



8:00 A.M. OPERATIONS CENTER - 1200 SOUTH GENE AUTRY TRAIL – PALM SPRINGS – CALIFORNIA

Pursuant to Assembly Bill 361 (AB361), there will be no public location for attending in person. This meeting will be held virtually because state and local officials recommend measures to promote social distancing. Members of the public who wish to participate may do so by calling in at:

**Toll Free: (253) 215-8782
Meeting ID: 881 3131 3597
Passcode: 337668**

or Via Computer:

<https://dwa-org.zoom.us/j/88131313597?pwd=c2FPaGZQOUU2ZnNLSkNoZ20xU2JkZz09>

Meeting ID: 881 3131 3597

Members of the public who wish to comment on any item within the jurisdiction of the Agency or any item on the agenda may submit comments by emailing sbaca@dwa.org or may do so during the meeting. Comments will become part of the Board meeting record. Board members and staff will be participating in this meeting via teleconference.

****In order to reduce feedback, please mute your audio when you are not speaking.***

De acuerdo con el proyecto de Ley de la Asamblea 361 (AB361), no habrá un lugar público para asistir en persona. Esta reunión se llevará a cabo virtualmente porque los funcionarios estatales y locales recomiendan medidas para promover el distanciamiento social. Los miembros del público que deseen participar pueden hacerlo llamando al:

**Numero gratuito: (253) 215-8782
ID de reunión: 881 3131 3597
código de acceso: 337668**

o a través de la computadora:

<https://dwa-org.zoom.us/j/88131313597?pwd=c2FPaGZQOUU2ZnNLSkNoZ20xU2JkZz09>

ID de reunión: 881 3131 3597

Los miembros del público que deseen comentar sobre cualquier tema dentro de la jurisdicción de la Agencia o cualquier tema en la agenda pueden enviar comentarios por correo electrónico a sbaca@dwa.org o pueden hacerlo durante la reunión. Los comentarios pasarán a formar parte del registro de la reunión de la Junta. Los miembros de la junta y el personal participarán en esta reunión por teleconferencia.

****Para reducir los comentarios, silencia el audio cuando no estás hablando.***

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- 1. CALL TO ORDER/PLEDGE OF ALLEGIANCE** **BLOOMER**
 - 2. ROLL CALL** **BACA**
 - 3. PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA:** Members of the public may comment on any item not listed on the agenda, but within the jurisdiction of the Agency. Speakers are requested to keep their comments to no more than three (3) minutes. As provided in the Brown Act, the Board is prohibited from acting on items not listed on the agenda.
 - 4. PUBLIC COMMENT ON LISTED AGENDA ITEMS:** Members of the public may also comment on items listed on the agenda that are not the subject of a public hearing, at this time. Again, speakers are requested to keep their comments to no more than three (3) minutes.

5. CONSENT CALENDAR ITEMS: Items listed under the Consent Calendar are considered to be routine and will be acted upon by one motion of the Board without discussion. There will be no separate discussion on these items unless a Board Member requests a specific item to be discussed and/or removed from the Consent Calendar for separate action.

- A. Approve – Minutes of the August 16, 2022 Board Meeting
- B. Receive and File – Minutes of the August 17, 2022 Conservation & Public Affairs Committee Meeting
- C. Receive and File – Minutes of the September 1, 2022 Executive Committee Meeting
- D. Receive and File – July Water Use Reduction Figures
- E. Request Authorization for Finance Director to Execute an Independent Contractor Agreement with Launa Stewart, LLC

6. ACTION ITEM:

- A. Request Board Decision on Customer Appeal – Nga Ly **SAENZ**

7. DISCUSSION ITEM:

- A. Director’s Report on California Special District Association’s Conference Attendance **BLOOMER, ORTEGA**

8. GENERAL MANAGER’S REPORT

KRAUSE

9. DIRECTORS COMMENTS/REQUESTS

10. CLOSED SESSION

A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9 (d) (1)

Name of Case: Agua Caliente Band of Cahuilla Indians vs. Coachella Valley Water District, et al
(Two Cases)

B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9 (d) (1)

Name of Case: Mission Springs Water District vs. Desert Water Agency

C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9 (d) (1)

Name of Case: AT&T vs. County of Riverside

D. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8

APN No. 681-282-045

Agency Negotiators: Mark S. Krause, General Manager and Steve Johnson, Assistant General Manager

Negotiating Parties: Mark S. Krause, Steve Johnson and Habitat for Humanity

Under Negotiation: Possible Terms of Conveyance

11. RECONVENE INTO OPEN SESSION – REPORT FROM CLOSED SESSION

12. ADJOURN

Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, as required by Section 202 of the Americans with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting is asked to contact Desert Water Agency’s Assistant Secretary of the Board, at (760) 323-4971, at least 48 working hours prior to the meeting to enable the Agency to make reasonable arrangements. Copies of records provided to Board members that relate to any agenda item to be discussed in open session may be obtained from the Agency at the address indicated on the agenda.

DECLARATION OF POSTING

Pursuant to Government Code Section 54954.2, I certify that this agenda has been posted at least 72 hours prior to the meeting on the Agency’s website at www.dwa.org and at the Agency’s main office, 1200 South Gene Autry Trail, Palm Springs, CA.

Sylvia Baca, MMC
Assistant Secretary of the Board