

AGENDA

SEMITROPIC WATER STORAGE DISTRICT
ACTING FOR AND ON BEHALF OF ITSELF, THE SEMITROPIC WATER STORAGE
DISTRICT GSA, AND THE SEMITROPIC, BUTTOWILLOW, POND-POSO AND
WILDLIFE IMPROVEMENT DISTRICTS
REGULAR MEETING OF BOARD OF DIRECTORS
March 9, 2022 at 12:30 pm

NOTICE: Pursuant to Government Code section 54953(e) (AB 361), and due to the State of Emergency declared by Governor Newsom on March 4, 2020, this meeting will be conducted by teleconference for those Board members unable to attend in person and for the public. The public may attend the meeting and offer public comments by phone and/or video, using the call-in number or link below:

<https://meet.goto.com/521500805>

You can also dial in using your phone.

United States (Toll Free): [1 866 899 4679](tel:18668994679)

United States: [+1 \(571\) 317-3116](tel:+15713173116)

Access Code: 521-500-805

1. Call to Order: President Waterhouse
2. Flag Salute
3. Acknowledgment of guests:
4. Public Comment Period:
5. **Potential Action Items:**
 - (a) Consider Renewing Use of Remote Teleconference Meetings Under AB361 & Adoption of Resolution No. ST 22-02
 - (b) Approval of Agenda – Asterisk (*) Indicates a Change from the Posted Agenda
 - (c) Approve Minutes: Regular Meeting of February 9, 2022, and GSA Meeting of February 9, 2022
 - (d) Approve Treasurer’s Reports for Semitropic Water Storage Dist. & Semitropic Improvement District: February 2022
 - (e) Review Financial Reports/Present Financial Statements
 - (f) Approve Payment of Bills as Listed on the Current Disbursement List, March 9, 2022
 - (g) Consider Setting the SWSD Customer Energy Electrical Rates for 2022
 - (h) Consider Cost Proposal for Procurement of Well Equipment for Pumpback Inventory
 - (i) Consider Award of Construction Contract to WM Lyles Co for Construction of the Leonard Avenue Intertie Project
 - (j) Consider GEI Task Order 04-2022 for Providing Construction Management Services for the Leonard Project
 - (k) Consider Cost Proposal from Booher Consultants for providing Environmental Compliance Services for the Leonard Project
 - (l) Consider Cost Proposal from Alliance Appraisal Group for Providing Support for Acquisition of Easements for the Leonard Project
 - (m) Review 2021 Et Summary for Lands within the District and Authorize Issuance of Landowner Statements for Basin Sustainability Charges/Credits

Semitropic GSA:

- 1) SGMA Updates and Potential Action Items
 - a. Review and discussion of DWR comments on GSP

6. Consultant Reports:
 - (a) SWRU – Construction Update by W.M. Lyles
 - (b) Consulting Engineers – GEI Consultants (B-E) Progress Report
 - (c) BPR – Dean Florez
 - (d) REDTrac – Greg Allen

7. Informational and Up-Date Items:
 - (a) Water Supply Update and Delta Issues
 - (b) Delinquencies
 - (c) Banking Project(s) Update
 - (d) Southern California Water Bank Authority- JPA Activities
 - (e) Delta Conveyance Facility
 - (f) Energy Activities
 - (g) Poso Creek Integrated Regional Water Management Plan
 - (h) Irrigated Lands Regulatory Program
 - (i) Groundwater Model Update
 - (j) South Valley Water Resources Authority
 - (k) Well Telemetry
 - (l) Winter Work

8. **CLOSED SESSION**
 - a. ***Conference with legal counsel Re: Litigation (Govt. Code § 54956.9(d)***
 - 1) *Various applications filed for Kings River Water by Semitropic WSD, et al.; Petition for Change of Points of Diversion, etc. (License 11521) filed by Kings River Water Assn.; and related matters and AHO proceedings, before the State Water Resources Control Bd.*
 - 2) *Cal. Dep’t of Water Res. v. All Persons Interested, “Complaint for Validation” Re: SWP Contract Extension Amendment, Sacramento Superior Court, Case No. 34-2018-00246183*
 - 3) *Buena Vista Water Storage District v. Kern Water Bank Authority, et al., Re: KWBA Kern River EIR, Ventura County Superior Court, Case No. BCV-19-100122; Second Appellate District, Division 6, Case No. B309764*
 - 4) *Sierra Club v. California Department of Water Resources (DWR), etc. Re: Consolidated CEQA Case and “Complaint for Validation” Re: Delta Program Revenue Bonds, Sacramento County Superior Court, Case No. 34-2020-80003517-CU-WM-GDS*
 - 5) *Rosedale-Rio Bravo Water Storage District v. Kern County Water Agency, et al., Kern County Superior Court, Case No. BCV-21-100418*
 - 6) *KWBA, et al. v. Kern LAFCO, et al., Kern County Sup. Ct., Case No. BCV-21-101310-GP*
 - 7) *Semitropic Water Storage Dist. v. The Dow Chemical Co., et al., Kern County Sup. Ct., Case No. BCV-21-102528*

 - b. ***Conference with Legal Counsel Re: Anticipated Litigation: Possible exposure to litigation pursuant Gov’t Code § 54956.9(d)(2) and 54956.9(e)(3) (Gov’t Claims Act claim).***
 - 1) *Claimant: Lost Hills Utility Dist.*
 - 2) *One other Case.*

- c. **Conference with Legal Counsel Re: Anticipated Litigation: Possible initiation of litigation pursuant to Govt. Code § 54956.9(d)(4)**
 - 1) *Two Potential Cases*

- d. **Conference with Real Property Negotiator (Govt. Code § 54956.8)**
District's Designated Representative: General Manager
Under Negotiation: Price and Terms of Payment
 - 1) *Property: State Water Project Supplies*
 - a. *Negotiation With: California Department of Water Resources, Kern County Water Agency and its Member Units, And State Water Contractors*
 - 2) *Acquisition of Water Supplies*
 - a. *Negotiation with: Multiple sellers*
 - 3) *Acquisition of Property*
 - a. *Negotiation with: Multiple sellers*

9. Old Business/Correspondence

ADJOURNMENT – To 12:30 p.m. March 23, 2022

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Requests for a disability-related modification or accommodation, including auxiliary aids or services, in order to attend or participate in a meeting should be made to the Board Secretary in advance of the meeting to ensure availability of the requested service or accommodation.