

Wheeler Ridge Maricopa Water Storage District

Regular Board Meeting

Wednesday, January 13, 2021 @ 8:30 A.M.

GoToMeeting

Conference Line: +1 (872) 240-3212

Access Code: 211-452-397

<https://www.gotomeet.me/WRMWSD>

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 Open Session portion of this meeting and offer public comments by phone, using the call-in number above, as well as view certain materials discussed at the meeting through the following [link](#).

A G E N D A

8:30 1. Call to Order

2. Closed Session

Conference with Legal Counsel Re: Existing Litigation (Govt. Code § 54956.9(a)):

1. Central Delta Water Agency #1 et al v. DWR, et al Re: Monterey Plus EIR/Reverse Validation (DWR)
2. Central Delta Water Agency #2 et al v. KCWA et al Re: KFE Transfer Reverse Validation KCWA
3. Center for Food Safety v. California Department of Water Resources Re: Kern Water Bank Revised EIR
4. Golden Gate Salmon Association et al v. Ross (National Marine Fisheries Service) Re: California Water Fix Salmon Biological Opinion
5. Bay Institute et al v. Zinke (U.S. Fish and Wildlife Service) Re: California Water Fix Delta Smelt Biological Opinion
6. California Department of Water Resources v. All Persons Interested, etc. "Complaint for Validation" Re: SWP Contract Extension Amendment (Case 34-2018-00246183)
7. California Department of Water Resources v. All Persons Interested, etc. "Complaint for Validation" Re: Delta Program Revenue Bonds
8. Buena Vista Water Storage District v. Kern Water Bank Authority, et al. Re: KWBA Kern River EIR (Case No. BCV-19-100122)

Conference with Real Property Negotiator (Govt. Code § 54956.8)

9. District's Designated Representative: Engineer-Manager
Under Negotiation: Price and Terms of Payments

1) Property: Solar Power Facilities

a. Negotiation with: WhitePine Renewables

Conference with Legal Counsel - Anticipated Litigation: Initiation of Litigation (Govt. Code § 54956.9(d)(4)):

10. One Potential Suit

Conference with Legal Counsel - Anticipated Litigation: Significant Exposure to Litigation (Govt. Code § 54956.9(d)(2)):

11. One Potential Suit

9:00 Open Session Pledge of Allegiance

3. Attorney's Report

Torigiani (5 mins)

- * 1. Election for Directors Divisions 1, 3, 6, 7, 8, and 9 – **Resolution Required**

4. Minutes

Atkinson (2 mins)

- * 1. Approval of Regular Board Meeting of December 9, 2020

5. Financial Reports

Mettler (5 mins)

- * 1. Filing of Treasurer's Report
- * 2. Approve Payment of Accounts Payable *Mettler* (5 mins)
- * 2.1 Director Compensation and Expense *Mettler* (2 mins)
- * 3. Approval of Annual Investment Policy – **Resolution Required** *Smith* (2 mins)

6. **Controller's Report**
1. Delinquent Accounts Report for December 2020 *Smith* (2 mins)
 2. Budget Expenditures Report for November 2020 *Mielke* (5 mins)
 - * 3. Approval of OPEB Valuation Proposal *Smith* (5 mins)
7. **President's Report**
8. **Engineer-Manager's Report**
1. Filing of the Monthly Report *Nicholas* (5 mins)
 2. Water Supply – **2021 Initial SWP Allocation of 10%** *McDaris* (10 mins)
 - a. 2021 Water Supply/Demand Estimate
 - b. 2020 Water Supply/Demand Estimate
 - * c. General Authorization for Water Purchases
 - * d. Approval of KCWA Indemnification Agreement
 - * 3. Water User Second Priority Sub-Accounts *McDaris* (10 mins)
 - a. Approval to Form of Second Priority Sub-Account Program Agreement
 - b. Approval of District Fee for Second Priority Sub-Accounts
 - * 4. 2021 Dry Year Transfer Program (DYTP) Interest Request and Funding Authorization *McDaris* (5 mins)
 - * 5. Consider Amendment No. 41 (The Water Management Amendment) to Water Supply Contract Between DWR and KCWA *Nicholas* (10 mins)
 - * 6. Consider Proposals to District RFP/RFQ for Future Funding Options and Select Consultant *Nicholas* (10 mins)
 - * 7. 2021 Mobile Irrigation Lab Funding and 2020 Report *Nicholas* (5 mins)
 8. State Water Project / Delta Conveyance Project *Nicholas* (5 mins)
9. **Reports**
1. Director's Reports on Meetings Attended
 2. Kern County Water Agency *McDaris* (5 mins)
 3. Kern Water Bank *Nicholas* (5 mins)
 4. Kern Groundwater Authority *Blaine* (5 mins)
 5. White Wolf Groundwater Sustainability Agency *Nicholas* (2 mins)
 6. Kern River Watershed Coalition Authority *Blaine* (5 mins)
 7. Committee for Delta Reliability *Nicholas* (2 mins)
 8. South Valley Water Resource Authority *Nicholas* (5 mins)
10. **Unfinished and New Business**
1. Sexual Harassment Prevention Training – January 2021 *Ruth* (2 mins)
 2. Form 700's *Ruth* (2 mins)
11. **Public Comments**
12. **Adjournment**

*These items may require Board action and may be moved to earlier in the meeting to ensure the maximum number of Directors are present.

Posted pursuant to Government Code § 54954.2(a) at least 72 hours prior to said meeting.

By: Danyel Ruth

January 8, 2021

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.

Per Govt. Code § 54953.2 and § 54961, requests for a disability-related modification or accommodation, including auxiliary aids or services, in order to attend or participate in this meeting should be made to the Administrative Assistant (phone 661-527-6068) in advance of the meeting to ensure availability of the requested service or accommodation.

****Per Govt. Code § 54954.3(a),** A member of the public may comment on any matter on the agenda, before or during the Board's consideration of the matter (and in the case of a closed session matter immediately before the Board goes into closed session) upon being recognized by the President and subject to any time constraints the President may impose from time to time.