

WESTLANDS WATER DISTRICT
NOTICE OF REGULAR MEETING AND AGENDA

NOTICE

Notice is hereby given that a hearing and a regular meeting of the Board of Directors of Westlands Water District will be held on June 16, 2015 at 1:30 p.m. at the District's Fresno Office, 3130 N. Fresno Street, Fresno, California 93703.

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. Public comment is limited to three minutes per person and no more than fifteen minutes per topic. For good cause, the Board President may waive these limitations.

AGENDA

1. **Approval of the Minutes of the Special Board Meeting of May 14, 2015 and Regular Board Meeting of May 19, 2015**
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 SFCWA, 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 District resource issues.
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 and Administration Committee Decision Regarding Waiver of Rules and Regulations, Terms and Conditions or Other District Financial Provisions by MGE Underground (Ormonde)**

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10. **Ratification of Employment Contract for Deputy General Manager – External Affairs (Birmingham)**
11. **Public Comment** - Any member of the public may address the Board concerning any matter not on the Agenda within the Board's jurisdiction. Public comment is limited to three minutes per person and no more than fifteen minutes per topic. For good cause, the Board President may waive these limitations.
12. **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**
(Pursuant to Cal. Gov. Code section 54956.9(d)(1))
 - 1) *Westlands v. United States* (Drainage) (US Ct. of Fed. Claims)
 - 2) *SLDMWA, et al. v. Natural Resources Defense Council* (2008 Delta Smelt BiOp) (Cert. Denied by USSC)
 - 3) *SLDMWA, et al. v. Locke* (2009 Salmon BiOp) (US Court of Appeals, 9th Cir.)
 - 4) *Pacific Coast Federation of Fishermen's Assoc., et al., v. US Department of Interior, et al.* (NEPA Interim Renewal Contract) (Ninth Circuit Court of Appeals)
 - 5) *SLDMWA, et al. v. Dept. of Interior* (COA) (E.D. California)
 - 6) *SLDMWA, et al. v. Jewell* (Trinity River) (Ninth Circuit)
 - 7) *Harrington v. Westlands* (Employment) (Fresno County Superior Court)
 - 8) *Westlands v. Mireles* (Breach of Contract) (Kings County Superior Court)
 - 9) *Delta Stewardship Council Cases* (Delta Reform Act; CEQA) (Sacramento County Superior Court)
 - 10) *Modesto Irrigation District, et. al. v. Woods Irrigation Company* (Water Rights Enforcement) (Sacramento County Superior Court)
 - 11) *Sills v. Westlands* (Negligence) (Fresno County Superior Court)
 - b. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**
(Pursuant to Cal. Gov. Code section 54956.9(d)(2) or (3))
 - c. **CONFERENCE WITH REAL PROPERTY NEGOTIATORS**
(Pursuant to Cal. Gov. Code section 54956.8)
 - 1) Property: Water Supply
Agency Negotiator: General Manager or delagatee
Negotiating Parties: James Irrigation District
Under negotiation: Terms of payment
 - 2) Property: Two Parcels in Fresno County
Agency Negotiator: General Manager or delagatee
Negotiating Parties: Next Era Energy Resources
Under negotiation: Terms of payment

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- 3) Property: 785 acres in Fresno County
Agency Negotiator: General Manager or delagatee
Negotiating Parties: Silverado Power
Under negotiation: Price and terms of payment

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.