

**TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
REGULAR MEETING OF THE BOARD OF DIRECTORS**

**July 17, 2002  
4:00 p.m.  
22901 Banducci Road**

President Backes called the meeting to order and asked for roll call.

DIRECTORS Adams, Backes, Cowan, Prel and Vukich  
PRESENT

OTHERS Bob Jasper, John Otto and Glenn Mueller

MINUTES Minutes of the Regular Meeting of June 19, 2002 were approved as presented with a motion made by Director Cowan, seconded by Director Adams and unanimously carried.

MANAGER'S The General Manager reviewed his written report. The District  
REPORT continues to pump at the rate of 21 cubic feet per second and we are half way through the season peak and we have maintained a very high reservoir level.

We have experienced some mechanical problems and the pumping operation was put back to two engines due to another piston failure. The General Manager elaborated on the problems and reviewed the steps taken to correct them.

A draft of the tax rate resolution for fiscal year 2002-2003 is available today for consideration by the Board.

We are still having difficulties renewing permits with the Department of Fish and Game. A meeting is scheduled for tomorrow morning to work on this matter.

The annual Watermaster reports for the Tehachapi and Cummings Basins have been completed and filed with the Court. Copies are available for the Board.

In regard to the Chanac Creek Recharge Project land acquisition, the landowner refused our offer. General Manager spoke to the landowner and suggested he prepare a letter for the Board responding to our offer.

Glenn Mueller reported that the three engines recently purchased were in the yard. Included with the purchase of the three engines was a fourth engine at no extra charge.

Glenn Mueller also reported that a meeting has been scheduled with the Department of Water Resources representative on Tuesday, July 24<sup>th</sup> to discuss the Antelope Run Project.

RESOLUTION  
NO. 13-02

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
FOR TRANSFER OF FUNDS**

This resolution was reviewed by the Board of Directors and after discussion was complete, Director Cowan introduced and moved for the adoption of Resolution 13-02. Director Vukich seconded the motion and roll call was taken with the following income:

AYES: Adams, Backes, Cowan, Prel and Vukich  
NOES: None  
ABSENT: None  
ABSTAIN: None

RESOLUTION  
NO. 14-02

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
DETERMINING THE MINIMUM AMOUNTS OF MONEY  
REQUIRED TO BE RAISED BY TAXES REQUIRED BY THE  
DISTRICT FOR PAYMENTS WITH RESPECT TO: CAPITAL  
PAYMENTS TO THE KERN COUNTY WATER AGENCY UNDER  
CONTRACTS APPROVED BY THE VOTERS, FOR THE FISCAL  
YEAR 2002-2003, AND FIXING THE RATES OF TAXATION TO BE  
LEVIED FOR THE DISTRICT PURPOSED FOR THAT FISCAL YEAR**

The General Manager reviewed the changes in assessed valuation for 2002. He said the assessed valuation was up +3.0%, for a District total of \$1,762,429,776. The total amount to be collected is \$2,071,390 or .1249533%. After discussion was complete, Director Prel introduced and moved for the adoption of Resolution 14-02. Director Vukich seconded the motion and roll call was taken with the following income:

AYES: Adams, Backes, Cowan, Prel and Vukich  
NOES: None  
ABSENT: None  
ABSTAIN: None

CHANAC  
CREEK  
EXPANSION

Tabled.


FINANCIAL

Vouchers #1-68 totaling \$158,829.14 to be paid from 60170 and additional Vouchers #69-82 totaling \$230,345.94 to be paid out of 60170; Voucher #1 totaling \$935.00 and additional Vouchers #2-3 totaling \$4,952.07 to be paid from 60177; Voucher #1 totaling \$133,874.59 to be paid from Fund 60183 and Vouchers #1-3 totaling \$736.64 and additional Voucher #4 totaling \$680.00 to be paid out of 60186 were reviewed. After discussion was complete Director Vukich made a motion that the bills be paid, seconded by Director Cowan and unanimously carried.

ADJOURNMENT

President Backes entertained a motion that the meeting be adjourned to July 31, 2002 at 1:00 for the primary purpose of holding the assessment hearing. Motion was made by Director Cowan, seconded by Director Adams and unanimously carried.

  
Karl M. Backes, President

  
Robert J. Jasper, Secretary

**TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
ADJOURNED MEETING OF THE BOARD OF DIRECTORS**

**July 31, 2002  
1:00 P.M.  
22901 Banducci Road**

**DIRECTORS  
PRESENT**

Backes, Cowan, Prel, and Vukich.

**OTHERS  
PRESENT**

Bob Jasper and John Otto

President Backes moved to Agenda Item IV.

**BUDGET FOR  
FISCAL YEAR  
2002 – 2003**

The Board reviewed Resolutions 16-02 through 20-02 establishing the final budget for fiscal year 2002-2003.

**RESOLUTION 16-02: RESOLUTION OF THE BOARD OF DIRECTORS OF THE TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT ESTABLISHING ITS ANNUAL BUDGET FOR THE FISCAL YEAR 2002-2003 FOR OPERATION OF THE DISTRICT AS A WHOLE;**

**RESOLUTION 17-02: RESOLUTION OF THE BOARD OF DIRECTORS OF THE TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT ESTABLISHING ITS ANNUAL BUDGET FOR THE FISCAL YEAR 2002-2003 FOR OPERATION OF IMPROVEMENT DISTRICT NO. 2;**

**RESOLUTION 18-02: RESOLUTION OF THE BOARD OF DIRECTORS OF THE TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT ESTABLISHING ITS ANNUAL BUDGET FOR THE FISCAL YEAR 2002-2003 FOR OPERATION OF IMPROVEMENT DISTRICT NO. 3;**

**RESOLUTION 19-02: RESOLUTION OF THE BOARD OF DIRECTORS OF THE TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT ESTABLISHING ITS ANNUAL BUDGET FOR THE FISCAL YEAR 2002-2003 FOR THE EMISSIONS REDUCTION PROJECT;**

**RESOLUTION 20-02: RESOLUTION OF THE BOARD OF DIRECTORS OF THE TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT ESTABLISHING ITS ANNUAL BUDGET FOR THE FISCAL YEAR 2002-2003 FOR OPERATION OF IMPROVEMENT DISTRICT NO.1;**

The Board reviewed Resolutions 16-02 through 20-02. General Manager reported that there were no significant changes from the Preliminary Budget approved in June.

After discussion was complete, Director Vukich introduced and moved for the adoption of Resolutions 16-02 through 20-02. The motion was seconded by Director Cowan, and unanimously approved. Roll call was taken on the vote with the following outcome:

AYES: Backes, Cowan, Prel and Vukich  
NOES: None  
ABSENT: Adams  
ABSTAIN: None

President Backes returned to Agenda Item II.

OPENING  
REMARKS

President Backes stated this was adjourned meeting of the Board for the purpose of conducting an Assessment Hearing for Benefit Assessment Zone #1. He explained that the purpose of the assessment was to collect \$106,000 for maintenance and operation of this project for this coming fiscal year.

PUBLIC  
HEARING

The public hearing was declared open by President Backes at 1:05 P.M.

President Backes asked the General Manager to review the exhibits and Staff Report.

STAFF REPORT

The General Manager stated that the report was the same as in previous years. The amount to be raised is \$106,000. The assessed value went up approximately \$4,000,000.

EXHIBITS

Bob Jasper reviewed the Declaration of Posting Notice that was signed by John Otto. He said the notice was posted in three public places: Kern County Fire Department, Tehachapi Substation; Tehachapi City Hall; and the Tehachapi Unified School District.

President Backes asked that the minutes show the Declaration of Posting Notice entered as Exhibit A to the minutes.

Bob Jasper reviewed the Proof of Publication, explaining the Proof of Publication certifies the public notice for the assessment hearing was run in the July 17 and July 21 issues of the Tehachapi News.

President Backes asked that the minutes show the Proof of Publication entered as Exhibit B.

After the report was reviewed and discussion was complete, President Backes directed that the minutes show that the Staff Report, including the Assessment Report, entered as Exhibit C to the hearing.

President Backes asked if Staff received any comments or complaints, written or oral. John Otto responded that there were no comments. John Otto reported that PG&E objected to being included in the assessment and after the matter was investigated, it was determined that the PG&E line was outside the assessment zone boundaries. Therefore, PG&E was dropped from the assessment role. John Otto also reported that he was trying to get a more accurate valuation from AT&T.

The hearing was closed at 1:20.

RESOLUTION  
NO. 15-02

RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
DETERMINING BENEFIT ASSESSMENT TO FINANCE  
MAINTENANCE, OPERATION AND INSTALLATION OF  
THE TEHACHAPI WATERSHED PROJECT IN FISCAL  
YEAR 2002-2002

The Board reviewed Resolution 15-02. After discussion was complete, Director Cowan introduced and moved for the adoption of Resolution 15-02. The motion was seconded by Director Vukich, and unanimously approved. Roll call was taken on the vote with the following outcome:

AYES: Backes, Cowan, Prel and Vukich  
NOES: None  
ABSENT: Adams  
ABSTAIN: None

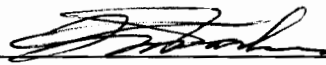
The General Manager reported that the assessed value for the land and improvements for Fund 60170 was \$1,716,361,948, which is an increase of 1.0%; the assessed value of land only is \$470,709,798, which is an increase of 1.5%. The total amount to be collected for the U.S. Debt is \$218,913, which is up 1.2%; and the total amount to be collected for the State Water

Contract is \$1,700,000, which is down 1.6%. After discussion was complete, Director Vukich introduced and moved for the adoption of Resolution No. 18-01, seconded by Director Adams and roll call was taken on the vote with the following outcome:

AYES: Adams, Backes, Cowan, Prel and Vukich  
NOES: None  
ABSENT: None

ADJOURNMENT

President Backes entertained a motion that the meeting be adjourned. Motion was made by Director Vukich, seconded by Director Adams. (Ayes 5, Noes 0)

  
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Karl M. Backes, President

  
\_\_\_\_\_  
Robert J. Jasper, Secretary

**TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
REGULAR MEETING OF THE BOARD OF DIRECTORS**

**August 21, 2002  
4:00 p.m.  
22901 Banducci Road**

President Backes called the meeting to order and asked for roll call.

**DIRECTORS  
PRESENT** Adams, Backes, Cowan, Prel and Vukich

**OTHERS** Bob Jasper, John Otto and Glenn Mueller

**MINUTES** Minutes of the Regular Meeting of July 17, 2002 were approved as presented with a motion made by Director Cowan, seconded by Director Adams and unanimously carried.

Minutes of the Adjourned Meeting of July 31, 2002 were approved as presented with a motion made by Director Prel, seconded by Director Vukich and unanimously carried.

**MANAGER'S  
REPORT** The General Manager reported that the engines are operating at 21 cubic feet per second and we are about two-thirds of the way through the irrigation season.

District Staff has been working with Bear Valley CSD and Stallion Springs CSD in regard to the Cummings Basin Groundwater Modeling Project. A meeting is scheduled at the District office with Bear Valley CSD, Stallion Springs CSD along with their consultants to discuss this project. President Backes suggested staff consider getting the other parties to share the cost of the project, including CCI. Bob Jasper asked for some guidance from the committee before making any decisions.

CCI's work plan was reviewed by the Health Department. We will have the report prior to the groundwater modeling project meeting on Friday.

**MOUNTAIN  
MEADOWS** Bob Jasper reviewed the situation involving Mountain Meadows CSD. Some discussion took place on this matter, but no formal action was taken.

BID OPENING

The bids for the new vehicles were opened and reviewed by the Board. After the bids were reviewed, it was determined that 3-Way Chevrolet was the only bidder that completed their bid to specifications, as well as being the bidder with the lowest price. After discussion was complete, President Backes entertained a motion that 3-Way Chevrolet be awarded the bids for all of the vehicles. Director Cowan made the motion, seconded by Director Prel and unanimously carried.

Director Vukich asked to be excused from the meeting.

TEHACHAPI  
BASIN  
WATERMASTER

A permanent transfer of water rights from Diana Abel was reviewed by the Board. The proposed transfer was from Diana E. Pecora Abel to Diana E. Abel, Trustee. After discussion was complete, Director Cowan made a motion that the transfer be approved, seconded by Director Prel and unanimously carried.

ANTELOPE RUN

Glenn Mueller, Antelope Run Project Manager, presented the Initial Study and proposed Negative Declaration for the Antelope Run Project and requested authorization to publish, post and file a Notice of Intent to Adopt Negative Declaration concerning the project and to send the Initial Study and proposed Negative Declaration to the State Clearinghouse for public comment.

Following discussion, on motion of Director Cowan, seconded by Director Adams and unanimously approved, the Project Manager was authorized and directed to sign, file, post and publish the Notice of Intent to adopt Negative Declaration and file Initial Study and proposed Negative Declaration with the State Clearinghouse for the 30 day public review period.

RESOLUTIONS  
FOR TRANSFER  
OF FUNDS

- a. RESOLUTION NO. 21-02 – RESOLUTION OF THE BOARD OF DIRECTORS FOR THE TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT FOR TRANSFER OF FUNDS- This resolution was for the transfer of funds from Fund 60184 (Debt Service Reserve) to the Fund 60170 (General Fund) in the amount of \$265,000;
- b. RESOLUTION NO. 22-02 – RESOLUTION OF THE BOARD OF DIRECTORS FOR THE TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT FOR TRANSFER OF FUNDS-

This resolution was for the transfer of funds from Fund 60180 (Debt Service) to the Fund 60170 (General Fund) in the amount of \$27,000;

- c. RESOLUTION NO. 23-02 – RESOLUTION OF THE BOARD OF DIRECTORS FOR THE TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT FOR TRANSFER OF FUNDS- This resolution was for the transfer of funds from Fund 60182 (State Water Payment) to the Fund 60170 (General Fund) in the amount of \$74,000;

The Board of Directors reviewed these resolutions and after discussion was complete, Director Prel introduced and moved for the adoption of Resolution 21-02, Resolution 22-02 and Resolution 23-02. Director Cowan seconded the motion and roll call was taken on the vote.

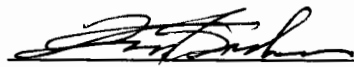
AYES: Adams, Backes, Cowan and Prel  
NOES: None  
ABSENT: None  
ABSTAIN: None

FINANCIAL

Vouchers #84-172 totaling \$402,688.13 to be paid from 60170 and additional Vouchers #173-180 totaling \$7,105.23 to be paid out of 60170; Voucher #4 totaling \$4,904.95 and additional Voucher #5 totaling \$1,680.00 to be paid from 60177; Voucher #4 totaling \$895.85 to be paid from Fund 60183 and Vouchers #5-6 totaling \$2,427.40 to be paid out of Fund 60186 were reviewed. After discussion was complete Director Cowan made a motion that the bills be paid, seconded by Director Adams and unanimously carried.

ADJOURNMENT

President Backes entertained a motion that the meeting be adjourned. Motion was made by Director Cowan, seconded by Director Adams and unanimously carried.

  
Karl M. Backes, President

  
Robert J. Jasper, Secretary

**TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
REGULAR MEETING OF THE BOARD OF DIRECTORS**

**September 18, 2002  
4:00 p.m.  
22901 Banducci Road**

President Backes called the meeting to order and asked for roll call.

**DIRECTORS  
PRESENT**

Adams, Backes, Cowan, Prel and Vukich

**OTHERS**

Bob Jasper, John Otto, Greg O'Brien, Tom Craft, Chuck Kelly,  
Bob Sheppard and John Yeakley. (Sign-In Sheet Attached)

**MINUTES**

Minutes of the Regular Meeting of August 21, 2002 were approved as presented with a motion made by Director Prel, seconded by Director Vukich and unanimously carried.

**MANAGER'S  
REPORT**

The District reduced its rate of flow from 21 cubic feet per second to 14 cubic feet per second, as planned, and the reservoir storage remains very high for this time of year.

In regard to the Chanac Creek Recharge Expansion, we received a unacceptable counter-offer. The take area is being revised to exclude the southeast corner on the south side of the Mojave Pipeline. The General Manager explained the property owner's argument with the offer to the Board and discussion ensued.

General Manager has asked for a meeting with the Kern County Department of Environmental Health Services to discuss our concerns with regard to the MTBE issue. A meeting was held with Greg O'Brien (CCI) and Dennis Wehls, Project Manager in this regard on September 17<sup>th</sup>.

The General Manager reviewed the status of the Antelope Run Project for the Board on behalf of Glenn Mueller. He explained that a public meeting is scheduled for September 25, 2002 at the Veterans Hall. Property owners and project sponsors will participate in the meeting.

The General Manager suggested that a Board member be appointed to attend the public meeting. After discussion was complete, President Backes appointed Director Cowan to attend the meeting.

Move to Agenda Item V.

CUMMINGS  
BASIN  
GROUNDWATER  
QUALITY

A meeting was held on August 23, 2002 and a discussion took place on the plan for the clean-up of the MTBE contamination by the California Correctional Institution. The General Manager reported that he had written a letter to the Kern County Department of Health Services, Brian Pitts, requesting a meeting to discuss Phase II of the plan, which is the actual remediation of the liquid phase. The vapor extraction is underway and has been reported to be very successful. Greg O'Brien, CCI, addressed the Board and reported the results of the vapor extraction through August 21<sup>st</sup>.

The General Manager explained the District's concerns with regard to the groundwater supply and he also reviewed Phase II of the clean-up. After discussion was complete, the General Manager said he felt the next most productive thing to do would be to have the meeting that has been requested with representation from all interested parties. Discussion ensued on this matter with various comments from audience members.

John Yeakley, Bear Valley CSD, said that Bear Valley CSD is concerned about contamination of the groundwater. He also voiced his concern with regard to the length of time the State has allowed for the clean-up.

Chuck Kelly, Stallion Springs CSD, echoed the concern that Bear Valley CSD expressed, stating that the main concern of Stallion Springs CSD has been the urgency with which this matter has been pursued. He said it looks now like they are finally associating some urgency as appropriate.

Greg O'Brien said he would appreciate any information that is available (technical or funding available).

President Backes said it looks like we are on the right track.

**CUMMINGS  
BASIN  
GROUNDWATER  
MODELING  
PROJECT**

The General Manager reported that a meeting was held on September 17<sup>th</sup> regarding the Cummings Basin Groundwater Modeling Project. Sharing the cost of the project was discussed at this meeting. The project estimate is approximately \$90,000. General Manager suggested that the cost be shared with Bear Valley CSD, Stallion Springs CSD, CCI, and the growers in the area; with the Watermaster responsible for half of the cost of the project. General Manager said the formation of a steering committee was also discussed. After discussion was complete, John Yeakley said that Bear Valley CSD is more concerned with the amount of time it will take to complete the model than they are the amount of their contribution towards the project. Discussion continued on this matter, but no formal action was taken.

**CHANAC  
CREEK  
RECHARGE**

The General Manager presented the Initial Study and proposed Negative Declaration for the Chanac Creek Recharge Expansion and requested authorization to post, publish and file a Notice of Intent to Adopt Negative Declaration concerning the project and to file the Initial Study and proposed Negative Declaration with the Kern County Clerk for the 30-day public review period.

Following discussion, on motion of Director Cowan, seconded by Director Adams and unanimously approved, the General Manager was authorized and directed to sign, file, post and publish the Notice of Intent to adopt Negative Declaration and file the Initial Study and proposed Negative Declaration with the Kern County Clerk for the 30-day public review period.

**STATEMENT  
OF INVEST-  
MENT POLICY**


The General Manager presented the Quarterly Report of the Kern County Treasurer concerning the County's Pooled Money Investment Program and, pursuant to Government Code section 53646(e), recommended that such report be filed. Following discussion, on motion of Director Cowan, seconded by Director Adams and unanimously carried, such report was received and ordered filed.

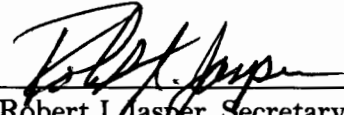
**FINANCIAL**

Vouchers #182-251 totaling \$73,812.66 to be paid from 60170 and additional Vouchers #252-270 totaling \$257,177.65 to be paid out of 60170; Voucher #4 totaling \$4,904.95 and additional Vouchers #6-7 totaling \$11,920.99 to be paid from 60177 and Voucher #7 totaling \$255.00 to be paid out of Fund 60186 were reviewed. After discussion was complete Director Prel made a motion that the bills be paid, seconded by Director Adams and unanimously carried.

ADJOURNMENT

President Backes entertained a motion that the meeting be adjourned. Motion was made by Director Vukich, seconded by Director Adams and unanimously carried.

  
Karl M. Backes, President

  
Robert J. Jasper, Secretary



**Tehachapi-Cummings  
County Water District**

**Regular Meeting  
September 18, 2002**

**SIGN-IN SHEET**

**NAME**

**AGENCY**

GAEL O'BRIEN

CCI

TOM CRAFT

SSCSD

CHUCK KELLY

SSCSD

BOB SHEPPARD

BVCSD

Jean Prel

TCCWD

JOHN YEAKLEY

BVCSD

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**TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
REGULAR MEETING OF THE BOARD OF DIRECTORS**

**October 16, 2002  
4:00 p.m.  
22901 Banducci Road**

President Backes called the meeting to order and asked for roll call.

**DIRECTORS  
PRESENT**

Adams, Backes and Prel

**OTHERS**

Bob Jasper, Glenn Mueller and John Otto

**MINUTES**

Minutes of the Regular Meeting of September 18, 2002 were approved as amended with a motion made by Director Prel, seconded by Director Adams and unanimously carried.

**MANAGER'S  
REPORT**

The General Manager reported that the District is still taking water at the rate of 14 cubic feet per second and the imported water system will be shut down October 31<sup>st</sup>. General Manager said there will be a carryover this year of a few hundred acre feet of water. He also reported that the lake level has risen one foot in the last two weeks and the District is putting water in the Chanac Creek Recharge at the rate of 1,400 gallons per minute.

A contract is currently being prepared for the Cummings Basin Groundwater Modeling Project. The contract should be available in November for Board consideration.

Regarding the MTBE clean-up in the Cummings Basin, we have received the work plan for Phase II of the clean-up and task calendar. The General Manager reviewed the clean-up plan and treatment process with the Board and some discussion took place.

The General Manager reported that he has been attending a series of long – range planning meetings at the Kern County Water Agency the past month.

Move to Agenda Item V.

**ANTELOPE RUN  
RESTORATION  
PROJECT**

- a. Discussion. Glenn Mueller addressed the Board and updated them on the project. A planning meeting is scheduled for next week and another community meeting is planned for next month. Mr. Mueller said there were four adjacent property owners that have

raised some concerns about the project. Mr. Mueller said he will work with the property owners to resolve these problems.

- b. Adoption of Negative Declaration. President Backes entertained a motion that the Board adopt the Negative Declaration. Motion was made by Director Adams, seconded by Director Prel and unanimously carried.
- c. Adoption of Deminimus Impact Findings and Authorize General Manager to Sign Certificate of Fee Exemption. President Backes entertained a motion that the Board adopt the Deminimus Impact Findings and authorize the General Manager to sign the Certificate of Fee Exemption. Director Adams made the motion, seconded by Director Prel and unanimously carried.
- d. Authorize General Manager to Execute and Post Notice of Determination. President Backes entertained a motion that the General Manager be authorized to execute and post Notice of Determination. Motion was made by Director Adams, seconded by Director Prel and unanimously carried.

Return to Agenda Item IV.

CHANAC  
CREEK  
RECHARGE  
EXPANSION

In regard to the Chanac Creek Recharge Expansion, the following items were considered by the Board:

- a & b. Approve Amended Appraisal Report on Ember Property. The Board reviewed the amended appraisal report on the Ember property and after discussion was complete, President Backes entertained a motion that the amended appraisal report on the Ember property be approved and the General Manager be authorized to make the statutory offer to acquire the property. Director Prel made the motion, seconded by Director Adams and unanimously carried.
- c. Adoption of Negative Declaration. President Backes entertained a motion that the Board adopt the Negative Declaration. Motion was made by Director Adams, seconded by Director Prel and unanimously carried.

- d. Adoption of Deminimus Impact Findings and Authorize General Manager to Sign Certificate of Fee Exemption. President Backes entertained a motion that the Board adopt the Deminimus Impact Findings and authorize the General Manager to sign the Certificate of Fee Exemption. Director Adams made the motion, seconded by Director Prel and unanimously carried.
  
- e. Authorize General Manager to Execute and Post Notice of Determination. President Backes entertained a motion that the General Manager be authorized to execute and post Notice of Determination. Motion was made by Director Adams, seconded by Director Prel and unanimously carried.

**TEHACHAPI  
BASIN  
WATERMASTER**

The Tentative Budget for the year 2003 was reviewed by the Board. After discussion was complete, President Backes entertained a motion that the budget be approved and the District pick up the cost thereof. Motion was made by Director Prel, seconded by Director Adams and unanimously carried.

**REQUEST FOR  
CONTRIBUTION**

The Board reviewed a request from the Water Association of Kern County for a contribution of \$1,163.00. After discussion was complete, Director Adams made a motion that the contribution be approved, seconded by Director Prel and unanimously carried.

**RESOLUTION  
NO. 24-02**

**RESOLUTION OF HE BOARD OF DIRECTORS OF THE  
TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
FOR TRANSFER OF FUNDS**

This resolution for the transfer of funds from the General Fund (60170) to the Emissions Reduction Debt Service Fund (60183) in the amount of \$131,767.50 was reviewed by the Board and after discussion was complete, Director Prel introduced and moved for the adoption of the resolution. The motion was seconded by Director Adams and roll call was taken:

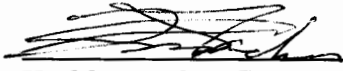
AYES: Adams, Backes and Prel  
NOES: None  
ABSENT: Cowan and Vukich

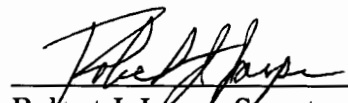
FINANCIAL

Vouchers #271-340 totaling \$97,156.45 to be paid from 60170 and additional Vouchers #341-352 totaling \$157,759.83 to be paid out of 60170; Vouchers #8-10 totaling \$15,615.20 to be paid from 60177 and Voucher #3 totaling \$131,767.50 to be paid out of Fund 60183 were reviewed. After discussion was complete, Director Prel made a motion that the bills be paid. The motion was seconded by Director Adams and unanimously carried.

ADJOURNMENT

President Backes entertained a motion that the meeting be adjourned. Motion was made by Director Adams, seconded by Director Prel and unanimously carried.

  
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Karl M. Backes, President

  
\_\_\_\_\_  
Robert J. Jasper, Secretary

**TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
REGULAR MEETING OF THE BOARD OF DIRECTORS**

**November 20, 2002  
4:00 p.m.  
22901 Banducci Road**

President Backes called the meeting to order and asked for roll call.

**DIRECTORS  
PRESENT**

Adams, Backes Cowan, Prel and Vukich

**OTHERS**

Bob Jasper, Glenn Mueller and John Otto

**MINUTES**

Minutes of the Regular Meeting of October 16, 2002 were approved as presented with a motion made by Director Prel, seconded by Director Cowan and unanimously carried.

**MANAGER'S  
REPORT**

The General Manager reported that the imported water system has been shut down. After the first of the year, we may pump our carryover and there may be interruptible water available to pump if the cost of the gas is not too high. The District pumped over 7,500 acre feet of water from the aqueduct this year.

A meeting is being held with the growers tomorrow to go over the delivery schedule for 2003 and another meeting will be planned after the first of the year. Some discussion took place on the Cummings Basin groundwater use.

A Cummings Basin Groundwater Modeling Project meeting is planned on December 4<sup>th</sup> to discuss the contract and the scope of work. All of the groundwater users will be involved, along with Stallion Springs CSD, Bear Valley CSD, Fairview Ranches and CCI. We would also like to meet with these parties after the first of the year to develop a voluntary groundwater management plan to avoid going back to Court.

In regard to the Chanac Creek Recharge Expansion, the District has a deal in process for the 20 acres. This is an agenda item.

The District is in receipt of the Department of Corrections' consultant's work plan for the MTBE cleanup and it has been reviewed by the District's consultants and also the County. The District submitted some suggested changes, however, the plan they come up with was pretty much in line with the District's recommendations. The changes that have been submitted involved timing and placement of one of the wells.

Move to Agenda Item VI.

ANTELOPE RUN  
RESTORATION  
PROJECT

Glenn Mueller, Project Manager, addressed the Board. Another public meeting is being planned for January. We are trying to have the plans completed by that time so that people can drop in at the meeting to see the plans. Negotiations with the adjoining property owners also need to be complete at that time. The project engineers, Montgomery Watson Harza, have been looking at the beneficial effect of the City installing a new culvert at Valley and being able to get that water under Valley without creating a backwater condition. There may be a possibility that we could reduce the width of the easement, because the water is going to go through there faster. Therefore, some of the adjoining property owners on the south side of Valley may benefit. The District's engineer is working with the City engineer to coordinate this.

Return to Agenda Item IV.

CHANAC  
CREEK  
RECHARGE  
EXPANSION

In regard to the Chanac Creek Recharge Expansion, the following items were considered by the Board:

- a. Resolution No. 25-02 – A Resolution of Necessity of the Board of Directors of Tehachapi-Cummings County Water District Relating to the Chanac Creek Recharge Area Expansion Project. The Board reviewed this resolution and after discussion was complete, Director Prel introduced and moved for the adoption of Resolution No. 25-02. Director Cowan seconded the motion and roll call was taken on the vote:

AYES: Adams, Backes, Cowan, Prel and Vukich

NOES: None

ABSENT: None

- c. Approve Escrow Instructions/Buy-Sell Agreement with owners of APN 222-233-23. Upon review of the escrow instructions, President Backes entertained a motion that the Board approve the escrow instructions. The motion was made by Director Cowan, seconded by Director Adams and unanimously approved.

**CUMMINGS  
BASIN  
GROUNDWATER  
MODELING  
PROJECT** This item was covered in the Manager's Report.

**TEHACHAPI  
BASIN  
WATERMASTER** . Tabled.

**RESOLUTION  
NO. 26-02** RESOLUTION OF HE BOARD OF DIRECTORS OF THE  
TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
FOR TRANSFER OF FUNDS

This resolution for the transfer of funds from the State Water Pay. Fund (60182) to the General Fund (60170) in the amount of \$150,000.00 was reviewed by the Board and after discussion was complete, Director Adams introduced and moved for the adoption of the resolution. The motion was seconded by Director Prel and roll call was taken:

AYES: Adams, Backes, Cowan, Prel and Vukich  
NOES: None  
ABSENT: None

**REQUEST FOR  
CONTRIBUTION** The Board reviewed a request from the California Water Awareness Campaign for \$723.00. After discussion was complete, Director Cowan made a motion that the contribution be approved, seconded by Director Adams and unanimously carried.

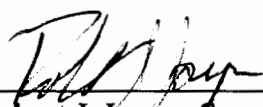
**FINANCIAL** Vouchers #353-419 totaling \$303,789.99 to be paid from 60170 and additional Vouchers #420-429 totaling \$34,035.10 to be paid out of 60170; Vouchers #11-13 totaling \$6,932.16 to be paid from 60177 and Vouchers #8-9 totaling \$2,804.38 to be paid out of Fund 60186 were reviewed. After discussion was complete, Director Cowan made a motion that the bills be paid. The motion was seconded by Director Adams and unanimously carried.

ADJOURNMENT President Backes entertained a motion that the meeting be adjourned. Motion was made by Director Prel, seconded by Director Cowan and unanimously carried.



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Karl M. Backes, President



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Robert J. Jasper, Secretary

**TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
REGULAR MEETING OF THE BOARD OF DIRECTORS**

**December 18, 2002  
4:00 p.m.  
22901 Banducci Road**

President Backes called the meeting to order and asked for roll call.

**DIRECTORS** Adams, Backes Cowan, Prel and Vukich  
**PRESENT**

**OTHERS** Bob Jasper, Noreen Fernandez (Tehachapi News) and John Otto

**MINUTES** Minutes of the Regular Meeting of November 20, 2002 were approved as presented with a motion made by Director Prel, seconded by Director Vukich and unanimously carried.

**MANAGER'S** The General Manager reported that seasonal maintenance continues on all of the District's facilities including the flood control projects. District Staff is currently working on the details for the 2003 water delivery schedule. We met with the major growers on November 21<sup>st</sup> and discussed delivery schedules for each of the agricultural users.  
**REPORT**

We also discussed with the Cummings Basin growers, the groundwater management plan and the groundwater model that we are preparing to work on. The "Oversight Committee" of the groundwater model study met on December 4<sup>th</sup> to work out the details of the contract. Legal Counsel has approved the contract as to form including the scope of work. Another meeting is scheduled for January 10<sup>th</sup>.

The Tehachapi Source Water Protection Plan has been completed and is available for your review.

The General Manager reported that the District will be 38 years old this March and on behalf of the Staff and all of the District's employees he thanked the Board for their guidance and support this past year and wished all a Merry Christmas and a Happy New Year.

**CUMMINGS  
BASIN  
GROUNDWATER  
MODELING  
PROJECT**

President Backes reviewed the contract for the Cummings Basin Groundwater Study between Tehachapi-Cummings County Water District and Fugro. After discussion was complete, President Backes entertained a motion that Staff be directed to sign the contract. Motion was made by Director Cowan, seconded by Director Vukich and unanimously carried.

**CHANAC  
CREEK  
RECHARGE  
EXPANSION**

This item was tabled.

**ANTELOPE RUN  
RESTORATION  
PROJECT**

The General Manager reported that a meeting is being scheduled with the City of Tehachapi and the Tehachapi Cemetery District regarding the possibility of a joint pipeline. The General Manager explained that the Tehachapi Cemetery District would transfer it's water rights to the City of Tehachapi in return for enough capital for the cemetery district to build a pipeline from the TCCWD mainline to the west side cemetery, taking them off City water. Glenn Mueller suggested that the District buy some capacity in that line for future use as well as for the irrigating the vegetative part of the project. Glenn Mueller is ready to start earthwork.

**GHCS  
CONJUNCTIVE  
USE PROJECT**

President Backes reviewed the project with the Board and stated he feels it is a good project. After discussion was complete, President Backes entertained a motion that the District accept the Letter of Intent and Authorize acceptance by the President. Motion was made by Director Vukich, seconded by Director Adams and unanimously carried.

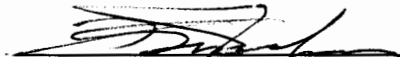
**REQUEST FOR  
CONTRIBUTION**


The Board reviewed a request from the California Farm Water Coalition. After discussion was complete, President Backes entertained a motion that the Board deny the request. Motion was made by Director Cowan, seconded by Director Prel and unanimously carried.

**FINANCIAL**

Vouchers #430-495 totaling \$81,830.80 to be paid from 60170 and additional Vouchers #496-502 totaling \$7,572.62 to be paid out of 60170; Voucher #14 totaling \$5,903.16 to be paid from 60177 and Voucher #1 totaling \$464,558.00 to be paid out of Fund 60182 were reviewed. After discussion was complete, Director Cowan made a motion that the bills be paid. The motion was seconded by Director Adams and unanimously carried.

ADJOURNMENT President Backes entertained a motion that the meeting be adjourned. Motion was made by Director Cowan, seconded by Director Vukich and unanimously carried.

  
Karl M. Backes, President

  
Robert J. Jasper, Secretary

**TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
REGULAR MEETING OF THE BOARD OF DIRECTORS**

**January 15, 2003  
4:00 p.m.  
22901 Banducci Road**

President Backes called the meeting to order and asked for roll call.

**DIRECTORS** Adams, Backes Cowan, Prel and Vukich  
**PRESENT**

**OTHERS** Bob Jasper, Glenn Mueller and John Otto

**MINUTES** Minutes of the Regular Meeting of December 18, 2002 were approved as presented with a motion made by Director Vukich, seconded by Director Prel and unanimously carried.

**MANAGER'S** The General Manager reported on the joint project with Golden Hills  
**REPORT** CSD. Infiltration tests will begin next week.

A meeting was held last week on the Cummings Basin Groundwater Modeling Project. The contractor will be here for two days to inventory the data the District has and leave us with a list of things we need to do. Bills were distributed to the committee members and Bob said he felt all of the parties will participate. Bob explained that the amount to be paid by each member was based on the total acre feet of groundwater pumped in 2001.

District Staff is having a meeting on Friday regarding the Cummings Valley Loop Lateral. The alignment and description are both done and we will begin work on obtaining easements. Discussion continued on this project. Bob Jasper added that the environmental assessment on the project needs to be amended because the route of the pipeline has changed. He said he is hopeful that we will have these documents for the next regular Board meeting. Staff is watching for a decrease in the price of pipe.

The District received notification from the DWR that entitlement has been increased to 45% for this year.

**CHANAC CREEK  
RECHARGE  
EXPANSION**

President Backes reviewed the amended escrow instructions for the Ember property. After discussion was complete, President Backes entertained a motion that the amended escrow instructions be approved. Motion was made by Director Prel, seconded by Director Cowan and unanimously approved.

**ANTELOPE RUN  
RESTORATION  
PROJECT**

Glenn Mueller updated the Board on the status of the Antelope Run Project. He said the environmental reviews still have not been completed by the Army Corps of Engineers and the EPA had some comments. These comments are being addressed and the reviews should be completed soon. The Dept. of Fish and Game said they would have a final agreement to the District by the end of this week.

Glenn Mueller reported that staff is taking a look at the easement wording and the condition of the easements in the area. Glenn stated that Legal Counsel feels that, in most instances, the District should obtain a new document from the underlying fee owners because the original easement was for water flow and with this project public activity will be introduced as well as a possible water line for irrigation purposes. The need to obtain these easements will slow the project down. Glenn said he did not feel that ground breaking would take place this spring. He also said he would address the project deadlines with the Department of Water Resources.

**REVISION  
OF HOURLY  
RATES – KUHS,  
PARKER &  
HUGHES**

The Board reviewed the request from Kuhs, Parker & Hughes for revision of their hourly rates. After discussion was complete, President Backes entertained a motion that the increase be approved. Motion was made by Director Prel, seconded by Director Adams and unanimously carried.

**APPOINTMENT  
OF SALARY  
COMMITTEE**

President Backes appointed Directors Cowan and Adams to the Personnel Committee for 2003.

**FINANCIAL**

Vouchers #503-555 totaling \$68,664.15 to be paid from 60170 and additional Vouchers #556-569 totaling \$27,290.28 to be paid out of 60170; and Voucher #4 totaling \$131,767.50 to be paid from 60183 were reviewed. After discussion was complete, Director Cowan made a motion that the bills be paid. The motion was seconded by Director Prel and unanimously carried.

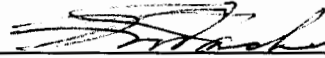
Minutes

January 15, 2003

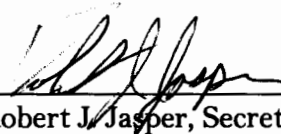
Page 3

**ADJOURNMENT**

President Backes entertained a motion that the meeting be adjourned. Motion was made by Director Vukich, seconded by Director Prel and unanimously carried.



Karl M. Backes, President



Robert J. Jasper, Secretary

**TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
REGULAR MEETING OF THE BOARD OF DIRECTORS**

**February 19, 2003  
4:00 p.m.  
22901 Banducci Road**

President Backes called the meeting to order and asked for roll call.

DIRECTORS Adams, Backes Cowan, Prel and Vukich  
PRESENT

OTHERS Bob Jasper and John Otto

MINUTES Minutes of the Regular Meeting of January 15, 2003 were approved as presented with a motion made by Director Prel, seconded by Director Vukich and unanimously carried.

MANAGER'S The General Manager said that staff would like to begin pumping the  
REPORT first week of March, but the natural gas rates are still high.

We have been working on the delivery schedule for this year. The only grower that is undecided is Kern Ridge Growers. Another meeting with the growers is scheduled for March 6. There will also be a meeting of the Cummings Basin Groundwater Model Project steering committee at this time.

A joint committee meeting was held with Bear Valley CSD. Karl Backes and Harry Cowan met with the staff, President and Vice President of Bear Valley CSD to discuss concerns with future water planning for Bear Valley CSD. General Manager reported that Bear Valley CSD signed a contract with Boyle Engineering to do a study on a fresh water treatment plant to pump water into Bear Valley. President Backes reviewed the concerns of Bear Valley CSD with the Board. He said Bear Valley's main concern is the permanence of the In-Lieu Agreement. Grimmway is operating under a five-year lease and they are concerned about renegotiating the contract with someone else. The other concern they have is whether or not the District has the ability to deliver adequate flow to recharge the basin or the capacity to deliver to the treatment plant during the summer months. After the discussion was complete, President Backes instructed staff to function as an intermediary between the parties involved to get this contract together.

A staff meeting was held on the Antelope Run Project in Legal Counsel's office with representatives from the City and the District. We are in the process of acquiring the necessary easements for the project.

Staff is working on the Cummings Valley lateral loop project. We are about ready to buy material, but we are waiting for the price of the pipe to come down. LaSalle Bank is offering a fast track, low interest loan for a public works project.

The General Manager reported that he has been attending meetings at the Kern County Water Agency regarding water policy and planning. He said the KCWA is currently working with the SWP contractors and the Department of Water Resources on the settlement of the lawsuit brought against the DWR by the Planning and Conservation League and others. He reported that the lawsuit is an attempt to delay or unwind the Monterey Agreement. Once the lawsuit is settled or adjudicated, there will be a number of changes or amendments made in our contracts with the KCWA and the State.

The General Manager reported that he was appointed to a Groundwater Task Force to study impacts on groundwater related to the land application of biosolids.

STATEMENT  
OF INVEST-  
MENT POLICY

The General Manager presented the Quarterly Report of the Kern County Treasurer concerning the County's Pooled Money Investment Program and, pursuant to government Code Section 53646(e), recommended that such report be filed. Following discussion, on motion of Director Cowan, seconded by Director Adams and unanimously carried, such report was received and ordered filed.

CLOSED SESSION

Tabled.

REPORT OF  
THE PERSONNEL  
COMMITTEE

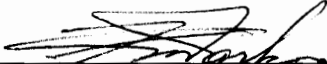
Director Cowan reported on the Personnel Committee meeting. Following the discussion, President Backes entertained a motion that the District personnel be given a 4% cost of living increase across the board. Motion was made by Director Cowan, seconded by Director Adams and unanimously carried.

FINANCIAL

Vouchers #570-634 totaling \$88,555.61 and additional Vouchers #635-651 totaling \$26,591.71 to be paid out of 60170; Vouchers #15-16 totaling \$844.58 and additional Vouchers #17-18 totaling \$850.00 to be paid from 60177; and Vouchers #10-12 totaling \$360.64 and additional Voucher #13 totaling \$1,200.00 to be paid out of 60186 were reviewed. After discussion was complete, Director Cowan made a motion that the bills be paid. The motion was seconded by Director Adams and unanimously carried.

ADJOURNMENT

President Backes entertained a motion that the meeting be adjourned. Motion was made by Director Vukich, seconded by Director Adams and unanimously carried.

  
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Karl M. Backes, President

  
\_\_\_\_\_  
Robert J. Jasper, Secretary

**TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
REGULAR MEETING OF THE BOARD OF DIRECTORS**

**March 19, 2003  
4:00 p.m.  
22901 Banducci Road**

President Backes called the meeting to order and asked for roll call.

DIRECTORS Adams, Backes Cowan, Prel and Vukich  
PRESENT

OTHERS Bob Jasper and John Otto

MINUTES Minutes of the Regular Meeting of February 19, 2003 were approved as presented with a motion made by Director Adams, seconded by Director Vukich and unanimously carried.

MANAGER'S Pumping operations began at the rate of 21 cubic feet per second on  
REPORT April 17. We have approximately 172 acre feet of carryover water to pump and there may be some Article 21 water available from the State, depending on the precipitation. To date, there has been 12½ inches of rain.

The price of fuel has come down and we have locked in at \$5.98 for the first week of pumping in April. For the first half of the second week we locked in at \$5.30, for the second half of the second week, we locked in at \$5.27. Staff continues to monitor the daily spot market.

Mr. Jasper reported on the Growers/Cummings Basin Groundwater Modeling Project committee meeting that took place on March 6. He said a progress report was provided by the contractor for the modeling project, which indicates that they are making good progress and they provided a list of information that they still need i.e., e-log information on the wells. In regard to the growers, most of the growers have a firm idea of their water requirements will be and we have based our water delivery schedule from the State accordingly.

In regard to the loop lateral project, Staff is scheduled to start construction.

Pipe prices may be dropping. Charlie Karoly will be at the District tomorrow to go over last minute design questions. We are going to go ahead and put in the line tap on the mainline below the reservoir and we are going to put the pressure maintaining station in Cummings Valley. Then everything will be ready to start trenching when we get the pipe. Staff is hopeful that the pipe price will come down in April.

REQUEST FOR CONTRIBUTION

The Board considered the request received from the Mobile Irrigation Lab. After discussion was complete, Director Cowan made a motion that the District contribute \$1,000. Motion was seconded by Director Adams and unanimously carried.

CLOSED SESSION

Tabled.

OTHER

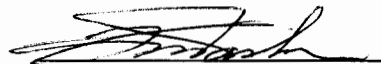
None.

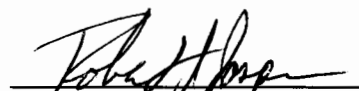
FINANCIAL

Vouchers #716-728 totaling \$46,474.25 and additional Vouchers #654-715 totaling \$90,122.65 to be paid out of 60170; Vouchers #19-20 totaling \$1,757.32 to be paid from 60177; and Vouchers #14 totaling \$357.00 to be paid out of 60186 were reviewed. After discussion was complete, Director Vukich made a motion that the bills be paid. The motion was seconded by Director Adams and unanimously carried.

ADJOURNMENT

President Backes entertained a motion that the meeting be adjourned. Motion was made by Director Vukich, seconded by Director Adams and unanimously carried.

  
Karl M. Backes, President

  
Robert J. Jasper, Secretary

**TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
REGULAR MEETING OF THE BOARD OF DIRECTORS**

**April 16, 2003**

**4:00 p.m.**

**22901 Banducci Road**

President Backes called the meeting to order and asked for roll call.

**DIRECTORS  
PRESENT**

Adams, Backes Cowan, Prel and Vukich

**OTHERS**

Bob Jasper, John Martin (BVCSO) and John Otto

**MINUTES**

Minutes of the Regular Meeting of March 19, 2003 were approved as presented with a motion made by Director Vukich, seconded by Director Adams and unanimously carried.

**MANAGER'S  
REPORT**

The General Manager reviewed the details of his written report and reviewed the current cost of natural gas and the proposed water rates. The Table I entitlement was increased to 65% and it is expected to continue to increase to 70% or 75%.

The annual Watermaster reports are being completed. Staff is also working on the preliminary budget for 2003-04. It is too early predict energy costs and water sale revenues, as well as the impact from the State's fiscal activities.

Work is progressing on the Cummings Valley Groundwater Modeling Project. Staff spoke with someone from the State and they said that work is progressing on the MTBE cleanup.

**RESOLUTION  
NO. 2-03 – 2003  
WATER RATES**

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
AMENDING ITS RESOLUTION NO. 15-76, 22-82 AND 25-87  
RELATING TO RATES FOR WATER AND ESTABLISHING OTHER  
CHARGES AND RULES AND REGULATIONS**

President Backes reviewed Resolution No. 2-03 and discussion took place. After discussion was complete, Director Prel introduced Resolution 2-03 and moved for its adoption. The motion was seconded by Director Cowan and roll call was taken on the vote:

AYES: Adams, Backes, Cowan, Prel and Vukich  
NOES: None  
ABSENT: None

APPOINTMENT  
OF BUDGET  
COMMITTEE

President Backes appointed Director Cowan and Director Adams to the 2003-04 Budget Committee.

RESOLUTION  
NO. 3-03 FOR  
TRANSFER  
OF FUNDS

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
FOR TRANSFER OF FUNDS**

President Backes reviewed Resolution No. 3-03 for the transfer of funds required to meet District obligations. After discussion was complete, Director Cowan introduced Resolution 3-03 and moved for its adoption. The motion was seconded by Director Adams and roll call was taken on the vote:

AYES: Adams, Backes, Cowan, Prel and Vukich  
NOES: None  
ABSENT: None

CLOSED SESSION

The Board went into Closed Session to confer with Legal Counsel.

The Board returned to Open Session.

ACTION

President Backes entertained a motion that the Board approve the letter prepared by Legal Counsel for the settlement of the case, PCL vs. DWR. Motion was made by Director Cowan, seconded by Director Vukich and unanimously carried.

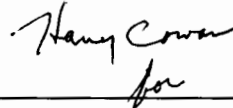
OTHER

None.

FINANCIAL

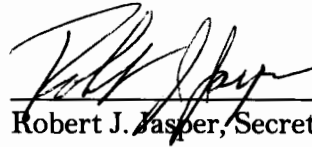
Vouchers #792-808 totaling \$210,411.27 and be paid out of 60170; Vouchers #21-22 totaling \$1,811.10 to be paid from 60177; and Voucher #4 totaling \$136,067.89 to be paid out of 60183 were reviewed. After discussion was complete, Director Cowan made a motion to approve the bills. The motion was seconded by Director Prel and unanimously carried.

ADJOURNMENT President Backes entertained a motion that the meeting be adjourned. Motion was made by Director Vukich, seconded by Director Adams and unanimously carried.



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Karl M. Backes, President



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Robert J. Jasper, Secretary

**TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
REGULAR MEETING OF THE BOARD OF DIRECTORS**

**May 21, 2003  
4:00 p.m.  
22901 Banducci Road**

Vice President Cowan called the meeting to order and asked for roll call.

**DIRECTORS** Adams, Cowan, Prel and Vukich  
**PRESENT**

**OTHERS** Bob Jasper, Glenn Mueller, John Otto and Anthony Chessick

**MINUTES** Minutes of the Regular Meeting of April 16, 2003 were approved as presented with a motion made by Director Prel, seconded by Director Adams and unanimously carried.

**MANAGER'S** The General Manager reported that the District is pumping water at  
**REPORT** the rate of 14 cubic feet per second and have been for the month of May. He also noted the lake level is at a record high. The allocation for State Project Water is now at 90%. That will give the District the water it needs as well as water for the KCWA long-term pool.

The natural gas rates were reviewed. Currently the rates are still above \$6 per mmbtu. The District was able to buy natural gas at \$5.26 per mmbtu by locking in the last day of April. The General Manager recommended that the water rates be decreased to reflect the change in gas rates.

A meeting is scheduled with Staff for the Prop. 13 Water Project for Golden Hills CSD. There is a Memorandum of Understanding on the agenda with regard to a wildlife enhancement provision. Glenn Mueller is here to address the Board in this regard.

Our Hydrologist, Ernie Weber, is scheduled to be here on Friday, May 23 to meet with regard to the Cummings Basin Groundwater Modeling Project.

District Staff is preparing the 2003-2004 Preliminary Budget and a committee meeting will be held prior to the June Board meeting.

**OTHER** Mr. Anthony Chessick addressed the Board to notify them about a potential new wind project in the Southern Sierras. He was concerned with providing a wildlife enhancement project to provide water to the displaced wildlife in the area. The Board took no action, because the project is outside the District boundaries.

**RESOLUTION  
NO. 4-03 –  
APPROPRIA-  
TIONS LIMIT  
RESOLUTION**

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
RELATING TO APPROPRIATION OF VARIOUS FUNDS  
OF THE DISTRICT AND IN ACCORDANCE WITH CERTAIN  
PROCEDURES AND RULES RELATIVE THERETO AS DEFINED  
IN RESOLUTION 3-80 OF THIS BOARD OF DIRECTORS**

The General Manager reviewed the purpose of this resolution. After discussion was complete, Vice President Cowan entertained a motion that the resolution be adopted. Director Prel introduced Resolution No. 4-03 and moved for its adoption. The motion was seconded by Director Vukich, and roll call was taken on the vote:

AYES: Adams, Cowan, Prel and Vukich  
NOES: None  
ABSENT: Backes

**RESOLUTION  
NO. 5-03 – 2003  
WATER RATES**

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
AMENDING ITS RESOLUTION NO. 15-76, 22-82 AND 25-87  
RELATING TO RATES FOR WATER AND ESTABLISHING OTHER  
CHARGES AND RULES AND REGULATIONS**

Vice President Cowan reviewed Resolution No. 5-03 and discussion took place. After discussion was complete, Director Prel introduced Resolution 5-03 and moved for its adoption. Director Adams seconded the motion and roll call was taken on the vote:

AYES: Adams, Cowan, Prel and Vukich  
NOES: None  
ABSENT: Backes

**MEMORANDUM  
OF UNDER-  
STANDING -  
GHCS D WATER  
SUPPLY PROJECT**

Mr. Jasper explained the project to the Board. He explained that the Memorandum of Understanding is for additional water for an existing wildlife habitat enhancement project, which would be a benefit of the project and would increase the cost/benefit ratio. After discussion was complete, Vice President Cowan entertained a motion that the General Manager be authorized to sign the Memorandum of Understanding. Motion was made by Director Prel, seconded by Director Vukich and unanimously carried.

**BENEFIT  
ASSESSMENT -  
SET HEARING  
DATE**

The hearing date for the 2003-2004 benefit assessment was set for July 16 at 4:00 p.m.

**TEHACHAPI  
BASIN  
WATERMASTER**

The Board reviewed the Temporary Assignment of Water Right from the Kubicek Trust to Kern Ridge Growers for 203.333 acre feet of allowed pumping allocation. After discussion was complete, Vice President Cowan entertained a motion that the transfer be approved. Motion was made by Director Prel, seconded by Director Adams and unanimously carried.

**CUMMINGS  
VALLEY  
LATERAL  
LOOP**

Mr. Jasper reviewed the proposal of Karpe Fisher Merriman, Inc. to provide appraisal services for the Cummings Valley Lateral Loop Project. After discussion was complete, Vice President Cowan entertained a motion that the proposal be accepted. Motion was made by Director Prel, seconded by Director Adams and unanimously carried.

**TCCWD  
MASTERCARD  
ACCOUNT**

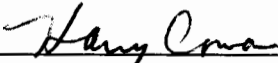
A request was made to increase the credit line on one of the District's credit card accounts. This account is used to purchase the computers, supplies and other necessary equipment used by District personnel. After discussion was complete, Director Prel made a motion that the credit line be increased to \$6,000.00. Director Adams seconded the motion and it was unanimously carried.

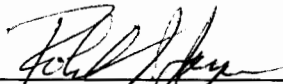
**FINANCIAL**

Vouchers #890-900 totaling \$40,087.00 and additional Vouchers #811-889 totaling \$261,615.05 to be paid out of 60170; Vouchers #23-24 totaling \$3,856.94 to be paid from 60177 were reviewed. After discussion was complete, Director Adams made a motion to approve the bills. The motion was seconded by Director Vukich and unanimously carried.

**ADJOURNMENT**

President Backes entertained a motion that the meeting be adjourned. Motion was made by Director Vukich, seconded by Director Adams and unanimously carried.

  
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Harry M. Cowan, Vice President

  
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Robert J. Jasper, Secretary

**TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
REGULAR MEETING OF THE BOARD OF DIRECTORS**

**June 18, 2003  
4:00 p.m.  
22901 Banducci Road**

Vice President Cowan called the meeting to order and asked for roll call.

**DIRECTORS** Adams, Cowan, Prel and Vukich  
**PRESENT** President Backes was absent.

**OTHERS** Bob Jasper, Glenn Mueller, John Otto and Ernie Weber

**MINUTES** Minutes of the Regular Meeting of May 21, 2003 were approved as revised with a motion made by Director Prel, seconded by Director Vukich and unanimously carried.

**OTHER** Ernie Weber, the District's Hydrologist, addressed the Board and reported on the status of the Cummings Valley Groundwater Modeling Project. He reported that a meeting had taken place with FUGRO to review the Phase I draft report. He also reviewed his comments on the draft report with the Board and he said that most of his comments dealt with misspellings and changes on the maps. He also briefly described how the model was put together and how it would work. Bob Jasper then said that a meeting with the steering committee has been scheduled for July 29<sup>th</sup> to distribute the draft report for review.

**MANAGER'S** The General Manager reviewed the details of his written report. He  
**REPORT** reported that the District continues to pump at the rate of 21 cubic feet per second and the lake level remains at a very acceptable level.

The Budget Committee met and reviewed the draft of the Preliminary Budget and it is here for consideration today.

District Staff continues to work with the KCWA on the PCL vs. DWR case, but we have not received any information on the settlement.

In regard to the Cummings Valley Lateral Loop Project, we are in the process of acquiring the easements. The Negative Declaration is on the agenda for consideration today.

In regard to the Antelope Run Project, work has begun and Glenn Mueller updated the Board on the progress. He reported that the Kern County Fire Department and the City Fire Department volunteered to burn the weeds in the channel. He said that water was available from the water main in the event of any problem. He also described the plan to

put a waterline along the bike path and explained that it would be used for irrigation and could be used for hook-ups if anyone wants one.

**RESOLUTIONS  
FOR TRANSFER  
OF FUNDS**

The Board of Directors considered the following resolutions for transfer of funds and after discussion was complete, action was taken as follows:

Resolution No. 6-03: Resolution of the Board of Directors of the Tehachapi-Cummings County Water District for transfer of funds from the U. S. Debt Fund (60180) to the General Fund (60170) in the amount of \$10,000.00;

Resolution No. 7-03: Resolution of the Board of Directors of the Tehachapi-Cummings County Water District for transfer of funds from the General Fund (60170) to the Major Repair and Overhaul Fund (60181) in the amount of \$63,000.00;

Resolution No. 8-03: Resolution of the Board of Directors of the Tehachapi-Cummings County Water District for transfer of funds from the Debt Service Reserve Fund (60184) to the General Fund (60170) in the amount of \$3,636.26; and

Resolution No. 9-03: Resolution of the Board of Directors of the Tehachapi-Cummings County Water District for transfer of funds from the State Water Payment Fund (60182) to the General Fund (60170) in the amount of \$828,724.00.

Director Adams introduced Resolutions No. 6-03 through 9-03 and moved for adoption of same. Motion was seconded by Director Vukich and unanimously carried. Roll call was taken on the vote:

AYES: Adams, Cowan, Prel and Vukich  
NOES: None  
ABSENT: Backes

**RESOLUTION  
NO. 10-03 – 2003  
WATER RATES**

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
AMENDING ITS RESOLUTION NO. 15-76, 22-82 AND 25-87  
RELATING TO RATES FOR WATER AND ESTABLISHING OTHER  
CHARGES AND RULES AND REGULATIONS**

Vice President Cowan reviewed Resolution No. 10-03 and discussion took place. After discussion was complete, Director Prel introduced Resolution 10-03 and moved for its adoption. Director Adams seconded the motion and roll call was taken on the vote:

AYES: Adams, Cowan, Prel and Vukich  
NOES: None  
ABSENT: Backes

**PRELIMINARY  
BUDGER FOR  
FY 2003-2004**

The Board reviewed the Preliminary Budget for Fiscal Year 2003-2004 and the Committee made its report. After discussion was complete, Vice President Cowan entertained a motion that the Preliminary Budget be approved. Motion was made by Director Prel, seconded by Director Adams and unanimously carried.

**CUMMINGS  
VALLEY  
LATERAL  
MODIFICATIONS**

The Board considered the following items regarding the Cummings Valley Lateral Modification Project:

Adoption of Negative Declaration. After discussion was complete, Vice President Cowan entertained a motion that the Board adopt the Negative Declaration. Motion was made by Director Prel, seconded by Director Adams and unanimously carried.

Adoption of Deminimus Impact Findings and Authorize General Manager to Sign Certification of Fee Exemption. Vice President Cowan entertained a motion that the Board adopt the Deminimus Impact Findings and authorize the General Manager to sign the Certificate of Fee Exemption. Director Adams made the motion, seconded by Director Prel and unanimously approved.

**TEHACHAPI  
BASIN  
WATERMASTER**

The Board reviewed the following Temporary Assignment of Water Rights requests:

From Grant Sullivan to John Pulford – 20 AF of Allowed Pumping Allocation;

From NIRS to West Tehachapi Mutual Water Company – 30 AF of Allowed Pumping Allocation;

From Sun Trails to Grimmway Farms – 203.333 AF of Allowed Pumping Allocation;

From Grant Frezieres to Kern Ridge Growers – 39 AF of Allowed Pumping Allocation;

From David Ha to Kern Ridge Growers – 29.166 AF of Allowed Pumping Allocation;

From Kubicek to Kern Ridge Growers – 101.666 AF of Allowed Pumping Allocation

The requests for temporary assignment of water rights were reviewed by the Board and after discussion was complete, Vice President Cowan entertained a motion that the transfers be approved. Motion was made by Director Prel, seconded by Director Adams and unanimously carried.

STATEMENT OF INVESTMENT POLICY

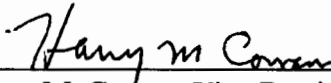
The General Manager presented the Quarterly Report of the Kern County Treasurer concerning the County's Pooled Money Investment Program and, pursuant to Government Code Section 53646(e), recommended that such report be filed. Following discussion, on motion of Director Adams, seconded by Director Prel and unanimously carried, such report was received and filed.


FINANCIAL

Vouchers #901-957 totaling \$286,733.59 and additional Vouchers #958-971 totaling \$21,988.30 to be paid out of 60170 were reviewed. After discussion was complete, Director Vukich made a motion to approve the bills. The motion was seconded by Director Prel and unanimously carried.

ADJOURNMENT

Vice President Cowan entertained a motion that the meeting be adjourned. Motion was made by Director Adams, seconded by Director Prel and unanimously carried.

  
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Harry M. Cowan, Vice President

  
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Robert J. Jasper, Secretary