approve Minutes of Adjourned Regular Meeting Held February 10, 2022
3. Approve January 2022 Expenses in Amount of \$1,694,847.21

Summary: Local District expenses represent costs incurred for operations, maintenance, and capital projects that are the sole responsibility of the individual District. Allocated expenses represent the District's proportionate share of expenses made by District No. 2, the Administrative District, on its behalf pursuant to the Joint Administration Agreement. This Agreement provides for the joint administration and technical support for all of the signatory Districts along with the methodology for determining the proportionate costs for each District. A listing of Districts' payments and previously approved budgets can be found on the Districts' website at lacsd.org/financial-documents. This item is consistent with the Districts' Guiding Principle of commitment to fiscal responsibility and prudent financial stewardship.

| | |
|----------------------------------|-----------------------|
| Local District Expenses: | |
| Operations & Maintenance (O & M) | \$1,360,205.31 |
| Capital | 47,777.74 |
| Legal | 945.00 |
| Allocated Expenses: | |
| Joint Administration | 121,365.23 |
| Technical Support | 160,351.56 |
| Legal | 4,202.37 |
| Total Expenses | <u>\$1,694,847.21</u> |

4. Approve *Resolution of the Board of Directors of County Sanitation District No. 14 of Los Angeles County Proclaiming a Local Emergency, Ratifying the Proclamation of a State of Emergency on March 4, 2020 by California Governor and Authorizing Remote Teleconference Meetings of the Legislative Body*

Summary: Remote teleconferenced meetings, during the continued existence of the Governor's proclaimed state of COVID-19 emergency, will be conducted under the provisions of AB 361 which added California Government Code Section 54953(e), to the Brown Act. Under the provisions of AB 361 and Government Code Section 54953(e), each District must adopt, by majority vote, a resolution making certain findings about the continuing COVID state of emergency and health and safety risks of conducting their meeting in person. By statute, this Resolution and its referenced findings, are only legally valid for 30 days. The Resolution is attached to the agenda.

5. Re: Solar and Energy Storage Project at Lancaster Water Reclamation Plant (WRP)
 - (a) Approve and Order Executed [Project Development and Non-Disclosure Agreement](#) (Agreement) with Pacifico Power, LLC, (Pacifico) at Estimated Amount of Up to \$30,000 to Explore Feasibility of Solar and Energy Storage Project

5. Contd.

- (b) Authorize Chief Engineer and General Manager to Execute Relevant Documents with Pacifico and Southern California Edison (SCE) to Effectuate Interconnection Applications and Related Engineering Studies

Summary: In June 2021, the Districts issued a Request for Proposals to evaluate the viability of a solar energy project that could reduce electricity expenditures and utilize available land at the Lancaster WRP. Four proposals were received. Pacifico was ranked as the most qualified firm to provide the required services. Subsequently, SCE performed a complimentary review of the Pacifico proposal and indicated a 20-year cumulative savings of approximately \$7-14 million net present value. SCE also indicated that electrical grid constraints in the Antelope Valley could significantly delay the interconnection process for the proposed solar energy project. The proposed Agreement states that the parties will study the feasibility of the project and allow Pacifico to recoup third-party fees and engineering expenses if the project is not viable. The Agreement does not commit the District to a full project award. Staff has determined that the Agreement is exempt or otherwise not subject to the provisions of the California Environmental Quality Act (CEQA) pursuant to California Public Resources Code Section 21084(a) and Title 14 of the California Code of Regulations (“CEQA Guidelines”) Section 15306. If a solar project is determined to be feasible, CEQA evaluation will be performed and the project will be brought to the Board for approval. This item is consistent with the Districts’ Guiding Principle to maximize use of our assets and resources (recycled water, recyclables, and energy).

6. Re: Energy Related Services Provided by Calpine Energy Solutions, LLC (Calpine)

- (a) Approve and Order Executed Documents for Purchase of Electricity and Related Services through December 31, 2030, as Follows:

- 1) [*Addendum Tiered Pricing Fixed Quantity Electricity - Southern California \(SCE\) Locations*](#)
- 2) [*Supplemental Addendum for Renewable Portfolio Standards - SCE Locations*](#)

- (b) Authorize Chief Engineer and General Manager to Execute Future Addenda, Amendments, Confirmations, and Related Documents with Calpine Regarding Purchase of Electricity and Related Attributes through December 31, 2030

Summary: Electricity is purchased from Calpine, an Electric Service Provider, under California’s Direct Access program. In 2019, the Board executed various documents with Calpine for purchase of electricity and related attributes through December 31, 2024. In 2021, Calpine submitted a proposal to offer the Districts long-term price stability. The proposal offers lower prices for electricity products purchased by the Districts through December 31, 2030. From time to time, additional addenda and confirmations are needed to execute and schedule sale and purchase of electricity and related attributes, and authority is requested for the Chief Engineer and General Manager to execute such documents. Staff has determined that approval of the Agreement does not constitute a “Project” under the California Environmental Quality Act (CEQA) pursuant to California Public Resources Code Section 21065 and Title 14 of the California Code of Regulations (“CEQA Guidelines”) Section 15378. This item is consistent with the Districts’ Guiding Principle of commitment to fiscal responsibility and prudent financial stewardship.

7. Approve and Order Executed [*Second Amendment to Lease and Recycled Water Agreement*](#) (Amendment) with High Desert Dairy–Van Dam, LLC, (Van Dam) for Agricultural Reuse of Recycled Water on District Property at Lancaster Water Reclamation Plant (WRP) Eastern Agricultural Site (EAS)

Summary: The District currently leases approximately 2,880 acres of the EAS to Van Dam containing 18 center pivot irrigation systems, as shown on the attached map, for the cultivation of fodder crops using recycled water from the Lancaster WRP. The lease with Van Dam expires on December 31, 2025; contains two 1-year extension options upon the mutual agreement of Van Dam and the District; and requires Van Dam to pay the District rent of \$423,920 per year. At the February 10, 2022, Board meeting, the Chief Engineer and General Manager informed the Board that in response to previous Board direction, staff determined that a three-year lease extension would line up the lease term with the duration of grant agreements between the Antelope Valley Air Quality Management District and Van Dam for purchase of low-emission agricultural equipment, but Van Dam requested a five-year extension. The Board directed staff to negotiate with Van Dam a three-year extension to the lease through December 31, 2028, plus two 1-year extension options upon the mutual agreement of Van Dam and the District, and annual rent adjustments according to increases in the Consumer Price Index, not to exceed 5 percent annually. The proposed Amendment incorporates these terms and conditions. Staff has determined that approval of the Amendment does not constitute a “Project” under the California Environmental Quality Act (CEQA) pursuant to California Public Resources Code Section 21065 and

7. Contd.

Title 14 of the California Code of Regulations (“CEQA Guidelines”) Section 15378. This item is consistent with the Districts’ Guiding Principle to maximize use of our assets and resources (recycled water, recyclables, and energy).

Adjourn

Status Report: Prior to or during the meeting session, the Chief Engineer and General Manager may update the Directors on various matters concerning the Districts that may be of current interest to the Directors.

Public Comment: Members of the public may address the Board of Directors on any item shown on the agenda or matter under the Board’s authority. A “Request to Address Board of Directors” form is available. In compliance with the Americans with Disabilities Act, if you require special assistance to participate in this meeting, please contact the Secretary to the Boards’ Office (562) 908-4288, extension 1100. Notification of 48 hours prior to the meeting will enable staff to make reasonable arrangements to ensure accessibility to this meeting. (28CFR 35.101 et seq. ADA Title II).

Document Requests: Links to supporting documents are available online at the time of posting. Agendas and supporting documents or other writings that will be distributed to Board members in connection with matters subject to discussion or consideration at this meeting that are not exempt from disclosure under the Public Records Act are available for inspection following the posting of this agenda at the office of the Secretary to the Boards of Directors located at the Districts’ Joint Administration Building, 1955 Workman Mill Road, Whittier, California, 90601, or at the time of the meeting at the address posted on this agenda.

RESOLUTION OF THE BOARD OF DIRECTORS OF THE COUNTY SANITATION
DISTRICT NO. 14 OF LOS ANGELES COUNTY PROCLAIMING A LOCAL EMERGENCY,
RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY
ON MARCH 4, 2020 BY CALIFORNIA GOVERNOR AND AUTHORIZING
REMOTE TELECONFERENCE MEETINGS OF THE LEGISLATIVE BODY

WHEREAS, the County Sanitation District No. 14 of Los Angeles County (“District”) is committed to preserving and nurturing public access and participation in meetings of the District’s Board of Directors and committees; and

WHEREAS, all meetings of the District’s Board of Directors are open and public, pursuant to the requirements of the Ralph M. Brown Act (California Government Code Sections 54950-54963) (the “Brown Act”), so that any member of the public may attend, participate, observe and watch the District’s Board of Directors conduct business; and

WHEREAS, the Brown Act, Section 54953(e), allows for conducting and participating in meetings by members of a legislative body, without compliance with the requirements of the Brown Act Section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, a required condition under the Brown Act Section 54953(e) is the declaration of a state of emergency by the Governor pursuant to California Government Code Section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within California caused by the conditions outlined and described in California Government Code Section 8558; and

WHEREAS, a proclamation of a state of emergency 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-induced disasters; and

WHEREAS, it is further required that the state or local officials have imposed or recommended measures to promote social distancing, or the Board of Directors of the District have held a meeting where it considered and determined that meeting in person would present imminent risks to the health or safety of attendees; and

WHEREAS, such conditions now exist in the District as Governor Newsom declared a State of Emergency on March 4, 2020 as a result of the threat of COVID-19; and

WHEREAS, the Centers for Disease Prevention and Control, in its publication “How to Protect Yourself & Others” updated August 13, 2021, have recommended social distancing practices, including staying 6 feet away from others and avoiding crowds and poorly ventilated spaces in order to protect individuals and others from COVID-19; and

WHEREAS, the County of Los Angeles Department of Public Health Order of the Health Officer issued September 17, 2021 (the “County Order”) includes a finding that the existing community transmission of COVID-19 in Los Angeles County remains high and continues to present a high risk of infection and harm to the health of those who are not and cannot be vaccinated against COVID-19 especially when there is an absence of capacity limits and physical distancing requirements for both indoor and outdoor settings. The County Order further finds that COVID-19 infection remains a significant health hazard to all residents; and

WHEREAS, the District’s Board of Directors does hereby find that the ongoing and significant risks associated with COVID-19 infection, especially in the absence of capacity limits and physical distancing requirements for indoor activities, on those who are not and cannot be vaccinated, and that COVID-19 infection remains a significant health hazard to all residents, has 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 a state of emergency by the Governor of the State of California, and further, ratify the County Order findings related to the ongoing health hazards of COVID-19; and

WHEREAS, as a consequence of the declared state of emergency and the local emergency, the Board of Directors of the District does hereby find that the District shall continue to conduct its meetings in accordance with the provisions and requirements of the Brown Act Section 54953(e), and that the legislative

bodies of the District shall comply with the requirements to provide the public with access to, and an opportunity to comment at all meetings of the District's legislative bodies in accordance with the requirements of the Brown Act Section 54953(e)(2); and

WHEREAS, the District will continue its practice of live streaming its meetings via the Zoom software platform which allows members of the public to observe and participate in the meetings via video or call-in options, and will continue to offer members of the public an opportunity to make oral comments during the meetings and/or submit written comments before the meetings.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE COUNTY SANITATION DISTRICT NO. 14 OF LOS ANGELES COUNTY DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true, correct, and are incorporated in this Resolution by reference.

Section 2. Proclamation of Local Emergency. The Board of Directors of the District does hereby proclaim that a local emergency now exists throughout the territory of the District and, as described in the County Order, there remains evidence of sustained and high community transmission rates of COVID-19 resulting in high risks of infection and harm to the health of those who are not and cannot be vaccinated against COVID-19, especially when there is an absence of capacity limits and physical distancing requirements for both indoor and outdoor settings, and COVID-19 infection remains a significant health hazard to all residents of the District.

Section 3. Ratification of Governor's Proclamation of a State of Emergency. The District's Board of Directors 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 Chief Engineer and General Manager, staff and legislative bodies are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including, without limitation, conducting open and public meetings in accordance with the Brown Act Section 54953(e) and all other applicable provisions of the Brown Act.

Section 5. Effective Date of Resolution. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of (i) 30 days after the date of this resolution, or such time that the District's Board of Directors adopts a subsequent resolution in accordance with the Brown Act Section 54953(e)(3) to extend the time during which the legislative bodies of the District may continue to teleconference without compliance with the requirements of the Brown Act Section 54953(b)(3).

PASSED AND ADOPTED by the Board of Directors of the County Sanitation District No. 14 of Los Angeles County this 10th day of March 2022 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Chairperson

EXHIBIT A

