

WESTLANDS WATER DISTRICT
NOTICE OF REGULAR MEETING AND AGENDA

NOTICE

Notice is hereby given that a regular meeting of the Board of Directors of Westlands Water District will be held on September 16, 2014 at 1:30 p.m. at the District's Fresno Office, 3130 N. Fresno Street, Fresno, California 93703.

<p>Public Comment - Any member of the public may address the Board concerning any matter on the agenda before or during its consideration of that matter.</p>
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AGENDA

1. **Approval of the Minutes of the Regular Board Meeting of August 19, 2014 and the Special Board Meetings of August 18 and 22, 2014**
2. **General Manager's Report (Birmingham)**
 - a. Water supply, drainage, energy and other resources activities
 - b. Federal affairs
 - c. Other District activities
3. **Outside Agency Activities (Board)** - Reports on activities of outside agencies (FFA, SLDMWA and SFWCA, etc.) will be presented.
4. **Legal Affairs Committee (Coelho)** - The Board will act upon recommendations of the Committee, if any, regarding District legal issues.
5. **Operations & Maintenance Committee (Coelho)** - The Board will act upon recommendations of the Committee, if any, regarding District maintenance issues.
6. **Personnel Committee (Sano)** - The Board will act upon recommendations of the Committee, if any, regarding District personnel issues.
7. **Water Policy Committee (Errotabere)** - The Board will act upon recommendations of the Committee, if any, regarding the following items:
 - a. Agreement Between Westlands Water District and the Power and Water Resources Pooling Authority for the NextEra Whitney Point Solar Project
8. **Finance & Administration Committee (Enos)** - The Board will act upon recommendations of the Committee, if any, regarding the following items:
 - a. Budget Transfers and Augmentations
 - b. Accounts Payable Reports
 - c. Investment and Financial Reports
9. **Appeal of Finance & Administration Committee Decision Regarding Waiver of Rules and Regulations, Article 2, Regulations for the Allocation and Use of Agricultural Water Within Westlands Water District, by Hal Purcell (Ormonde)**

WESTLANDS WATER DISTRICT

September 16, 2014 1:30 p.m.

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- 10. Public Comment** - Any member of the public may address the Board concerning any matter not on the Agenda within the Board's jurisdiction.
- 11. Closed Session** - The Board will meet in closed session pursuant to the Government Code sections noted to discuss the following:
- a. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**
Paragraph (1) of subdivision (d) of section 54956.9;
 - 1) Westlands v. United States (US Ct. of Fed. Cl., Washington DC)
 - 2) San Luis & Delta-Mendota Water Authority, et al., v. Natural Resources Defense Council (US Ct of Appeals, 9th Cir.)
 - 3) Pacific Coast Federation of Fishermen's Assoc., et al., v. US Department of Interior, et al. (US Dist. Ct., N.D. Calif)
 - 4) San Joaquin County RCD, et al., v. Central Valley Regional Board (Superior Court, Sacramento)
 - 5) North Coast Rivers Alliance, et al., v. Westlands (5th Dist, Court of Appeal, Fresno)
 - 6) San Luis Delta Mendota Water Authority v. Salazar (US Ct of Appeals, 9th Cir.)
 - 7) San Luis Delta-Mendota Water Authority v. Jewell (E.D. Calif., Fresno Div)
 - b. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**
Paragraph (2) or (3) of subdivision (d) of section 54956.9; one potential case
 - c. **CONFERENCE WITH REAL PROPERTY NEGOTIATORS**
Section 54956.8
Property; Land, water entitlement, and/or supplemental water
Agency Negotiator: Thomas W. Birmingham, General Manager, or delegatee
Negotiating Parties: Unknown
Under Negotiation: Instructions to Negotiator will concern price and payment terms

Written materials related to an item on this agenda to be considered in open session that are public records and that are distributed less than 72 hours prior to the meeting will be made available for public inspection, (1) when distributed if said materials were prepared by the District or a member of the Board of Directors or (2) after the meeting if said materials were prepared by others, at the District's Fresno office, 3130 N. Fresno St., Fresno, California during normal business hours.

A person with a qualifying disability under the Americans with Disabilities Act of 1990 may request the District provide a disability-related modification or accommodation in order to participate in any public meeting of the District. Such assistance includes appropriate alternative formats for the agendas and agenda packets used for any public meetings of the District. Requests for such assistance and for agendas and agenda packets shall be made in person, by telephone, facsimile, or written correspondence.