**NOTICE**

MERCY SPRINGS WATER DISTRICT

52027 WEST ALTHEA AVENUE

FIREBAUGH, CA 93622

TO: Board of Directors

FROM: Michael Linneman, President

RE: Special Meeting of the Board of Directors

A special meeting of the Board of Directors of the Mercy Springs Water District is scheduled for 2:00 p.m., November 17, 2020, to address the items listed on the attached agenda. In accordance with Governor Newsom’s Executive Orders N-25-20 and N-29-20 issued in response to the COVID-19 Pandemic, the meeting will be held by web and teleconference, and accessible to the public electronically, through the following means.

**IN ACCORDANCE WITH EXECUTIVE ORDERS N-25-20 AND N-29-20,**

**DIRECTORS AND THE PUBLIC MAY CHOOSE TO PARTICIPATE FROM ANY LOCATION,**

**WITHIN OR WITHOUT THE BOUNDARIES OF THE DISTRICT.**

**DIRECTORS AND MEMBERS OF THE PUBIC MAY CHOOSE TO PARTICIPATE**

**IN THE** **OPEN SESSION PORTION OF THE meeting**

**from your computer, tablet or smartphone**

**through the following means:**

**<https://global.gotomeeting.com/join/301599365>**

**AND PLEASE DIAL**

**Conference call in number: 844 783-6236 Passcode: 209 364 6136**

NOTE: 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, by calling into the meeting and/or joining electronically via the GoToMeeting link above. The President may limit the total amount of time allocated for public comment on particular issues to 3 minutes for each individual speaker.

AGENDA

MERCY SPRINGS WATER DISTRICT

SPECIAL BOARD OF DIRECTORS MEETING

November 17, 2020 – 2:00 p.m.

52027 West Althea Avenue, Firebaugh, CA 93622

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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 Directors’ meeting.
4. **POTENTIAL CONFLICTS OF INTEREST:** Any Board member who has a potential conflict of interest may now identify the Agenda Item and recuse themself 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 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 in Government Code Section 54954.2. During a special meeting, the Board may not take action on any matter that is not on the posted Agenda. The President may limit the total amount of time allocated for public comment on particular issues to 3 minutes for each individual speaker.

**ACTION ITEMS**

1. The Board to review and consider approving DRAFT minutes from the June 26, 2020, special meeting of the Board, the October 1, 2020, special meeting of the Board, and the October 15, 2020, special meeting of the Board (Azhderian – Tab 2);
2. The Board to review and consider adopting a Resolution authorizing the permanent transfer of up-to 75 acre-feet of the District’s Central Valley Project contract supply from Alfred, Anthony, and Joel Whitehurst to Maricopa Orchards, LLC, pursuant to the terms and conditions of Contract No. 14-06-200-3365 A-LTR1-P (Azhderian/Delgado – Tab 3);
3. The Board to review and consider authorizing execution of a Waiver of Conflict of Interest and Consent to Representation of Panoche Water District, Mercy Springs Water District, and Fresno Local Agency Formation Commission (Delgado – Tab 4);

**REPORT ITEMS**

1. **General Manager’s Report**
2. Consolidation Evaluation
3. **CLOSED SESSION:** Conference with Legal Counsel.
   1. Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9: one (1) case
   2. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9: one (1) case
4. **REPORT FROM CLOSED SESSION (GOVERNMENT CODE SECTION 54957.1)**
5. **FUTURE MEETING DATES**
   1. Board to Consider Taking Action to Set Special Meeting Date(s): *No staff requests.*
   2. Next Regular Meeting Date: February 23, 2021.
6. **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 at (209) 364-6136. Requests must be received at least 18 hours prior to a scheduled public meeting.