

KERN WATER BANK AUTHORITY



TO: Board of Directors and Counsel of Kern Water Bank Authority
FROM: Danelle Lopez, Secretary to the Board of Directors
DATE: May 24, 2023

NOTICE SPECIAL BOARD OF DIRECTORS MEETING

Notice is hereby given that pursuant to Section 54956 of the California Government Code and the Kern Water Bank Authority Joint Powers Agreement, the Chairman of the Board of Directors of Kern Water Bank Authority has called a Special Board of Directors Meeting on Friday, May 26, 2023, at 7:00 A.M.

The meeting will be held in person at the Kern Water Bank Authority Conference Room, located at 1620 Mill Rock Way, Suite 500, Bakersfield, California. Less than a quorum of directors may participate via conference call from the following teleconference location: 1106 N. 27th Street, Tacoma, WA 98403.

The Board will meet in open and closed session.

Members of the public may address the Board of Directors in open session concerning any item described in the Agenda for the Special Meeting.

Posted & Emailed May 24, 2023

Danelle Lopez

By: _____

Danelle Lopez, Secretary to the Board of Directors

KERN WATER BANK AUTHORITY



**Special Meeting of Board of Directors
Friday, May 26, 2023 at 7:00 A.M. ⁱ
Kern Water Bank Authority Conference Room
1620 Mill Rock Way, Suite 500, Bakersfield, California
and
Teleconference Location
1106 N. 27th Street, Tacoma, WA 98403**

This meeting is held in accordance with the Brown Act pursuant to Section 54950, et seq. of the California Government Code and the Kern Water Bank Authority Joint Powers Agreement.

Roll Call

Public Comment

Members of the public may address the Board of Directors concerning any item on the Agenda for this Special Meeting. Individuals desiring to address the Board must state their name and address before giving their presentation.

Closed Session

The Board will meet in a closed session and possibly act on the following:

1. Conference with Legal Counsel - Pending Litigation (Gov't. Code Section 54956.9(d)(1))
 - a. Various Applications to appropriate Kern River water, complaint, and related proceedings before the State Water Resources Control Board.
 - b. KWBA v. Kern LAFCo (Kern County Sup. Ct., Case No. BCV-21-101310-GP)
 - c. KWBA v. Buena Vista Water Storage Dist. (Kern County Sup. Ct., Case No. BCV-22-101227-GP)
2. Conference with Legal Counsel - Anticipated Litigation: Initiation of litigation pursuant to Gov't. Code section 54956.9(d)(4). Two potential litigations.
3. Conference with Legal Counsel - Anticipated Litigation: Significant exposure to litigation pursuant to Gov't Code section 54956.9(d)(2). One potential litigation.
4. Conference with Real Property Negotiator – Gov't. Code section 54956.8.

KWBA Representative: General Manager
Under Negotiation: Price and Terms of Payment
Negotiating Parties: Kern County Water Agency (KCWA) and KWBA
Property: Basin 11 and KCWA Pioneer Project Easement and Joint Use Agreement

Reconvene Open Session

Open Session

- A. Discuss and obtain direction from board regarding KWBA temporary permit to appropriate water from Kern River and notice of availability for temporary use of Kern River water - 2023.

Adjourn

ⁱ Requests for a disability-related modification or accommodation, including auxiliary aids or services, in order to attend or participate in a meeting should be made to the Board Secretary in advance of the meeting to ensure availability of the requested service or accommodation.