

AGENDA

MERCY SPRINGS WATER DISTRICT

SPECIAL BOARD OF DIRECTORS MEETING

February 26, 2024 – 11:00 a.m.

MEETING LOCATION

Panoche Water District Boardroom

52027 West Althea Ave.

Firebaugh, CA 93622

- 1. CALL TO ORDER**
- 2. REVIEW OF AGENDA:** The Board will consider corrections to the Agenda.
- 3. ROLL CALL:** A quorum will be confirmed and the Board will consider appointment of an acting Officer(s) in the event the President, Vice-President, and/or Secretary is absent from the meeting.
- 4. POTENTIAL CONFLICTS OF INTEREST:** Any Board member who has a potential conflict of interest may now identify the Agenda Item and recuse themselves from discussing and voting on the matter. [Government Code Section 87105]
- 5. PUBLIC COMMENT:** The Board of Directors welcomes participation in Board meetings. The public may address matters under the jurisdiction of the Board that have not been posted in the Agenda. The public will be given the opportunity to address the Board on any item in the Agenda at this time or before the Board's consideration of that item. If members of the public desire to address the Board relative to a particular Agenda item at the time it is to be considered, they should so notify the President of the Board at this time. Please note, California Law prohibits the Board from acting on any matter during a regular meeting that is not on the posted Agenda unless the Board determines that it is an emergency or one of the other situations specified under Government Code Section 54954.2. During a special meeting, the Board may not act on any matter that is not on the posted Agenda. The President may limit the total amount of time allocated for public comment on any particular issue to 3 minutes for each individual speaker.

ACTION ITEMS

- 6. THE BOARD TO REVIEW AND CONSIDER APPOINTMENT OF DISTRICT OFFICERS TO SERVE DURING THE FISCAL YEAR BEGINNING MARCH 1, 2024, AND ENDING FEBRUARY 28, 2025. (McGowan) (Tab 2)**
- 7. THE BOARD TO REVIEW AND CONSIDER ACCEPTING THE GENERAL MANAGER'S RECOMMENDATION ON THE ANNUAL REVIEW OF THE DISTRICT'S INVESTMENT POLICY (McGowan) (Tab 3)**
- 8. THE BOARD TO REVIEW AND APPROVE SUPPORTING AGRICULTURAL AND RELATED OUTREACH**

AND EDUCATION EFFORTS. (McGowan) (Tab 4)

9. **THE BOARD TO REVIEW AND CONSIDER ADOPTING A BUDGET FOR THE FISCAL YEAR ENDING FEBRUARY 28, 2025, AND SETTING THE WATER AND LAND BASED FEES (McGowan) (Tab 4)**
10. **THE BOARD TO REVIEW AND CONSIDER: A). DECLARING VACANCY ON THE BOARD OF DIRECTORS, B). AUTHORIZING GENERAL MANAGER TO POST NOTICE OF VACANCY WITHIN THE DISTRICT FOR 15 DAYS AND NOTIFY THE FRESNO COUNTY ELECTIONS OFFICE OF THE VACANCY, AND C). SET UP A SPECIAL MEETING WITHIN 60 DAYS TO CONSIDER APPOINTMENT OF NEW DIRECTOR TO RECOMMEND FOR APPROVAL BY THE FRESNO COUNTY BOARD OF SUPERVISORS (McGowan) (Tab 5)**
11. **THE BOARD TO REVIEW AND CONSIDER APPROVING RESOLUTION # 57-2024 SETTING THE PLACE AND TIME OF REGULAR MEETINGS OF THE BOARD OF DIRETORS (McGowan) (Tab 6)**
12. **THE BOARD TO APPROVE GIVING THE GENERAL MANAGER AUTHORIZATION TO OPEN A CHECKING AND MONEY MARKET ACCOUNT AT MECHANIC'S BANK IN PLACE OF WESTAMERICA'S CHECKING ACCOUNT AT A LATER DATE**
13. **THE BOARD TO REVIEW AND GIVE DIRECTION ON A DRAFT SUBSIDENCE MITIGATION POLICY ALONG THE DELTA-MENDOTA CANAL WITHIN THE SUSTAINABLE GROUNDWATER MANAGEMENT ACT'S DELTA-MENDOTA SUBBASIN (McGowan) (Tab 7)**
14. **FINANCIAL REPORTS (Brazil) (Tab 8)**
 - A. Accounts Payable
 - B. Monthly Financials
 - C. FYE 2023 Budget to Actual Report
 - D. Other financial Matters Affecting the District.

REPORT ITEMS

15. **GENERAL MANAGER'S REPORT**
 - A. Matters affecting the District.
16. **CLOSED SESSION**
 - A. Conference with Legal Counsel – Existing Litigation
Closed session pursuant to paragraph (1) of subdivision (d) of Government Code Section 54956.9 – AquAlliance, et al. v. The U.S. Bureau of Reclamation, et al. (Case No. 1:20-cv-00878-DAD-EPG, filed May 11, 2020)
17. **FUTURE MEETING DATES**
 - A. Board to Consider Setting Special Meeting Date(s): *No staff request.*
 - B. Next Regular Meeting Date: 11:00 a.m. on May 15, 2024.
18. **ADJOURNMENT**
 - ❖ Items on the Agenda may be taken in any order.

- ❖ Action may be taken on any item listed on the Agenda.
- ❖ Writings relating to open session: Agenda items that are distributed to members of the Board of Directors will be available for inspection at the District office, excluding writings that are not public records or are exempt from disclosure under the California Public Records Acts.

Americans with Disabilities Act of 1990: Under this Act, a qualifying person may request that the District provide a disability-related modification or accommodation in order to participate in any public meeting of the District. Such assistance includes alternative formats for the agendas and agenda packets used for any public meetings of the District. Requests for assistance shall be made in person, in written form, or via telephone by calling (209) 364-6136. Requests must be received at least 18 hours prior to a scheduled public meeting.