

NOTICE

PACHECO WATER DISTRICT
PO BOX 2657, LOS BANOS, CA. 93635

TO: Board of Directors
FROM: Aaron Barcellos, President
RE: Special Board Meeting of the Board of Directors

Per Governor Newsom's Executive Order N-29-20, which allows local and state legislative bodies to hold meetings via teleconference and to make meetings accessible electronically, this special meeting of the Board of Directors of the Pacheco Water District has been called for December 23, 2020, at 8:00 am, to address items listed on the attached agenda.

**THIS MEETING WILL BE HELD VIA TELEPHONE AND WEB CONFERENCE.
PLEASE JOIN THE MEETING FROM YOUR COMPUTER, TABLET OR
SMARTPHONE THROUGH THE FOLLOWING MEANS:**

Zoom Meeting

<https://us02web.zoom.us/j/89549790491?pwd=L29FNmxENGNYM3NRZk11Ynl0YzVaZz09>

Phone: 1 669 900 9128

Meeting ID: 895 4979 0491

Passcode: 610551

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 the Zoom Meeting.

AGENDA

**PACHECO WATER DISTRICT
PO BOX 2657, LOS BANOS, CA. 93635
SPECIAL BOARD OF DIRECTORS MEETING
DECEMBER 23, 2020: 8:00 AM**

TO BE HELD VIA VIDEO AND TELEPHONE CONFERENCE AND ACCESSED AS FOLLOWS:

Zoom Meeting

<https://us02web.zoom.us/j/89549790491?pwd=L29FNmxENGnyM3NRZk11Ynl0YzVaZz09>

Phone: 1 669 900 9128

Meeting ID: 895 4979 0491

Passcode: 610551

1. CALL TO ORDER

2. 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.

3. POTENTIAL CONFLICTS OF INTEREST: Any Board member who has a potential conflict of interest may now identify the item and recuse himself from discussing and voting on the matter. [Government Code Section 87105.]

4. 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 on 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

5. THE BOARD TO REVIEW AND CONSIDER APPROVAL OF THE SEPTEMBER 17, 2020 MINUTES (Chase)

6. THE BOARD TO REVIEW AND CONSIDER APPROVAL OF THE DECEMBER 2020 PAYABLE LIST (Chase)

7. THE BOARD TO CONSIDER APPROVING THE CONTRACT BETWEEN THE UNITED STATES AND PACHECO WATER DISTRICT PROVIDING FOR PROJECT WATER SERVICE FROM DELTA DIVISION AND FACILITIES REPAYMENT – CONTRACT NO. 6-07-20-W0469-P

- a. CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) – Notice of Exemption (NOE)
Review and consider taking action to find that the conversion of the District's Central Valley Project Contract with the U.S. Bureau of Reclamation, pursuant to the Water Infrastructure Improvements for the Nation Act (Pub. L. 114-322, 130 Stat. 1628) (the "WIIN Act"), is exempt from CEQA under Categorical Exemptions and Statutory Exemptions. See attached draft NOE.
- b. RESOLUTION TO AUTHORIZE THE APPROVAL, EXECUTION AND DELIVERY OF THE CONTRACT BETWEEN THE UNITED STATES AND PACHECO WATER DISTRICT PROVIDING FOR PROJECT WATER SERVICE FROM DELTA DIVISION AND FACILITIES REPAYMENT AND FILING OF A NOTICE OF STATUTORY EXEMPTION AND CATEGORICAL EXEMPTIONS FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT FOR SAID CONTRACT
Review and consider taking action to adopt Resolution #96-20 to authorize entering into the above-referenced contract and filing of an NOE. See attached resolution and final contract.

8. REPORTS ON OTHER ITEMS PURSUANT TO GOVERNMENT CODE SECTION 54954.2(a)(3)

9. CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

- a. Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9: (1 case)
- b. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9: (1 case)

10. REPORTS OUT OF CLOSED SESSION – If any

11. FUTURE MEETING DATES

- A. Board to Consider Action to Set Special Meeting Date(s)
- B. Next Regular Meeting Date: January 21, 2021 at 9am.

12. 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 the District Office at (209) 675-6576, attention Dana Hurley. Requests must be received at least 18 hours prior to a scheduled public meeting.