

**MINUTES OF A SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE
BERRENDA MESA WATER DISTRICT
NOVEMBER 4, 2020**

A special meeting of the Board of Directors of Berrenda Mesa Water District was held on November 4, 2020, at 11:30 a.m. by video and phone conference as a joint meeting with Belridge Water Storage District and Lost Hills Water District.

CALL TO ORDER

President Goff called the meeting to order at 11:30 a.m. and presided thereat.

ROLL CALL

The following Directors were present: Rob Goff, Leon Elwell, Alan Scroggs, Robert E. Baker, and Steve Jackson.

Also present were: Kim Brown; Jeff Iniguez; Andrew Edstrom; Cody Tolbert; Rob Yraceburu; Rod Stiefvater; Larry Starrh; Kristen Camarena; Christin Faber; Bernard Pugét; Don Elholm; Doug Anderson; Monte Mitchell; Mike Nordstrom; Kris Lawrence; Morgan Mitchell; Oscar Mello; Mary King; Mark Gilkey; Kim Constant, Assistant Secretary; Gnell Sparks, Controller; Phil Nixon, Manger; and Joe Hughes, Legal Counsel.

Appointment of Mark Gilkey as General Manager of each District (Belridge WSD, Berrenda Mesa WD, and Lost Hills WD): Phil Nixon stated that it would be appropriate for the Board to appoint Mark Gilkey as General Manager of Berrenda Mesa Water District. Following discussion, on motion of Steve Jackson, seconded by Alan Scroggs, and unanimously carried, the Board appointed Mark Gilkey as General Manager of Berrenda Mesa Water District on the following roll call vote:

AYES: Rob Goff
 Leon Elwell
 Alan Scroggs
 Steve Jackson
 Robert E. Baker

NOES: None

ABSENT: None

PUBLIC COMMENT

No public comment.

GENERAL MANAGER'S REPORT

Phil Nixon updated the Board on the following topics:

2020 Water Supply: The 2020 SWP allocation remains at 20 percent.

The State share of San Luis Reservoir (SLR) was about .552 MAF and Oroville storage was about 1.50 MAF as of November 1, 2020.

2020 Supplemental Water: District staff continues to work with other members of the Westside 5 group and Agency staff to secure supplemental supplies.

Estimated 2020 Water Supply: The District's 2020 water supply is currently estimated to be approximately 113,714 AF including the following sources:

| | |
|-------------------------|-------------------|
| ➤ Contract Water (20%) | 18,520 AF |
| ➤ 2019 Carryover (est) | 31,647 AF |
| ➤ Recovery Requests | 10,896 AF |
| ➤ KWB Recovery Requests | 10,000 AF |
| ➤ BVWSD 1 | 1,590 AF |
| ➤ DYTP 35% loss | 3,630 AF |
| ➤ Yuba 1-3 35% loss | 283 AF |
| ➤ Yuba 4 35% loss | 3,026 AF |
| ➤ Landowner Transfers | 18,579 AF |
| ➤ Westside 5 Supplies | 15,543 AF |
| ➤ Total | 113,714 AF |

ITEMS OF COMMON INTEREST

Amendment to Yuba Agreement: The General Manager reported that Amendment No. 3 to the Long-Term Yuba Water Purchase Program (Yuba Agreement) incorporates Amendment No. 6 of the agreement between Kern County Water Agency (KCWA) and Department of Water Resources (DWR) for the Supply and Conveyance of Water by DWR to the participating SWP contractors under the Yuba Agreement. The following information pertains to Amendment No. 3: 1) pricing for the storage component water expired on September 30, 2020: a) Component 1 (C1) 60,000 af available in all year

types and equally split between DWR and the Bureau; b) Component 2 (C2) dry years and critical years; c) Component 3 (C3) various year types; and d) Component 4 (C4) groundwater substitution: cost to be negotiated; 2) C1, C2, and C3 water that is exported in October and November in a given year will be priced the same as it was in September of that year due to the expansion of transfer window; 3) C1, C2, C3 water that is exported on and after October 1, 2020 will be paid for according to the amendment 5 pricing structure in the agreement between Kern County Water Agency and Department of Water Resources for the Supply and Conveyance of Water by DWR to the participating SWP contractors under the Yuba Agreement until the remaining balance of the \$20 million advance payment has been exhausted: the balance is \$2.5 million; and 4) one single year-type based pricing structure for water year 2021 through 2025 with no inflator.

Following discussion, on motion of Alan Scroggs, seconded by Leon Elwell, and unanimously carried Amendment No. 3 to the Yuba Agreement was approved on the following roll call vote:

AYES: Rob Goff
Leon Elwell
Alan Scroggs
Steve Jackson
Robert E. Baker

NOES: None

ABSENT: None

Delta Conveyance Project Level of Planning Participation, Two or Four Year Funding Commitment, and KCWA Funding Agreement: Phil Nixon updated the Board on the following information pertaining to the Delta Conveyance Project (DCP) level of planning participation: 1) the estimated DCP planning cost has been reduced to \$341 million over four years; 2) KCWA is working with Member Units regarding local administration of DCP Article 21 deliveries: a) SWSD proposal provides priority for DCP participants and b) ID 4 proposal adds fair compensation component for non DCP participants; 3) KCWA has run the local water, home, and capacity model with several different inputs for participation levels, delivery, and assumptions: Westside Districts can maximize Article 21 deliveries at a lower DCP participation level; 4) KCWA has requested a response by November 17, 2020 regarding the following: a) planning participation level, b) planning to commit for two or four years, c) pay as you go or a lump sum payment, and d) DCP design and construction JPA amendment.

Phil Nixon presented a chart detailing the DCP planning and environmental cost using 25 percent of Table A water.

Finally, the Phil Nixon reported on staff's recommendation for a response to the Agency regarding participation which includes, 1) to respond to KCWA that the Districts are willing to continue support for the first two years of planning cost on a pay as you go process at a level of 25 percent of Table A water and 2) support after the first two years subject to: a) finalizing the SWP contract extension, b)

finalizing the SWP water management amendment, c) acceptable project cost and yield amounts, d) acceptable project cost and yield allocations, e) local administration of project yield and cost, f) clarification that landowners will have the ability to transfer Table A equivalent to DCF yield, and g) commitment of support from the Governor.

Andrew Edstrom and Christin Faber left at this point in the meeting.

Following discussion, on motion of Robert E. Baker, seconded by Alan Scroggs, and unanimously carried, the Board approved participation at 25 percent level of planning for a two year funding commitment and give the Board President and the General Manager the discretion to increase the level of participation to 50 percent level of planning for a two year funding commitment based on other Kern County Water Agency Member Unit participation and authorized additional participation based on individual landowner commitments and authorized execution of the Funding Agreement with Kern County Water Agency subject to final review by Legal Counsel, on the following roll call vote:

AYES: Rob Goff
Leon Elwell
Alan Scroggs
Steve Jackson
Robert E. Baker

NOES: None

ABSENT: None

CLOSED SESSION

No closed session.

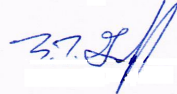
ADJOURNMENT

There being no further business to come before the Board, the President asked for a motion for adjournment. Upon motion of Robert E. Baker, seconded by Alan Scroggs, and unanimously carried, said meeting was adjourned at 1:00 p.m.



Mark Gilkey, Secretary

ATTEST:



Rob Goff, President