

MINUTES

TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
REGULAR MEETING OF THE BOARD OF DIRECTORS  
October 21, 2020 3:00 P.M.  
22901 Banducci Road, Tehachapi, CA 93561

ANNOUNCEMENT: THIS MEETING IS BEING CONDUCTED VIA TELECONFERENCE AS AUTHORIZED BY GOVERNOR GAVIN NEWSOM'S EXECUTIVE ORDER N-25-20. DIRECTORS AND THE PUBLIC WILL HAVE THE OPTION OF ATTENDING VIA THE ZOOM MEETING APP. THE MEETING ID IS 597-332-8446. THE PASSWORD IS 1021RBM. ANYONE WHO WISHES TO PARTICIPATE IN PERSON MAY DO SO AT THE DISTRICT BOARDROOM, 22901 BANDUCCI ROAD, TEHACHAPI, CA 93561. ALL WHO ATTEND THE MEETING IN PERSON MUST ADHERE TO SOCIAL DISTANCING REQUIREMENTS.

**Item 1. Call to Order and Roll Call**

**Directors Present:** Cassil (remote), Hall (remote), Pack (remote), Schultz (remote), Zanutto (remote)

**Legal Counsel:** Bernie Barmann (remote)

**Staff in Attendance:** Catherine Adams (in person), Jon Curry (remote), LaMinda Madenwald (remote) and Tom Neisler (in person)

**Item 2. Announcement**

President Pack announced this meeting is being audio recorded, including all Board, Staff, and Public comments.

**Item 3. Flag Salute**

The Pledge of Allegiance was foregone.

**Item 4. Approval of Agenda**

Director Hall moved to approve the Agenda. Director Cassil seconded the motion and it was carried on the following vote: Ayes: Cassil, Hall, Pack, Schultz, Zanutto; Noes: None; Abstain: None; Absent: None.

**Item 5. Comments by any Party on Items of Interest and Within the Subject Matter Jurisdiction of the Legislative Body**

There were no comments made in person, via Zoom, or by email.

**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 September 16, 2020
- b. Approve Financial Report and Payment of Bills
- c. Accept General Manager Certification of Completion of Parking Lot Resurfacing Project

President Pack asked if there were any items the Board, Staff or Public would like to remove for discussion. Director Hall requested to remove Item a. and Director Cassil requested to remove Item b. President Pack removed them.

Director Hall moved to approve Item 6.c., Accept General Manager Certification of Completion of Parking Lot Resurfacing Project. Director Zanutto seconded the motion and it was carried on the following vote: Ayes: Cassil, Hall, Pack, Schultz, Zanutto; Noes: None; Abstain: None; Absent: None.

Item 6.a.- Director Hall referred to the Minutes and stated that in Item 7., page 3, it states the lake level rose 300 feet. Mr. Neisler stated that is an error and should be stricken from the Minutes. Director Hall referred to the second paragraph of Item 12., Board of Directors Comments, where it mentions “previous General Managers were unable to do” and he corrected the word “unable” to “unwilling” as he was not referencing their capacity. Ms. Adams requested to correct a typo in Item 11., page 7; “Grand” Deed should be “Grant” Deed.

Director Hall moved to approve Item a. as amended, the Minutes of the Regular Board Meeting of September 16, 2020. Director Zanutto seconded the motion and it was carried on the following vote: Ayes: Cassil, Hall, Pack, Schultz, Zanutto; Noes: None; Abstain: None; Absent: None.

Item 6.b.- Director Cassil referenced check #6246 for Shell Energy and asked Mr. Neisler to provide details on natural gas purchasing as she has heard on the news that natural gas has risen to over \$3.00/mmbtu and is the highest since 2019. Mr. Neisler stated natural gas prices are volatile and the District’s actual Kern River burned price for September was \$2.95/mmbtu. That is a blended rate of gas purchased in 2017 and in the summer of 2020. Currently he is looking at gas for 2023. Typically, the long range markets are less volatile than the short range. The weather and hurricanes have had a tremendous impact on the day-to-day spot prices for natural gas. President Pack commented that for check #6209, the line description does not accurately describe the purchase. Mr. Neisler agreed and stated there were many other more expensive parts in that order as Core & Main is one of the main plumbing supply distributors. He apologized and stated he has talked to Staff about this.

Director Cassil moved to approve Item 6.b., Financial Report and Payment of Bills. Director Hall seconded the motion and it was carried on the following vote: Ayes: Cassil, Hall, Pack, Schultz, Zanutto; Noes: None; Abstain: None; Absent: None.

**Item 7. General Manager’s Report**

Mr. Neisler reported on the following matters:

- The picture in the Staff Report is the required Prop 1 Grant sign at the Cummings Basin Westerly Recharge project site which lists all the Director’s names.
- The project is going well, and Mr. Curry will provide a more comprehensive report.
- Water demand has stayed high this year, so the reservoir is very low. Our largest agricultural customers have informed us of their schedule. The demand in Tehachapi substantially decreased this week and the remainder of the Cummings Valley agricultural demand will slow within the next week.
- The District sold significantly more water this year than last and use is continuing later in the year. These are both good things, however they have come in a year with a limited allocation, so it has been challenging. In order to combat the decrease in storage level, Staff reinstated operation of extraction wells in Tehachapi and banked very little water. He does not anticipate being able to recharge more water for the remainder of this year.
- The Regional Urban Water Management Project (RUWMP) is moving forward. The RFP has been sent to consultants with responses due back by November 4, 2020. BVCS and GHCS have approved participation, the City of Tehachapi Council will consider it on November 2<sup>nd</sup>, and SSCSD will consider it at their November Board meeting. Prior to the TCCWD November Board meeting, the partners will meet and choose a consultant. The consultant’s contract will then be presented for approval at the November Board Meeting.

-September 30<sup>th</sup> was the end of the water year at 38% of normal statewide. Locally, here at the office, we are at 72% of normal. The rainfall summary report is attached to the Staff Report. 2021 indicators are not looking promising for precipitation.

-The importation system was shut down on September 30<sup>th</sup>. The District imported 7,240 AF of water this year, which includes withdrawing 2,800 AF of banked supply from the San Joaquin Valley, leaving about 3,000 AF remaining. There is 131 AF of carry over in San Luis Reservoir for 2021.

-He spoke at several public meetings this month including the BVCS Board meeting regarding the RUWMP. He will be available to speak at the City Council meeting on November 2<sup>nd</sup>, the SSCSD Board meeting on November 17<sup>th</sup>, and he is speaking to the Board of Realtors on October 28<sup>th</sup>.

Director Zanutto asked if it is possible for the Board to tour the recharge project site. Mr. Neisler thought that was an excellent idea and instructed them to contact him and he or Mr. Curry would be happy to take them on a tour. Director Hall referenced the local district's requirement to bank water and asked how much water has been banked this year. Mr. Neisler responded that very little was banked, and he will report on that once the annual operations are complete. This District will be dipping into its reserves to meet those Term M&I requirements.

**Item 8. Operation Manager's Report**

Mr. Curry reported on the following matters:

-Information such as maintenance records, overhaul records, engine hours, etc. have been submitted to the insurance claims adjuster for the engine failure. Staff is waiting on an approval to move forward with the repair and reinstallation.

-The annual report from the State Water Resources Control Board (SWRCB) for the public water system was accepted. The water usage from the wells has decreased dramatically due to changes in operations and automation upgrades, so the SWRCB was very complimentary on the water savings.

-Brite Lake data from October 16<sup>th</sup> is; elevation 4342 ft, volume 490.5 AF, and level 16.0 ft. Pump Plant 5 well and Snyder well are being utilized. Recharges are currently shut down.

-Pipeline and Pumping Systems Departments are working on off-season and CIP projects. Completed projects are a new power pole and panel at the office water well, installed a mini split A/C unit in the server room, purchased a license for the two spare network radios, installed new UPS's for the backup batteries at PP3/PP4, and completed the reliability/continuity testing of the multimode fiber runs. Projects in progress are engine top end rebuilds at PP1, replacement of PP1 gear drive couplings and installation of a new spilt-design discharge head at PP1-E4 (photo).

-Emissions testing came back well below the limits in both jurisdictions.

-There was a traffic collision on September 16<sup>th</sup> on Tehachapi Willow Springs Road that resulted in damage to an air vent on the mainline and repairs have been made. Information is being submitted to the driver's insurance for reimbursement of repair costs.

-The Pipeline Department has completed grading on the pump plant road, the water connections have been installed for the Cummings Basin Westerly Recharge (CBWR) project and the CASGEM and Key Well soundings are complete. They also assisted the Pumping Systems Department with the change out of the 10" isolation valve on the Suction Drum at PP1. Excavation of the 27" mainline near Highline/Pellisier is complete for the point of connection for the CBWR project. The connection will be completed next week.

-Staff has begun work on updating the District's information for the Kern Multi-Jurisdictional Hazard Mitigation Plan (KMJHMP) which will assist in the reduction of losses resulting from natural disasters. It will also assist with compliance for future FEMA/CalOES project funding opportunities.

Director Hall inquired as to how Staff became aware a vehicle had hit an air valve. Mr. Curry explained they noticed the water level was not increasing at Oak Creek Tank, a person called to report a leak, and

accident photos began showing on the internet. President Pack suggested putting bollards in front of the air vent.

Director Zanutto asked for the timeline for replacing the engine and whether waiting on the insurance approval is going to delay operations. Mr. Curry responded with the details and feels they should be able to get it done in time.

**Item 9. Approve Purchase of Vehicle and Service Bed, Declare Vehicles Surplus and Authorize Use of Surplus Vehicles for Trade-In**

Mr. Curry stated this item is to authorize acceptance of a bid for a new truck and service bed for the Pumping Systems Department and declare two vehicles surplus and trade them in. This is included in the Capital Improvement Budget. He described what the truck will be used for and the details of the bidding process and responses described in the Staff Report. The two vehicles recommended for surplus are a 2004 Chevrolet S-2500 pickup and a 2007 Chevrolet S-2500 pickup, both of which are seldom driven and have needed repairs.

The lowest responsive bid for the cab/chassis that met specifications was an F450 from Jim Burke Ford for \$43,820.63 and \$7,500 for the trade-ins. Douglass Truck Bodies submitted a service bed bid for \$29,462.89 that met specifications. Staff recommends purchasing this truck and service bed for a total purchase price of \$73,283.52.

Director Schultz supported purchasing the new truck and bed and discussed the trade-in prices for the two surplus vehicles. He felt they should be worth more money and suggested Staff try selling them rather than trade them in. Director Zanutto inquired if it would be necessary to first offer selling them to another District. Mr. Neisler clarified that is not a requirement. He added that in the past, the District has received better value trading these vehicles in than trying to sell them at retail value.

Director Schultz moved that the Board take the following actions: 1. Accept the bid from Jim Burke Ford in the amount of \$43,820.63 and the bid from Douglass Truck Bodies in the amount of \$29,462.89 and authorize the General Manager to execute the purchase of the cab/chassis and service bed as detailed in the submitted bids. 2. Allow Staff two weeks to attempt selling the two specified Chevrolet trucks for more than the trade-in value, and if they do not sell, declare the two vehicles specified as surplus and use as trade-in for the purchase of the new service truck. Director Zanutto seconded the motion and it was carried on the following vote: Ayes: Cassil, Hall, Pack, Schultz, Zanutto; Noes: None; Abstain: None; Absent: None.

**Item 10. Update on Delta Conveyance Project Participation**

Mr. Neisler stated the Delta Conveyance Project is a complicated matter and he acknowledges that the information he is providing is incomplete. Previously, this information has only been discussed in Closed Session as it was privileged and confidential. This project and its predecessors have been in the works for over 10 years and hundreds of millions of dollars have been spent. Currently this project is looking for entitlement by the second quarter of 2024. He displayed a schedule on the screen for the basis of the 4-year commitment. When the project has reasonable assurance of approval, the final design process will begin and will run concurrently with the entitlement in efforts to condense the schedule. The project construction will commence sometime in 2024 with completion in approximately 13 years. An important consideration is the fact that the District is being asked to make cost commitments now, that will not yield any benefits for the next 20 years. It is hard to consider what this District's operations will be like in 20 years or what the State Water Project will be like then.

The Delta Conveyance Project (DCP) being proposed is a single tunnel with a 6,000 CFS capacity. The California WaterFix was two tunnels with a 9,000 CFS capacity. The number of intakes has been

decreased from 3 to 2, (3,000 CFS) intakes. To accommodate this decrease, the slope of the pipe will be steeper which means the pumping downstream of the pipe will need increased. He displayed the 3 possible intake locations on the Sacramento River and the two tunnel alignments being studied, the Central and the Eastern. They anticipate fewer entitlement hurdles on the Eastern alignment; however, the geotechnical information is far less developed on the Eastern than the Central. There are common outlet facilities for both alignments. These are immediately upstream of the two pumping plants that pump water into the existing aqueduct system.

He presented a table, Estimated State Water Project Imports, which is the basis for the benefit calculations. The table compares imports with DCP and without, at different operating parameters. When all the scenarios are averaged, without DCP, the long term projections are 2 million acre feet per year (48% allocation). With DCP, the projections are 2.6 million acre feet per year (62%). The District's requirement to meet its current demand is 53% allocation long term. This is the best information that has been provided at this stage in investigations. The average benefit of the entire project is 600,000 acre feet per year. The majority of that water is available in wet years which means on those years, the allocation may be higher than the 53% the District needs. The question then becomes whether the benefit of the extra water can be reaped, and the answer is storage in the San Joaquin Valley. Other contractors are coming to the same conclusion. The Kern Water Bank is a marvel of water banking in the United States and that is possible by the abundance of land and the relatively inexpensive price of it. There is also the benefit of the California Aqueduct running down the heart of the valley. He acknowledges all this information is very nebulous, yet the Board is being asked to make very concrete decisions, however, this is all he has been provided.

There have been two independent cost estimates for this project, in 2020 dollars, of \$15.9 billion. That includes a 38% contingency factor. The District is one half of 1%, so 600,000 acre feet/year, yields us 3,000 acre feet per year. At this time, the District is being asked to commit to participate in the 4-year funding agreement for the current cost (cannot be disclosed in Open Session) through project entitlement. Legal Counsel for participating member units is reviewing the draft funding agreement. The Kern County Water Agency (KCWA) is asking for commitment of participation in the 4-year agreement with the expectation that you will participate in the full project at the same level. That has always been this District's anticipated participation level. Currently, there are at least 4 member units who are planning to participate at 100% who have M&I entitlement, and there are at least 4 other units looking to participate at levels less than 100%. When the Agency adds all the expected participation, it comes to slightly more than 50%. Therefore, if there ends up being more participation, the District's percentage will decrease as more units are participating in the costs and vice versa.

Mr. Neisler received an email from the KCWA this morning, stating all member units must notify KCWA, no later than 3:00 p.m., November 17, 2020 of the following: 1. Your participation in the Delta Conveyance Project (full project); 2. Your participation in the member unit funding agreement (4-year); 3. Your participation in the Joint Powers Authority that creates and operates DCP Design and Construction Authority. This Authority is a benefit to the contractors giving them control and input into the process. The next Regular Board Meeting is November 18<sup>th</sup>, after the deadline. Prior to responding, Staff and Counsel have to review the documents received today, Staff and Counsel have to meet with other member units and comments have to be collated and presented to the Agency, Staff must present the agreements to the Board for review, and then Special Board Meetings must be scheduled to take action on these items.

The Board was in support of setting up any necessary meetings.

**Item 11. Adopt Resolution No. 14-20, Amending Conflict of Interest Code**

Mr. Neisler stated local agencies must review their Conflict of Interest Code every two years and file a notice with the Board of Supervisors (Attachment A). Counsel has reviewed the Code and recommended minor changes to conform to recent statutes and regulations. Changes are shown in a red-lined version as Attachment B and the complete revised Code is an attachment to the Resolution in Attachment C. If the Board accepts Resolution 14-20, Staff will submit the appropriate forms to the County. He went over the changes on the red-lined draft.

Director Hall asked Counsel about Section 5.c. where it mentions a general rule of not participating in any decisions in which they will have a financial interest and the Exceptions in Section 5.01. He presented a scenario of a large landowner who rents out a significant amount of farmland, which would be very sensitive to the price of water, and whether it could be argued that person has financial interest. Why would the District try to uphold a conflict of interest for financial interests and at the same time make an exception in 5.01(b) for the water rates? Mr. Barmann was unclear if there is a particular employee in mind but pointed out that this Conflict of Interest Code does not address the Board of Directors. The Board of Directors are separately governed by State law. This Code very closely tracks State law. Director Hall thanked him for the clarification and stated he has no objections to this Code.

Director Schultz moved to approve Resolution 14-20 amending the District's Conflict of Interest Code. Director Hall seconded the motion and it was carried on the following vote: Ayes: Cassil, Hall, Pack, Schultz, Zanutto; Noes: None; Abstain: None; Absent: None.

**Item 12. Update on Cummings Valley Amended and Restated Judgment**

Mr. Neisler stated all physical service has been completed and today was the fourth and final publication in the Tehachapi News. Tehachapi News did not publish the full notice in the first publication, therefore it had to be run for an additional week, moving the schedule back. There is one party that is undecided on whether they want to consent and is still within the deadline to do so. Mr. Barmann and Mr. Neisler are in regular contact with this party. Mr. Barmann stated with the last publication being today, parties now have until November 30<sup>th</sup> to respond and if not, their default can be taken. They have received 132 signed consent forms, defaults have been taken for about 53 parties, and there are still 13 parties who have not responded. That process is expected to be completed the first week of December and then Counsel will file the motion to amend this judgment in the second week of December.

**Item 13. Update on Cummings Basin Westerly Recharge Project**

Mr. Neisler stated that the contract with Granite Construction is going well and grading is substantially complete. The engineer is verifying the earthwork quantities for the pay quantity in the contract. Staff has a call scheduled with them next week to discuss those items. There has been one contract Change Order submitted to-date. Some unsuitable material was found when excavating the ponds; some areas of unsuitable sand and others of clay material. The contractor removed those, and the engineer submitted the Change Order for review at a cost of around \$7,000. There is another Change Order pending on unknown electrical utilities that were encountered. Most of the pipe work has been installed and it is currently on hold waiting for some materials to be delivered. As Mr. Curry mentioned, crews are installing the connection on the mainline for access to the recharge basins next week. Work is on schedule and should be completed within the contract time limits.

Escrow is closed and the documents have been received along with a refund check for \$2,939.88. Staff is working with Provost & Pritchard on the grant requests from DWR and the final grant contracts have yet to be received, but all the required paperwork has been signed.

**Item 14. Authorize Director Attendance at Fall 2020 Virtual ACWA Conference**

Mr. Neisler stated the Fall ACWA Conference will be virtual this year and held on December 2-3, 2020. The notification is Attachment A. He mentioned in the copy of the JPIA Perspective magazine, there is a Zoom meeting screenshot of the Spring Executive Board Meeting where it captured Director Hall speaking. The Executive Board meets prior to the ACWA Conference and the meeting will be held on November 30, 2020. Director Hall has been previously authorized by the Board to attend that meeting and Mr. Neisler is the Alternate so he can attend if Director Hall is unable to.

California law requires that an elected official's actual and necessary expenses be reimbursed for such an event, and their attendance be approved by the Board in advance at a duly convened public meeting. Typically, it costs no more than \$2,100 for one Director to attend the full conference, including registration, meals, hotel and transportation. However, this being a virtual conference, the registration is \$375 per attendee and ACWA is offering a sixth registration for free, for every five purchased. Thus, all five Directors could attend the conference for the approximate cost of a single Director attending a typical onsite conference. Directors would also be compensated for two days of service at \$100/day.

Under the Brown Act, all Directors could attend this conference without any violation so long as there are no discussions. President Pack polled the Board and Directors Cassil, Hall, Schultz and President Pack would all like to attend. Mr. Neisler suggested registering 6 attendees and back filling the other two registrations with Staff.

Director Hall moved that Directors Cassil, Hall, Schultz and President Pack be approved to attend the 2020 Virtual ACWA Fall Conference and authorized Staff to purchase 5 registrations utilizing the group discount for a 6<sup>th</sup> registration free, to allow Staff attendance. Director Schultz seconded the motion and it was carried on the following vote: Ayes: Cassil, Hall, Pack, Schultz, Zanutto; Noes: None; Abstain: None; Absent: None.

**Item 15. Board of Directors Comments**

Director Hall commented on looking into COVID-19 as a fomite (spreads on surfaces), reported there have been 57 deaths in Tehachapi, and noted some previous comments he made on the virus are now obsolete.

President Pack encouraged Directors to think hard about the Delta Conveyance Project as it is a lot of money and to please do research as they may be asked to decide before the next Board meeting.

Mr. Neisler commented that a VPN vendor has been chosen at the recommendation of our IT Consultant and requested that all Directors bring their Surface Pro tablet by the office at their convenience to have software installed.

**Item 16. 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, Kern County Superior Court Case 97209, Tehachapi-Cummings County Water District, a Body Corporate and Politic vs. Frank Armstrong, et al.
- b. In Accordance with Exhibit B Attached Hereto, DWR v. All Persons Interested in Authorization of WaterFix Revenue Bonds et al.

The Board adjourned to Closed Session at 4:54 p.m.

**Item 17. Return to Open Session**

The Board returned to Open Session at 5:58 p.m.

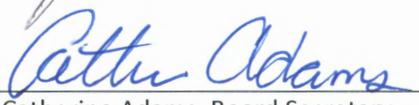
**Report Action Taken in Closed Session:**

- a. No reportable action.
- b. The Board directed the General Manager to schedule Special Board Meetings on November 6<sup>th</sup>, November 13<sup>th</sup>, and November 17<sup>th</sup> at 9:00 a.m.

**Item 18. Adjournment**

The meeting was adjourned at 6:00 p.m. on a motion made by Director Hall, seconded by Director Cassil and carried on the following vote: Ayes: Cassil, Hall, Pack, Schultz, Zanutto; Noes: None; Abstain: None; Absent: None.

  
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James Pack, 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: Case No. 97209  
Name of Case: Tehachapi-Cummings County Water District  
a Body Corporate and Politic, vs. Frank Armstrong 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: \_\_\_\_\_  
Name of Case: DWR v. All Persons Interested in Authorization of  
WaterFix 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: \_\_\_\_\_