

**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, August 22, 2024**

NYWD Boardroom is inviting you to a scheduled Zoom Meeting.

Topic: NYWD Boardroom's Zoom Meeting

Time: Aug 22, 2024, 05:30 PM Pacific Time (US and Canada)

Join Zoom Meeting

: <https://us02web.zoom.us/j/85848054914?pwd=amgMTbzDR9sDuP0pbCS398bPhUslcX.1>

Meeting ID: 858 4805 4914

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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. 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.

NAME	PRESENT	ABSENT	VISITORS INCLUDING:
PRESIDENT	Marieke Furnee		Kawanza Vinje, Aron,
VICE PRESIDENT	Ann Plumb		Donna Corson, Peter
DIRECTORS:	Gloria Bozza		Janson, Charles Sharp, Dr.
	Steven Ronneberg		Rulik Perla
	Mike Mayo		
GENERAL MANGER	Leona Harris		
ATTORNEY	Paul Boylan		

B. PLEDGE OF ALLEGIANCE:

Director Mayo 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 spending personal money on legal fees, comments taken as collaboration, recognition of those who serve and nonsense happening during zoom meetings, zoom meetings are a useful tool, July agenda item using Peter Jansen, July letter was not intended to involve the district, slippery slope to eliminate public access on zoom.

D. OPPORTUNITY 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: No comments.

OPEN SESSION ACTION CALENDAR

E. CONSENT ITEMS:

1. Approval of Minutes for Regular Board Meeting of July 28, 2024
2. Approval of Payroll for the Month of July 2024: \$48,423.39
3. Approval of Bills for the Month of July; 2024: \$347,476.69

Leona Harris corrected items 2 and 3 – should be July 2024.

Vice President Plumb made a motion to approve consent items 1,2 and 3 with corrections of month. Director Mayo seconded the motion. The motion was approved with a unanimous vote.

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

Financial Manager’s Reports/Requests:

Audit Proposals: The board will review the 2 proposals and possibly act on accepting a proposal for this year’s annual audit services.

Financial Manager Heidi discussed the pros and cons of the two proposed audit services.

President Furnee made a motion to approve the proposal from Richardson & Company for this years audit services. Director Ronneberg seconded the motion. The motion was approved with a unanimous vote.

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

Heidi Naether read the financial report. Cash on Hand and Income Statements for the period ending July 31, 2024. Total cash on hand in all accounts including reserves was \$11,781,262.81. Total income for the fiscal year to date (July 01, 2024, – July 31, 2024) was \$208,783.70. Total expenses were \$140,154.96, leaving a net revenue over expenses of \$68,628.74. Expenses out of Reserves/Savings year to date total \$221,051.61 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.**

The General Manager and the Board will discuss, and the board may act upon the General Mangers recommendation to coordinate with Burdick & Associates to prepare a 3–5-year Plan to cover institutional and

operational aspects of NYWD (e.g., Board development, Job descriptions, operational systems, updating and expanding the CIP, etc.) Katie Burdick will be present to answer any questions.

Katie Burdick presented the plan to the board. After discussion Vice President Plum made a motion to accept the proposed 5-year operational plan by Burdick & Associates. Director Ronneberg seconded the motion. The motion was approved by a unanimous vote.

The General Manager and the Board will discuss, and the Board may act upon, the General Managers recommendation to purchase six new fire hydrants.

General Manager Leona Harris presented the estimate to purchase six new fire hydrants. After discussion, the Board recommended replacing all 9 that date to 1960.

Vice President Plumb made a motion for General Manager Leona Harris to purchase 9 new hydrants. Director Ronneberg seconded the motion. The motion was approved with a unanimous vote.

General Manager and the Board will discuss, and the Board may act upon the General Managers recommendations to join the Mountain Counties Water Resource Association.

After discussion it was decided more research was needed. The Board agreed to table this item.

Legal Counsel's Report:

Mr. Paul Bolton, District Council reported to the Board that Fair Political Practices Commission accepted the reduced penalty of \$22,000. Mr. Boylan gave instructions to the board on what to avoid in the future. Mr. Boylan also discussed zoom meetings, which were mandatory during Covid. The Board can go back to the way it was prior Covid or bring a proposal back recommending approved criteria.

President Furnee made a motion to have Paul Boylan, District Legal Counsel, to prepare a proposal regarding Zoom meeting. Director Mayo seconded the motion. The motion was approved with a unanimous vote.

CLOSED SESSION

Left for closed session at 6:39 P.M.

G. PUBLIC EMPLOYEE PERFORMANCE EVALUATION: The Board will meet to evaluate the District General Manager's performance.

H. CONFERENCE WITH LEGAL COUNSEL: - Existing Litigation (3 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. CVCS2 I -0001857

I. 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 CLOSED SESSION

The Board returned to open session at 7:30 PM.

H. REPORT OF CLOSED SESSION ACTIONS:

Met with counsel and gave instructions. The Board evaluated the General Manager and agreed she has provided exceptional service.

I. DIRECTORS REPORTS:

Director Mayo thanked the North Yuba Water District and Yuba Water Agency for support of the Mountain Fair. Director Bozza met with the Fire Counsel. President Furnee reported on the Mountain Fair.

ADJOURNMENT

The meeting was adjourned at 7:34 P.M.

Carlos J. Fonseca

Final *cf*