



## REGULAR BOARD OF DIRECTORS MEETING

501 Taft Highway  
Bakersfield, California

**TUESDAY, March 5, 2024**

### AGENDA

**CALL TO ORDER AND ANNOUNCEMENT OF QUORUM**

**12:00PM**

### **CLOSED SESSION:**

- A. Conference with Legal Counsel – Existing Litigation – Closed Session Pursuant to Gov. Code § 54956.9(d)(1):
  - 1. Bring Back the Kern, et al. v. City of Bakersfield, et al.

### **REGULAR SESSION:**

#### INTRODUCTION OF GUESTS AND PUBLIC

- I. **PUBLIC COMMENT** (Members of the public may address the Board of Directors on any matter not on the agenda, but absent extraordinary circumstances, the Board may not act on such matters. Members of the public may address items of interest that are listed on the agenda prior to the Board’s decision on such items.)
  
- II. **MANAGER'S REPORT** (The General Manager will discuss, and the Board will consider various items and issues relating to the ongoing and future operations of the District which are of interest to the Board)
  - A. Approve Minutes of the Regular Board Meeting of February 20, 2024.
  
  - B. CARB Advanced Clean Fleets Regulation:
    - i. TerraVerde Energy Presentation
    - ii. Authorization to utilize TerraVerde Energy for Phase 2 ZEV Infrastructure and Financial Analysis associated with Advanced Clean Fleets Regulation compliance, in an amount not to exceed \$35,000.
  
  - C. State Mandated Ethics Training.
  
- III. **BOARD MEMBER COMMENTS** (This item provides Board Members with an opportunity to make announcements or provide general comments.)
  
- IV. **ADJOURN**

Requests for disability related modifications or accommodations, including auxiliary aids or services may be made by telephoning or contacting Madelyne Rodriguez at the District Office (661-834-4656). Please attempt to make such requests known at least 24 hours before the scheduled meeting. Pursuant to Government Code section 54957.5, any materials relating to an open session item on this agenda, distributed to the Board of Directors after the distribution of the agenda packet, will be made available for public inspection at the time of distribution at the District, 501 Taft Highway, Bakersfield, CA.

# Tab II





**MINUTES OF THE REGULAR MEETING  
OF THE BOARD OF DIRECTORS**

February 20, 2024

---

**TUESDAY, February 20, 2024, 12:05PM– 3:27PM**

DIRECTORS PRESENT: Palla, Mendonca, Antongiovanni, Tillema, Garone, Spitzer, Fanucchi, Borba, and Kaiser.

DIRECTORS ABSENT:

STAFF PRESENT: General Manager Teglia, General Counsel Iger, Controller Duncan, and Hydrographer Hyatt.

OTHERS PRESENT: None.

**CLOSED SESSION DECLARED AT 12:05PM**

President Palla called to order the Closed Session of the Kern Delta Board of Directors at 12:05PM regarding the following agenda items:

A. Conference with Legal Counsel – Existing Litigation – Closed Session Pursuant to Gov. Code § 54956.9(d)(1):

1. SWRCB Kern River.
2. Rosedale Rio Bravo Water Storage District, et al. v. Kern County Water Agency, et al. (CVC).
3. Kern Delta Water District et al. v. Rosedale Rio Bravo Water Storage District et al. (Onyx Ranch CEQA).
4. Rosedale Rio Bravo Water Storage District v. Buena Vista Water Storage District, et al. (Onyx Ranch Water Rights).
5. Bring Back the Kern, et al. v. City of Bakersfield, et al.
6. Sierra Club v. California Department of Water Resources (Delta Conveyance Project Validation).

*Note: Director Spitzer left the meeting at 12:40PM.*

Closed Session concluded at 12:52PM.

**REGULAR SESSION DECLARED AT 1:00PM**

President Palla called to order the Regular Session of the Kern Delta Board of Directors at 1:00PM.

Closed Session Report: District General Counsel Iger reported the following:

Item A: No reportable action.

## **INTRODUCTION OF GUESTS AND PUBLIC**

None.

## **I. PUBLIC COMMENT**

None.

## **II. CONSENT CALENDAR**

M/S/C (Mendonca/Fanucchi) (yes-8, no-0): By unanimous vote, with Director Spitzer absent, the Board approved and authorized items II A through II C of the Consent Calendar.

- A. Approval of Minutes from the Regular Board Meeting of February 6, 2024.
- B. Approval of the January/February District Construction and Water Banking Project(s) Disbursements.
- C. Approval of the January/February District Disbursements.

## **III. BUSINESS AND FINANCE**

A. Business & Finance Committee Report – February 15, 2024: District Controller Duncan provided a report from the February Business & Finance Committee Meeting.

A(i). Approval of January 2024 Financial Reports: Mr. Duncan presented the January 2024 Preliminary District and Water Banking Project(s) Financial Statements, Treasurer’s Reports, and District Delinquency Report.

M/S/C (Borba/Tillema) (yes-8, no-0): By unanimous vote, with Director Spitzer absent, the Board approved the January 2024 Preliminary District and Water Banking Project(s) Financial Statements, Treasurer’s Reports, and Delinquency Report as presented.

A(ii). Investment Activity Update: Mr. Duncan provided a brief overview regarding recent investment activities authorized by the Business and Finance Committee under authority of the Board. More specifically, Mr. Duncan stated that \$3 million in funds recently matured (February 15, 2024) and were reinvested in US Treasuries with a target maturity of January 2026. This item was informational, and no action was recommended or taken.

## **IV. OPERATIONS AND PROJECTS**

A. - A(i-iv). Operations and Projects Committee – February 6, 2024: Assistant General Manager Bellue reported on several items, including District maintenance activities, recent encroachment permit requests, pending development projects impacting District facilities, and a status update related to the Sunset Groundwater Banking project.

## **V. WATER RESOURCES REPORT**

A. - A(i-ii). District Watermaster Report: Staff reviewed and discussed the water supplies of the District for the month of January and early February. Approximately 10,282 acre-feet of water was diverted in District during January. Staff also provided information related to current precipitation totals and future forecasts. It was noted that the State Water Project allocation for 2024 sits at 10%. The current Kern River April – July runoff forecast is 84% of average.

B. Kern River Watermaster Report: The February Kern River Watermaster Report was included in the Board packet.

C. District Groundwater Manager Report: In the absence of Groundwater Manager Marquez, Mr. Teglia provided graphical information regarding depth to groundwater at various monitoring locations throughout the District.

## **VI. MANAGER'S REPORT**

A(i-iv). Verbal & SGMA Update: Mr. Teglia provided a brief verbal report regarding several items including the upcoming WAKC Water Summit on March 7, 2024; updated information regarding the District's Land IQ program; and an update regarding the District Grower Portal project. Mr. Teglia also provided an update regarding current SGMA activities. This included a discussion regarding basin wide coordination efforts.

B. External Agency Report: Mr. Teglia provided verbal comments supplementing a memorandum included in the Board package which provided information on the meetings and activities of various external agencies. These agencies include, but are not limited to, the Kern County Water Agency, Kern Fan Authority, Kern River Watershed Coalition Authority, Kern Groundwater Authority, Kern River Groundwater Sustainability Agency, the South Valley Water Resources Authority, the Water Association of Kern County, and the Integrated Regional Water Management Plan.

C. Water Banking Projects Report: Mr. Teglia provided verbal comments supplementing a memorandum included in the Board package which provided information on water banking project activity on the Kern Fan as well as District banking activities.

## **VII. ATTORNEY'S REPORT**

A. Verbal Update: General Counsel Iger provided a brief update regarding an upcoming State mandated Board training that will occur during the Boards first Tuesday meeting in March.

A(ii). Legislative Update: No update.

## **VIII. BOARD MEMBER COMMENTS**

## **IX. ADJOURNMENT**

There being no further business, President Palla adjourned the meeting at approximately 3:27PM.

Respectfully Submitted,



Steven Teglia, General Manager

Approved by Board,



Richard Tillema, Board Secretary