

Wheeler Ridge Maricopa Water Storage District

Regular Board Meeting

Wednesday, November 10, 2021 @ 8:00 A.M.

District Headquarters Board Room

12109 Highway 166, 6.5 miles west of Mettler, CA

or via GoToMeeting

Conference Line: +1 (872) 240-3212

Access Code: 211-452-397

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

NOTICE: Pursuant to Government Code section 54953c (AB 361), and due to the State of Emergency declared by Governor Newsom on March 4, 2020, this meeting may be conducted by teleconference. The public may attend the Open Session portion of this meeting and offer public comments in person or by phone, using the call-in number above, as well as view certain materials discussed at the meeting through the following [link](#).

AGENDA

8:00 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. California Department of Water Resources, et al Re: Monterey Plus EIR/Reverse Validation, 3rd Appellate Dist., Case No. C078249*
2. *Center for Food Safety v. DWR Re: Kern Water Bank Revised EIR, 3rd Appellate Dist., Case No. C086215*
3. *DWR v. All Persons Interested, etc. "Complaint for Validation" Re: SWP Contract Extension Amendment (Sacramento County Sup. Ct., Case No. 34-2018-00246183*
4. *Sierra Club v. DWR v. All Persons Interested, etc., consolidated CEQA Case and "Complaint for Validation" Re: Delta Program Revenue Bonds, Sacramento County Sup. Ct., Case No. 34-2020-80003517*
5. *Buena Vista Water Storage District v. Kern Water Bank Authority Re: KWBA Kern River EIR, 2nd Appellate Dist., Div. 6, Case No. B309764*
6. *Rosedale-Rio Bravo Water Storage District v. Kern County Water Agency, et al., Kern County Superior Court, Case No. BCV-21-100418*
7. *KWBA, et al. v. Kern LAFCo, et al., Kern County Sup. Ct., Case No. BCV-21-101310-GP*

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

8. *District's Designated Representative: Engineer-Manager Under Negotiation: Price and Terms of Payments*
 - 1) *Property: Various Water Supplies*
 - a. *Multiple Parties*

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

9. *One Potential Suit*

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

10. *One Potential Suit*

9:00 Open Session Pledge of Allegiance

3. Attorney's Report

Torigiani (5 mins)

- * 1. Consider Adoption of Resolution Renewing Use of AB361 Teleconferencing Meeting – **Resolution Required**

4. Minutes

- * 1. Approval of Minutes of the Regular Board Meeting October 13, 2021 *Atkinson* (2 mins)

5. Financial Reports

- * 1. Filing of Treasurer's Report *Mettler* (5 mins)
- * 2. Approve Payment of Accounts Payable *Mettler* (5 mins)
 - 2.1 Director Compensation and Expense *Mettler* (2 mins)
- * 3. Approval of Budget, Water Rates and Cash Forecast for 2022 *Smith* (10 mins)

6. **Controller's Report**
- 1. Delinquent Accounts Report for October 2021 *Smith* (2 mins)
 - 2. Budget Expenditures Report for September 2021 *Mielke* (5 mins)
 - * 3. 2021 Audit Engagement Letter *Smith* (2 mins)
7. **President's Report** *Atkinson* (5 min)
8. **Engineer-Manager's Report**
- 1. Filing of the Monthly Report *Nicholas* (5 mins)
 - 2. Water Supply – **2021 SWP Allocation of 5%** *McDaris* (15 mins)
 - a. 2021 Water Supply/Demand Estimate
 - b. Other Purchases/Exchanges
 - * 3. Consider Approval of Updated Publicly Available Pay Schedule *Nicholas* (5 mins)
 - 4. District Future Funding / Groundwater Ad-Hoc Committee Status Report *Nicholas* (5 mins)
 - 5. State Water Project / Delta Conveyance Project *Kunde* (5 mins)
 - 6. Sites Reservoir *Kunde* (20 mins)
 - a. 75% Commitment Letter
 - b. Collateral for Debt Financing
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* (5 mins)
 - 6. Kern River Watershed Coalition Authority *Blaine* (5 mins)
 - 7. Committee for Delta Reliability *Nicholas* (5 mins)
 - 8. South Valley Water Resource Authority *Nicholas* (5 mins)
10. **Unfinished and New Business**
- 1. Ethic Training – AB1234 (2022) *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

November 5, 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.