

**REGULAR MEETING MINUTES OF THE BOARD OF DIRECTORS OF THE  
NORTH YUBA WATER DISTRICT  
Held at the District Office and Zoom  
8691 LaPorte Road, Brownsville  
Thursday, September 26, 2024**

NYWD Boardroom is inviting you to a scheduled Zoom Meeting.

Topic: NYWD Boardroom's Zoom Meeting

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**COMMENCEMENT OF MEETING**

In compliance with the Americans with Disabilities Act, if you are a disabled person and you need a disability-related modification or accommodation to participate in the meeting, please contact North Yuba Water district office staff at 530-675-2567 or fax 530-675-0462. Requests must be made as early as possible and at least one full day before the start of the meeting. The Board of Directors shall provide at least twice the allotted time to a member of the public who utilizes a translator to ensure that non-English speakers receive the same opportunity to directly address the Board. Please contact District office staff at 530-675-2567 or fax 530-675-0462 at least 24 hours prior to the board meeting so a translator can be provided. Non-English speakers are welcome to provide their own translator. By law, every member of the public has the right to address the Board two times on any matter within the jurisdiction of the Board of directors. However, this right is subject to reasonable time, place, and limits, the Board reserves the right to instruct a speaker to step away from the podium, and to mute the audio and video of any speaker appearing remotely.

**A. CALL TO ORDER/ROLL CALL**

President Furnee called the meeting to order at 5:32 PM, at the District Office in Brownsville, CA.

<i>NAME</i>	<i>PRESENT</i>	<i>ABSENT</i>	<i>VISITORS INCLUDING:</i>
<i>PRESIDENT</i>	Marieke Furnee		Kawanza Vinje, Donna
<i>VICE PRESIDENT</i>	Ann Plumb		Corson, Charles Sharp,
<i>DIRECTORS:</i>	Gloria Bozza		Mr. Hickman
	Steven Ronneberg		
	Mike Mayo		
<i>GENERAL MANGER</i>	Leona Harris		
<i>ATTORNEY</i>	Paul Boylan		

**B. PLEDGE OF ALLEGIANCE:**

Director Bozza led the Pledge of Allegiance.

**C. OPPORTUNITY FOR PUBLIC COMMENT ON NON-AGENDIZED ITEMS:**

The public has the opportunity to address the District Board of Directors about matters not on the agenda. Public comment is limited to no more than four (4) minutes per person, twenty (20) minutes total for all speakers. **NOTE: ALL PUBLIC PARTICIPANTS WILL BE MUTED UPON ENTRY INTO THE MEETING AND WILL ONLY BE UNMUTED TO ALLOW THEIR COMMENT. TO PROVIDE PUBLIC COMMENT BY TELECONFERENCE PRESS \*9.**

**PUBLIC COMMENT:** Comments from Members of the public included districts legal counsel promoting false narratives, topics from South Feather board meeting be added to agenda, legal counsel being utilized by staff.

**D. OPPRTUNITY FOR PUBLIC COMMENT – Topics on the Agenda**

Members of the public may address the Board concerning any item on the agenda. No other comments will be allowed. Any member of the public wishing to make a comment shall identify the agenda item they intend to address, and they will be provide an opportunity to make comments on that item only. Public comment is limited to no more than two (4) minutes per person, twenty (20) minutes total for all speakers.

**NOTE: ALL PUBLIC PARTICIPANTS WILL BE MUTED UPON ENTRY INTO THE MEETING AND WILL ONLY BE UNMUTED TO ALLOW THEIR COMMENT. TO PROVIDE PUBLIC COMMENT BY TELECONFERENCE PRESS \*9.**

**PUBLIC COMMENT:** Appreciate General Manger and in favor of pay increase.

<b>OPEN SESSION ACTION CALENDAR</b>
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**E. CONSENT ITEMS:**

1. Approval of Minutes for Regular Board Meeting of August 22, 2024
2. Approval of Payroll for the Month of August 2024: \$45,296.67
3. Approval of Bills for the Month of August 2024: \$179,057.85

**Director Mayo made a motion to approve consent items 1,2 and 3. President Furnee seconded the motion. The motion was approved with a unanimous vote.**

**F. KATIE BURDICK:**

1. Ms. Burdick will give an update on the Capital Improvement Plan (CIP)
2. Ms. Burdick will conduct a presentation on the district’s needs and process for the Administrative Operational Plan. (Approx. 20 minutes total.) The Board will discuss, and possibly approve the content and process of the 3-year Administrative Operational Plan.

**Katie Burdick was ill so this item will be tabled till the next meeting.**

**G. STAFF REPORTS AND RECOMMENDATION:** The Board will hear reports by Districts staff and receive their recommendations for future Board action on the items described below:

**Financial Manager’s Reports/Requests:**

Review of Cash on Hand and Income Statements for the period ending June 30, 2024

Heidi Noether read the financial report. Cash on Hand and Income Statements for the period ending August 31, 2024. Total cash on hand in all accounts including reserves was \$11,643,691.98. Total income for the fiscal year to date (July 01, 2024, – August 31, 2024) was \$258,180.99. Total expenses were \$333,257.73, leaving a net revenue over expenses were minus -\$73,076.74. Expenses out of Reserves/Savings total \$332,577.19 for this fiscal year.

**General Manager’s Report/Requests:**

The General Manager will update the board on District operations, including the status of an Operations Memorandum. **General Manager Leona Harris went over the operations memorandum. Irrigation is still running between 5.5 to 5.7. In coordination with South Feather, irrigation will be shut off on 15<sup>th</sup> of October. Repairs will begin next Monday**

The General Manager will update on painting of 4 Domestic Water Tanks – **All four tanks were complete..**

Special District Risk Management Authority – President’s Special Acknowledgement Award for 5 years of Zero paid claims for the Workers’ Compensation Program.

**Legal Counsel's Report:**

Mr. Paul Boylan, District Council reported to the board that in regard to the lawsuit between North Yuba Water District and South Feather, the judge ordered that the party's experts get together and talk it out. Many misunderstandings on both sides were resolved. Mr. Boylan was fairly confident that both lawsuits with South Feather will be settled.

**H. DIRECTORS REPORTS:**

Director Bozza reported that she will be attending the Food and Water Festival on Saturday. President Furnee reported that she and Leona set up a booth with water saving kits at the Yuba Feather Elementary. They received a thank you letter from the school. They were very well received. She, along with Leona, attended Valley Water District meeting and made a comment on a concern they had. This Saturday, the Foothill Food and Water festival will be held, she invited the board to visit the booth.

**CLOSED SESSION**

Left for closed session at 5:48 P.M.

**I. PUBLIC EMPLOYEE PERFORMANCE EVALUATION: The Board will meet to continue its evaluation of the District General Manager's performance.**

**J. CONFERENCE WITH LEGAL COUNSEL: - Existing Litigation (2 Cases) pursuant to Government Code section 54956.9, subdivision (d) (1):**

1. South Feather Water & Power Agency v. North Yuba Water District, Sutter County Superior Court Case No. CVCS21 0002073

2. North Yuba Water District v South Feather Water and Power District, Yuba County Superior Court District No. CVCS21 -0001857

**K. CONFERENCE WITH LEGAL COUNSEL - Anticipated litigation (2 cases)- pursuant to Government Code section 54956.9, subdivision (d) (2): the Board will meet in closed session to discuss two anticipated/potential legal actions.**

**RETURN TO OPEN SESSION**

The Board returned to open session at 6:18 P.M.

**L. REPORT OF CLOSED SESSION ACTIONS:**

Met with counsel and gave instructions.

**M. GENERAL MANAGER'S SALARY AND FRINGE BENEFITS: The Board will discuss, and possibly act upon, legal counsel's recommendations to increase the District General Manager's salary and improve her fringe benefits.**

Mr. Boylan researched comparable salaries with BIVD being closest to responsibilities at \$150,000 per year. This district is irrigation only. This amount is an acceptable increase as NYWD is domestic also.

Director Ronnenberg made a motion to increase General Manager Leona Harris' salary to \$150,000 per year with the fringe benefit of one day off per month. No days will be accumulated, days not used will be lost. Director Bozza seconded the motion. The motion was approved by a unanimous vote.

**ADJOURNMENT**

The meeting was adjourned at 6:28 P.M.

