

**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, April 25, 2024**

NYWD boardroom is inviting you to a scheduled Zoom meeting.

Topic: NYWD Boardroom's Zoom Meeting
Time: April 25, 2024 05:30 PM Pacific Time (US and Canada)

Join 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 5:30 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		Erin, Kawanza Vinje,
<i>VICE PRESIDENT</i>	Ann Plumb		Charles Sharp, Donna
<i>DIRECTORS:</i>			Corson, Dr. Perla
	Gloria Bozza		
		Steven Ronneberg	
	Mike Mayo		
<i>GENERAL MANGER</i>	Leona Harris		
<i>ATTORNEY</i>	Paul Boylan		

B. PLEDGE OF ALLEGIANCE:

Vice President Plumb 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 neighboring water agency rate increase, the explanation of terrorism, 1.2 gal saving and a clear irrigation letter, beneficial use of the water over the next 6 years, disruption of the last meeting and advocate for the reinstatement of the final comment period at the end of the meeting.

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 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: Comments from the Members of the Public included resolution 24-778 and caring more for positive health than special time line for added customers.

CLOSED SESSION

E. Closed Session: Conference with Legal Counsel - Anticipated litigation (2 cases) – pursuant to Government code section 54956.9, subdivision (d) paragraph (2): significant exposure to litigation

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

Board entered into closed session at 5:50 P.M.,

RETURN TO OPEN SESSION

Board returned from closed session at 6:01 P.M.

F. REPORT OF CLOSED SESSION:

Met with council and gave direction.

OPEN SESSION ACTION CALENDAR

G. CONSENT ITEMS:

1. Approval of Minutes for Regular Board Meeting of March 28,2024
2. Approval of Payroll for the Month of March 2024: \$42,951.03
3. Approval of Bills for the Month of March 2024, \$386,568.46
4. Approval of Warrant #52-37262, fund # 650, payable to North Yuba Water District, in the amount of \$400,000.00 for fixed Assets Repair/Improvements.

Director Bozza made a made a motion to approve consent items 1,2,3and ,4. Director Mayo seconded the motion. The motion was approved with a unanimous vote.

H. RESOLUTION 24-778.

The Board will discuss and possibly take action to adopt, the Resolution 24-778, District to retain control of conserved water for the benefit of existing and potential District customers.

President Furnee made a motion to approve Resolution 24-774 Declaring an intent to retain control of conserved water including water conserved by the canal stabilization and water loss mitigation project. Vice President Plumb seconded the motion. The motion was approved by a unanimous vote.

- I. **PROPOSAL FOR PAINTING FOUR DOMESTIC WATER TANKS:** The Board will discuss, and possibly take action to adopt, the General Manager's proposal to paint four district water tanks.

General Manager Leona Harris discussed the need for painting the water tanks after all the repairs that were completed. The Board requested an additional quote to be brought back to the next meeting, including a warranty and life expectancy of paint.

- J. **ACWA CONFERENCE ATTENDANCE:**

The Board will discuss, and possibly take action to ratify, the General Manager's decision for two NYWD representatives to attend the California Association of Water Agencies (ACWA's) annual conference in Sacramento next month.

General Manager Leona Harris discussed the upcoming conference that will be held in Sacramento this year. Cost is \$800 per person.

Director Bozza made a motion to approve the conference for two attendees. Vice President Plumb seconded the motion. The motion was approved with a unanimous vote.

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

Financial Manager's Report.

Review of Cash on Hand and Income Statements for the period ending January 22, 2024, to March 31, 2024

Heidi Naether read the financial report. Cash on Hand and Income Statements for the period ending March 31, 2024. Total cash on hand in all accounts including reserves was \$ 5,310,923.76. Total income for the fiscal year to date (July 01, 2023 – March 21, 2024) was \$3,232,978.76. Total expenses were \$1,451,598.14, leaving a net revenue over expenses of \$1,781,380.02. Expenses out of Reserves/Savings year to date totaled \$1,072,701.52.

General Managers' Report/Requests: The General Manager will update the board on District operations, including the status of an Operations Memorandum.

1. Update the Board on the Operations Memorandum: **Attached.**
2. Update the Board on projects currently in progress and Requests.

General Manager Leona Harris reported that everything is running smoothly at this time. Between fall and spring 3 miles of ditch has been completed. There is some balancing still going on, but everyone should be receiving water.

Legal Counsel's Report:

Mr. Boylan reported his primary responsibility to the district is to lower risk of litigation by way of complying to laws and regulations. Current admin and board do just that. There are 2 actual cases that predate this board and will resolve themselves over time. Mr. Boylan also stated that there are no plans to raise current water rates.

- L. **DIRECTORS REPORTS:**

President Furnee reported that she attended Earth Day on April 20th put on by Yes Academy. Some newsletters were provided to the public and will be posted on the website, and also emailed to customers. She also attended the South Feather meeting and reassured North Yuba Water customers that the district is financially sound and does not have plans to raise rates.

ADJOURNMENT

The meeting was adjourned at 6:23 P.M.

Cash J. Fonseca

April 25, 2024, Regular Board Minutes ~~Draft~~

Final cf