

**BYLAWS
of the
KERN RIVER GROUND WATER SUSTAINABILITY AGENCY**

ARTICLE I – THE AGENCY

Section 1. Name of the Agency

City of Bakersfield ("City" herein), Kern Delta Water District ("Kern Delta" herein), and Improvement District No. 4 of the Kern County Water Agency ("ID4" herein) have established the Kern River Groundwater Sustainability Agency ("KRGSA") to manage a portion of the Kern County Sub-basin, all as set forth in Memorandum of Understanding No. 16-048, dated March 30, 2016, as the same may be amended from time to time ("MOU" herein).

Section 2. Principle Office

The principal office of the KRGSA shall be 1600 Truxtun Avenue, Bakersfield, California 93301. The Board of Directors is hereby granted full power and authority to change the principal office from one location to another in Kern County, California. Any such change shall be noted in an appendix to these Bylaws, attested by the Chairperson, and any such appendix, when properly attested and affixed, shall be considered a duly enacted amendment of these Bylaws.

ARTICLE II – DIRECTORS AND OFFICERS

Section 1. Directors

The KRGSA shall be governed by a Board of Directors which shall include one individual appointed from the members of the governing body of each Party to the MOU.

Section 2. Officers

The Board of Directors shall elect, from its members, a chairperson and vice-chairperson to each serve for a one-year term, or until a successor is elected and qualifies. The Board shall hold the election during its April meeting each year. If the position of chairperson or vice-chairperson becomes vacant during the course of the year, the Board shall elect a replacement to serve for the balance of the year. The Board may appoint one or more subordinate officers, including a secretary, treasurer or financial officer, or other assistant.

Section 3. Chairperson

The Chairperson shall preside at all meetings of the KRGSA, shall appoint each committee, and perform all duties necessary or incidental to the office. Duties necessary and incidental to the office of Chairperson include calling special meetings, signing documents or instruments on behalf of the KRGSA, and such other duties as may be assigned to the Chairperson by the Board.

Section 4. Vice-Chairperson

The Vice-Chairperson, in the absence of the Chairperson, or when the Chairperson is unable to act, shall perform the duties of the Chairperson, and such other duties as may be assigned to the Vice-Chairperson by the Board.

Section 5. Subordinate Officers

Subordinate officers shall perform such duties as shall be prescribed from time to time by the Board or the Chairperson.

Section 6. Director Fees/Expenses

No director shall be entitled to receive any compensation for serving as a director or as an officer of the KRGSA, except that any director or officer may be reimbursed for expenses duly incurred in the performance of duties as a director or officer if incurred with prior approval of the Board.

Section 7. Committees/Task Forces

Committees and/or Task Forces shall perform such duties as shall be prescribed at the time of creation or from time to time by the Board or the Chairperson.

ARTICLE III – POWERS AND DUTIES

Section 1. Powers and Duties

In addition to any other action available to develop and implement the Sustainable Groundwater Management Act ("SGMA" herein), including drafting a Groundwater Sustainability Plan ("GSP" herein), the KRGSA may perform the following functions:

- Adopt standards for measuring and reporting water use.
- Develop and implement policies designed to reduce or eliminate overdraft within the boundaries of the GSA.
- Develop and implement conservation best management practices.

- Develop and implement metering, monitoring and reporting related to groundwater pumping.
- Enter into agreements.

ARTICLE IV – MEETINGS

Section 1. Regular Meetings

The KRGSA shall hold its regular meetings on the first Thursday of each month at 10:00am in City Hall North, 1600 Truxtun Avenue, Conference Room A, Bakersfield, California. The Board of Directors is hereby granted full power and authority to change the time, place and frequency of regular meetings. Any such change shall be noted in an appendix to these Bylaws, attested by the Chairperson, and any such appendix, when properly attested and affixed, shall be considered a duly enacted amendment of these Bylaws.

Section 2. Special Meetings

The KRGSA may hold special meetings at any time and place in the County of Kern.

Section 3. Quorum

Two Directors constitute a quorum.

Section 4. Voting

Each Director of the KRGSA shall have one vote. No action may be taken by the Board except upon the affirmative vote of a majority of the members of the Board.

Section 5. Notice/Conduct of Meetings

All meetings of the Board shall be called, noticed, held and conducted subject to the provisions of the Ralph M. Brown Act [Chapter 9 (commencing with Section 54950) of Part I of Division 2 of Title 5 of the Government Code of the State of California.

ARTICLE V – FINANCIAL PROVISIONS

Section 1. Financial Provisions

The City shall act as the initial fiscal agent for the KRGSA and shall continue to serve as fiscal agent at the pleasure of the Board of Directors.

Section 2. Cost Sharing

Each member shall bear its own consultant fees, costs and staff time independently incurred in connection with the development, implementation and administration of this Agreement and/or the KRGSA. Any costs incurred by the KRGSA will be shared 1/3 by each member unless otherwise specified by agreement of the members.

ARTICLE VI – MISCELLANEOUS

Section 1. Amendments

Any of these Bylaws may be amended or repealed, and new Bylaws may be adopted, by the affirmative vote of a majority of the members of the Board.

I hereby certify that the foregoing Bylaws were duly adopted by and for the KRGSA the 2 day of June, 2016.



Rodney S. Palla, Chairman