

**Wheeler Ridge-Maricopa Water Storage District  
Wheeler Ridge-Maricopa GSA  
Regular Board Meeting**

**Wednesday, November 8, 2023 @ 8:00 A.M.**

District Headquarters Board Room

12109 Hwy 166, 6.5 miles west of Mettler, CA

Or via GoToMeeting

(Optional Remote Public Participation Only – See NOTICE Below)

Conference Line: +1 (872) 240-3212

Access Code: 211-452-397

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

**NOTICE:** Members of the public interested in participating remotely via GoToMeeting may do so using the call-in information above or by following this [link](#). Please note that this option is provided as a courtesy and at the participant's own risk. The District cannot guarantee that there will be no loss of connectivity or other technological obstacle to full participation through via GoToMeeting. By participating in this way, participants confirm that they understand this risk and that the Board is not obliged to delay any portion of the meeting due to such technological obstacles and thus via GoToMeeting participants may be unable to participate.

**A G E N D A**

**8:00 1. Call to Order**

**2. Closed Session**

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

1. *DWR v. All Persons Interested, etc. "Complaint for Validation" Re: SWP Contract Extension Amendment (Sacramento County Sup. Ct., Case No. 34-2018-00246183, 3<sup>rd</sup> Appellate Dist., Case No. C096316, and related cases and appeals)*
2. *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*
3. *Rosedale-Rio Bravo Water Storage District v. Kern County Water Agency, et al., Kern County Superior Court, Case No. BCV-21-100418*
4. *KWBA, et al. v. Kern LAFCo, et al., Kern County Sup. Ct., Case No. BCV-21-101310-GP*
5. *KWBA, et al. v. Buena Vista Water Storage Dist., et al., Kern County Sup Ct., Case No. BCV-22-101227-GP*

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

6. *Two Potential Cases*

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

7. *Two Potential Cases*

**Conference with Real Property Negotiator (Gov't Code § 54956.8**

8. *District's Designated Representative: Engineer-Manager*
  1. *Under Negotiation: Price and Terms of Payment*
  - Property: Energy Storage System Facilities*
  - Negotiation With: WhitePine Renewables*

**9:30 Open Session Pledge of Allegiance**

**3. Attorney's Report**

*Torigiani* (5 mins)

1. Legislative, Executive, Regulatory, and Legal Matters

**4. Minutes**

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1. Approval of Minutes of the Regular Board Meeting October 11, 2023
2. Approval of Minutes of the Special Board Meeting October 19, 2023
3. Approval of Minutes of the Special Board Meeting October 31, 2023

*Atkinson* (2 mins)

**5. Financial Reports**

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1. Filing of Treasurer's Report
2. Approve Payment of Accounts Payable

*Mettler* (5 mins)

*Mettler* (5 mins)

- 2.1 Director Compensation and Expense *Mettler* (2 mins)
- \* 3. Approval of Budget, Water Rates, & Cash Forecast for 2024 *Smith* (10 mins)
- 6. Controller's Report**
1. Delinquent Accounts Report for October 2023 *Smith* (10 mins)
2. Budget Expenditures Report for September 2023 *Mielke* (5 mins)
- \* 3. 2023 Audit Engagement Letter *Smith* (5 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 – **2023 SWP Allocation of 100%** *McDaris* (15 mins)
- \* a. 2023 Water Supply/Demand Estimate
- \* b. 2024 Carryover and Recharge Activities
- \* c. Other Purchases/Exchanges
- \* **10:00** 3. Kern Water Bank GSA Formation *Nicholas* (20 mins)
- a. Hearing Re Formation the Kern Water Bank (KWB) Groundwater Sustainability Agency (GSA) for the Kern Water Bank Lands by Joint Powers Agreement (JPA)
- b. Consider Approval of Formation of KWB GSA and Execution of JPA – **Resolution Required**
- \* 4. Consider Approval of Updated Publicly Available Pay Schedule *Nicholas* (5 mins)
- \* 5. Approval of Amended and Restated Rules & Regulations *Nicholas* (10 mins)
- **Resolution Required**
- \* 6. Authorization to Advertise for PVC Pipe *Suggs* (10 mins)
- \* 7. Pacific Legal Foundation – Western Water Law *Nicholas* (5 mins)
- \* 8. EKI Task Order for 3D Geological Model *Nicholas* (10 mins)
- \* 9. Kern Subbasin Cost Sharing Agreement *Nicholas* (10 mins)
10. State Water Project / Delta Conveyance Project *Nicholas* (5 mins)
11. Sites Reservoir *Kunde* (10 mins)
12. WRMGSA – Projects & Management Actions Committee Report *Nicholas* (10 mins)
- 9. Reports**
1. Director's Reports on Meetings Attended
2. Kern County Water Agency *McDaris* (5 mins)
3. Kern Water Bank Authority *Nicholas* (5 mins)
4. South of Kern River GSP *Nicholas* (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**
- 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 3, 2023

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.