

SANTA NELLA COUNTY WATER DISTRICT
SPECIAL MEETING OF THE BOARD OF DIRECTORS

Tuesday May 23, 2023

Time: 10:00 am

**Board Room
12931 S Hwy 33
Santa Nella, CA 95322**

Two Additional Locations

**3283 Ingersoll Dr.
San Jose, CA 95148**

**29451 W Margarita Ct.
Santa Nella, CA 95322**

Conference Line: (866) 705-2554

Passcode: 536269

AGENDA

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 to the District office at least 48 hours before a public District meeting.

Documents and material relating to an open session agenda item that are provided to the Board of Directors of the Santa Nella County Water District less than 72 hours prior to a regular meeting will be available for public inspection and copying at 12931 S Hwy 33, Santa Nella, CA 95322.

Members of the public may directly address the legislative body on any item of interest to the public, before or during the legislative body's consideration of the item, that is within the subject matter jurisdiction of the legislative body, provided that no action shall be taken on any item not appearing on the agenda unless the action is otherwise authorized by subdivision (b) of section 54954.2 of the Brown Act. The legislative body may limit the total time allocated for public testimony on particular issues and for each individual speaker. [Government Code section 54954.3]

Pursuant to the Brown Act, persons attending an open and public meeting shall have the right to record the proceedings with an audio or video tape recorder as long as the recording does not disrupt the meeting. [Government Code section 54953.5 (a)] Any person desiring to record by audio and/or video should inform the Board President at Item 1B, Public Comment, that the meeting will be recorded.

1. Call to Order

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Public Comment. Each person may speak once, up to the time limit of three (3) minutes per person. Step to the podium and state your name.

2. Adjourn to Closed Session

A. Conference with Legal Counsel - Anticipated Litigation

Significant exposure to litigation pursuant to Government Code § 54956.9(d)(2) related to verbal threats to initiate litigation against the District for alleged violations of a December 8, 2016 agreement by and between District and AKT Santa Nella Investors, LLC and RCI-SN Parkway 38, LLC. One Potential Case

3. Adjourn to Open Session

A. Water Services Agreement: Review and Consider an Agreement with Parkway South, Inc.; AKT Santa Nella Investors, LLC; and RCI-SN Parkway 348, LLC to, among other things, accept the dedication of a new groundwater production well and provide potable water service to the planned Parkway Development. Action may be taken.

4. Adjourn Meeting