

NOTICE

MERCY SPRINGS WATER DISTRICT

52027 WEST ALTHEA AVENUE
FIREBAUGH, CA 93622
mercyspringswd.specialdistrict.org

TO: Board of Directors

FROM: Patrick McGowan, General Manager

RE: Special Meeting of the Board of Directors

A special meeting of the Board of Directors is scheduled for 10:00 a.m., June 19, 2024. The meeting will be held at the District's Office located at 52027 West Althea Ave., Firebaugh, CA, 93622. The Agenda will be posted at least 24 hours prior to the meeting at the District's office and web site under Governance/Board Meetings.

<https://mercyspringswd.specialdistrict.org/board-meetings>

Any member of the public may address the Board of Directors concerning any item on the Agenda before or during its consideration of that matter, as appropriate. The President may limit the total amount of time allocated for public comment on particular issues to 3 minutes for each individual speaker. Please note, California Law prohibits the Board from taking action 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.

Americans with Disabilities Act of 1990: Under this Act, a qualifying person may request that the District provide a disability-related modification or accommodation 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.

AGENDA
MERCY SPRINGS WATER DISTRICT
SPECIAL BOARD OF DIRECTORS MEETING
June 19, 2024 – 10:00 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 ADOPTING RESOLUTION # 57-24 CALLING FOR A GENERAL ELECTION ON NOVEMBER 5, 2024, OF REPRESENTATIVES TO SERVE ON THE DISTRICT'S BOARD OF DIRECTORS. (McGowan/Delgado)**
- 7. THE BOARD TO REVIEW AND CONSIDER THE APPOINTMENT OF PALMER MCCOY, A REPRESENTATIVE OF PANOCHE DRAINAGE DISTRICT, TO THE MERCY SPRINGS WATER DISTRICT BOARD OF DIRECTORS. (McGowan)**

REPORT ITEMS

1. GENERAL MANAGER’S REPORT

A. Matters affecting the District.

2. 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)

3. FUTURE MEETING DATES

A. Board to Consider Setting Special Meeting Date(s): *No staff request.*

B. Next Regular Meeting Date: *August 21, 2024 at 10:00 am.*

4. 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.

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MERCY SPRINGS WATER DISTRICT

52027 WEST ALTHEA AVE, FIREBAUGH, CA 93622 • TELEPHONE (209) 364-6136 • FAX (209) 364-6122

Bernice E. Seidel
Clerk of the Board of Supervisors
2281 Tulare St., Room 301
Fresno, CA 93721

Dear Ms. Siedel:

I currently serve as the General Manager of the Mercy Springs Water District (the "District") and also serve as Secretary to its Board of Directors. Due to a recent illness to one of its members, the Board has been unable to meet and conduct its business due to a lack of a quorum.

By this letter and pursuant to Government Code section 1780(h)1, I am formally requesting that the Fresno County Board of Supervisors promptly appoint Palmer McCoy to fill one of the two vacant positions on the Board. Mr. McCoy is a landowner representative and is qualified to serve on the District Board of Directors.

Please contact me with any additional questions at (209) 364-6136.

Sincerely,

Patrick McGowan
General Manager/Secretary
Mercy Springs Water District

Enclosure