

KERN WATER BANK AUTHORITY

Regular Meeting of Board of Directors
Tuesday, August 13, 2024, 3:30 PM
Kern Water Bank Authority Conference Room¹
1620 Mill Rock Way, Suite 500, Bakersfield, California

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.

1. Roll Call

2. Approval of Minutes

July 9, 2024, Regular Board of Directors Meeting.

3. 2023 Financial Statements

The Board will consider approval of the draft 2023 Financial Statements.

4. Resolution #2024-03 to Change Board Meeting Time

The Board will consider adoption of a resolution changing the date and/or time of the regularly scheduled Board of Director's meetings.

5. Treasurer's Report

The Board will consider approval of the July 2024 Treasurer's Report.

6. Authorization to Pay Expenses of Authority

The Board will consider approval of July 2024 accounts payable for payment.

7. Conservation Bank Credits Pricing

The Board will consider adjusting sale price of conservation bank credits.

8. Authorization to Move Retirement Plans

The Board will consider approving moving the Authority's retirement plans to a new provider.

9. Reports

A. Staff Report

Review and possibly act on previously submitted Staff Report and staff recommendations regarding:

- (1) Water Bank Operations
- (2) 3rd Party Facilities on Kern Water bank
- (3) Adjacent Properties
- (4) KWBA HCP/NCCP and Land Management
- (5) Capital Improvements and Funding Status
- (6) Power Update

¹ 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.

- (7) Database Strategy
- (8) 2025 Budgets

B. Directors, Counsel and Committee Reports

The Board of Directors will hear and possibly act on reports and recommendations:

- (1) Kern Fan Monitoring Committee

10. Old Business

This portion of the meeting is set aside for the discussion of matters which have been addressed at previous Board meetings.

11. New Business

This portion of the meeting is set aside to provide the Board an opportunity to bring to the attention of the other Board members and the public matters which have come to their attention, subject to certain exceptions. No action can be taken on any matter discussed during this portion of the meeting; however, a Board member may request that a subject be placed on any future agenda.

12. Public Input

This portion of the meeting is set aside to provide the public an opportunity to bring to the attention of the Board members, matters of which the Board may not be aware, subject to certain exceptions. No action can be taken on any matter discussed during this portion of the meeting; however, a Board member may request that a subject be placed on any future agenda.

13. Closed Session

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

- A) Conference with Legal Counsel – Pending Litigation (Gov’t. Code section 54956.9(d)(1)).
 - 1) Various Applications to appropriate Kern River water, complaint and related proceedings before the State Water Resources Control Board.
- B) Conference with Legal Counsel – Anticipated Litigation: Initiation of litigation pursuant to Gov’t. Code section 54956.9(d)(4). Two potential litigations.
- C) Conference with Legal Counsel – Anticipated Litigation: Significant exposure to litigation pursuant to Gov’t Code section 54956.9(d)(2). Two potential litigations.
- D) Conference with Real Property Negotiator – Gov’t. Code section 54956.8.
KWBA Representative: General Manager and Geologist
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 and Construction Agreements.

- E) Public Employment – Gov't Code section 54957
Personnel: General Manager; Office Manager; GIS Analyst; Facilities and Operations Manager.

14. Reconvene and Report form Closed Session (Gov't. Code section 54957.1)

15. Adjourn