



MINUTES OF THE BOARD OF DIRECTORS

Date: Thursday, January 3, 2019
Time: 1:00 P.M.
Location: Kern County Water Agency, 3200 Rio Mirada Dr., Bakersfield, CA 93308
661-589-6045

DIRECTORS AND ALTERNATES PRESENT

Dennis Johnston and Jeevan Muhar, Arvin-Edison WSD
Charlie Riddle and Max Bricker, Henry Miller WD
Don Collins, Pete Kaiser and Mark Mulkay, Kern Delta WD
Skye Grass and Bruce Kelsey, Kern-Tulare WD
Eric Averett, Rosedale-Rio Bravo WSD
Jason Gianquinto, Semitropic WSD
Ben Wilson and Dana Munn, Shafter-Wasco ID
Michael Blaine and Robert Kunde, Wheeler Ridge-Maricopa WSD

DIRECTORS AND ALTERNATES ABSENT

David Nixon, Arvin-Edison WSD
Kimberly Brown and Dick Diamond, North Kern WSD
Jeff Siemens and Jim Nickel, Olcese WD
Dan Bartel and Zach Smith, Rosedale-Rio Bravo WSD
Rick Wegis, Semitropic WSD

ASSOCIATE MEMBERS PRESENT

Greg Hammett, Westside Water Quality Coalition
Dave Hampton, Cawelo Water District
Tim Ashlock, Buena Vista Coalition

OTHERS PRESENT

Nicole Bell, KRWCA Manager
Sarah Hudson, KRWCA Secretary
Sarah Rutherford, Provost & Pritchard
Morgan Campbell, Provost & Pritchard
Donald Ikemiya, Provost & Pritchard
Ernest Conant, Young Wooldridge, LLP
Steve Torigiani, Young Wooldridge, LLP
Molly Saso, Hancock Ag
Roy Pierucci, Rosedale-Rio Bravo WSD
Stephanie Hearn, GEI Consultants



1. **CALL TO ORDER**

Chairman Eric Averett called the meeting to order at 1:00 P.M.

2. **ANNOUNCEMENT OF QUORUM**

Chairman Averett announced a quorum.

3. **INTRODUCTIONS**

None

4. **PUBLIC COMMENT**

None

5. **APPROVAL OF 12/6/2018 Board Meeting Minutes***

Director Jason Gianquinto moved to approve the regular Board Meeting Minutes of December 6, 2018. Upon a second by Rob Kunde, a vote was taken with no abstentions and was unanimously carried.

6. **TREASURERS REPORT**

a. ***Accounts Payable/Receivable Ratification and Approval**

Director Robert Kunde reviewed the accounts payable with the Authority Board. A motion was made by Director Michael Blaine (who just arrived, replacing Director Rob Kunde as the voting director of Wheeler Ridge-Maricopa WSD) to pay the open accounts, in the amount of \$79,734.12. Upon a second by Charlie Riddle, a vote was taken with no abstentions and was unanimously carried.

7. **ADMINISTRATIVE**

a. **Appointment of Officers:***

i. Chairperson

ii. Vice-Chairperson

A motion was made by Dennis Johnston to reappoint Eric Averett as Chairperson and Jason Gianquinto as Vice-Chairperson. Upon a second by Michael Blaine, a vote was taken and with no abstentions unanimously carried.

iii. Secretary-Treasurer (Split Position)

Authority Board decided to defer the appointment of this position to a later date.

b. **Set Meeting Date and Time:**

After discussion, Authority Board confirmed that KRWCA Board Meetings would continue at the standing date and time, first Thursday of each month at 1 P.M.

8. **KRWCA MANAGER REPORT/ILRP PROGRAM UPDATE**

Manager Bell reported on the following topics:

a. **Administrative:**

i. KRWCA Policies and Procedures



Document was provided to the Board for review. The document will be revised based on feedback from the Board and provided at the February Board Meeting for approval.

ii. **Enrollment Update:**

We have had 737 membership invoices returned with payment, 14 members have cancelled, and 16 members have not responded to Late Notice Final Invoices. The members who have not responded will be cancelled.

iii. **Member Request for Second Waiver of Late Fees:**

1. ELSA Farm, Mahmoud Fakhimi
2. Bisla Farms, Onkar Bisla

Authority Board reviewed the requests made by ELSA Farm and Bisla Farms. A motion was made by Dennis Johnson to grant the request for a second waiver of late fees on the condition that if a third violation is incurred then all late fees will be owed. Upon a second by Jason Gianquinto, a vote was taken with no abstentions and unanimously carried.

b. **Outreach and Education:**

- i. Three Kern Coalition Joint Grower Meetings are scheduled, all begin at 3:00 PM:

1. Buttonwillow: 12/17-Buttonwillow Recreation Center
2. Bakersfield: 1/8-Kern Ag Pavilion
3. Wasco: 1/10-Wasco Elks Lodge

c. **CVRWQCB:**

- i. Tulare Lake Basin General Order Update: TLB Coalition Joint Comments were submitted, December 20, 2018.

d. **State Water Board:**

Nothing to report at this time.

9. REPORT OF PROVOST & PRITCHARD CONSULTING GROUP

a. **MPEP Update**

No update to report at this time.

b. **Surface Water Monitoring:**

Sarah Rutherford reported on the following.

- i. Surface Water Monitoring Plan, Revision 2 Update
1. Requested 90-day extension to April 22, 2019 and it has been granted.
 2. The Board was presented with a methodology for moving forward with revising the SWMP.

c. **GW Trend Monitoring (GTM) Update & Presentation:**

Morgan Campbell reported on the following.

- i. GTM Phase II: Well Selection Revised Plan/Expanded Network due January 24, 2019. Morgan presented a power point presentation to show the initial network and the subsequent network wells in areas that needed additional monitoring wells.



- ii. Status of Fall 2018 Sampling
All of the wells that were required for sampling were completed timely. There are 4 wells that sampling was delayed until Spring to allow for coordination with Kern Water Agency for three of them and member coordination to avoid demand charges for the other.

10. **CV-SALTS** <http://www.cvsalinity.org>

Manager Bell and Land IQ represent KRWCA at the Monthly CV-SALTS Meetings. Links to the monthly Meeting Package and Summary Report are also provided on our website.

- a. [CV-SALTS Brochure](#)
- b. [CV-SALTS Brochure: New Water Quality Regulations Provide Options for Flexibility](#)
- c. [CV-SALTS Workshop Invitation](#)
- d. [Prioritization and Optimization Study \(P&O\) Overview](#)

11. **OLD OR NEW BUSINESS**

None

12. **ATTORNEYS REPORT**

None

13. **CLOSED SESSION**

The Authority Board went into closed session at 2:37 P.M. to discuss the items listed below. Upon conclusion of closed session at 3:05 P.M., the Board reconvened to open session and announced that action was taken on item b. Public Employment, authorizing Manager Bell full authority to complete the KRWCA Transition to a direct employment entity, including entering into a sublease with Provost & Pritchard and acquisition of all necessary equipment, benefits and professional services. The meeting was adjourned at 3:05 P.M.

- a. Conference with Legal Counsel - Pending Litigation - Government Code Section 54956.9 (a)
 - i. Petitions filed by the Kern River Watershed Coalition Authority, et al. with the State Water Resources Control Board (SWRCB) regarding the Tulare Lake Basin General Order.
 - ii. [Environmental Law Foundation v. SWRCB, et al.](#), Sac. County Sup. Ct., Case No. 34-2018-80002851
 - iii. [Protectores Del Aqua Subterranea v. SWRCB](#), et al., Sac. County Sup. Ct., Case No. 34-2018-80002852
 - iv. [Monterey Coastkeeper, et al. v. Central Valley Regional Water Quality Control Board, et al.](#), Sac. County Sup. Ct., Case No. 34-2018-80002853
- b. Public Employment - Government Code Section 54957:
 - i. Positions: Manager and Administrative Assistant



14. KRWCA MEETING ATTENDANCE HIGHLIGHTS

- a. 12/12, CV SALTS Workshop, Modesto
- b. 12/13, CV SALTS Workshop, Tulare
- c. 12/14, Meeting with RB re: TLB GO Revisions
- d. 12/17, Grower Outreach Meeting, Buttonwillow
- e. 12/20, CVSC Committee Meeting, Call

15. NEXT MEETING

Request to change February Meeting due to conflict with RB Hearing on the ILRP Revised General Orders.

16. ADJOURN

There being no further business to come before the Board, the meeting was adjourned at 3:05 P.M.

“*” Notates an action item