

**PANOCHÉ DRAINAGE DISTRICT MEETING MINUTES
REGULAR MEETING OF THE BOARD OF DIRECTORS
August 09, 2022, at 9:00 A.M.**

A regular meeting of the Board of Directors was held in accordance with District Resolution 812-22 proclaiming a local emergency due to the COVID-19 pandemic and authorizing the District's legislative body to hold meetings by web and teleconference, and to make meetings accessible to the public electronically, pursuant to Assembly Bill 361. Those present at the meeting were:

Directors Present: John Bennett, President
 Michael Linneman, Vice-President
 Aaron Barcellos, Director
 Beau Correia, Director

Directors Absent: Steve Fausone, Secretary

District Staff Present: Ara Azhderian, General Manager
 Juan Cadena, Water Resources Manager
 Lorena Chagoya, Ethics & Compliance Officer

Others Present: Philip Williams, General Counsel
 Palmer McCoy, Grassland Basin Authority
 Wayne Western, Hammonds Ranch
 Charlie McElvany, McElvany Construction
 Will Gleason, West Hills Farming

ANNOUNCEMENT PURSUANT TO GOVERNMENT CODE SECTION 54952.3

Pursuant to the Brown Act, President Bennett announced that Directors do not receive compensation or a stipend for simultaneous or serial order meetings of Panoche Water District, Panoche Drainage District, Panoche Financing Authority, and/or the Panoche Resource Conservation District.

CALL TO ORDER

President Bennett called the regular meeting to order at 9:01 a.m.

REVIEW OF AGENDA

There were no changes to the Agenda.

ROLL CALL

A quorum of the Board was confirmed. Secretary Fausone was absent and General Manager Azhderian was named Acting Secretary.

POTENTIAL CONFLICTS OF INTEREST

No conflicts were reported.

PUBLIC COMMENT

There was no public comment.

CONSENT CALENDAR

General Manager Azhderian presented the Board with the Consent Calendar items, which included a Resolution extending remote teleconference meetings through September 8th due to the COVID pandemic; draft meeting minutes of the August 10, 2021, regular meeting of the Board and draft meeting minutes of the July 12, 2022, regular meeting of the Board; and the monthly financial statements for the period ending July 31, 2022. Directors Bennett and Linneman affirmed the minutes of the August 10, 2021, meeting. After consideration, on a motion by Director Linneman, seconded by Director Barcellos, the Board accepted the Consent Calendar as presented.

The vote on the matter was as follows:

Ayes:	Bennett, Linneman, Barcellos
Nays:	None
Abstain:	None
Absent:	Fausone, Correia

Director Correia joined the meeting.

THE BOARD TO REVIEW AND CONSIDER ADOPTING A RESOLUTION MAKING CERTAIN FINDINGS UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT REGARDING THE EXECUTION OF A SOLE SOURCE CONTRACT TO MCELVANY, INC., TO INSTALL PROPOSITION 84 GRANT FUNDED COLLECTOR DRAINS IN THE SAN JOAQUIN RIVER IMPROVEMENT PROJECT'S "PERIERA RANCH", AND AUTHORIZING RELATED ACTIONS

General Manager Azhderian requested the Board adopt the draft Resolution to make certain findings under the California Environmental Quality Act that related to the installation of connector drains at the recently acquired Periera Ranch. General Counsel Williams reviewed the Resolution in detail with the Board. After consideration, on a motion by Director Correia, seconded by Director Barcellos, the Board unanimously adopted the Resolution as presented.

The vote on the matter was as follows:

Ayes:	Bennett, Linneman, Barcellos, Correia
Nays:	None
Abstain:	None
Absent:	Fausone

THE BOARD TO REVIEW AND CONSIDER ADOPTING A RESOLUTION MAKING CERTAIN FINDINGS UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, AUTHORIZING AWARD OF A CONTRACT TO MCELVANY, INC. TO CONSTRUCT PROPOSITION 84 GRANT FUNDED SHORT-TERM STORAGE BASINS, PUMP STATIONS, EARTHWORK, AND FACILITIES, AND AUTHORIZING RELATED ACTIONS

General Manager Azhderian presented the Board a memorandum recommending adoption of Resolution 817-22. He explained that following the close of the formal bid period for the Basins project, the District received a "bid advisory" from the Foundation for Fair Contracting ("FFC") regarding the intent to award the contract to McElvany. He said that while FFC was not a bidder, so they have no right to formally protest the award, staff considered the issues raised by the FFC in the interest of ensuring a proper award and, after investigation, concluded that none of the issues warranted changing the intent to award to McElvany. Azhderian reviewed the memorandum in detail. After consideration, on a motion by Director Barcellos, seconded by Director Correia, the Board unanimously adopted the Resolution as presented.

The vote on the matter was as follows:

Ayes: Bennett, Linneman, Barcellos, Correia
Nays: None
Abstain: None
Absent: Fausone

THE BOARD TO REVIEW AND CONSIDER APPROVING PAYMENT OF BILLS

General Manager Azhderian presented the Board with the District’s accounts payable. After consideration, on a motion by Director Barcellos, seconded by Director Linneman, the Board approved payment of the bills.

The vote on the matter was as follows:

Ayes: Bennett, Linneman, Barcellos, Correia
Nays: None
Abstain: None
Absent: Fausone

FINANCIAL REPORTS

General Manager Azhderian presented the Board the Budget-to-Actual report.

DRAINAGE MANAGEMENT REPORT

The Grassland Basin Authority General Manager, Palmer McCoy, reported on activities related to the San Joaquin River Improvement Project and General Manager Azhderian reported on activities related to the Grassland Bypass Project and Mud Slough Restoration.

GENERAL MANAGER’S REPORT

General Manager Azhderian reported on activities related to the Proposition 84 funded implementation of the Westside Regional Drainage Plan.

DIVISION REPORTS

No reports were given.

PANOCHÉ WATER & DRAINAGE DISTRICTS’ JOINT CLOSED SESSION

General Counsel Williams announced that the Panoche Water and Drainage Districts Boards would meet jointly in closed session for a conference with legal counsel on anticipated litigation pursuant to Government Code Section 54956.9, Subdivision (d), Paragraphs (2) or (3).

At approximately 9:36 a.m., President Bennett called the joint closed session to order.

At approximately 10:00 a.m., President Bennett suspended the Panoche Drainage District meeting.

At approximately 11:15 a.m., President Bennett resumed the joint closed session.

At approximately 11:49 a.m., President Bennett adjourned the joint closed session.

JOINT CLOSED SESSION REPORT

General Counsel Williams reported the Boards met jointly with legal counsel in closed session and took no reportable action.

REPORTS ON OTHER ITEMS PURSUANT TO GOVERNMENT CODE SECTION 54954.2(A)(3)

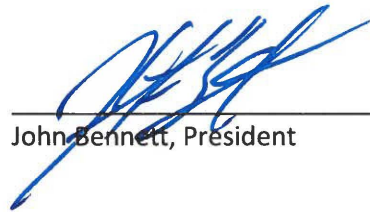
No reports were given.

FUTURE MEETING DATES

The next regular meeting of the Board was scheduled for September 13, 2022, at 9:00 a.m.

ADJOURNMENT

With no further business on the agenda, President Bennett adjourned the meeting at 11:50 a.m.



John Bennett, President



Ara Azhderian, Acting Secretary