



Tehachapi-Cummings County Water District

Our Water • Our Future

Directors:
John M. Ables
Gerald Davis
Jonathan Hall
Robert W. Schultz

Officers:
Robert W. Schultz, *President*
Jonathan Hall, *Vice President*
Thomas P. Neisler, *General Manager*
Catherine Adams, *Secretary*
Crystal Sampson, *Treasurer*

AGENDA

Special Meeting of the Board of Directors

June 5, 2026, at 11:00 AM

Location: Tehachapi-Cummings County Water District
22901 Banducci Road, Tehachapi, CA 93561

1. Call to Order and Roll Call
2. Announcement: The meeting is being audio recorded, including all Board, Staff, and Public comments.
3. Flag Salute
4. Approval of Agenda
5. Comments by any Party on Items of Interest Within the Subject Matter Jurisdiction of the Legislative Body
 - a. Public comments may be made:
 - i. In person at location above
 - ii. Via email in advance of meeting to cadams@tccwd.com
6. Approve Check Register
7. Choose Method to Fill Board Vacancy
8. Board of Directors Comments
9. Closed Session – President to reference Closed Sessions 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, City of Tehachapi vs. TCCWD
 - c. In Accordance with Exhibit C Attached hereto, City of Tehachapi vs. TCCWD
10. Adjournment

Note: A person with a qualifying disability under the Americans with Disabilities Act of 1990 may request that the District (1) make agendas available in appropriate alternative formats, and (2) provide a disability-related modification or accommodation, including auxiliary aids or services, to participate in any public meeting of the Board of Directors. A request for modification or accommodation shall be made in person, or by telephone, facsimile or written correspondence to the General Manager at the District's office at least seven days before the public meeting for which the modification or accommodation is requested.



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 Gov. Code §54956.9(d)(1): County of Sacramento Superior Court Case No. 34-2022-80003892
Name of Case: Tehachapi-Cummings County Water District v. City of Tehachapi *Et al.*

2. Anticipated Litigation: _____
Gov. Code § 54956.9 (d)(2): _____
Gov. Code § 54956.9(d) (4): _____

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: _____



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

1. Existing Litigation Gov. Code §54956.9(d)(1): KCSC Case No. BCV-23-104134
Names of Cases: City of Tehachapi v. Tehachapi-Cummings County
Water District

2. Anticipated Litigation: _____
Gov. Code § 54956.9 (d)(2): _____
Gov. Code § 54956.9 (d)(4): _____

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Title: _____

2. Employment: _____
Title: _____

3. Performance Evaluation: _____
Title: _____

4. Discipline/Dismissal/Release: _____

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Agency Negotiator: _____
Employee Organization: Not Applicable
Unrepresented Employee: _____



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Description of Property: _____
Proposed District Negotiator: _____
Negotiating Parties: _____
Subject of Conference: _____

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

- 1. Existing Litigation Gov. Code §54956.9(d)(1): KCSC Case No. BCV-24-101512
Names of Cases: City of Tehachapi vs. Tehachapi-Cummings County Water District
- 2. Anticipated Litigation:
Gov. Code § 54956.9 (d)(2): _____
Gov. Code § 54956.9 (d)(4): _____

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- 1. Appointment: _____
Title: _____
- 2. Employment: _____
Title: _____
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Agency Negotiator: _____
Employee Organization: Not Applicable
Unrepresented Employee: _____

SPECIAL CHECK REGISTER
For the Period from
May 28, 2026 to June 4, 2026

Check #	Name	Line Description	Amount
11238	Vancuren, Jason	Field Survey, Create Simple Plat	\$2,400.00
11239	WM Lyles	Cummings Valley Mainline Repair Assistance (Thru 4/17/26)	\$8,582.80
11240	ST of CA-Dept Fish & Wildlife	#65112 Programmatic Stream Maintenance Agreement	\$9,270.75
Check Total			\$20,253.55

TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT
 SPECIAL MEETING OF THE BOARD OF DIRECTORS
 June 5, 2026 at 11:00 AM

TOPIC: Choose Method to Fill Board Vacancy
 ITEM FOR: Action
 PURPOSE: Determine method to fill vacancy for Division 1 Director
 IMPACT: Administration

SUBMITTED BY: Tom Neisler

EXECUTIVE SUMMARY

Choose method to fill vacancy on Board of Directors created by resignation of Joseph Sasia, Division 1.

BACKGROUND

Director Joseph Sasia resigned his Board position via email on May 15, 2026. At the May 20, 2026, Regular Board Meeting, the Board of Directors formally accepted his resignation.

Government Code Section 1780 (see Attachment “A”) provides for several methods to fill such a vacancy. The options are summarized as follows:

1. The District must notify the County Clerk within 15 days of the resignation. Done 05/29/26 (see Attachment “B”)
2. The remaining members of the Board may fill the vacancy by appointment or by calling an election. (Govt. Code 1780(c).)
3. The District Board must fill the vacancy within 60 days. (Govt. Code 1780(d).) – By July 14, 2026
4. The District must post notice of the vacancy in at least 3 conspicuous places in the District at least 15 days before appointment. (Govt. Code 1780(d).)
5. The District must notify the County elections official within 15 days after the appointment. (Govt. Code 1780(d)(1).)
6. The vacancy occurred in the second half of the four-year term, thus if the Board appoints a candidate to fill the vacancy, the appointee would serve the remainder of the term (until the November 3, 2026 General Election) (Govt. Code 1780(d)(3).)
7. If the Board does not fill the vacancy within 60 days, the County Board of Supervisors may fill the vacancy.

Options for Action:

1. If Board decides to appoint replacement:
 - a. direct staff to post solicitation for interested candidates.
 - i. Set deadline for application submittals.
 1. Staff recommendation = July 2, 2026
 - b. Set date for meeting to select candidate.
 - i. Must occur prior to July 14, 2026 – thus July 15 RBM would be too late.
 1. Staff recommendation = Special Board Meeting on July 10, 2026
2. If Board desired to hold special election:
 - a. Could not be scheduled before the November 3, 2026 General Election

- b. Regardless of method to fill vacancy, the full four-year term election for Division 1 Director will be on November 3, 2026 General Election ballot.

Attachment "C" is an exhibit showing the boundaries of Division 1.

Due to the tight time constraints on this process, staff has taken the liberty of setting some preliminary dates for action (as outline above) and also made arrangements to have the required notice submitted to the *Tehachapi News* for publication next week (Attachment "D"). All of these dates are to be approved by the Board and can be adjusted pending Board direction.

FISCAL IMPACT

If the Board fills the vacancy by appointment, the cost will be limited to payment of Directors for attending required special meeting(s) at \$105 per Director per day of service.

RECOMMENDED MOTION

TBD based on Board decision.

ATTACHMENTS

A – Government Code Section 1780.

B – County Clerk Notification of Vacancy, dated May 29, 2026

C - Division 1 boundary exhibit

D – Notice of Vacancy, dated June 5, 2026 for publication in Tehachapi News June 10 and 17, 2026

ATTACHMENT "A"

California Code, Government Code - GOV § 1780

Current as of January 01, 2025 | Updated by [Findlaw Staff](#)

(a) Notwithstanding any other provision of law, a vacancy in any elective office on the governing board of a special district, other than those specified in [Section 1781](#), shall be filled pursuant to this section.

(b) The district shall notify the county elections official of the vacancy no later than 15 days after either the date on which the district board is notified of the vacancy or the effective date of the vacancy, whichever is later.

(c) The remaining members of the district board may fill the vacancy either by appointment pursuant to subdivision (d) or by calling an election pursuant to subdivision (e).

(d)(1) The remaining members of the district board shall make the appointment pursuant to this subdivision within 60 days after either the date on which the district board is notified of the vacancy or the effective date of the vacancy, whichever is later. The district shall post a notice of the vacancy in three or more conspicuous places in the district at least 15 days before the district board makes the appointment. The district shall notify the county elections official of the appointment no later than 15 days after the appointment.

(2) If the vacancy occurs in the first half of a term of office and at least 130 days prior to the next general district election, the person appointed to fill the vacancy shall hold office until the next general district election that is scheduled 130 or more days after the date the district board is notified of the vacancy, and thereafter until the person who is elected at that election to fill the vacancy has been qualified. The person elected to fill the vacancy shall hold office for the unexpired balance of the term of office.

(3) If the vacancy occurs in the first half of a term of office, but less than 130 days prior to the next general district election, or if the vacancy occurs in the second half of a term of office, the person appointed to fill the vacancy shall fill the balance of the unexpired term of office.

(e)(1) In lieu of making an appointment the remaining members of the board may within 60 days of the date the district board is notified of the vacancy or the effective date of the vacancy, whichever is later, call an election to fill the vacancy.

(2) The election called pursuant to this subdivision shall be held on the next established election date provided in Chapter 1 (commencing with [Section 1000](#)) of [Division 1 of the Elections Code](#) that is 130 or more days after the date the district board calls the election.

(f)(1) If the vacancy is not filled by the district board by appointment, or if the district board has not called for an election within 60 days of the date the district board is notified of the vacancy or the effective date of the vacancy, whichever is later, then the city council of the city in which the district is wholly located, or if the district is not wholly located within a city, the board of supervisors of the county representing the larger portion of the district area in which the election to fill the vacancy will be held, may appoint a person to fill the vacancy within 90 days of the date the district board is notified of the vacancy or the effective date of the vacancy, whichever is later, or the city council or board of supervisors may order the district to call an election to fill the vacancy.

(2) The election called pursuant to this subdivision shall be held on the next established election date provided in Chapter 1 (commencing with [Section 1000](#)) of Division 1 of the Elections Code that is 130 or more days after the date the city council or board of supervisors calls the election.

(g)(1) If within 90 days of the date the district board is notified of the vacancy or the effective date of the vacancy, whichever is later, the remaining members of the district board or the appropriate board of supervisors or city council have not filled the vacancy and no election has been called for, then the district board shall call an election to fill the vacancy.

(2) The election called pursuant to this subdivision shall be held on the next established election date provided in Chapter 1 (commencing with [Section 1000](#)) of Division 1 of the Elections Code that is 130 or more days after the date the district board calls the election.

(h)(1) Notwithstanding any other provision of this section, if the number of remaining members of the district board falls below a quorum, then at the request of the district secretary or a remaining member of the district board, the appropriate board of supervisors or the city council shall promptly appoint a person to fill the vacancy, or may call an election to fill the vacancy.

(2) The board of supervisors or the city council shall only fill enough vacancies by appointment or by election to provide the district board with a quorum.

(3) If the vacancy occurs in the first half of a term of office and at least 130 days prior to the next general district election, the person appointed to fill the vacancy shall hold the office until the next general district election that is scheduled 130 or more days after the date the district board is notified of the vacancy, and thereafter until the person who is elected at that election to fill the vacancy has been qualified. The person elected to fill the vacancy shall hold office for the unexpired balance of the term of office.

(4) If the vacancy occurs in the first half of a term of office, but less than 130 days prior to the next general district election, or if the vacancy occurs in the second half of a term of office, the person appointed to fill the vacancy shall fill the balance of the unexpired term of office.

(5) The election called pursuant to this subdivision shall be held on the next established election date provided in Chapter 1 (commencing with [Section 1000](#)) of Division 1 of the Elections Code that is held 130 or more days after the date the city council or board of supervisors calls the election.



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May 29, 2026

ATTACHMENT "B"

Aimee X. Espinoza
Kern County Auditor-Controller-County Clerk
1115 Truxtun Avenue
Bakersfield, CA 93301-4639

RE: NOTICE OF VACANCY ON BOARD OF DIRECTORS

Dear Ms. Espinoza:

On May 15, 2026, I received an email from Joseph Sasia, Director, Division 1, resigning his position on our Board of Directors. The Board of Directors, accepted his resignation at their regular meeting on May 20, 2026. Thus, a vacancy was created. Please accept this letter as notification thereof.

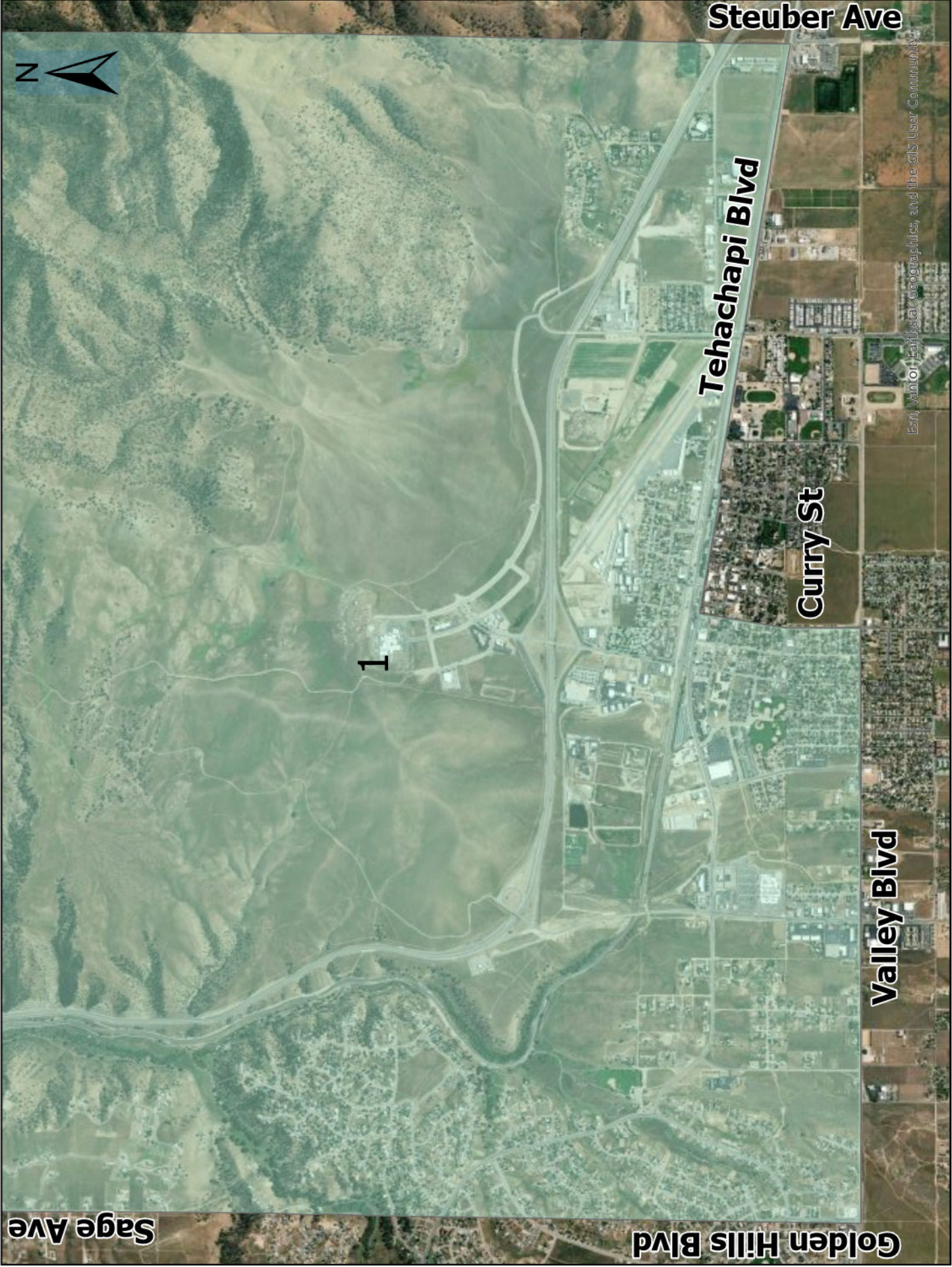
The Board of Directors will schedule a Special Board Meeting to discuss the method to fill the vacancy. We shall notify you of the procedure chosen once the decision is made, in accordance with Section 1780 of the Government Code.

Regards,

Thomas P. Neisler
General Manager

ATTACHMENT "C"

TCCWD Division 1 Boundary



Esri, Vantor, Earthstar Geographics, and the GIS User Community

ATTACHMENT "D"

TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT

Notice of Vacancy on the Board of Directors
[Gov. Code, § 1780]

PLEASE TAKE NOTICE:

Pursuant to section 1780 of the Government Code, notice is provided that the resignation of Joseph Sasia on May 15, 2026, has created a vacancy in the office of Director for Division 1 on the Board of Directors of Tehachapi-Cummings County Water District.

The remaining Directors of Tehachapi-Cummings County Water District intend to fill such vacancy by appointment made at a Special meeting of the Board of Directors to be held on July 10, 2026, at 11:00 AM. Persons residing within Division 1 of the District and otherwise qualified to serve as a Director who are interested in being appointed to fill such vacancy are invited to submit their interest and qualifications to the District as soon as possible. The deadline to submit a name and resume is July 2, 2026, at 4:30 PM. A map showing the boundaries of Division 1 is available for public inspection on the District website and during normal business hours at the District's office located at 22901 Banducci Road, Tehachapi, California.

Dated: June 5, 2026



Catherine L. Adams
Board Secretary