

MINUTES

TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT
REGULAR MEETING OF THE BOARD OF DIRECTORS
June 21, 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: Mr. Robert Kuhs

Staff in Attendance: Catherine Adams, Jon Curry, LaMinda Madenwald, Tom Neisler

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 President Schultz.

Item 4. Approval of Agenda

Director Sasia moved to approve the agenda. 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 5. Comments by any Party on Items of Interest and Within the Subject Matter Jurisdiction of the Legislative Body

Mr. Jon Hammond, Tehachapi Resource Conservation District (TRCD), stated the trees for schools project is now successfully complete and described the locations, types of trees and the planting process used. He thanked TCCWD for its generous contribution and mentioned other contributors to the project and TRCD's appreciation for all involved.

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 May 17, 2023
- b. Approve Financial Report and Payment of Bills

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 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 7. General Manager's Report

Mr. Neisler reported on the following:

- He noted the Board room is now equipped with an Audio Assistance Application called Listen Anywhere. It can be used on a personal device through an app download or there is a District device at the back of the room that can be borrowed. With the app, you can connect your own earbuds or headphones to the device to receive better hearing capabilities during the meeting.
- The photo on the report is of a large rock that could not be removed on the Pump Plant road. He described the rough conditions of the road and that the District rented an excavator with a hydraulic breaker to clean up the road. The project was very successful with the exception of this one stubborn rock.
- The SWP water allocation remains at 100% and water operations will be discussed further later in the agenda. High flow water sources are still available; however, the District has no options to take advantage of those sources and many other agencies are in the same situation.
- Governor Newsom has proposed a program to streamline infrastructure permitting and Mr. Neisler described the initiative and that it could lead to the construction of some much needed storage infrastructure. This plan would also help expedite the Delta Conveyance Project (DCP). The legislators in that area are opposed to the DCP and have organized an opposition group that is holding up the budget bill which contains these regulations, so the program is at a standstill. ACWA is in support of this legislation passing and he has signed on TCCWD to support the effort.
- We are currently experiencing El Nino conditions, the ocean water temperatures are already rising and there are indications we will have a wet winter in 2024.
- The District's importation system continues to operate at full capacity. It takes a lot of dedication from the Pump Plant employees and requires cycling employees through on-call duty for 24/7 coverage.
- The gate automation project is in the final stages and some programming issues are being resolved so it should be up and working soon.
- The District's bond placement is complete; \$12,062,601.15 sold on June 7th. The District cannot redeem those bonds (pay them off) for 10 years. The interest rate is 3.89% and the term is 15 years.
- The draft report from the Kern County Grand Jury has been received. They visited several times and have attended meetings as well as the Pump Plant Tour. The District is required to provide a response within 90 days of the publishing of the report, June 5th, so the deadline will be August 28th for the response. Mr. Neisler stated there are a number of items in the report that he looks forward to clarifying or correcting. Staff will prepare a draft response for the Board's review.
- There is still a hearing tentatively scheduled for August 25th in the Sacramento Superior Court on the Sage Ranch litigation. Both sides previously committed to providing their briefings on the Administrative Record prior to that hearing.
- The company Safety Picnic is next Friday, June 30th at 1:00pm at the Brite Lake Pavilion.
- Mr. Neisler is planning to step down from the ACWA Region 7 Board of Directors, as chairman, when his term expires at the end of this year. He has agreed to still serve on the Board so the TCCWD Board will have to pass a resolution supporting his candidacy if they wish him to continue.
- He reviewed the charts attached to the Staff Report explaining that the lake level trends will stay at higher elevations longer in the year given the amount of water that is available.

President Schultz inquired about the recharges and Mr. Neisler explained he is hoping to let them rest soon and allow the lake level to rise and discussed the rate of recharge at the locations. Director Zanutto referred to the Grand Jury Report findings and asked if the Board is going to be part of the process in developing the responses. President Schultz stated he would like to develop an Ad-Hoc Committee to work on the responses with Staff and then present those to the Board for approval. He asked if Director Ables and Director Sasia would like to be on a 2023 Grand Jury Response Ad-Hoc Committee and they agreed.

Item 8. Operations Report

Mr. Curry reported on the following:

- As we are approaching the end of the FY 2022-23 budget, Staff has been working to complete several projects.
- Staff renewed the District's participation in the CV-SALTS Prioritization and Optimization Study. This is an 8-10 year study for the Central Valley Regional Water Quality Control Board to study the best way to handle high salinity in wastewater. Any agency who treats or receives recycled or wastewater has to either participate in the study or develop their own methodology to deal with the high salinity.
- As Mr. Neisler mentioned, there is some back end software programming to complete on the Gate Automation Project and it is near completion.
- The electrical meter panel, soft start, and manual transfer switch have been installed at the Benz Well to complete that project. The Dennison Well project is moving forward as the cleaning, bailing and post video inspection have been completed along with the installation of the electrical and communications conduits.
- All four of the District's Tehachapi Basin extraction wells are shut down, along with the City's Snyder Well. Brite Lake data from June 16th is elevation 4,362.7', volume 1,726 AF, and level 36.7'. The recharges are currently operating with the following amounts recharged: CB Westerly (198 AF), 19 Acres (495 AF), Gravel Pit (75 AF), and Antelope Dam (791 AF). Water has also been put in the GHCSO China Hill Recharge. As of today, the District has imported just over 3700 AF of water.
- He reviewed the projects and tasks completed by the Pumping Systems and Pipeline Staff as detailed in the Staff Report. He highlighted a mechanic's proactive efforts that lead to discovery of an engine not operating correctly and they were able to correct the issue and return to smooth operations.
- He reported the District suffered a theft of four meters on Tehachapi Willow Springs Road near Abajo from the turnout tree at that location. The locks were cut, and the chains and meters were taken. Staff worked with the affected customers to get them back up and running and a police report was filed.
- Looking forward, Staff is going to continue to work towards completion and closeout of the FY 2022-23 CIP projects.

Mr. Neisler added that of the meters that were stolen, there was only one customer currently using the water for construction on a renewable energy project. The District received a letter of commendation for the way Mr. Curry, Ms. Pfeiffer (Accounting Assistant), and Mr. Oldham (Pipeline Supervisor) addressed the situation. In addition, Staff went to local recycling facilities and showed them what the water meters look like to see if any show up there as they are brass.

Director Sasia asked Mr. Curry to pass on his appreciation to the mechanics for noticing those imperfections in that engine and saving the situation. It takes talent to notice something like that. Mr. Curry thanked him and will pass on the appreciation. President Schultz thanked Mr. Curry for finishing up so many of the CIP projects in this cycle.

Item 9. Approve Fiscal Year 2023-24 Cost-of-Living Adjustment for all Employees

Mr. Neisler stated it is time to consider a Cost-of-Living Adjustment (COLA) for all employees. Last year the Board granted a 6% COLA that became effective in July 2022. Board practice has been to consider the COLA in conjunction with the adoption of the Fiscal Year Budget. The practice has been to use the April Consumer Price Index-West (CPI-W), Size Class B/C, Urban Wage Earners and Clerical Workers as the basis for the COLA and is Attachment A to the Staff Report. Mr. Neisler prepared a historical list of COLAs back to 2016 with an estimate for this year using a 4.8% COLA per the April CPI-W (Attachment B). Staff gathered information on other local agencies projected/approved 2023 COLAs for Board reference as listed in the Staff Report. There was an Ad-Hoc Budget Committee meeting held on June 1, 2023, where the committee was informed a 4.8% COLA was considered when preparing the Budget. As an oversight, Staff did not ask the Committee for a recommendation on the COLA. Mr. Neisler pointed out that the CPI is useful data but is only an indicator of inflationary pressure on the local economy. He stated the District

is very well represented in the local pay scale, the benefits are second to none, and there are no problems with employee retention. Attachment C is the existing Salary Schedule and Authorized Positions List from 2022 for reference and Attachment D is a proposed Salary Schedule and Authorized Positions List considering a 4.8% COLA. He noted that at the last meeting, the Board approved changes to the Authorized Positions List due to the changes we are making in the Staff and there was a typographical error on the Operations Assistant Range of 25. Previously the Board approved adjusting that salary range to Range 48 to be more competitive. Therefore, this proposed Authorized Positions List corrects this error.

President Schultz agrees inflation is high and mentioned some research he has done. It is a difficult thing to consider because the more you increase wages, the more inflation continues. In trying to be fiscally responsible for an agency as well as trying to be fair to employees, the Board has a difficult job. He has found the May CPI has dropped to 4.0% so he feels a 4.2% COLA is a fair number for this year. Director Sasia stated that in reading the Staff Report and looking at what our employees are capable of, he feels 4.8% is low. Director Zanutto commented that when we consider the Budget today, Directors will see there is a 13% possible increase in the benefit package, mostly health insurance, which is a high expense the District will be taking on, without asking for contributions from employees, so he agrees with President Schultz's suggestion of a 4.2% COLA. Director Hall mentioned he does not feel the Consumer Price Index is what they should be looking at; employees outside the public workforce get paid according to the scarcity of the work they perform. This data does not provide what the market is for the kind of labor we are employing. He knows inflation tracks wages, but it is not guaranteed. He does not want to see employees leave, he just feels there is not the data available to know if the District is paying too much or too little. Mr. Neisler stated that direct comparisons are hard to come by because there really are no other agencies that do what we do. We have had good candidates turn down the Mechanic position because of the rate scale. What the District offers is not necessarily wages, it offers the benefit of a Public sector job which is steady hours, no travel, reliability (very low risk of layoff), so there are pros and cons in Public versus Private sector employment. He stated he provided the other agencies' COLA information as they are the closest comparison and competition for this District. Mr. Neisler assured the Board that the employees are going to be happy with whatever the Board decides to do this year.

Director Sasia moved that the Board approve a 4.9% Cost-of-Living Allowance increase for all employees. H further moved that the Board approve a revised salary schedule incorporating this revision along with the corrected Authorized Positions List, effective July 3, 2023. 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.

On behalf of the team, Mr. Neisler thanked the Board for their consideration.

Item 10. Adopt Resolution 08-23, Approving the Fiscal Year 2023-24 Preliminary Budget, Investment Policy, Appropriations Limit and Reserves Policy

Ms. Madenwald stated it is time for the Board to consider the Fiscal Year 2023-24 Preliminary Budget. Staff met with the Ad-Hoc Budget Committee on June 1, 2023, and reviewed this Budget. She described how the document is separated into three sections as detailed in the Staff Report. She described the five different columns of numbers explaining which are actuals, estimates, budget numbers, and percentages of change. The annual review of the current fiscal year-end reserve balances called for transfers from the general fund (70) to the tax revenue liability fund (85) in the amount of \$323,200 and to the major repair/overhaul fund (81) in the amount of \$23,500. With those two transfers made, all reserve targets are at or above forecasts, except the three improvement/assessment districts. The general fund budget also includes a discretionary transfer of \$2,000,000 from the general fund (70) to the designated capital reserve fund (83), Equipment/Infrastructure – Replacement/Upgrade.

The general fund budget shows an operating net gain of \$146,000 and forecasts an 18% increase in total revenues compared to a 19% increase in total expenditures, resulting in a balanced operating budget. The Staff Report details the assumptions included in the budget with regard to the SWP Table A Allocation, increase in property tax, investment interest rate, State Payment Tax, COLA, increase in health insurance obligation, CalPERS contributions, natural gas, current debt service, capital outlay, and reserves. The District-wide budget shows expenditures exceeding revenues by -\$1,337,820.00 which is primarily the result of the State Payment Fund (82) anticipated excess reserve, as projected in the preliminary state payment tax calculation. Director Hall pointed out that the Board approving to substantially pay down the CalPERS Unfunded Liability, which allowed for a 32% decrease in the expenditure on the current budget.

Mr. Curry described the projects listed in the Capital Expenditures Budget on page 2 – 8 of the Budget document. The total Capital Expenditure Budget for FY 2023-24 is \$1,396,820. Director Sasia referred to the Laser Alignment Tool and Training project and asked what the cost of the current laser alignment service is and how often we are using it. Mr. Curry responded that during a year, the service is used at least 12 times because any time they have to pull a pump, address a gearbox issue or coupling, they do a laser alignment so there are no misalignment problems that cause premature wear and failures as experienced in the past. The cost can be \$1500 to \$2000 per alignment. Director Zanutto commented that there were 25 capital projects and out of those there were 5 carryovers, and 3 were already in the works so kudos to Staff for a great job. Mr. Neisler added further details on the benefits of using laser alignment and how it has changed our operations and saved the District money on wear and repairs on the system. He mentioned the scheduled road repairs, the painting that has been completed, and the exterior improvements to the Cogen facility in Stallion Springs and stated the District's facilities look better than they ever have and many of these projects are Staff initiatives. He noted one important omission from this list and that is a new pump. He stated that is because we do not need one as we are on top of the curve after all these years and getting longer life spans from the pumps.

The Ad-Hoc Budget Committee recommends that the Board approve the Preliminary Budget. Director Hall pointed out that the Preliminary Budget was drafted with a 4.8% COLA in mind and the Board just approved a 4.9% COLA and asked if any changes need to be made. Mr. Neisler stated that change in COLA amounts to roughly a \$2,500 increase so there is no need to update the Budget.

Director Zanutto moved for adoption of Resolution 08-23 approving the FY 2023-24 Preliminary Budget, Appropriations Limit, Investment Policy, and Reserves Policy. 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 11. Adopt Resolution 09-23, Transferring Funds from the General Fund to Certain Reserve Funds

Ms. Madenwald stated this Resolution completes the transfers that were just discussed in the Preliminary Budget. Approval of this Resolution will direct the Treasurer to accomplish the following transfers by June 30, 2023: \$323,200 from Fund 60170 (General) to Fund 60185 (Tax Revenue Liability) and \$23,500 from Fund 60170 (General) to Fund 60181 (Maj Repair/Overhaul) as well as a transfer of \$2,000,000 from Fund 60170 (General) to Fund 60183 (Eq/Infra-Rplc/Ugrd) on or after July 1, 2023. The Net Transfers will be -\$2,346,700 from the General Fund. The Ad-Hoc Budget Committee recommended approval of the transfers at its June 1st meeting.

President Schultz moved for adoption of Resolution 09-23 Transferring Funds. 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 12. Adopt Resolution 10-23, Setting Water Rates for 2023

Ms. Madenwald stated that approval of this item will keep all water rates at their current levels. The calculation for the Regular M&I Rate yields a 5-year average cost of \$1,612/AF and the current rate is \$1,385/AF. Management is not recommending an increase at this time. The amount of this water that the District sells is always a consideration and given the fact that the District sold only 23 AF this last rate year, the cost of a Proposition 218 hearing process does not seem warranted. The tables attached to the Staff Report were prepared to detail the information that was considered in this recommendation. The District uses a Historical Analytics Method to consider the rates and it is detailed in Table 5. This table details an analytical model of multipliers and ratios that were used to perform the calculation of model water costs for the purpose of forecasting future water rates, based solely on the price of natural gas (Table 2). Using the Historical Analytics Method, 2023 model rates calculate approximately \$88/AF more in Pressure Zone 1 and \$95/AF more in Pressure Zones 2 and 3, than the 2022 model rates. The Debt Service Ratio Analysis (Table 3) shows projected costs greater than revenues resulting primarily from only 1205 AF of water sales in 2022-23 and increased debt service obligations from 2023-24 forward.

Although Staff is not recommending the Board change the current rate structure at this time, these analyses indicate the need to conduct a rate study in the near future. Agricultural rates have been equal to Term M&I rates since 2014. Historically, Staff and the Committee have recommended that any difference in revenues generated from this modeled rate structure be used to offset and/or meet the debt service obligation for the engine replacement project, however this will not be possible this year which is shown in Table 3. Approximately -\$596,861 is the projected cost difference over revenue in 2022-23. The projection for 2023-24 and 2024-25 suggests a cost difference over revenue of approximately -\$841,166 and -\$965,250, respectively (Table 3). The proposed Resolution 10-23 is attached to the Staff Report.

President Schultz asked Mr. Neisler where natural gas currently sits. Mr. Neisler responded that the District has purchased 100% of the Kern River natural gas needs for 2023. The blended cost is \$3.88/mmbtu and historically those blended costs have been less than \$3.00/mmbtu. He went on to share that SoCal Gas is now offering gas pre-purchasing options as well and explained how that will work. Today the market sits at \$6.69/mmbtu. Table 2 shows estimated blended rates for 2024 at \$4.49/mmbtu and 2025 at \$5.56/mmbtu. He concluded with the long-term trend is that the District needs to look at its rates and he intends to bring a request for proposals to the Board in the coming months to hire an engineer to start a rate study.

Director Sasia moved that the Board adopt Resolution 10-23 Setting Water Rates for 2023. 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 13. Schedule Workshop to Review Strategic Plan

Mr. Neisler recalled that in 2019 the Board adopted a Strategic Plan and set a schedule to review and update that plan every two years. This was done in 2021 and he included that past Staff Report on that for review. It is now time for another review, and it is a complicated topic that does not fit well into a Regular Board Meeting schedule. In 2021, the Board scheduled a Special Board Meeting in a workshop format to allow for more Public input. This item is for the Board to decide whether they want to hold a Special Board Meeting and if they have any directions to give to Staff on how that meeting should be conducted. He is happy to continue to facilitate this process or bring in an outside consultant if that is the Board's pleasure. The Strategic Plan document is very large, so he provided the link to the document on the District website.

The Board scheduled a Special Board Meeting for July 6th at 2:00 p.m. to hold a Strategic Plan workshop.

Item 14. Receive and File Update on 2023 Operations

Mr. Neisler stated that the statewide snowpack remains at 328% of average for the date of June 15th. The flooding is less than had been forecast and that is due to excellent planning by DWR and local agencies and some is due to circumstance. Oroville Reservoir is at 128% of the historical average and 100% capacity. Releases through the spillway to maintain those levels are currently at about 4,000 CFS and the situation is stabilizing. San Luis Reservoir is at 161% of historical average and 99% capacity. He included the charts showing reservoir conditions.

The District's importation system continues to operate at full capacity with 3 engines. As of June 16th, we have imported 3,512 AF YTD and are on track to import in excess of 8,200 AF. Irrigation use is less than is typical this time of year because of the cooler weather. The recharges are all operating at full capacity and as of last Friday, we have recharged 1,594 AF in-district. The District has two banking agreements with Grimmway for storing water in Brite Lake. Recently the District needed the capacity and asked Grimmway to discontinue that inflow and they did immediately. After a call that the pond levels were so high water was overflowing into adjacent properties, the District was able to allow Grimmway to begin pumping again to mitigate the issue. It's a minor impact as they only pumped 40 AF into lake last year.

In the San Joaquin Valley, the District currently has no access to banking facilities. We have access to Lower Kern River (LKR) and Article 21 water and as of last week we had placed 3,306 AF of LKR in San Joaquin Valley. He applied for and was allocated 1,600 AF of LKR water that he has been able to delay delivery of. With regard to the District's 2023 Table A Allocation, he estimates the District will have about 11,000 AF of water that cannot be physically imported due to lack of capacity. The typical home for that carryover water is San Luis Reservoir, but it will be at risk if the facility over fills and described the limits. He is hopeful the District will be able to meet half of the Voluntary Banking requests for this year.

Director Zanutto asked for confirmation that of the 3,300 AF of LKR water banked in ID4, half is owned by the District and Mr. Neisler confirmed that is correct.

Item 15. Report on ACWA JPIA Spring Conference

Mr. Neisler reported that the ACWA Spring Conference was held in Monterey on May 8-11, 2023. He attended the retirement dinner for Andy Sells, JPIA CEO, and it was a very nice event. Director Hall and his wife attended as well. The conference was lighthearted for a change, and it is always more pleasant when there is water available. He presided over the Region 6 and 7 meeting, alongside the Region 6 Chair, and the meeting was well attended and informative. He attached his notes to the Staff Report.

Director Hall stated JPIA spent a lot of time discussing the insurance company they created in Utah called California Water Investment Fund (CWIF) which is doing well this year. He discussed the inflation and growth data they presented. The corporate fundamentals are good, and they are not expecting a recession. The energy market is in tatters as no one wants to invest in energy since there is a lot of uncertainty. The uncertainty is suppressing new development. As Mr. Neisler mentioned, the Andy Sells retirement dinner was very nice. The way they elected the Executive Committee almost caused them problems as they were confronted with 8 candidates and their procedure could not handle them easily. If 8 people are applying for 4 seats, and no one gets the majority, the person with the least votes gets taken off. This results in a low transmission of voter will as the difference between being in the next round was a matter of 10 votes. They are more aware of the weakness of their system now. The ACWA Conference was much better this year. He and Mr. Neisler attended a session on climate regulations and mentioned the limits of electric vehicles. He attended a session on the proposed overhaul of water rights and that's making everyone very afraid.

Director Zanutto asked about the significant losses mentioned at the JPIA meeting and the refund checks the District used to receive. Mr. Neisler stated the major losses were a result of the Paradise Fire and a

series of wildfires throughout the state that have cost JPIA a lot of money. Director Hall discussed what JPIA is doing with reinsurance and their captive. Director Zanutto also asked about the topic of equity in water and Mr. Neisler explained that Diversity, Equity, and Inclusion (DEI) was a big topic at the conference and how equity versus equality relates to water rights. He noted those discussions will not impact the water rights here in Tehachapi.

Item 16. Board of Directors Comments

Director Hall commented on the laser alignment process and the past grinding of keyways. He feels the laser alignment is a necessary process.

Director Sasia thanked Staff for the quality and detailed reports they received for this meeting. A lot of work was put into these, and he appreciates it. Director Hall mentioned a statement in the Grand Jury Report regarding whether the Board is well prepared, and he stated that other local agencies are not getting the robust Staff Reports this Board receives at TCCWD, as others are incredibly brief. The District's reports used to be brief, but Mr. John Martin changed that a long time ago, and Mr. Neisler continued the tradition, which is going quite well.

President Schultz commented over the last year, he has looked at a lot of numbers from this District, current and historical, and he still has a lot of concerns even though this has been a good water year. He put together some averages; 2014-2023 SWP Allocation average of 41% and that is grim, TCCWD has an imported average during that time of 6,894 AF, and our 2023 demand was 7,177 AF with a deficit of 284 AF. The 2011-2023 Allocation average is 45% which is better, but the imported average is not much better. The water supply is highly variable, and we have a good supply right now. He would like to see the banks get filled and the water use be appreciated, but he is still extremely worried about where Tehachapi is with water.

Item 17. 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.*

The Board adjourned to Closed Session at 5:36 p.m.

Item 18. Return to Open Session

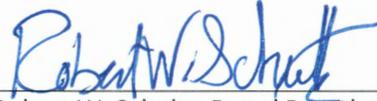
The Board returned to Open Session at 7:36 p.m.

Report Action Taken in Closed Session:

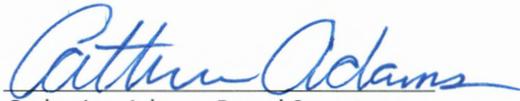
- a. No reportable action.
- b. No reportable action.
- c. No reportable action.

Item 19. Adjournment

The meeting was adjourned at 7:37 p.m. on a motion made by Director Sasia, seconded by Director Hall, 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: KCSC No. BCV-21-102184 KCT
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: _____