

DUE TO THE COVID-19 RESTRICTIONS THIS DISTRICT BOARD ROOM WILL BE CLOSED TO THE PUBLIC. MEMBERS OF THE COMMUNITY MAY ATTEND AND PARTICIPATE TELEPHONICALLY BY DIALING THE FOLLOWING TELEPHONE NUMBER OR BY THE ZOOM LINK.

PHONE: 1-669-900-6833
MEETING ID: 894-1407-2321
ACCESS CODE: 357672

ZOOM LINK:

<https://us06web.zoom.us/j/89414072321?pwd=ZXFkb1pmQUs3d3kvZmkrVitLT1RQZz09>

**NOTICE OF THE
REGULAR MEETING OF THE
BOARD OF DIRECTORS
DECEMBER 20, 2022
5:30 P.M.
DISTRICT BOARD ROOM**

AGENDA

“Pursuant to Government Code section § 54957.5, any materials relating to an open session item on this agenda, distributed to the Board of Directors after the distribution of the agenda packet, will be made available for public inspection at the time of distribution at the following location: West Kern Water District, 800 Kern Street, Taft, CA.”

I. CALL TO ORDER

II. FLAG SALUTE

III. ROLL CALL/DETERMINATION OF A QUORUM

IV. ADOPTION OF ALTERNATIVE TELECONFERENCING REQUIREMENTS

1. Discussion and Appropriate Action Regarding:
Utilizing Alternative Teleconferencing Requirements During a State of Emergency Pursuant to Government Code Section 54953, as Amended by Assembly Bill 361. The Board will be required to determine that:
(a) The proclaimed state of emergency arising from COVID-19 continues to exist. (b) The state of emergency continues to directly impact the ability of the Board Members to meet safely in person.

V. CONFLICT OF INTEREST STATEMENTS

VI. PUBLIC COMMENT

Public Comment to address any subject of District business which may not be on the Agenda. Comments may be limited to three (3) minutes per person.

**VII. DISCUSSION AND APPROPRIATE ACTION REGARDING:
APPROVAL OF AGENDA**

The agenda is to be approved as presented, subject to review by the Board. The Board may change the order in which agenda items are discussed to accommodate scheduling or other needs of the Board, the public or meeting participants. Members of the public are encouraged to arrive at the commencement of the meeting to ensure that they are present for Board discussion of all items in which they are interested. The Board may add items to the agenda only as provided by Government Code section 54954.2.

VIII. OPEN PUBLIC HEARING FOR PROPOSITION 218 RATE INCREASE:

CLOSE PUBLIC HEARING FOR PROPOSITION 218 RATE INCREASE:

**ANNOUNCE FINAL TABULATION OF WRITTEN PROTESTS FOR
PROPOSED WATER RATE INCREASE:**

IX. APPROVE PROPOSITION 218 RATE INCREASE

2. Discussion and Appropriate Action Regarding:
Resolution No. 22-05 of The Board Of Directors Of
West Kern Water District to Adopt the Proposed Increase
to its Water Rate Schedule
(Roll Call)

**X. DISCUSSION AND APPROPRIATE ACTION REGARDING:
APPROVAL OF MINUTES**

- A. November 15, 2022 Regular Board Meeting

XI. CONSENT AGENDA

Items listed on the Consent Agenda are routine and non-controversial by staff and will be approved by one motion if no member of the Board or public wishes to comment or ask questions. If comment or discussion is desired by anyone, the item will be removed from the Consent Agenda and will be considered in the listed sequence with an opportunity for any member of the public to address the Board concerning the item before action is taken.

- i. Discussion and Appropriate Action Regarding:
District's Training Report
- ii. Discussion and Appropriate Action Regarding:
Operations Department
- iii. Discussion and Appropriate Action Regarding:
Cash Flow for November, 2022
- iv. Discussion and Appropriate Action Regarding:
Capital Improvement Budget Comparison and Equipment Procurement

- v. Discussion and Appropriate Action Regarding:
Safety Meeting and Project Report

XII. DISCUSSION & APPROVAL OF ITEMS PULLED FROM CONSENT AGENDA

XIII. COMMITTEE REPORTS

**A. *WATER RESOURCES COMMITTEE*.....12/13/22
(Niblett, Wells)**

- 1. Discussion and Appropriate Action Regarding:
Water Supply Report
- 2. Discussion and Appropriate Action Regarding:
General Manager Report

**B. *ADMINISTRATION COMMITTEE*.....12/15/22
(Jameson, Niblett)**

- 1. Discussion and Appropriate Action Regarding:
Directors Compensation

**C. *FACILITIES DEVELOPMENT COMMITTEE*.....12/14/22
(Jameson, Bravo)**

- 1. Discussion and Appropriate Action Regarding:
Chalk Cliff Limited - Restated Water Service Agreement #13
McKittrick Limited - Restated Water Service Agreement #14
- 2. Discussion and Appropriate Action Regarding:
Maricopa Heights Tank #24 Internal/External Recoat,
Retrofit & Repairs, Job #23-3101, Request to Seek Bids for:
A. Internal/External Recoat, Retrofit and Repairs of Tank #24
B. Professional Coating Inspection & Repairs
- 3. Discussion and Appropriate Action Regarding:
Temporary Access Agreement from Kern Water Bank,
Job #23-4101
- 4. Discussion and Appropriate Action Regarding:
Well NW3 Rehabilitation, Job #22-6202
- 5. Discussion and Appropriate Action Regarding:
Well NW4 Repair, Job #22-6501

**D. *FINANCE COMMITTEE*.....12/13/22
(Morris, Bravo)**

- 1. Discussion and Appropriate Action Regarding:
Accounts Payable for December, 2022

E. **PERSONNEL COMMITTEE**.....12/12/22
(Wells, Morris)

1. Discussion and Appropriate Action Regarding:
Update on Implementation of Infectious Disease
Control Policy and Business Continuity during
COVID-19 Pandemic

XIV. INFORMATION ITEMS

No items to discuss.

XV. ISSUES OF CONCERN

- A. JANUARY 2023 MEETING CALENDAR
Review meeting calendar
- B. POTENTIAL ISSUES TO BE ADDRESSED AT NEXT BOARD MEETING
Determination of potential topics to be addressed at next meeting
- C. BOARD OF DIRECTOR ANNOUNCEMENTS OR REPORTS
Directors may report on their activities during the month
- D. GENERAL MANAGER'S REPORT
Oral Presentation may be made
- E. MANAGEMENT STAFF REPORT
Oral Presentation may be made
- F. KERN GROUND WATER AUTHORITY ISSUES
General Manager will report on current issues
- G. ATTORNEY REPORT
Oral Presentation may be made

XVI. CLOSED SESSION

1. Discussion and Appropriate Action Regarding:
Government Code, § 54956.9(d)(1)
Conference with Legal Counsel
Existing Litigation: 3 Cases
- A. Rosedale-Rio Bravo WSD et al. v. KCWA et. al.;
Kern county Superior Court Case No. BCV-21-10418
- B. Kern Water Bank Authority vs. Kern Local Agency Formation Commission
Kern County Superior Court Case No. BCV-21-101310
- C. Kern Water Bank Authority, et al. v. Buena Vista Water Storage District, et
al.; Kern County Superior Court, Case No. BCV-22-101227-KCT

2. Discussion and Appropriate Action Regarding:
Government Code, § 54956.8
Conference with Real Property Negotiator
Description of Property: SWP Water
Agency Negotiator: Greg Hammett, General Manager
Negotiation Parties: West Kern Water District &
Sunrise Cogeneration
Under Negotiation: Price and Terms

XVII. ADJOURNMENT