

MINUTES

TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
REGULAR MEETING OF THE BOARD OF DIRECTORS  
December 13, 2023, 3:00 P.M.  
22901 Banducci Road, Tehachapi, CA 93561

- Item 1. Call to Order and Roll Call**  
**Directors Present:** Ables, Hall, Sasia, Schultz, Zanutto  
**Legal Counsel:** Robert Kuhs  
**Staff in Attendance:** Catherine Adams, Jon Curry, LaMinda Madenwald, Tom Neisler, Crystal Sampson
- Item 2. Announcement**  
President Schultz announced this meeting is being audio recorded, including all Board, Staff, and Public comments.
- Item 3. Flag Salute**  
The Pledge of Allegiance was led by Director Zanutto.
- Item 4. Approval of Agenda**  
Director Zanutto moved to approve the agenda. Director Ables seconded the motion, and it was carried on the following vote: Ayes: Ables, Hall, Sasia, Schultz, Zanutto; Noes: None; Abstain: None; Absent: None. Motion passed.
- Item 5. Comments by any Party on Items of Interest and Within the Subject Matter Jurisdiction of the Legislative Body**  
None
- Item 6. Consent Calendar - Consent items are considered routine and are intended to be acted upon as a single item, without discussion. During this portion of the meeting, the Consent Calendar will be read aloud. Prior to approval, the President will give the Board the opportunity to remove any item from the Consent Calendar to be discussed and voted on individually. The President will also give staff and the public the opportunity to request any item be discussed individually, in which case the President will determine whether the item will be removed from the Consent Calendar. The remaining calendar will be acted upon. Any removed items will then be heard and acted upon individually.**
- a. Approve Minutes of the Regular Board Meeting of November 15, 2023
  - b. Approve Financial Report and Payment of Bills
  - c. Approve 2024 Regular Board Meeting Schedule and Holiday Schedule
- President Schultz asked if there were any items the Board, Staff or Public would like to remove for discussion and there were none.
- Director Sasia moved to approve the Consent Calendar. Director Zanutto seconded the motion, and it was carried on the following vote: Ayes: Ables, Hall, Sasia, Schultz, Zanutto; Noes: None; Abstain: None; Absent: None. Motion passed.
- Item 7. General Manager's Report**  
Mr. Neisler reported on the following:  
-He shared a photo of the unveiling of the plaque dedicating the District's water importation system to Robert "Bob" Jasper. The 50<sup>th</sup> anniversary celebration of water being imported into the District was a

- success; all of the speakers did a great job, the family was honored, and the weather that day was beautiful. He thanked everyone for their participation.
- On 12/01/2023, DWR announced an initial 10% Table A Allocation and released the final Environmental Impact Report (EIR) for the Delta Conveyance Project (DCP) on 12/08/2023. The Press Release is attached to the Staff Report, and he highlighted the chart that shows the impact over time with the DCP and without the DCP. It anticipates the 10% reduction of SWP Allocations over the next 10 years and shows the DCP will yield an average of about 500,000 Acre Feet (AF) per year. Most of the benefit comes in wet years, not dry years.
  - The District's importation system was shut down on November 22, 2023. The total importation for 2023 was 9,556 AF even with starting in March rather than February. This is a testament to Mr. Curry and the Operations team keeping things operating at peak efficiency and working above and beyond the call of duty. Large amounts of water were also banked locally and in the San Joaquin Valley.
  - DWR will release the next Table A Allocation in January, and he described how the allocation is calculated and some of their projections.
  - A new Jetstream chart was displayed and the windspeeds associated with it. The chance for significant weather, including atmospheric rivers, hitting the west coast is higher than normal with some forecast for this weekend. He explained these are all new tools that help experts forecast weather more accurately.
  - The reservoir conditions chart shows Lake Oroville is at 66% capacity and 131% of historical average and San Luis Reservoir is at 56% capacity and 104% of historical average. Snow-water content statewide is 37% of average for this date in the year.
  - The Monthly Operations Summary shows for the month of November, 636 AF of water was imported, and 54 AF was delivered. He explained the current cost of natural gas for the month versus the revenue, is not a sustainable model. Overall, the results are good with In-District recharge at 4,690 AF YTD and San Joaquin Valley recharge at 14,231 AF YTD (7,166 AF retained).
  - The January payment to KCWA for the Statement of Charges was \$2,596,508.00 which covers 60% of the estimated bill for 2024. The total bill for 2024 is \$4.1 million which is more than a 20% increase from last year. This includes the State Water Contractors' share of the cost for the Oroville Spillway reconstruction. The total bill is within what the District estimated for the Ad-Valorem Tax Rate, so there should not be significant impacts to next year's tax rate. One of the driving factors for the significant increase in the Statement of Charges was the \$77 million error DWR made in the calculation of the bill last year. In addition, DWR miscalculated the volumes in the San Luis Reservoir by almost 200,000 AF. These errors caused significant problems for water managers in the state.
  - At the Federal level, California water interests have suffered some significant setbacks with the passing of Senator Feinstein and the resignation of Congressman McCarthy. Assemblyman Vince Fong is running for Congressman McCarthy's seat, and he is conversant with water issues and our District.
  - Stallion Springs CSD has hired a new General Manager, Laura Lynne Wyatt. She previously served as Supervisor Scrivner's Chief of Staff and in the past, has served on GHCSO and the TVRPD Board of Directors. He exchanged emails congratulating her and offering any support we could give her in that new role.
  - Active Shooter training will be conducted this Friday from 8:00am to 12:00pm, if any Directors are interested in attending.
  - He offered to answer any questions the Board or Public may have and there were none.

**Item 8. Operations Report**

Mr. Curry reported on the following:

- As Mr. Neisler mentioned, another successful importation season has come to end with 9,556 AF of water imported. Pump Systems and Pipeline Departments performed great this season.
- Efforts are now being focused on maintenance, repair, and project work.

- SWRCB issued the Sanitary Survey Report on the Public Water System in November and it contained nine action items. Staff has responded with the schedule of completion for the items and many of these were already on the District's maintenance program prior to the inspection.
- Brite Lake data from December 8, 2023, was elevation 4,349.2', volume 843.8 AF, and level 23.2'. All Tehachapi Basin extraction wells are shutdown.
- He described the projects and tasks performed by the Pumping Systems and Pipeline Staff as listed in the Staff Report. The mechanics attended a two day alignment training to eliminate the need for outsourcing that process. Mr. Curry and the Pumping Systems Supervisor met with Mobil and Waukesha representatives to discuss extending oil change intervals. The Pipeline Staff continued installing meters, worked on Capital Improvement Projects, and made repairs.
- After two instances of fuel system repairs on District vehicles, Staff had samples taken from the diesel and gasoline fueling tanks in the yard. The diesel tank sample contained debris, so Staff had both tanks cleaned and inspected. The vehicle fuel system repairs were costly, so Staff is looking into extended warranty options.
- Staff is working to complete the annual report for the Streambed Alteration Permit with the California Department of Fish and Wildlife (CDFW) and finish up tank maintenance with Superior Tank through the end of this year and in to next.

Director Hall asked the name of the company who conducted the alignment training and Mr. Curry responded it was a company named ACOEM and they are the manufacturer of the alignment tool. Director Zanutto asked how long they determined they can extend the oil changes out. Mr. Curry explained that currently they are changed at 900 hour intervals for the Waukesha engines at Plant 1. The Superior engines, in contrast, are about 1900 hour intervals. They are currently looking to extend the Waukeshas to 1000-1100 hours, but there are limitations, and a lot will depend on the oil analysis that will be done. He further explained the limitations with regard to geometry, engine set up and cost of alterations versus oil cost savings. President Schultz referenced the fuel system repairs and asked if there is a fuel pump fix in place from the manufacturer yet. Mr. Curry confirmed there is no upgraded pump at this time and there are some class actions suits going on over this issue.

**Item 9. Receive and File June 30, 2023, Audited Comprehensive Financial Report**

Ms. Sampson stated the Board is requested to receive and file the audited Fiscal Year 2022-23 Annual Comprehensive Financial Report (ACFR). Van Lant & Fankhanel, LLP have completed the annual audit and have issued another unmodified, clean opinion and the financial statements are fairly presented in conformity with Generally Accepted Accounting Principles. Printed copies of the ACFR are available to the Public upon request and will be available on the District's website.

The Ad-Hoc Audit Committee, Directors Ables and Sasia, met with Mr. Greg Fankhanel prior to the RBM to discuss the audit and ask questions. The Committee recommends that the Board receive and file the June 30, 2023, audited ACFR.

Mr. Fankhanel stated he reviewed the ACFR with the Committee in great detail and as mentioned, the District has received a clean opinion. This document has been prepared for submittal to GFOA for a Certificate of Excellence in Financial Reporting. He thanked management for their assistance in the audit process. He pointed out the three sections in the Table of Contents of the report and stated their audited opinion covers the financial section and the rest is required for GFOA. He offered to answer any questions. Mr. Neisler commented that the GFOA certificate is a lot of work, and the District has received it for the last 12 years. He commended Staff for carrying that on achievement. Director Zanutto asked if the accumulated and unpaid employee vacation and sick leave has a cap. Ms. Madenwald stated sick leave does not have a cap, but the vacation does and employees can only carry two years' worth of vacation on the books. Director Zanutto commented that with the price of natural gas increasing, the Net Position will continue to decrease. Mr. Neisler agreed and stated that part of the large increase was due

to the fact that the District sold back natural gas last year. Director Zanutto asked if the water in Brite Lake and the Banked Water were recognized as assets and Mr. Neisler stated they are not. President Schultz asked Mr. Fankhanel if he had any suggestions for improvement and he commented that any recommendations they have had over the years, the District has taken immediate action on and with no significant findings, the District should just keep doing what they are doing.

Director Hall moved that the Board receive and file the June 30, 2023, Audited Comprehensive Financial Report. Director Sasia seconded the motion, and it was carried on the following vote: Ayes: Ables, Hall, Sasia, Schultz, Zanutto; Noes: None; Abstain: None; Absent: None. Motion passed.

**Item 10. Discussion Regarding Statement of Investment Policy**

Ms. Sampson stated at the November 15<sup>th</sup> RBM, Staff presented options for the Board to consider regarding the District's Investment Policy. The Board directed Staff to provide additional data regarding how potential investment options performed over varying financial conditions and longer periods. Staff contacted Dmitry Semenov, who served as the Municipal Advisor during the recent bond issuance, for his assistance and he recommended contacting Optimized Investment Partners (OIP), and investment advisory firm specializing in small municipal districts. Upon meeting with OIP, Staff found that OIP offers services that may be valuable to the District, and they provided a sample investment policy, tailored to the District, that also complies with the 2023 updates to the CA Local Agency Investment Guidelines.

Staff desires direction from the Board to continue this investigation and suggests the President may want to consider appointing a committee to review these findings. She reviewed each of the Investment Pool Performance Charts attached to the Staff Report. President Schultz commented that he is glad this exercise was done, and it looks as if the outperformance of these options does not last throughout the years. He noted Kern County Treasury and LAIF never seem to dip as far down as the others and are more consistent. Ms. Sampson agreed those are safe investments and this chart is reassuring of that, however, it may still be beneficial to have a third option during these particular times. Mr. Neisler added that one of the tasks was to research if any of these funds have ever lost principle and the chart indicates that has not happened. If the District instituted a more active management structure, such as OIP offers, it could benefit from spreading the District's investment pool to different maturities to take advantage of the current higher return rates. A formal proposal has not been requested from OIP, but they have indicated that their typical fee schedule is about 12 basis points per year. Discussion took place and the Board agreed to investigate this topic further. President Schultz established an Ad-Hoc Investment Advisory Committee of Directors Zanutto and Hall and thanked Staff for this research; it was helpful.

**Item 11. Discussion Regarding Cost-of-Service, Rate and Fee Study**

Mr. Neisler stated at the September 20, 2023, RBM, the Board authorized Staff to solicit a Request for Proposal (RFP) for a Cost-of-Service, Rate and Fee Study. The RFP is Attachment A to the Staff Report and the package was sent to ten selected consultants (Attachment B). The deadline to submit proposals was December 6, 2023, and no proposals were received. He shared some new updates to the CA Government Code Section 1090 (Conflict of Interest) as it applies to consulting firms who help in the preparation of an RFP and how they may be disqualified from proposing on the project.

The District has seen significant increases in costs, which include natural gas and debt service and this needs to be analyzed. The last update to the rate schedule was in 2016 and he discussed some of the current rates that are inadequate. He reviewed several options for the Board to consider on how to proceed as written in the Staff Report. The Board and Staff discussed options, consultant availability, how it was done in the past, Mr. Kuhs advised on the Proposition 218 election process and the need for an engineering study to be legally defensible, as opposed to Staff looking at the rate internally. The Board directed Staff to reach out to the previously solicited firms to inquire about their lack of proposal

submissions, expand the solicitation outside of the original ten firms, and have Staff investigate the rates internally.

**Item 12. Authorize Staff to Solicit Bids for “Engine Package Procurement for Pumping Plant No. 2 & 3”**

Mr. Curry stated Staff has been working a lot on this project and is now asking the Board to authorize Staff to solicit bids for the engine package procurement for Pumping Plants 2 and 3. This project includes procurement of eight rich-burn natural gas fired engines, emissions systems, controls systems, spare parts, and tools to replace the current Superior 2406 engines. Staff held multiple meetings with Provost & Pritchard as well engine suppliers and utilized the 2015 engine replacement project as a template to develop these bid documents. Staff has reviewed the supporting information and the DRAFT procurement documents, deeming them substantially complete. Staff feels the project is at a point to solicit bid packages from suppliers to keep the project moving forward. The Staff Report contains a tentative project schedule as Attachment A and provides a link to the procurement documents as it is a large document. This project will be funded by the bond proceeds issued by the District in FY 22/23. He offered to answer any questions the Board or Public may have.

Director Zanutto expressed concern for giving the suppliers enough time to get their bids in. Mr. Curry stated they discussed that with the consultant and with the suppliers being very engaged in the process, they are very familiar with the project, as a lot of them were in 2015, so they feel this is an appropriate amount of time to get the bids in.

Director Sasia moved that the Board authorize Staff to solicit bids for the Engine Package Procurement for Pumping Plants No. 2 & 3. President Schultz seconded the motion, and it was carried on the following vote: Ayes: Ables, Hall, Sasia, Schultz, Zanutto; Noes: None; Abstain: None; Absent: None. Motion passed.

**Item 13. Adopt Resolution 19-23 Reopening, Renaming and Changing the Purpose of Fund 60173**

Ms. Madenwald stated this is a housekeeping item to be able to account for all the necessary transactions for the bond issue in a separate fund account. In order to set up a fund account, we need to change the name of one of the unused fund accounts we have on record with Kern County. Since the unused accounts were previously closed, the process will be to reopen Fund 60173, rename it, and change the purpose.

President Schultz moved for adoption of Resolution 19-23 reopening, renaming and changing the purpose of Fund 60173. Director Hall seconded the motion, and it was carried on the following vote: Ayes: Ables, Hall, Sasia, Schultz, Zanutto; Noes: None; Abstain: None; Absent: None. Motion passed.

**Item 14. Approve Rate Increase for Legal Services from LeBeau Thelen, Attorneys at Law**

Mr. Neisler stated he will present this item and Mr. Kuhs is available to answer any questions. In 2011, the Board adopted Resolution 14-11 (Attachment A) setting a policy for engaging legal counsel for the District which states, “The compensation of general counsel and special counsel will be set by the Board.” The District’s general counsel, LeBeau Thelen, is requesting an increase in their hourly compensation (Attachment B). The current rates have been in effect since December 1, 2019, with Kuhs & Parker, Attorneys at Law (Attachment C). When Mr. Kuhs joined LeBeau Thelen on March 2, 2021, the District executed a new Legal Services Agreement with that firm at the same rates (Attachment D). Kuhs & Parker, and their successor LeBeau Thelen have served as the District’s general counsel since 1982. They are intimately involved with our operations and are currently fully engaged in a number of ongoing District activities. Mr. Neisler discussed the working relationship, the benefits of using this firm, and their proposed rates in comparison to other law firms providing similar services. He reviewed the rates other local districts are paying as noted in the Staff Report. Mr. Neisler stated that while it is entirely a Board decision, given the expertise of Mr. Kuhs and the District’s long-standing relationship, he believes that the requested rate increase from \$275/hour to \$325/hour seems reasonable to him. The fiscal impact will

depend on how much his services are utilized. The requested increase is 18.2% and the current year budget for legal services is \$180,000.

President Schultz thanked Mr. Kuhs and stated he really appreciates all that he does for the Board, and he feels the rate increase is overdue. Mr. Kuhs thanked him and noted that in the past, they have tried to reevaluate their rates every 2-3 years and, in this instance, that anniversary fell during the transition of law firms as well as getting the Cummings Basin Adjudication complete, so he tabled the request.

President Schultz moved that the Board approve the hourly rate schedule per the LeBeau Thelen request dated November 1, 2023, to be effective on January 1, 2024. Director Hall seconded the motion, and it was carried on the following vote: Ayes: Ables, Hall, Sasia, Schultz, Zanutto; Noes: None; Abstain: None; Absent: None. Motion passed.

**Item 15. Adopt Minute Order to Update the Signature Authorities with the Kern County Auditor Controller**

Ms. Madenwald stated this is another housekeeping item. This matter came to her attention when she was requesting the renaming of Fund 60173 and even though the County no longer processes checks for the District, they do still have a Signature Authority Card process to identify the District's Authorized Representatives and confirm transfers. The Signature Authority Cards are in need of updating and the Minute Order attached to the Staff Report designates the signers and representatives. Staff requests the Board consider adoption of the Minute Order to accomplish the update.

President Schultz asked about a couple of scenarios and Ms. Madenwald answered his questions noting transfers require two signatures.

Director Hall moved for adoption of Minute Order, dated December 13, 2023, approving the list of Authorized Signers and Authorized Representatives for the TCCWD Signature Authority Cards and authorize the Kern County Auditor Controller to make the changes. Director Sasia seconded the motion, and it was carried on the following vote: Ayes: Ables, Hall, Sasia, Schultz, Zanutto; Noes: None; Abstain: None; Absent: None. Motion passed.

**Item 16. Report on Fall 2023 ACWA JPIA Conference**

Mr. Neisler stated the ACWA Fall Conference was held in Indian Wells, CA on November 28-30, 2023. Director Hall attended the JPIA Conference on November 27-28, 2023, and Director Ables, President Schultz, and Mr. Neisler attended the ACWA Conference. Mr. Neisler found the committee meetings very informative this year. He presided over his last Region 6 & 7 meeting as Chair. He shared information on a private sector vendor that has developed forecasting tools that have predicted the Table A Allocation in California within a 20% range for the last 7 years in a row. His notes on the conference are Attachment A to the Staff Report. Part of the Board's reimbursement policy is that any Director that attends a training that requires an expense reimbursement provides a report to the Board.

President Schultz enjoyed the conference and provided a report on the sessions he attended. Some key points were that ACWA/JPIA is very strong financially, despite 2022 being the second largest loss year of the insurance market, and there was a 20% increase in property program rates this last July. Dave Eggerton promoted the website QuenchCa.com which contains a library of current water projects in California and highlights the importance of water management and infrastructure improvements. There were presentations on water conservation, climate crisis, and equity. The Emissary Award was presented, there was a discussion on the Voluntary Agreements and unimpaired flows, and he shared information on the healthy river programs and success rates. A water industry trend session talked about reducing farmland in California which currently produces 60% of the fresh fruits and vegetables for the entire United States. As reductions happen, the nation will become more reliant on more food imports. There were concerns for food safety and food independence in the case of wars or pandemics as supplies can be

cut. From the Region 6 & 7 meeting, he learned that 10 million acre feet of water, on average, flow into the Delta each year and 30 million acre feet on a wet year. Being able to alter that and move more water down the system would be wonderful. There was a training on dealing with the media and he shared that “the objective when talking to a reporter is to be clear, concise and consistent. Build your message. List facts. Group similar topics. Create messages that are supported by facts. Structure your answers. Answer the questions. Transition to your main points. Conclude with perspective.” They used the acronym KISS, Keep It Short and Simple, and recommend issuing Press Releases to make official statements rather than let rumors fly, and create a District fact sheet to eliminate answering the same questions repeatedly. He shared information about the San Joaquin Valley agriculture water users and the extensive reporting requirements. A groundwater accounting platform was created so water users can track water availability and use.

Director Ables reported he attended most of the same programs as President Schultz, so he won’t reiterate those. One of the other sessions he attended was an Emergency Preparedness class that focused the Paradise Fire and he shared some of the lessons learned from it. With this being his first conference, he said it was very overwhelming with all the information, but he learned a lot and appreciated the opportunity to attend. The San Joaquin Valley had a lot of flood water from the rains last year and with the state waiving permits for recharge, they were able to utilize 93,000 acres of land to capture water for recharge which he felt was a great use. He appreciated President Schultz and Mr. Neisler helping guide him throughout the conference.

Director Hall stated the Joint Powers Insurance Authority (JPIA) is a membership of agencies and they provide property, worker’s compensation, and employee benefits. When JPIA felt that the California restrictions on public agency investments were so severe, they created an insurance captive, California Water Investment Fund (CWIF), in Utah. With the investment freedom through the Utah Code, JPIA received a 3.9% return versus a 2% return over their current existence. The Executive Committee talked about a new service they are providing members named KYND. This is a firm in England that will go on your web presence and interrogate your assets and provide a report on your weaknesses and strengths. JPIA is considering making Cyber Insurance a stand alone program. Dave Eggerton made a speech at the Board of Directors meeting and stated he wants to create a General Managers Summit with dedicated programs they can find lessons learned and best practices, and there is a need for better alliance with agriculture and labor to prevent legislative disaster. Director Hall shared a chart displaying an Insurance Tower and explained how the claim cost thresholds apply to each insurance tier. For Worker’s Compensation Insurance, water districts are doing a good job of keeping employees healthy and safe. The Property Insurance claims are growing due to severe weather conditions. The Health Insurance programs had a surplus as many members did not go to the doctor or dentist for routine visits during COVID, so they slowly fed that back to agencies with subsidized rates. The Pharmacy Benefit Manager changed for the health insurance plans. Mr. Neisler referred to Director Hall’s mention of KYND services and said it has not been rolled out yet, but the District will be getting information on how to subscribe to it and will take advantage of that offer.

**Item 17. Board of Directors Comments**

None.

**Item 18. Adjourn to Closed Session**

President to reference Closed Session items as presented on Agenda, then Board to adjourn to Closed Session.

- a. In Accordance with Exhibit A Attached hereto, TCCWD v. City of Tehachapi *Et al.*
- b. In Accordance with Exhibit B Attached hereto, DWR v. All Persons Interested in Authorization of WaterFix Revenue Bonds, et al.; DWR v. All Persons Interested In The Matter of the Authorization of Delta Program Revenue Bonds, *Et al.*

- c. In Accordance with Exhibit C Attached hereto, Rosedale-Rio Bravo WSD *Et al.* v. Kern County Water Agency *Et al.*
- d. In Accordance with Exhibit D Attached hereto, Performance Evaluation – General Manager

The Board adjourned to Closed Session at 5:21 p.m.

**Item 19. Return to Open Session**

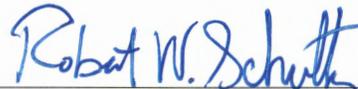
The Board returned to Open Session at 7:16 p.m.

**Report Action Taken in Closed Session:**

- a. No reportable action.
- b. No reportable action.
- c. No reportable action.
- d. President Schultz reported that an Ad-Hoc Committee was created for review and streamlining of the General Manager performance evaluation process. The Ad-Hoc Committee will include Director Sasia and President Schultz.

**Item 20. Adjournment**

The meeting was adjourned at 7:17 p.m. on a motion made by Director Hall, seconded by Director Sasia and carried on the following vote: Ayes: Ables, Hall, Sasia, Schultz, Zanutto; Noes: None; Abstain: None; Absent: None. Motion passed.

  
Robert W. Schultz, Board President

  
Catherine Adams, Board Secretary



**CLOSED SESSION ITEM DESCRIPTIONS**

(Gov. Code § 54954.5)

A. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Gov. Code § 54956.8.)

Description of Property: \_\_\_\_\_  
Proposed District Negotiator: \_\_\_\_\_  
Negotiating Parties: \_\_\_\_\_  
Subject of Conference: \_\_\_\_\_

B. CONFERENCE WITH LEGAL COUNSEL (Gov. Code § 54956.9.)

1. Existing Litigation: County of Sacramento Superior Court Case No. Case No. 34-  
2022-80003892  
Name of Case: TCCWD v. City of Tehachapi *Et al.*

2. Anticipated Litigation: \_\_\_\_\_  
Gov. Code § 54956.9 (b): \_\_\_\_\_  
Gov. Code § 54956.9 (c): \_\_\_\_\_

C. PUBLIC EMPLOYEES (Gov. Code § 54957.)

1. Appointment: \_\_\_\_\_  
Title: \_\_\_\_\_  
2. Employment: \_\_\_\_\_  
Title: \_\_\_\_\_  
3. Performance Evaluation: \_\_\_\_\_  
Title: \_\_\_\_\_  
4. Discipline/Dismissal/Release: \_\_\_\_\_

D. CONFERENCE WITH LABOR NEGOTIATOR (Gov. Code § 54957.6.)

Agency Negotiator: \_\_\_\_\_  
Employee Organization: \_\_\_\_\_  
Unrepresented Employee: \_\_\_\_\_



**CLOSED SESSION ITEM DESCRIPTIONS**

(Gov. Code § 54954.5)

**A. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Gov. Code § 54956.8.)**

Description of Property: \_\_\_\_\_  
Proposed District Negotiator: \_\_\_\_\_  
Negotiating Parties: \_\_\_\_\_  
Subject of Conference: \_\_\_\_\_

**B. CONFERENCE WITH LEGAL COUNSEL (Gov. Code § 54956.9.)**

1. Existing Litigation: Two Cases  
Names of Cases: DWR v. All Persons Interested in Authorization of WaterFix Revenue Bonds, et al.; DWR v. All Persons Interested In The Matter of the Authorization of Delta Program Revenue Bonds, et al.
2. Anticipated Litigation: \_\_\_\_\_  
Gov. Code § 54956.9 (b): \_\_\_\_\_  
Gov. Code § 54956.9 (c): \_\_\_\_\_

**C. PUBLIC EMPLOYEES (Gov. Code § 54957.)**

1. Appointment: \_\_\_\_\_  
Title: \_\_\_\_\_
2. Employment: \_\_\_\_\_  
Title: \_\_\_\_\_
3. Performance Evaluation: \_\_\_\_\_  
Title: \_\_\_\_\_
4. Discipline/Dismissal/Release: \_\_\_\_\_

**D. CONFERENCE WITH LABOR NEGOTIATOR (Gov. Code § 54957.6.)**

Agency Negotiator: \_\_\_\_\_  
Employee Organization: Not Applicable  
Unrepresented Employee: \_\_\_\_\_



**CLOSED SESSION ITEM DESCRIPTIONS**

(Gov. Code § 54954.5)

A. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Gov. Code § 54956.8.)

Description of Property: \_\_\_\_\_  
Proposed District Negotiator: \_\_\_\_\_  
Negotiating Parties: \_\_\_\_\_  
Subject of Conference: \_\_\_\_\_

B. CONFERENCE WITH LEGAL COUNSEL (Gov. Code § 54956.9.)

1. Existing Litigation: KCSC No. BCV 21100418 TSC  
Name of Case: Rosedale-Rio Bravo WSD *Et al.* v. Kern County Water Agency  
*Et al.*

2. Anticipated Litigation: \_\_\_\_\_  
Gov. Code § 54956.9 (b): \_\_\_\_\_  
Gov. Code § 54956.9 (c): \_\_\_\_\_

C. PUBLIC EMPLOYEES (Gov. Code § 54957.)

- 1. Appointment: \_\_\_\_\_  
Title: \_\_\_\_\_
- 2. Employment: \_\_\_\_\_  
Title: \_\_\_\_\_
- 3. Performance Evaluation: \_\_\_\_\_  
Title: \_\_\_\_\_
- 4. Discipline/Dismissal/Release: \_\_\_\_\_

D. CONFERENCE WITH LABOR NEGOTIATOR (Gov. Code § 54957.6.)

Agency Negotiator: \_\_\_\_\_  
Employee Organization: \_\_\_\_\_  
Unrepresented Employee: \_\_\_\_\_



**CLOSED SESSION ITEM DESCRIPTIONS**

(Gov. Code § 54954.5)

**A. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Gov. Code § 54956.8.)**

Description of Property: \_\_\_\_\_  
Proposed District Negotiator: \_\_\_\_\_  
Negotiating Parties: \_\_\_\_\_  
Subject of Conference: \_\_\_\_\_

**B. CONFERENCE WITH LEGAL COUNSEL (Gov. Code § 54956.9.)**

1. Existing Litigation: \_\_\_\_\_  
Name of Case: \_\_\_\_\_  
\_\_\_\_\_  
2. Anticipated Litigation: \_\_\_\_\_  
Gov. Code § 54956.9 (b): \_\_\_\_\_  
Gov. Code § 54956.9 (c): \_\_\_\_\_

**C. PUBLIC EMPLOYEES (Gov. Code § 54957.)**

1. Appointment: \_\_\_\_\_  
Title: \_\_\_\_\_  
2. Employment: \_\_\_\_\_  
Title: \_\_\_\_\_  
3. Performance Evaluation: \_\_\_\_\_  
Title: General Manager  
4. Discipline/Dismissal/Release: \_\_\_\_\_

**D. CONFERENCE WITH LABOR NEGOTIATOR (Gov. Code § 54957.6.)**

Agency Negotiator: \_\_\_\_\_  
Employee Organization: Not Applicable  
Unrepresented Employee: \_\_\_\_\_