

**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, October 26, 2023**

NOTICE: This meeting will be physically open to the public at the District OFFICE located at 8691 La Porte Rd, Brownsville, Ca 95919. the meeting will also take place via zoom. Members of the public may attend and participate in the meeting via videoconference at:

Join Zoom Meeting

Time: Oct 26, 2023 05:30 PM Pacific Time (US and Canada) Join Zoom Meeting

<https://us02web.zoom.us/j/84763540207?pwd=VWRVdjlV6dINCbTQ5L2FIOWxyQ3YvUT09>

Meeting ID: 847 6354 0207

Passcode: 887782

One tap mobile

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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.

A. CALL TO ORDER/ROLL CALL

The meeting was called to order at 5:30 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		Charles Sharp, Aaron
<i>VICE PRESIDENT</i>	Ann Plumb		Mockrisch, Kwanzaa J.
<i>DIRECTORS:</i>	Gloria Bozza		Vinje, William Sebrans,
	Steven Ronneberg		Jon Messick, Dr. Gretchen
			Flohr, Steven Dambeck,
			Charles Sharp
<i>INTERIM GENERAL MGR</i>	Leona Harris		
<i>ATTORNEY</i>	Paul Boylan		

B. PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by the Board.

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: Members of the public comments included Leona right for the General Manger’s job, Mr. Wright, and resignation letter, repair system and expand service, dark emails, water used for vineyard all season.

OPPRUNITY 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 comment shall identify the agenda item they intend to address, and they will be provided an opportunity to make comment 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: Members of the public comments included public relations, vacancies, selection of general manager, improved relationships and service, grants, Mike Mayo for General Manager, Sherry is local and honest.

E. CONSENT ITEMS

1. Approval of Minutes for Regular Board Meeting of September 28, 2023
2. Approval of Payroll for the Month of August 2023: \$43,518.31
3. Approval of Bills for the Month of August 2023: \$ 138,923.93

Director Ronneberg made a motion to approve consent times 1, 2, 3 with 3 typo corrections on the minutes. President Furnee seconded the motion.

The motion was approved with a unanimous vote.

F. APPOINTMENT OF DIVISION 1 DIRECTOR:

On October 12, 2023, the District announced that the board seat for the NYWD Division 1 Director was vacant and invited all persons who resided in the boundaries of Division 1 to inform the district of their interest in filling the vacancy. On October 11, 2023, Mr. Michael Mayo communicated his interest in filling the vacancy. His letter of interest is attached to this Agenda. The board will meet with Mr. Mayo and will possibly act to accept Mr. Mayo as NYWD Division 1 Director.

Mr. Michael Mayo addressed the board regarding filling the vacancy of District 1 Director.

Director Bozza made a motion to nominate Mr. Michael Mayo as NYWD Division 1 Director. Director Ronneberg seconded the motion. The motion was approved with a unanimous vote.

- G. NOVEMBER-DECEMBER BOARD MEETINGS** The Board will discuss, and possibly act to determine the November and December Regular Board meeting dates.

After discussion the board moved the November meeting to November 22, 2023 at 5:30 p.m. and the December meeting to December 21, 2023 at 5:30 p.m.

- H. STAFF REPORTS AND RECOMMENDATION** The Board will hear reports by District staff and receive their recommendations for future Board action, including but not necessarily limited to:

Financial Manager's Report

1. Review of Cash on Hand and Income Statements for the period ending August 31, 2023

Leona Harris, the Interim General Manager read the Financial Manager's report. Cash on Hand and Income Statements for the period ending August 31, 2023. Total cash on hand in all accounts including reserves was \$6,201,004.78. Total income for the fiscal year to date (July 01, 2023 – August 31, 2023) was \$1,933,750.34. Total expenses were \$321,024.69, leaving a net revenue over expenses of \$1,612,725.65. Expenses out of Reserves/Savings year to date totaled \$119,534.72.

2. Review of Cash on Hand and Income Statements for the period ending September 30, 2023

The Interim General Manger Leona Harris read the Financial Managers report for the period ending September 30, 2023. Cash on Hand and Income Statements for the period ending September 30,2023. Total cash on hand in all accounts including reserves was \$6,343,923.04. Total income for the fiscal year to date (July 01, 2023 – September 30, 2023) was \$2,143.736.26. Total expenses were \$426,155.62, leaving a net revenue over expenses of \$1,717,580.64. Expenses out of Reserves/Savings year to date totaled \$52,974.01.

General Managers’ report/requests:

1. update the Board on the Operations Memorandum: Attached

Interim General Manager reported to the board just during irrigation season, a 1000 acre feed of water was saved and water losses were cut in the lower ditch by 10 percent and by 7 percent in the Forbestown Ditch. This was determined from the amount diverted and the amount sold.

2. update the Board on projects currently in progress.

Interim General Manager Leona Harris updated the board on ShotCrete, the streetlight.

- I. **Public Relations Consultant** The following three businesses have applied to provide the district with public information/communications consulting services: Sapphire Group MarketShare PR, Elevate PR & Marketing. Their proposals are attached to this Agenda. The Board will meet to discuss these proposals and possibly take action to enter into an agreement for public information communications consulting services.

The Board heard from the above consulting services listed above.

President Furnee made a motion to accept Elevate PR & Marketing as the district’s public relations consultant. Vice President Plumb seconded the motion. The motion was approved with a unanimous vote.

CLOSED SESSION

Entered into closed session at 6:27 p.m.

- J. **Conference with Legal Counsel** — existing litigation (2 Cases) – pursuant to Government Code section 54956.9, subdivision (d), paragraph (1):
 1. South Feather Water & Power Agency v. North Yuba Water District, Sutter County, Superior Court Case No. CVCS2 I -0002073
 2. North Yuba Water District v. South Feather Water and Power District, Yuba County Superior Court Case No. Case No. CVCS21-0001857

K. Conference with Legal Counsel —

Anticipated litigation (2 cases) – pursuant to Government Code section 54956.9, subdivision (d), paragraph (3):

The Board will meet in closed session to discuss two anticipated/potential legal actions.

L. PUBLIC EMPLOYMENT – District General Manager

In December 2022, the District’s prior General Manager resigned. On February 02, 2023, the Board hired Leona Harris to serve as District Interim General Manager. The Board will meet to interview Mrs. Harris, and possible act to hire her as the district’s long term General Manager.

RETURN TO OPEN SESSION

Returned to Open Session at 7:36 p.m.

M. REPORT OF CLOSED SESSION ACTIONS

Met with legal counsel and gave instructions. The board announced that by a unanimous vote, Leona Harris is hired as the new General Manager of the North Yuba Water District. Leona Harris will negotiate with legal counsel and will ratify the contract at the next meeting.

N. DIRECTORS REPORTS

Director Bozza reported on the Water Festival. President Furnee spoke about the workshop that was held on September 29th. with more information coming next month. The Water Festival was a success. North Yuba was featured in an article in the Appeal Democrat, she is pleased with the growing relationship with peers.

FINAL PUBLIC COMMENT

The Board provides the public an opportunity to address the District Board of Directors with a final comment about matters on the agenda. Repeating comment at the start of the meeting is not considered "additional comment". Final public comment is limited to no more than five (5) minutes total, shared equally by all members of the public who wish to speak.

PUBLIC COMMENT: Members of the public commented on revising the irrigation policy, the meetings for November and December, unhappy caller.

ADJOURNMENT

The meeting was adjourned at 7:48 p.m.


Catherine L. Fonseca, Recording Secretary