

NOTICE

PANOCHÉ DRAINAGE DISTRICT
52027 WEST ALTHEA AVENUE
FIREBAUGH, CA 93622

TO: Board of Directors
FROM: John Bennett, President
RE: Regular Meeting of the Board of Directors

A regular meeting of the Board of Directors of the Panoche Drainage District has been called for April 14, 2020, at 9:00 a.m., in accordance with Governor Newsom's Executive Orders N-25-20 and N-29-20 issued in response to the COVID-19 Pandemic, which allows local and state legislative bodies to hold meetings by web and teleconference, and to make meetings accessible to the public electronically.

**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
OPEN SESSION MEETING FROM YOUR COMPUTER, TABLET AND SMARTPHONE
THROUGH THE FOLLOWING MEANS:**

<https://global.gotomeeting.com/join/145917253>

AND 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.

AGENDA

**PANOCHÉ DRAINAGE DISTRICT
REGULAR BOARD OF DIRECTORS MEETING
April 14, 2020 – 9:00 a.m.**

**JOIN THE OPEN SESSION MEETING FROM YOUR COMPUTER, TABLET AND SMARTPHONE
THROUGH THE FOLLOWING MEANS:**

<https://global.gotomeeting.com/join/145917253>

AND DIAL

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PRESIDENT’S ANNOUNCEMENT: Pursuant to Government Code Section 54952.3, let it be known that Board Members receive no compensation or stipend for simultaneous or serial order meetings of Panoche Water District and Panoche Drainage District.

- 1. CALL TO ORDER**
- 2. REVIEW OF AGENDA:** The Board will consider corrections and/or additions to the Agenda of items requiring immediate action that came to the attention of the Board after the Agenda was posted.
- 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.

OPEN JOINT PANOCHÉ WATER & DRAINAGE DISTRICTS MEETING

6. **DIVISION REPORTS:**

- A. Juan Cadena – Water Operations & Maintenance
- B. John Paul Otollo – Administration
- C. German Rodriguez – Risk Management: Ethics, Compliance, & Human Resources

7. **JOINT CLOSED SESSION:** Conference with Legal Counsel.

- A. Conference with Legal Counsel on Anticipated Litigation Pursuant to Subdivision (a) and paragraph (2), (3), or (4) of Subdivision (d) of Government Code Section 54956.9: eight (8) potential cases;
- B. Conference with Legal Counsel on Existing Litigation Pursuant to Subdivision (d)(1) of Government Code Section 54956.9:
 - i. Firebaugh Canal Water District & Central California Water District v. United States, et al.
United States District Court, E.D. Cal., Case No. [1:88-cv-00634-LJO-SKO](#)
(Partially Consolidated).
- C. Approval of Invoices & Authorization to Redact Privileged Information for Special Counsel(s) & Consultant(s);

8. **REPORT FROM JOINT CLOSED SESSION (GOVERNMENT CODE SECTION 54957.1)**

RESUME PANOCHÉ DRAINAGE DISTRICT ONLY MEETING (~12:00 p.m.)

9. **CONSENT CALENDAR** (handout Tab 2)

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:

- Approval of DRAFT minutes from the March 10, 2020, regular Board of Directors meeting;
- Approval of DRAFT minutes from the March 24, 2020, special Board of Directors meeting;
- Acceptance of the monthly financial statements for the period ending March 31, 2020.

ACTION ITEMS

10. The Board to review and consider authorizing execution of a Letter of Support for Research Proposal by Dr. Sharon Benes, California State University, Fresno, to continue soil salinity and forage saline stress research at the San Joaquin River Improvement Project (Azhderian – handout Tab 3);
11. The Board to review and consider request from Imperial Merchants for suspension of the District’s account delinquency process due to COVID-19 business disruption (Cadena – Tab 4);
12. The Board to review and consider approving payment of bills (Otollo – handout Tab 5).

REPORT ITEMS

13. **CONTROLLER’S REPORT** (handout – Tab 6)
 - A. Update on Fiscal-Year Ending 2018 Financial Audit;
 - B. Board to review FY 2019-20 Budget-to-Actual Report;
 - C. Board to review 4th DRAFT Fiscal-Year 2020-2021 Budget estimates;
 - D. Other Financial Matters Affecting the District:
14. **DRAINAGE MANAGEMENT REPORT** (Azhderian/Gonzalez – handout Tab 7)
 - A. Water Quality Monitoring;
 - B. San Joaquin River Improvement Project;
 - C. Grassland Bypass Project;
 - D. Other Drainage Related Matters Affecting the District.
15. **GENERAL MANAGER’S REPORT** (handout – Tab 8)
 - A. Prop 84 Grant for Westside Regional Drainage Plan;
 - B. Federal Grant for Westside Regional Drainage Plan;
 - C. Reclamation’s Demonstration Treatment Plant;
 - D. Grassland Basin Storm Water Management Plan;
 - E. Grassland Basin Authority;
 - F. Other Matters Affecting the District.
16. **REPORTS ON OTHER ITEMS PURSUANT TO GOVERNMENT CODE SECTION 54954.2(a)(3)**
17. **FUTURE MEETING DATES**
 - A. Board to Consider Action to Set Special Meeting Date(s): *none requested*
 - B. Next Regular Meeting Date: May 12, 2020
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 to Jessica Saravia at (209) 364-6136. Requests must be received at least 18 hours prior to a scheduled public meeting.