

**AGENDA**  
**MERCY SPRINGS WATER DISTRICT**  
**SPECIAL BOARD OF DIRECTORS MEETING**  
**March 23, 2023 – 9:30 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.

6. **CONSENT CALENDAR**

All matters listed on the Consent Calendar are considered to be routine and non-controversial and will be acted upon by a single action of the Board of Directors, unless a Board Member requests separate consideration of the item. If such a request is made, the item may be heard as an Action Item at this meeting. The Board will review and consider (Tab 2):

- Approval of DRAFT minutes from the November 30, 2021, regular meeting of the Board;
- Accepting the Quarterly Investment Reports for the periods ending December 31, 2021, March 31, 2022, June 30, 2022, September 30, 2022, and December 31, 2022;
- Acceptance of the monthly financial statements for the period ending February 28, 2023.

## ACTION ITEMS

7. The Board to review and consider appointment of District Officers (Tab 3);
8. The Board to review and consider engagement of legal counsel (Tab 4);
9. The Board to review and consider accepting the annual review recommendation of the District's Investment Policy (Tab 5);
10. The Board to review and consider approval on an updated Conflict of Interest Code (Tab 6);
11. The Board to review and consider ratifying execution of a First Amendment to San Luis & Delta-Mendota Water Authority Long Term North-to-South Water Transfer Program Activity Agreement (Tab 7);
12. The Board to review and consider adopting a biennial budget and service fees for the District's for the period March 1, 2022 through February 29, 2024 (Tab 8);
13. The Board to review and consider authorizing execution of a professional services agreement with Bryant L. Jolley Certified Accountants to perform the District's biennial financial statements audit for the period March 1, 2021 through February 28, 2023 (Tab 9);
14. The Board to review and consider adopting a Resolution revising person(s) authorizing to administer the District's WestAmerica Bank signature card (Tab 10);
15. The Board to review and consider adopting Resolution revising person(s) authorized to administer the District's Local Agency Investment Fund account (Tab 11);
16. The Board to review and consider approving payment of bills (Tab 12).

## REPORT ITEMS

17. **TREASURER'S REPORT**
  - A. CVP Contract Assignees Financial Reconciliation;
  - B. Other financial matters affecting the District.
18. **DISTRICT CONSOLIDATION**
19. **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)
20. **FUTURE MEETING DATES**
  - A. Board to Consider Setting Special Meeting Date(s): *No staff request.*
  - B. Next Regular Meeting Date: 9:00 a.m. on May 30, 2023.

## 21. 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.