

NOTICE FOR THE REGULAR MEETING
OF THE
BOARD OF DIRECTORS OF THE SEMITROPIC WATER STORAGE
DISTRICT (SWSD) ACTING FOR AND ON BEHALF OF SWSD, THE SWSD
GSA, AND THE SEMITROPIC,
BUTTONWILLOW, POND-POSO
AND
WILDLIFE IMPROVEMENT DISTRICTS OF
SEMITROPIC WATER STORAGE DISTRICT

NOTICE IS HEREBY GIVEN that the Regular Meeting of the Board of Directors of Semitropic Water Storage District will be held at **12:30 p.m. on Wednesday, October 11th, 2023.**

DATED AND POSTED pursuant to Government Code Section 54955 at the District office this 2nd day of October, 2023.



Jason Gianquinto, General Manager

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.

AGENDA

REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE
SEMITROPIC WATER STORAGE DISTRICT
ACTING FOR AND ON BEHALF OF THE SEMITROPIC WATER STORAGE
DISTRICT, THE SEMITROPIC WATER STORAGE DISTRICT GROUNDWATER
SUSTAINABILITY AGENCY, AND
THE SEMITROPIC, BUTTONWILLOW, POND-POSO AND WILDLIFE
IMPROVEMENT DISTRICTS OF SEMITROPIC WATER STORAGE DISTRICT

1101 Central Avenue, Wasco, California 93280
October 11, 2023 at 12:30 pm

1. Call to Order: President Waterhouse
2. Flag Salute
3. Acknowledgment of guests:
4. Public Comment Period:
5. **Potential Action Items:**
 - (a) Approval of Agenda – Asterisk (*) Indicates a Change from the Posted Agenda
 - (b) Approve Minutes: Regular Meeting of September 13, 2023 and the GSA Meeting of September 13, 2023
 - (c) Approve Treasurer’s Reports for Semitropic Water Storage Dist. & Semitropic Improvement District: September 2023
 - (d) Review Financial Reports/Present Financial Statements
 - (e) Approve Payment of Bills as Listed on the Current Disbursement List, October 11, 2023
 - (f) Consider Adoption of Resolution No. ST 23-06 ADOPTING AN ANNUAL RESERVE POLICY FOR THE SEMITROPIC WATER STORAGE DISTRICT and Resolution No ST 23-07 ADOPTING AN ANNUAL INVESTMENT POLICY FOR THE SEMITROPIC WATER STORAGE DISTRICT
 - (g) Consider Adoption of Resolutions No. BW 23-05 AND PP 23-05 FIXING PRELIMINARY SWP WATER CHARGE AND PRELIMINARY ADDITIONAL WATER USE CHARGE FOR 2024, AND SETTING NOTICED PUBLIC HEARING THEREON and Approving Letter to Landowners
 - (h) Consider Adoption of Resolutions No. ST 23-08 and SID 23-01 ADOPTING 2024 BUDGET
 - (i) Consider Approval of Second Amendment to GEI Task Order 06-2022 for Providing Engineering Support during Construction of the P1030 Canal Relocation (HSR UA 2.0)
 - (j) Consider Adoption of Resolution No. ST 23-09 authorizing contracting for emergency work without bids pursuant to Public Contract Code section 22050 (a)(1), to Address Immediate Need for Replacement of Radial Gates at Designated Check Structures
 - (k) Consider Approval of Agreement with WM Lyles for Replacement of Radial Gates at Designated Check Structures for Pond Poso and Buttonwillow Ridge Canals
 - (l) Consider Setting 2024 Wheeling Rates
 - (m) Consider Approval of Cost Proposal from Dee Jasper and Associates for Conducting Surveying Work of North-South Pintail Slough to Support Potential Acquisition of Easements
 - (n) Consider First Amendment to MKN Task Order 2021-001 for Providing Engineering Support Services during Construction of the HSR Conflict Relocations (HSR UA 2.0)
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) South Valley Water Resources Authority
- (j) Well Telemetry
- (k) 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 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, Third Appellate District, Case No. C096316*
- 3) *State of CA Dept. of Trans. v. Semitropic WSD, Kern County Superior Court, Case No. BCV-19-100326*
- 4) *State v. Pond Poso Improvement District of Semitropic Water Storage District, Kern County Superior Court, Case No. BCV-19-100786*
- 5) *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*
- 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*
- 8) *KWBA, et al. v. Buena Vista Water Storage Dist., et al., Kern County Sup. Ct., Case No. BCV-22-101227*
- 9) *Semitropic Water Storage Dist. v. The Dow Chemical Co., et al., Kern County Sup. Ct., Case No. BCV-21-102528*
- 10) *Macut v. Wabash National, et al., Kern County Superior Court, Case No. BCV-22-100318*

b. **Conference with Legal Counsel Re: Anticipated Litigation: Possible exposure to litigation pursuant Gov’t Code § 54956.9(d)(2) and § 54956.9(e) (Gov’t Claims Act claim).**

- 1) *One Claim.*
- 2) *One Potential 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

9. Old Business/Correspondence

ADJOURNMENT – To 12:30 p.m. November 8, 2023

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