

KERN WATER BANK AUTHORITY

**Regular Meeting of Board of Directors
of the Kern Water Bank Authority
Tuesday, November 12, 2024, 3:15 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. Notice of Board Member Resignation and Appointment

3. Approval of Minutes

October 8, 2024, Regular Board of Directors Meeting.

4. Treasurer's Report

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

5. Authorization to Pay Expenses of Authority

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

6. PG&E Midcycle Bill Payment

The Board will review and consider approval of payment of PG&E invoices prior to the December 10th Board meeting.

7. Well Automation Proposal

The Board will review and consider approval of proposal for automation of well data collection and reporting.

8. 2023 Fee Reconciliations and Refund Timing

The Board will review the 2023 fee reconciliations and decide on the timing of participant distributions.

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

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.

- (5) Capital Improvements and Funding Status
- (6) Power Update

B. Directors, Counsel and Committee Reports

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

- (1) Kern Fan Monitoring Committee
- (2) KWBA IT 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. 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. Code section 54956.9(d)(4). Two potential litigations.
- C) Conference with Legal Counsel – Anticipated Litigation: Significant exposure to litigation pursuant to Gov. Code section 54956.9(d)(2). Two potential litigations.
- D) Conference with Real Property Negotiator – Gov. 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) Conference with Real Property Negotiator – Gov. Code section 54956.8.

KWBA Representative: General Manager and Geologist

Under Negotiation: Price and Terms of Payment

Negotiating Parties: KWBA and Irvine Ranch WD/Rosedale Rio-Bravo WSD

Properties: Strand Ranch Encroachment Permit and Joint Use Agreement

F) Conference with Real Property Negotiator – Gov. Code section 54956.8.

KWBA Representative: General Manager and Geologist

Under Negotiation: Price and Terms of Payment

Negotiating Parties: KWBA and PG&E

Properties: APN #'s 160-030-03, 160-030-09, 160-020-05 and 160-020-07

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

15. Adjourn