

***MINUTES OF THE BOARD OF DIRECTORS***

*Date: Thursday, May 2, 2019*  
*Time: 1:00 P.M.*  
*Location: Kern County Water Agency, 3200 Rio Mirada Dr., Bakersfield, CA 93308*  
*661-589-6045*

**DIRECTORS AND ALTERNATES PRESENT**

Max Bricker, Henry Miller WD  
Don Collins and Mark Mulkay, Kern Delta WD  
Skye Grass, Kern-Tulare WD  
Eric Averett, Rosedale-Rio Bravo WSD  
Jason Gianquinto and Dan Waterhouse, Semitropic WSD  
Ben Wilson and Dana Munn, Shafter-Wasco ID  
Michael Blaine and Robert Kunde, Wheeler Ridge-Maricopa WSD

**DIRECTORS AND ALTERNATES ABSENT**

Jeevan Muhar and Dennis Johnston, Arvin-Edison WSD  
Charlie Riddle, Henry Miller WD  
David Nixon, Arvin-Edison WSD  
Pete Kaiser, Kern Delta WD  
Bruce Kelsey, Kern-Tulare WD  
Kimberly Brown and Dick Diamond, North Kern WSD  
Jeff Siemens and Jim Nickel, Olcese WD  
Dan Bartel and Zach Smith, Rosedale-Rio Bravo WSD

**ASSOCIATE MEMBERS PRESENT**

Tim Ashlock, Buena Vista Coalition

**ASSOCIATE MEMBERS ABSENT**

Dave Hampton, Cawelo Water District

**OTHERS PRESENT**

Nicole Bell, KRWCA Manager  
Sarah Hudson, KRWCA Secretary  
Steve Torigiani, Young Wooldridge, LLP  
George Capello, Grimmway  
Kris Lawrence, Westside Water Quality Coalition  
Patty Poire, Kern Groundwater Authority  
Roy Pierucci, Rosedale-Rio Bravo WSD  
Stephanie Hearn, GEI Consultants  
Christine Gutierrez, GEI Consultants



1. **CALL TO ORDER**

Chairman Eric Averett called the meeting to order at 1:02 P.M.

2. **ANNOUNCEMENT OF QUORUM**

Chairman Averett announced a quorum.

3. **INTRODUCTIONS**

None

4. **PUBLIC COMMENT**

None

5. **APPROVAL OF 4/4/2019 Board Meeting Minutes\***

Director Jason Gianquinto moved to approve the regular Board Meeting Minutes of April 4, 2019. Upon a second by Skye Grass, a vote was taken with no abstentions and was unanimously carried.

6. **TREASURERS REPORT**

a. **2019 Accounts Payable/Receivable Ratification and Approval\***

Director Robert Kunde reviewed the accounts payable with the Authority Board. A motion was made by Director Michael Blaine to pay the open accounts, in the amount of \$192,113.60. Upon a second by Skye Grass, a vote was taken with no abstentions and was unanimously carried.

7. **CONTRACTING UPDATE**

a. **\*Auto Insurance Required Limits Policy Review**

The lab selected has requested a waiver of the 2M auto coverage required by KRWCA policy to a reduced amount of 1M. A motion was made by Director Jason Gianquinto to provide a waiver for Moore Twining Associates to have a 1M Limit in Auto Insurance instead of the 2M limit as noted in KRWCA policy. Upon a second by Director Michael Blaine, a vote was taken with no abstentions and was unanimously carried.

b. **\*Surface Water and Groundwater Sampling and Analytical Services Contract:**

i. **Contract Review and Approval**

A motion was made by Director Jason Gianquinto to move forward with obtaining a signed contract pending manager and legal review. Upon a second by Director Ben Wilson, a vote was taken with no abstentions and was unanimously carried.

c. **\*ILRP Farm Programmer RFP (KRWCA and KBWQC) Update:**

i. **Review and Recommendation for Selection and Approval**

Agri Tracking Systems was recommended to be the new programmer for KRWCA. A motion was made by Director Jason Gianquinto to develop a contract for Agri Tracking Systems to become the ILRP Farm Programmer, with final contract approval coming back to the KRWCA Board. Upon a



second by Director Skye Grass, a vote was taken with no abstentions and was unanimously carried.

**8. KRWCA MANAGER REPORT/ILRP PROGRAM UPDATE**

a. General Update

Manager Bell provided an update about the transition of KRWCA as a direct employment entity, including a Handout describing services contracted and estimated costs.

b. State Water Board

Steve Torgiani provided an update on SB669. At this time, there has been no prosecutorial action taken.

**9. REPORT OF PROVOST & PRITCHARD CONSULTING GROUP**

Manager Bell provided an update on the following topics:

a. Surface Water Monitoring Update:

i. SWMP Revised Report submitted to RB 4/19/19

b. GW Trend Monitoring (GTM) Update:

i. Spring/Summer (May-August) Monitoring of 62 wells

The Regional Board approved this proposed timeline for monitoring.

**10. CV-SALTS <http://www.cvsalinity.org>**

Manager Bell and Land IQ represent KRWCA at the Monthly CV-SALTS Meetings. Links to the monthly Meeting Package and Summary Report are also provided on our website.

a. [CV-SALTS Meeting Package, April 25, 2019](#)

b. [Land IQ Summary Report for April 25, 2019 Meeting](#)

c. [CV-SALTS Brochure](#)

d. [CV-SALTS Brochure: New Water Quality Regulations Provide Options for Flexibility](#)

e. [Prioritization and Optimization Study \(P&O\) Overview](#)

**11. OLD OR NEW BUSINESS**

a. \*AB1755 Pilot Project-Eric Averett

Chairman Averett provided information about entities that will be providing funding for this pilot program. Once a clearly defined project is established, Chairman Averett will be soliciting for funds.

**12. ATTORNEYS REPORT**

None

**13. CLOSED SESSION**

The Authority Board went into closed session at 1:28 P.M. to discuss the items listed below. Upon conclusion of closed session at 2:10 P.M., the Board reconvened to open session. The Chairman reported on the discussion in closed session regarding the following: Item 13a, no action. Item 13b the transitioning of Nicole Bell as an employee of Provost & Pritchard to an employee and the Manager of the Authority, including the Executive Committee's



recommended Employee Compensation Package. Discussion followed and on motion by Director Mulkay, seconded by Director Blaine, the Board unanimously voted to approve and authorize the Executive Committee's Employee Compensation Package recommendation and the transition of Nicole Bell's employment to the Authority effective June 1, 2019, with a 1% COLA, 2% merit increase.

- a. Conference with Legal Counsel - Pending Litigation - Government Code Section 54956.9
  - i. Petitions filed by the Kern River Watershed Coalition Authority, et al. with the State Water Resources Control Board (SWRCB) regarding the Tulare Lake Basin General Order.
  - ii. Environmental Law Foundation v. SWRCB, et al., Sac. County Sup. Ct., Case No. Case No. 34-2018-80002851
  - iii. Protectores Del Agua Subterranea v. SWRCB, et al., Sac. County Sup. Ct., Case No. 34-2018-80002852
  - iv. Monterey Coastkeeper, et al. v. Central Valley Regional Water Quality Control Board, et al., Sac. County Sup. Ct., Case No. 34-2018-80002853
  - v. Petition for Review by Protectores Del Agua Subterranea with the SWRCB in Re CVRWQCB Order R5-2019-001 Amending General Orders for Grower Members of a Third-Party Group: Tulare Lake Basin Area R5-2013-0120-06, etc.
- b. Public Employment - Government Code Section 54957:
  - i. Positions: Manager and Administrative Assistant

**14. KRWCA MEETING ATTENDANCE HIGHLIGHTS – INFORMATION ITEM**

- a. 4/10, ILRP Stakeholder Meeting, Modesto
- b. 4/10, CVGMC Conference Call
- c. 4/11, ILRP Farm Programmer Interviews, Visalia
- d. 4/15, CVGMC Meeting with RB, Fresno
- e. 4/15, Shift3 Facilities Tour, Fresno
- f. 4/22, Agri-Tracking Facilities Tour, Bakersfield
- g. 4/23, PEOC Call
- h. 4/25, CVSALTS and CVSC Meetings
- i. 5/1, SSJVWQC/MPEP Meeting
- j. 5/1, KRWCA Executive Committee Meeting

**15. NEXT MEETING**

June 6, 2019 at 1:00 P.M., Kern County Water Agency

**16. ADJOURN**

There being no further business to come before the Board, the meeting was adjourned at 2:10 P.M.

“\*” Notates and action item (Approval/Ratification)