

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 9:00 a.m., October 1, 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/678382317>

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
October 1, 2020 – 9:00 a.m.
52027 West Althea Avenue, Firebaugh, CA 93622**

**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/678382317>

AND PLEASE DIAL

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

- 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 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 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.

CLOSED SESSION

6. CLOSED SESSION: Conference with Legal Counsel.

- A. Public Employment (Government Code Section 54957(b));
 - i. General Counsel.
- B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant Exposure to Litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9:
Number of Cases: Three

7. REPORT FROM CLOSED SESSION (GOVERNMENT CODE SECTION 54957.1)

ACTION ITEMS

- 8. The Board to review and consider adopting a Resolution authorizing refinancing of the San Luis & Delta-Mendota Water Authority 2013 Delta Habitat Conservation & Conveyance Program Activity Agreement Bonds (Azhderian – Tab 2);
- 9. The Board to review and consider adopting a Resolution authorizing approval, execution, and delivery of a Contract Between the United States and Mercy Springs Water District providing for Central Valley Project Water Service, Delta Division, and facilities repayment; the filing of Notices of Statutory Exemption and Categorical Exemption under the California Environmental Quality Act; and related actions (Azhderian – Tab 3);
- 10. The Board to review and consider accepting the Treasurer’s Quarterly Report for the period ending June 30, 2020, consistent with the District’s Investment Policy (Otollo – Tab 4);
- 11. The Board to review and consider accepting the monthly financial statements for the period ending September 30, 2020 (Otollo – Tab 5);
- 12. The Board to review and consider amending the District Budgets & Rates for the 2020-2021 fiscal-year ending February 28, 2021 (Azhderian – Tab 6);
- 13. The Board to review and consider approving payment of bills (Otollo – Tab 7).

REPORT ITEMS

- 14. **TREASURER’S REPORT** (Tab 8)
 - A. FY 2020-21 Budget-to-Actual Report;
 - B. Other Financial Matters Affecting the District.

15. GENERAL MANAGER'S REPORT (Tab 9)

- A. Fiscal-Year Ending 2020 Financial Audit Update;
- B. WIIN Act Section 4011 Contract Conversion & Prepayment;
- C. Future of Mercy Springs Water District;
- D. Water Supplies & Deliveries Report;
- E. Prop 84 Grant for Westside Regional Drainage Plan;
- F. Other Matters Affecting the District.

16. FUTURE MEETING DATES

- A. Board to Consider Taking Action to Set Special Meeting Date(s): *No staff requests.*
- B. Next Regular Meeting Date: November 24, 2020.

17. 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 to Jessica Saravia at (209) 364-6136. Requests must be received at least 18 hours prior to a scheduled public meeting.