

AGENDA

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

1101 Central Avenue, Wasco, California 93280
March 8, 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 February 8, 2023 and the GSA Meeting of February 8, 2023
 - (c) Approve Treasurer’s Reports for Semitropic Water Storage Dist. & Semitropic Improvement District: February 2023
 - (d) Review Financial Reports/Present Financial Statements
 - (e) Approve Payment of Bills as Listed on the Current Disbursement List, March 8, 2023
 - (f) Consider Adjustment to Noncontract Water Pricing
 - (g) Consider Setting the SWSD Customer Energy Electrical Rates for 2023
 - (h) Consider Request for Special Purpose Construction Water (29SC 8me, LLC / Avantus)

Semitropic Water Storage District GSA:

- 1) SGMA Updates and Discussion
- 2) Potential Action Items:
 - a. Consider Resolution ST GSA 23-03: Resolution to Further Defer Preliminary Fixing and Imposition of Landowner Water Budget Program Administrative Penalties and Hearing Thereon

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 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

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) Two Claims.
- 2) One Other 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
- 2) One Potential Claim

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. March 22, 2023

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.