



KERN COUNTY WATER AGENCY

Stuart T. Pyle Water Resources Center

3200 Rio Mirada Drive

Bakersfield, California 93308

Notice of BOARD OF DIRECTORS MEETING

September 24, 2026

Conference Line: [+1\(669\)444-9171](tel:+16694449171)

Meeting ID: 915 6345 2292

Passcode: 524037

Join Zoom Meeting

<https://kewa.zoom.us/j/91563452292>

Meeting ID: 915 6345 2292

AGENDA

- I. Call to order – 12:00 p.m.
- II. Report of the General Counsel
 - A. Authorization for Closed Session regarding:
 1. Conference with Legal Counsel – Existing Litigation (Government Code section 54956.9, subdivision (a)):
 - a. Applications Filed for Kern River Water
 - b. California Department of Water Resources v. All Persons Interested in the Matter of the Contract Extension Amendments
 - c. North Coast Rivers Alliance, et al. v. California Department of Water Resources (COA CEQA)
 - d. Rosedale-Rio Bravo Water Storage District, *et al.* v. Kern County Water Agency, *et al.* (CVC Issues)
 - e. Kern Delta Water District, *et al.* v. Rosedale-Rio Bravo Water Storage District (Onyx CEQA)
 - f. Rosedale-Rio Bravo Water Storage District v. Buena Vista Water Storage District, *et al.* (Onyx Water Rights)

- g. California Sportfishing Protection Alliance, *et al.* v. California State Water Resources Control Board, *et al.*, Sacramento County Superior Court, Case No. 34-2021-80003761 (2021 Order Re Temporary Urgency Change Petition)
- h. California Sportfishing Protection Alliance, *et al.* v. State Water Resources Control Board, *et al.*, Sacramento County Superior Court, Case No. 34-2021-80003763 (2021 Order Re Shasta Temporary Management Plan)
- i. California Water Impact Network v. Department of Water Resources, Sacramento County Superior Court Case No. 34-2020-80003492; North Coast Rivers Alliance v. Department of Water Resources, Sacramento County Superior Court Case No. 34-2020-80003491 (Water Management Tools)
- j. Pacific Coast Federation of Fishermen's Associations, *et al.* v. Ross,, E.D. Cal., Case No. 1:20-cv-00431 & California Natural Resources Agency, *et al.* v. Ross, *et al.*, E.D. Cal., Case No. 1:20-cv-00426 (Long-term Operations)
- k. State Water Board Cases, Sacramento County Superior Court Case No. JCCP 5013 (Water Quality Control Plan Phase 1 Litigation)
- l. Oroville Dam Cases, Sacramento County Superior Court Case No. JCCP 4974
- m. Temporary Applications Filed for Kern River Water
- n. Bring Back the Kern, *et al.* v. City of Bakersfield, *et al.*, Kern County Superior Court Case No. BCV-22-103220
- o. Delta Conveyance Project Litigation, Court Case No. 24WM000017
- p. California Sportsfishing Alliance, *et al.* v. California Department of Water Resources and California Department of Fish and Wildlife, *et al.*, Sacramento County Superior Court Case No. 24WM000181; Tehama-Colusa Canal Authority, *et al.* v. California Department of Water Resources and California Department of Fish and Wildlife, *et al.*, Sacramento County Superior Court Case No. 24WM000183; San Francisco Baykeeper, *et al.* v. California Department of Water Resources, Sacramento County Superior Court Case No. 24WM000185; and Central Delta Water Agency and South Delta Water Agency v. California Department of Water Resources, Sacramento County Superior Court Case No. 24WM000186 (2024 Incidental Take Permit Litigation)
- q. Mass X, Inc. v. Kern County Water Agency, *et al.*, Kern County Superior Court Case No. BCV-24-104394

2. Conference with Legal Counsel – Anticipated Litigation: Significant exposure to litigation: (Government Code section 54956.9, subdivision (d)(2)):
 - a. One potential suit
3. Conference with Real Property Negotiator (Government Code section 54956.8):
 - a. Negotiator: Assistant General Manager
Property: State Water Project Water
Parties: California Department of Water Resources and State Water Project Contractors
Under Negotiation: Price & Terms
- III. Closed Session Report
- IV. Directors' Forum
- V. Public Comment
Anyone may comment on any subject within Agency jurisdiction whether or not it is on the agenda. Time for such comment may be limited.
- VI. Public Hearing – Proposed Fiscal Year 2027-28 Zones of Benefit Report
- VII. Public Hearing – Regarding the Impasse and Consideration of Implementation of the Kern County Water Agency's Last, Best and Final Offer
- VIII. Consent Agenda Items
The following items are routine and will be approved collectively without discussion, unless a Board member or staff member (who has raised that issue with the Board President prior to the start of the meeting) requests that an item be removed for separate consideration:

A. CONSENT AGENDA

1. Minutes of Board Meetings and Committee Meetings –
Regular Board Meeting August 27, 2026
2. Payment of the Bills
3. Consideration of the Kern County Water Agency Director Travel, Expense and Board Activity Policy
4. Consideration of an Amendment to the Records Retention Schedule
5. Consideration of the Kern County Water Agency Surplus and Disposal of Personal Property Policy
6. Authorization to Execute Amendment No. 1 to the Memorandum of Understanding with the Middle Managers Bargaining Unit

7. Authorization to Execute Amendment No. 1 to the Kern County Water Agency Agreement for an Engineering Consultant for the Train A Concrete Repairs Project

8. Adoption of a Resolution Amending the Conflict of Interest Code

9. Authorization to Execute Amendment No. 1 to the Participation Agreement to form a Monitoring Committee for the Kern Fan Monitoring Committee

IX. Board Committee Reports

The following items will be discussed in detail at the meeting and may result in appropriate action being taken relating to the subject matter (such action may or may not conform to any staff recommended action):

A. **ADMINISTRATIVE OPERATIONS COMMITTEE – Director Johnson, Chair**

1. Financial Report

B. **STATE WATER PROJECT POLICY COMMITTEE – Director Cattani, Chair**

1. Update on Delta Conveyance Activities

2. Update on Legislative Activities

3. State Water Project Policy Activities

a. Report on the State Water Contractors Board Meeting

b. Report on the State Water Contractor Meetings

c. Report on 2026 State Water Project and Central Valley Project Allocations and Operations

C. **WATER RESOURCES COMMITTEE – Director Fast, Chair**

1. Report of the Water Resources Manager

2. Update on Golden Mussels

a. Emergency Action Regarding Golden Mussels

b. Update on the Kern County Water Agency's Response to Local Golden Mussel Detections

3. Local State Water Project

a. Report on 2026 Local State Water Project Operations and Water Transfers, Exchanges and Purchases

4. Groundwater Banking
 - a. Report on 2026 Water Banking Operations
 - b. Authorization to Amend the 2026 Pioneer Project Budget
 - c. Authorization to Amend the 2026 Berrenda Mesa Joint Water Banking Project Budget

D. CROSS VALLEY CANAL COMMITTEE – Director Lundquist, Chair

1. Report of the Water Resources Manager
2. Report on the Cross Valley Canal Advisory Committee
3. Report on Cross Valley Canal Operations and Deliveries
4. Authorization to Approve an Amendment to the 2026 Cross Valley Canal Operations and Maintenance Budget

E. IMPROVEMENT DISTRICT NO. 4 COMMITTEE – Director Wulff, Chair

1. Report of the Improvement District No. 4 Manager
2. Report on Urban Bakersfield Advisory Committee
3. Report on the Kern River Groundwater Sustainability Agency Meeting
4. Report on Kern Water Bank Activities
5. Update on the Improvement District No. 4 Water Education Program
6. Authorization to Execute the Master Cooperative Agreement Between California High-Speed Rail Authority and Kern County Water Agency
7. Report on the Improvement District No. 4 2026 Water Supply and Management Plan
8. Report on the Henry C. Garnett Water Purification Plant

F. ENGINEERING AND GROUNDWATER SERVICES COMMITTEE – Director Kroeker, Chair

1. Update on Construction/Maintenance Projects
2. Authorization to Issue the Notice to Invite Bids for the Improvement District No. 4 Train A Settled Water Channel Improvements Project – Contract No. KCWA 2026-03

- X. Correspondence
- XI. Brief Report on Potential New Business
- XII. Adjournment

DECLARATION OF POSTING: I declare under penalty of perjury, that I am employed by the Kern County Water Agency and that I posted the foregoing Agenda at the Agency Office on September 18, 2026.


Stephanie N. Prince, Board Secretary

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.