

# KERN WATER BANK AUTHORITY



**Regular Meeting of Board of Directors  
Tuesday, July 7, 2020 3:00 P.M. <sup>i</sup>**

**[Join Microsoft Teams Meeting](#)**

[+1 321-558-6407](#) United States, Orlando (Toll)

Conference ID: 247 849 047#

This meeting is held in accordance with the Brown Act pursuant to Section 54950, et seq. of the California Government Code and the Kern Water Bank Authority Joint Powers Agreement.

**NOTICE: Pursuant to Executive Order N-29-20, ISSUED BY Governor Newsom on March 17, 2020, and guidance by the California Department of Public Health dated March 16, 2020, this meeting will be conducted by teleconference. The public may attend the meeting and offer public comments by phone, using the call-in number above.**

- 1. Roll Call**
- 2. Approval of Minutes**  
June 3, 2019 Adjourned Board of Directors Meeting.
- 3. Treasurer's Report**  
Submission of the June 2020 Treasurer's Report for approval.
- 4. Authorization to Pay Expenses of Authority**  
Submission of June accounts payable for approval to pay.
- 5. Conservation Credits**  
The Board will consider and possibly act on the current fees for Kern Water Bank Authority Conservation Bank credits.
- 6. Resolution 2020-02**  
The Board will consider and possibly act on Resolution Authorizing Execution and Carrying Out Subgrant Agreement for Round 1 Proposition 1 IRWM Implementation Agreement.
- 7. Reports**
  - A. Staff Report**  
Review and possibly act on previously submitted Staff Report and staff recommendations:
    - (1) Water Bank Operations
    - (2) 3<sup>rd</sup> Party Facilities on Kern Water Bank
    - (3) Adjacent Properties
    - (4) IRWMP Activities
    - (5) Capitalized Maintenance Program

- (6) KWBA HCP/NCCP and Land Management
- (7) Kern River Parkway Bike Trail

**B. Directors, Counsel, and Committee Reports**

The Board of Directors will hear and possibly act on reports and recommendations:

- (1) Kern Fan Monitoring Committee
- (2) Kern Groundwater Authority
- (3) Engineering Committee

**8. Old Business**

This portion of the meeting is set aside for the discussion of matters which have been addressed at previous Board meetings.

**9. New Business**

This portion of the meeting is set aside to provide the Board an opportunity to bring to the attention of the other Board members and the public, matters which have come to their attention, subject to certain exceptions. No action can be taken on any matter discussed during this portion of the meeting; however, a Board member may request that a subject be placed on any future agenda.

**10. Public Input**

This portion of the meeting is set aside to provide the public an opportunity to bring to the attention of the Board members, matters of which the Board may not be aware, subject to certain exceptions. No action can be taken on any matter discussed during this portion of the meeting; however, a Board member may request that a subject be placed on any future agenda.

**11. Closed Session**

The Board will meet in a closed session and possibly act on the following:

- A) Conference with Legal Counsel - Pending Litigation (Govt. Code Section 54956.9(d)(1))
  - 1) Various Applications to appropriate Kern River water, complaint, and related proceedings before the State Water Resources Control Board
  - 2) Central Delta I: Central Delta Water Agency v. California Department of Water Resources (Sacramento County Superior Court, Case No. 34-2010-80000561; Third Appellate District, Case No. C078249)
  - 3) Center for Food Safety v. California Department of Water Resources (Sacramento County Superior Court, Case No. 34-2016-80002469; Third Appellate District, Case No. C086215)
  - 4) Buena Vista Water Storage District, v. Kern Water Bank Authority, et al. (Ventura County Sup. Ct., Case No. 56-2019-00528316-CU-WM-VTA)

- B) Conference with Legal Counsel - Anticipated Litigation: Initiation of litigation pursuant to Gov't. Code section 54956.9(d)(4). One potential case.
- C) Conference with Legal Counsel - Anticipated Litigation: Significant exposure to litigation pursuant to Gov't Code section 54956.9(d)(2). One potential case

**12. Reconvene**

**13. Adjourn**

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<sup>i</sup> Requests for a disability-related modification or accommodation, including auxiliary aids or services, in order to attend or participate in a meeting should be made to the Board Secretary in advance of the meeting to ensure availability of the requested service or accommodation.