



# KERN COUNTY WATER AGENCY

Stuart T. Pyle Water Resources Center

3200 Rio Mirada Drive

Bakersfield, California

## Notice of Special Board Meeting

March 27, 2025

Conference Line: [+1 \(571\) 317-3122](tel:+15713173122)

Access Code: 863-465-805#

<https://global.gotomeeting.com/join/863465805>

## AGENDA

- I. Call to Order – 11:00 a.m.
- II. Directors' Forum
- III. Public Comment  
Anyone may comment on any subject within Agency jurisdiction whether or not it is on the agenda. Time for such comment may be limited.
- IV. Report of the General Manager
- V. Review of the Kern County Water Agency General Fund and State Contract Payment Fund Budgets and Cash Flow Projections
- VI. Report of the General Counsel
  - A. Authorization for Closed Session regarding:
    1. Conference with Legal Counsel – Existing Litigation (Government Code section 54956.9, subdivision (a)):
      - a. Applications Filed for Kern River Water
      - b. California Department of Water Resources v. All Persons Interested in the Matter of the Contract Extension Amendments
      - c. North Coast Rivers Alliance, et al. v. California Department of Water Resources (COA CEQA)
      - d. California Department of Water Resources v. All Persons Interested in the Matter of the Authorization of Delta Program Revenue Bonds
      - e. Rosedale-Rio Bravo Water Storage District, *et al.* v. Kern County Water Agency, *et al.* (CVC Issues)
      - f. Kern Delta Water District, *et al.* v. Rosedale-Rio Bravo Water Storage District (Onyx CEQA)

- g. Rosedale-Rio Bravo Water Storage District v. Buena Vista Water Storage District, *et al.* (Onyx Water Rights)
- h. California Sportfishing Protection Alliance, *et al.* v. California State Water Resources Control Board, *et al.*, Sacramento County Superior Court, Case No. 34-2021-80003761 (2021 Order Re Temporary Urgency Change Petition)
- i. California Sportfishing Protection Alliance, *et al.* v. State Water Resources Control Board, *et al.*, Sacramento County Superior Court, Case No. 34-2021-80003763 (2021 Order Re Shasta Temporary Management Plan)
- j. California Water Impact Network v. Department of Water Resources, Sacramento County Superior Court Case No. 34-2020-80003492; North Coast Rivers Alliance v. Department of Water Resources, Sacramento County Superior Court Case No. 34-2020-80003491 (Water Management Tools)
- k. Pacific Coast Federation of Fishermen's Associations, *et al.* v. Ross,., E.D. Cal., Case No. 1:20-cv-00431 & California Natural Resources Agency, *et al.* v. Ross, *et al.*, E.D. Cal., Case No. 1:20-cv-00426 (Long-term Operations)
- l. State Water Board Cases, Sacramento County Superior Court Case No. JCCP 5013 (Water Quality Control Plan Phase 1 Litigation)
- m. Oroville Dam Cases, Sacramento County Superior Court Case No. JCCP 4974
- n. Long-term State Water Project Operations Cases, Sacramento County Superior Court Case No. JCCP 5117
- o. Temporary Applications Filed for Kern River Water
- p. Bring Back the Kern, *et al.* v. City of Bakersfield, *et al.*, Kern County Superior Court Case No. BCV-22-103220
- q. Delta Conveyance Project Litigation, Court Case No. 24WM000017
- r. California Sportsfishing Alliance, *et al.* v. California Department of Water Resources and California Department of Fish and Wildlife, *et al.*, Sacramento County Superior Court Case No. 24WM000181; Tehama-Colusa Canal Authority, *et al.* v. California Department of Water Resources and California Department of Fish and Wildlife, *et al.*, Sacramento County Superior Court Case No. 24WM000183; San Francisco Baykeeper, *et al.* v. California Department of Water Resources, Sacramento County Superior Court Case No. 24WM000185; and Central Delta Water Agency and South Delta Water Agency v. California Department of Water Resources, Sacramento County Superior Court Case No. 24WM000186 (2024 Incidental Take Permit Litigation)

- s. Mass X, Inc. v. Kern County Water Agency, et al., Kern County Superior Court Case No. BCV-24-104394
  - t. Department of Water Resources v. All Persons Interested in the Matter of Delta Conveyance Project Program Revenue Bonds etc. (2025 DWR Validation Action), Sacramento County Superior Court Case No. 25 CV000704
  - u. Melva Hodge v. City of Bakersfield, et al., Kern County Superior Court Case No. BCV-25-100081
- 2. Conference with Legal Counsel – Anticipated Litigation: Significant exposure to litigation: (Government Code section 54956.9, subdivision (d)(2)):
    - a. Two potential suits
  - 3. Conference with Real Property Negotiator (Government Code section 54956.8):
    - a. Negotiator: Water Resources Manager  
Property: State Water Project Water  
Parties: California Department of Water Resources and State Water Project Contractors  
Under Negotiation: Price & Terms

## VII. Adjournment

DECLARATION OF POSTING: I declare under penalty of perjury, that I am employed by the Kern County Water Agency and that I posted the foregoing Agenda at the Agency Office on March 21, 2025.

  
\_\_\_\_\_  
Stephanie N. Prince, Board Secretary

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.



# KERN COUNTY WATER AGENCY

Stuart T. Pyle Water Resources Center

3200 Rio Mirada Drive  
Bakersfield, California 93308

## Notice of BOARD OF DIRECTORS MEETING

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### AGENDA

- I. Call to order – 12:00 p.m.
- II. Report of the General Counsel
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    - a. Negotiator: Water Resources Manager  
Property: State Water Project Water  
Parties: California Department of Water Resources and State Water Project Contractors  
Under Negotiation: Price & Terms

III. Directors’ Forum

- A. Report from the State Water Contractors General Manager

IV. Public Comment

Anyone may comment on any subject within Agency jurisdiction whether or not it is on the agenda. Time for such comment may be limited.

V. Minutes of Board Meetings and Committee Meetings –

Special Board Meeting	February 27, 2025
Regular Board Meeting	February 27, 2025

VI. Report of the General Manager

VII. Advisory Committee Reports

- A. Cross Valley Canal Advisory Committee
- B. Improvement District No. 3 Advisory Committee
- C. Urban Bakersfield Advisory Committee

VIII. Board Committee Reports

The following items will be discussed in detail at the meeting and may result in appropriate action being taken relating to the subject matter (such action may or may not conform to any staff recommended action):

**A. ADMINISTRATIVE COMMITTEE – Director Cattani, Chair**

1. Report of the Administrative Operations Manager
2. Payment of the Bills
3. Financial Report
4. Appointment of Association of California Water Agencies Joint Powers Insurance Authority Director and Alternate Directors
5. Authorization to Execute the Kern County Water Agency Contract for Heating, Ventilating and Air Conditioning Unit for the Stuart T. Pyle Water Resources Center
6. Consideration of a Policy Regarding the Authority of the General Manager to Incur Obligations Without Prior Approval from the Board of Directors

**B. POLICY COMMITTEE – Director Milobar, Chair**

1. Update on Delta Conveyance Activities
2. Delta Conveyance Project – Additional Funding Approval
  - a. Presentation on Delta Conveyance Project
  - b. Consideration and possible Approval of Resolution No. 08-25, a Resolution of the Board of Directors of Kern County Water Agency: (1) Considering the Final Environmental Impact Report for the Delta Conveyance Project (State Clearinghouse No. 2020010227) and Approving Notice of Determination; (2) Making Responsible Agency Findings for the Delta Conveyance Project Pursuant to the California Environmental Quality Act (“CEQA”) and State CEQA Guidelines Section 15096; (3) Adopting CEQA Findings of Fact for the Delta Conveyance Project under State CEQA Guidelines Section 15091; (4) Adopting a Statement of Overriding Considerations under State CEQA Guidelines Section 15093 for Pre-Construction Work related to the Delta Conveyance Project; (5) Authorizing the General Manager to Enter into Amendment No. 2 to the Contract Between Kern County Water Agency and its Member Units for Preliminary Planning and Design Costs Related to a Potential Delta Conveyance Project; and (6) Authorizing the General Manager to Execute a Letter Setting Forth the Agency’s Agreement to Advance or Contribute Additional Money to the Department of Water Resources for the Agency’s Share of the Delta Conveyance Project Planning and Pre-Construction Costs for Calendar Years 2026-2027

3. Approval of Memorandum of Understanding Among State Water Contractors regarding State Water Project Transactions
4. Update on Legislative Activities

**C. WATER RESOURCES COMMITTEE – Director Fast, Chair**

1. Report of the Water Resources Manager
2. Report on the State Water Contractors Board Meeting
3. Report on 2025 State Water Project and Central Valley Project Allocations and Operations
4. Water Delivery Operations
  - a. Report on Kern County Water Agency California Aqueduct Deliveries
  - b. Update on Water Transfers, Exchanges and Purchases
  - c. Authorization to Execute an Agreement for Transfer of Plumas County Flood Control and Water Conservation District's State Water Project Article 56 Carryover Water to Kern County Water Agency, SWP #25004
  - d. Authorization to Execute an Agreement Among the Department of Water Resources of the State of California, Kern County Water Agency, San Geronio Pass Water Agency and Antelope Valley-East Kern Water Agency for Conveyance of Non-Project Water, SWP #25005
  - e. Authorization to Execute an Agreement for Transfer of Oak Flat Water District's State Water Project Article 56 Carryover Water to Kern County Water Agency, SWP #25011
5. Authorization to Execute the State Water Contractors Municipal Water Quality Investigations Program Specific Project Agreement
6. Authorization to Execute the Municipal Water Quality Investigations Specific Project Cost Allocation Agreement Between the Kern County Water Agency and Tejon-Castac Water District
7. Report on the Kern Non-Districted Lands Authority Meeting

**D. WATER MANAGEMENT COMMITTEE**

1. Report of the Engineering and Groundwater Services Manager



- a. Update on Groundwater Banking Construction/Maintenance Projects
- b. Update on Pioneer Project Recharge Facilities – Basin 11
2. Report on 2025 Water Operations
3. Authorization to Execute Change Order No. 4 for the KCWA Well 38 & 39 Well Equipping Project – Contract No. KCWA 2021-09B
4. Authorization to Execute Amendment No. 2 to the Kern County Water Agency Agreement for a Groundwater Sustainability Plan Consultant for the Kern Subbasin Cost Sharing Agreement for Revising Groundwater Sustainability Plans
5. Authorization to Execute Amendment No. 3 to the Kern County Water Agency Agreement for an Engineering and Land Surveying Consultant for the South Pioneer Boundary Survey and Record of Survey
6. Report on Kern Water Bank Activities

**E. CROSS VALLEY CANAL COMMITTEE – Director Lundquist, Chair**

1. Report of the Water Resources Manager
  - a. Update on Cross Valley Canal Construction/Maintenance Projects
  - b. Update on Cross Valley Canal Losses
2. Report on Cross Valley Canal Operations and Deliveries

**F. URBAN BAKERSFIELD COMMITTEE – Director Wulff, Chair**

1. Report of the Improvement District No. 4 Manager
  - a. Report on the Kern River Groundwater Sustainability Agency Meeting
  - b. Update on the Improvement District No. 4 Water Education Program
2. Authorization to Set Groundwater Charges Within Improvement District No. 4 for Fiscal Year 2025-26
3. Report on the Improvement District No. 4 2025 Water Supply and Management Plan
4. Report on the Henry C. Garnett Water Purification Plant

- a. Authorization to Increase the Fiscal Year 2024-25 Expenditure Limit for Treated Water Chemicals
- b. Authorization to Request Bids for Chemicals Used in the Water Treatment Process
- c. Authorization to Execute Amendment No. 1 to the Kern County Water Agency Agreement for an Engineering Consultant for the Hageman Flyover Project

IX. Correspondence

X. Brief Report on Potential New Business

XI. Adjournment

DECLARATION OF POSTING: I declare under penalty of perjury, that I am employed by the Kern County Water Agency and that I posted the foregoing Agenda at the Agency Office on March 21, 2025.



Stephanie N. Prince, Board Secretary

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