

MINUTES

TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT  
REGULAR MEETING OF THE BOARD OF DIRECTORS  
May 17, 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 Director Ables.

**Item 4. Approval of Agenda**

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

There were 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 April 19, 2023
- b. Approve Quarterly Investment Report, Financial Report and Payment of Bills
- c. Approve Date for Benefit Assessment Hearing

President Schultz asked if there were any items the Board, Staff or Public would like to remove for discussion, and there were none.

Director Zanutto moved to approve the Consent Calendar. 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 7. General Manager's Report**

Mr. Neisler reported on the following:

- He stated the Annual Pump Plant Tour was conducted after last month's Board meeting and it was a success. There were so many registrants, Staff had to do the tour over two days, accommodating 61

- attendees this year. The condition of the plants and roads were impeccable, and many compliments were given commending the Staff and the tour.
- DWR announced that the Table A Allocation was increased to 100%. The last time the allocation was 100% was in 2006. This allocation is good news; however, it is too late in the year to adequately plan and prepare for that water which will be discussed later in the meeting.
  - The District still has access to high flow water from the Kern River and through the State Water Project under Article 21.
  - The indications for an El Nino this next winter are becoming more pronounced. This usually leads to warmer and wetter conditions.
  - The system is currently operating at full capacity with 3 engines.
  - Vice-President Hall and he attended the ACWA/JPIA Spring Conference in Monterey. A major, recurring theme at the conference was the discussion of water rights. The state is actively looking to update the water rights process in California, and this will have implications for all water distribution in the state. ACWA and a large coalition of businesses are opposing the three bills regarding this. The ACWA conference ended the day before this report went out, so he postponed the conference reports until the next Regular Board Meeting.
  - At the Member Unit Manager's meeting, the annual audit of the SWP Statement of Charges was presented and this year, they discovered \$65 million in overcharges for all State Water Contractors (SWC). Of that amount, KCWA's share was \$3,842,997 which means the District's pro rata share should be about \$77,000 and is usually credited on the Statement of Charges.
  - There is a hearing tentatively scheduled for August 25 in Sacramento Superior Court for the Sage Ranch litigation. Both sides will submit their briefings on the Administrative Record to the court.
  - There were two Longevity Awards issued this month, Wes Fowlkes who has been with the District for 30 years and Mr. Neisler who has been here for 10 years. There was a Staff lunch to celebrate Mr. Fowlkes 30 years of service and President Schultz attended on behalf of the Board.
  - He described the attached charts highlighting that the Brite Lake levels are right on track and the precipitation chart shows the Northern Sierra was not as wet as 2019, but as you get down towards Tulare, that area has received 167% of average precipitation.
  - He offered to answer any questions that the Board or Public may have.

President Schultz congratulated Mr. Neisler on 10 years of service. Director Zanutto thanked the Staff for a great showcasing of the District for the Public during the Pump Plant Tour. He thanked Mr. Neisler for narrating the tour as he does an excellent job. He added it was nice to see some of the Capital Improvement Projects firsthand, everything looked beautiful.

#### **Item 8. Operations Report**

Mr. Curry reported on the following:

- He thanked the District for the support he received while he was out for knee surgery.
- The Electronic Annual Report (EAR) and the Water Quality Emergency Notification Plan (WQENP) have been submitted to the State Water Resources Control Board (SWRCB) for review and approval.
- On May 23<sup>rd</sup>, the District Staff will be coordinating with the City of Tehachapi and other groups to hold a cleanup event along portions of the Antelope Run Path. This event replaces the prior event that was cancelled due to rain. He encouraged everyone to reach out if they would like to help.
- The District's Tehachapi Basin extraction wells are shutdown along with the City's Snyder Well. Brite Lake data from May 12, 2023, was: elevation 4,363.3', volume 1,772 AF, and level 37.3'.
- He reviewed the projects and tasks completed by the Pumping Systems and Pipeline Staff as detailed in the Staff Report.
- The 60KW replacement natural gas generator for Pump Plant 2 has been delivered to the yard. The preliminary work such as trenching and new gas lines started today and once the system is shut down for the season, the installation will take place.

-The gate automation project is underway; the gate controllers are installed, the fence has been upgraded and the v-track has been laid. Next week the electrical conduit will be installed and the wire run.

-He offered to answer any questions the Board or Public may have and there were none.

**Item 9. Receive and File Update on 2023 Operations**

Mr. Neisler stated currently the statewide snowpack is at 327% of average for the date of May 12<sup>th</sup> so there is a lot of snowmelt still to come. Oroville Reservoir is at 122% of historical average and 95% of capacity. Releases have been as high as 35,000 CFS this year. San Luis Reservoir is at 127% of historical average and 98% capacity. As previously mentioned, the Table A Allocation is now 100%.

Importation operations commenced on March 15<sup>th</sup> with two engines and increased to three on April 3<sup>rd</sup>. As of today, 2,304 AF of water has been imported into the District. All the recharges are operating at full capacity, except for the Cummings Ponds due to potential flooding. GHCSO has graciously allowed the District to utilize their China Hill facility and we appreciate their cooperation. The following amounts have been spread accordingly: CV Westerly Recharge – 160 AF, CV 19 AC – 315 AF, Antelope Dam – 523 AF, Glider Port – 55 AF, China Hill – 15 AF for a total of 1,068 AF. Over 1,000 AF has been placed in Brite Lake bringing the stored amount to 1,780 AF. Discussions have been taking place regarding running out of room in the lake and running out of banking capacity. As of this last weekend, he thinks they have hit the peak and customers are starting to use water and draw down the lake.

Currently, the District does not have the ability to bank any more water in the San Joaquin Valley. All of the capacity in that system is being utilized and it has not been able to take Article 21 water in a couple of weeks. Previously the District was able to store 3,306 AF of Lower Kern River water and 925 AF of Article 21 water down in the valley. The District hopes to import 8,200 AF this year and will attempt to bank as much excess as they can in the San Joaquin Valley with any remainder being carried over in the San Luis Reservoir.

There is talk of KCWA opening the intertie between the Kern River and the California Aqueduct to take high flow water off the Kern River to alleviate flooding. If this does happen, DWR takes control of the Lower Kern River water and KCWA loses access to it. He offered to answer any questions the Board or Public may have.

Director Zanutto noticed a \$16,500 payment for Lower Kern River water and commented that is a really good price. Mr. Neisler agreed that is a great price for 3,000 AF of water. President Schultz asked how the new recharge is doing in Cummings Basin. Mr. Neisler stated it was slower than they anticipated, given the percolation test that was done prior to purchasing the property. He described a few reasons this may be happening and noted none of these things can be addressed until the season is over and it dries up.

**Item 10. Adopt Resolution 04-23 Creating a New Authorized Position and Amending the District's "Salary Schedule for Authorized Positions" and Authorize Solicitation for Accounting and Finance Specialist**

Mr. Neisler stated Ms. Madenwald is going to retire before the end of this year and she will be missed. She brought a unique skillset to the District having excellent accounting skills as a CPA and management/HR skills. He does not feel the District will be able to find someone to fill that exact role so he is proposing to bring in an Accounting and Finance Specialist (staff accountant) and this position will not have management or supervisory duties. In conjunction with that, he would like to create a new position entitled Administration Manager that Ms. Adams will fill. Her position will take over the administrative management functions that Ms. Madenwald held, as well as Human Resources, and she will retain her current tasks and continue to serve as the assistant to the General Manager. At the

Board's desire, she will still serve as the Board Secretary and continue her tasks in Water Resources with the General Manager.

Mr. Neisler's recommendation is for the Board to adopt Resolution 04-23 creating the two new positions. The attachment shows the changes to the Authorized Positions list and the current Salary Schedule. These changes include deleting the Executive Assistant/Board Secretary position, noting the Lead Mechanic and Pipeline Foreman positions "vacant" and increasing the Salary Range for Temporary Hourly Employees from Range 15 to Range 24 to keep up with current Minimum Wage requirements and anticipated increases. There is also the addition of the Administration Manager and Accounting and Finance Specialist positions. Staff would like to advertise for this Accounting and Finance Specialist position as soon as possible so they have time to train with Ms. Madenwald. He offered to answer any questions the Board or Public may have and there were none.

Director Zanutto moved that the Board adopt Resolution 04-23, Amending the District's Salary Schedule for Authorized Positions. He also moved that the General Manager be authorized to implement the process to hire an Accounting and Finance Specialist. 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 11. Receive and File Report on Delta Conveyance Project Tour**

Mr. Neisler stated the District is a full participant in the first four year funding cycle for the Delta Conveyance Project (DCP). The current four-year agreement expires in December 2024 at which point the Board will have to make a decision on continuing to participate in the project. Mr. Neisler was invited and attended a tour of the Bethany Alternative Alignment for the DCP on April 26<sup>th</sup>. The tour was presented by the Delta Conveyance Design and Construction Authority (DCA). The purpose of the tour was to familiarize managers of the districts who have Directors on the DCA, and he described the Directors in attendance. The tour was led by Graham Bradner, DCA Executive Director. The first stop of the tour was at the Bethany Reservoir which is at the southern end of the project. Mr. Neisler displayed a slideshow and map on the screens and described the details of the DCP and showed where the infrastructure will go. He walked the audience through the tour and described how the Bethany Reservoir serves as a big stilling pond for the State Water Project flow and water exits the reservoir into the aqueduct and goes down into the O'Neill Forebay to the San Luis Reservoir that is roughly 100 miles away. The tunnel itself will be 45 miles long and the interior diameter is 41 feet, so the exterior is close to 50 feet. That being considered, there will be a vast amount of material that is excavated and will have to be dealt with. The electrical substations are bigger than the pumping plants themselves. The scope of this project is incredible and hard to wrap your head around its size. He explained an important aspect of this project is that it only functions in periods where there is enough water in the Sacramento River to accommodate it. Under normal conditions, there is no water that goes into the tunnels. It is only under conditions like we are experiencing now, that the project comes online to take advantage of the excess water rather than letting it flow out to the ocean.

The update on the project schedule is currently on hold pending the environmental review comments. DWR has received over 700 responses to the Environmental Impact Report and those responses contain 7,000 comments and by law, they have to address everyone. The cost estimate is currently \$16 billion for the project in 2020 dollars. The Bethany Alternative is anticipated to be less expensive but we won't find out an updated total project cost update until late 2023 or early 2024. As mentioned, the current participation agreement will expire in December 2024 and prior to that, the Board will have to make a decision on whether they want to continue with the project or not. Mr. Neisler encouraged the Directors to attend a tour if that becomes available in the future and feels they will be edified by the experience. He and Mr. Kuhs will continue to participate in the process and update the Board accordingly. Mr. Kuhs has a report for Closed Session today. This presentation today is part of the effort to reach out to the

Public and inform them what the DCP is and why it's important to participate in it. Right now, the first water is estimated to be available in 2037.

Director Zanutto asked if the Twin Tunnels project was more expensive than this and Mr. Neisler clarified it was \$18 billion and only 34 miles in length. President Schultz commented he would be glad to go on a tour and Mr. Neisler stated he will keep the Board informed.

**Item 12. Approve Change Order No. 01 for Dennison Well Project**

Mr. Curry stated at the February 15<sup>th</sup> Regular Board Meeting, the Board approved bids and awarded a contract to Bakersfield Well and Pump Company for the Dennison Well Rehabilitation Project. The Dennison Well was drilled in 1968 and the District began leasing it in 1991, later purchasing the well and associated parcel in 1995. In looking at the technical data for the well, there were several pieces of data missing such as pump setting, perforation intervals, and casing depth.

On March 27<sup>th</sup>, work began on the project, pulling and inspecting the motor, discharge head, column pipe, shafting and pump assembly. He attached some photos of the conditions to the Staff Report. The inspection revealed there is significant corrosion and wear on the column pipe and shafting. The video inspection revealed casing with significant buildup and debris on the bridge slots and sidewalls. Contract Change Order No. 1 reflects installing 400' of new column pipe and shafting material, cleaning and bailing of the casing and bridge slots, post cleaning video inspection, installing new tubing airline and gauge, and the addition of 42 days to the contract to complete the work. This would push the completion date to June 23, 2023. The FY 2022-23 CIP Budget includes \$150,000 for the Dennison Well Project and approval of the Change Order would increase the project cost by \$76,900 for a total project cost of \$220,100.

Director Zanutto asked if the Mid-Year Budget included extra money for this. Mr. Curry stated they increased the Mid-Year Budget by \$25,000 anticipating some changes, but they had not foreseen the changes to the column pipe and shafting. President Schultz asked if there were any concerns for the casing of this well. Mr. Curry stated there is always concern, especially with casing of that age but overall, the contractor's comments were they have certainly seen much worse in wells that are not as old as this. In its current condition, the District was getting 1,000 gallons/minute out of this well.

Director Sasia moved that the Board of Directors approve Change Order No. 1 for the Dennison Well Rehabilitation Project. 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 05-23, Amending the Reserves Policy to Revise the Purpose of Certain Funds**

Ms. Madenwald stated the description of the Rate Stabilization Fund, and its purpose are included in the District's Preliminary Official Statement as well as in the Installment Purchase Agreement. Staff has expanded the wording to include some mirrored terminology to have it match these two documents. Adoption of Resolution 05-23, will authorize the District Treasurer to amend the purpose of Fund 60187, Rate Stabilization Fund to include: "...and also to satisfy pledges and revenue calculations pursuant to long-term financing rate covenants." The attached red-line version of the Reserves Policy shows this addition, and this is the only change being made to the Policy.

Director Zanutto asked for elaboration of what "satisfy pledges and revenue calculations" will mean. Ms. Madenwald referred to the Reserves Policy and recited the current description of the Fund. In the Official Statement, when they describe the purpose of this fund, they are placing a pledge or first lien on the amounts in the Rate Stabilization Fund for the purpose of satisfying the debt. The Installment Purchase Agreement will include a similar description and a rate covenant. It expands its purpose and does not preclude the current purpose. Mr. Reed Glyer, Stradling- Bond Counsel, added that Standard and Poor's views the establishment of a Rate Stabilization Fund as a credit positive, so they have included that in the

documents and what the Fund does in a bond context is it is a fund in which monies are banked and if there's a year in which the District could not meet its rate covenant, it can pull from the fund and satisfy the rate covenant. Mr. Dmitry Semenov, Ridgeline Municipal Strategies-Municipal Advisor, commented that this would come into play if the District were not able to meet the 1.25 debt service coverage ratio, then it could transfer some money from the Rate Stabilization Fund into the revenue fund and get to the coverage ratio. Currently, he is projecting a 3.6 debt service coverage ratio for the District.

President Schultz moved for adoption of Resolution 05-23 amending the Reserves Policy to revise the purpose of certain funds. 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 14. Authorization of 2023 Certificates of Participation, Approval of Form Financing Documents, Adoption of Debt Management Policy and Policy for Disclosure Procedures, Resolution 06-23 and Resolution 07-23.**

Mr. Neisler began by mentioning we were just introduced to Mr. Dmitry Semenov and Mr. Reed Glycer in the last item and they are two members of our financing team who have been deeply involved in the preparation of these documents. Ms. Madenwald pointed out that all of the documents in this item are form documents and will be completed once the exact pricing is known prior to the bond certificates going to sale. The fiscal impact of this item will be presented in Mr. Semenov's slide presentation.

Mr. Semenov pointed out that Ridgeline and Stradling are acting as fiduciaries to the District and are looking out for the District's best interest. The project budget is \$12 million to replace 8 engines and Certificates of Participation, normally referred to as bonds, will be issued to finance the project with tax-exempt debt. The revenue pledge is a common financing structure, and it means the gross revenues of the District (water sales and property taxes) less the operating and maintenance expenses equal the net revenue. That net revenue is pledged as the repayment for the debt. There are two covenants the District must meet. The first is the Rate Covenant in which the District is promising to set the rates to ensure that at no point in time will the debt service coverage ratio drop below 1.25. These documents allow for the District to transfer money from the Rate Stabilization Fund to get to 1.25 if ever needed in the future. The second covenant is that in the future, additional bonds can only be issued if the District meets the 1.25 ratio. At the March 7<sup>th</sup> meeting, the Board provided guidance to move forward with 15-year financing and that is what they are providing. The District's Standard and Poor's rating came back as A+, so bond insurance will be used to allow the District to get to AA rating which is very desirable to investors. With the current market, we are looking at a true interest cost estimate of 3.19%. This translates to an annual debt service of roughly \$1,020,000. This will all be subject to market rate fluctuations. According to Oppenheimer, the market is looking for premium bonds with a coupon of 5%. The Directors asked questions to clarify the interest rate the investors are paying.

Mr. Glycer stated there is a Debt Management Policy being approved today that is required by state law. The Policy for Disclosure Procedures contains procedures the District will follow when it issues debt like this Certificates of Participation (COP). The CSDA Finance Corporation is the counter party to the COPs so the District will make installment payments to the CSDA Finance Corporation, and they will assign those to the Trustee and the Trustee will then execute the COPs and use those to make the debt service payments. The Trust Agreement is the document that governs the term of the COPs, and the Installment Purchase Agreement governs the terms by which the District will make the installment payments to the counter party. The Preliminary Official Statement is the offering document the underwriter will use to market the bonds. After approval tonight, they hope to post it soon and then the underwriter will use it to market the COPs until they are priced. The document is lengthy as it is required by the SCC to include all information regarding the COPs, the District, its finances, potential risks associated with investments and things of that nature. Ms. Madenwald and Mr. Neisler helped extensively on the District portion of the Statement. The Continuing Disclosure Statement is an appendix to the Statement, and it is required by the SCC for all issuers of public debt that when you issue debt, you must provide financial information

on an annual basis to educate the secondary market about the continuing stability of the District and its finances.

Mr. Semenov stated that Mr. Neisler and Ms. Madenwald put a lot of time and work into educating Standard and Poor's on the District and they did an amazing job. If the financing is approved along with all the documents and policies, tomorrow the Preliminary Official Statement will be released and Oppenheimer will start marketing the Districts bonds. They are looking to price the bonds on May 24<sup>th</sup> and hope to close them June 7<sup>th</sup>. The money will be delivered to the Trustee who will hold it for the District and once the District incurs costs from the project, they will disperse the funds. He explained there are rules in the tax code to prevent arbitrage, so the Trustees ensure the funds are invested in ways that do not violate arbitrage rules. With these documents, the District is agreeing to post an annual report on a public website that includes the District audit, calculation of debt service coverage ratio, and certain tables from the Preliminary Official Statement. The District promises to notify the Trustee and investors if default or adverse material events take place.

President Schultz asked if the insurance that is being used to take the rating to AA is being added into the true interest cost. Mr. Semenov and Mr. Glycer explained the insurance is funded out of the bond proceeds rather than built into the interest rate. What is included in the true interest cost is the compensation of the underwriter, Oppenheimer, which is not to exceed \$65,000. President Schultz asked Mr. Neisler based on the District's current and past operations, does he foresee any situation where the District would have a problem meeting the debt service coverage ratio (1.25). Mr. Neisler replied we can never say never, but it's hard to even think of a crisis so major that it would result in falling that low. Our current coverage is about 3 times what is required, and as the debt is paid back over the years, that coverage would increase because the debt being serviced is less. Also, the District has more than \$10 million in reserves that can be utilized in the event of some unforeseen catastrophe.

President Schultz moved that the Board adopt the resolution authorizing the execution and delivery of 2023 Revenue Certificates of Participation and approving the execution and delivery of certain documents in connection therewith and certain other matters, as well as to adopt a separate resolution approving the policy for disclosure procedures. 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.

Mr. Neisler thanked the Board for taking this action as it is a huge step for this District and ensures our Public viability and our reliability for 15-20 years into the future. He also thanked the finance team and all those involved.

**Item 15. Consider and Act on Change in General Manager's Compensation**

President Schultz stated Mr. Neisler's review was done in January and February and the Board would now like to act on this in a Public session. He stated Mr. Neisler has given a considerable amount of extra time dealing with new problems and legal matters within the District. He puts in an invaluable amount of effort not only in what is in his job description, but beyond what his job would have normally entailed. As one of the Board members, he told Mr. Neisler he appreciates his time and effort; it's vastly appreciated to make sure the District is operated correctly, and we can protect what we have. Mr. Neisler thanked him for the comments.

Director Zanutto stated he dittos President Schultz's comments and added that after an extensive evaluation, Mr. Neisler is meeting and exceeding most of the criteria, his work is above his job description, and he has put in numerous hours above and beyond.

Director Hall stated he has been a Director for every General Manager this District has had and commented that the kinds of challenges Mr. Neisler has met are ones no other manager had to meet before. That has propelled this District into a position where it is providing a lot more service to the customers and taxpayers.

Director Zanutto moved that the Board reward Mr. Neisler with a \$12,000.00 bonus for this year, 2023, to be distributed in the best advantage for Mr. Neisler and the District. 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.

Mr. Neisler thanked the Board for the opportunity to do this job; he loves this position and the team he works with. He appreciated the acknowledgement.

**Item 16. Board of Directors Comments**

President Schultz commented he really loves having water; it is really nice to see a 100% allocation and really nice to have the problem we have this year (having more water available than we can utilize). It makes it much easier to take care of this District and all those we serve.

**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 4:55 p.m.

**Item 18. Return to Open Session**

The Board returned to Open Session at 5:21 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 5:21 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: 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: \_\_\_\_\_