

**FLORIN COUNTY WATER DISTRICT  
 BOARD OF DIRECTORS MEETING MINUTES  
 7090 McComber Street  
 Sacramento, CA 95828  
 Monday, September 9, 2024  
 7:00 P.M.**

**1. CALL TO ORDER AND ROLL CALL:**

President Russell called the meeting to order at **7:00P.M.**

**2. ESTABLISH QUORUM/APPROVAL OF AGENDA:**

Cindy Russell	President	<b>PRESENT</b>
Leonard Heimericks	Director	<b>PRESENT</b>
Judi Johnson	Director	<b>PRESENT</b>
Gary Schopf	Director	<b>PRESENT</b>
Timothy Baniel	Director	<b>PRESENT</b>
-----	General Manager	-----
Dawn Leggette	Office Manager	<b>PRESENT</b>

Quorum established.

Director Johnson requested the District’s Accountant, Mr. Robert Merritt, be heard first on the Agenda. President Russell agreed and asked that Mr. Merritt give his presentation before approving the Agenda.

President Russell notes she has not completed going through every item on the Consent Calendar and states she has changes that need to be made but has not completed her edits.

Director Heimericks made a motion to approve the Agenda. Director Schopf second the motion. Votes as follows:

- Director Heimericks – YES**
- Director Schopf – YES**
- President Russell – YES**
- Director Johnson – NO**
- Director Baniel – NO**

Board approved the Agenda by a majority vote.

**3. PUBLIC COMMENT**

A Member of the Public would like to read a comment from the Water Board Bible on page 2 under section titled, ‘Your basic legal responsibilities’:

*“To carry out your Rules and Regulations, for the District. To ensure compliance with all applicable federal, state and local laws and ordinances. To conduct business only as a board. Individual members cannot make contracts. It is illegal for individual governing body members to use their “apparent authority” to make contracts. To see that all records, minutes and notices are created, maintained and made available according to federal and state law.”*

The same Member of the Public advised the Board there is reference in the book that talks about Board Members not conducting business of the District. The member noted that all Board Members previously claimed to have received a copy of this book.

President Russell said she would like to comment, "This goes for being ethical, not being in the office all the time, and conflict of interest."

Another Member of the Public asked President Russell if she or the Board would like to comment on documents provided in the Meeting Packet before they comment on them. President Russell had no comment but permitted others to comment if they would like. The Member has a transcript of President Russell's comment at the Lafco Meeting held on August 7, 2024. Transcripts reads:

*"I am Cindy Russell. I am on the Board at Florin County Water. I was appointed last August. I've been working on moving the District forward. I was aware that the Grand Jury, of the Grand Jury Report, and from what I can tell if we don't get some help with trying to move forward with this District here, um, get this infighting resolved and so forth, I would suggest that we dissolve the District and move it into one of the other Districts to take over and help us out. Because if we can't get help to resolve what's going on now then someone needs to come in and just take over. That is my recommendation."*

The Member's questions for the Board:

1. What is your plan to move the District forward?
2. What exactly does that look like?
3. Why do you think we need outside help to do so?
4. What steps will you take to resolve the infighting?
5. What exactly is 'so forth'?
6. Are you familiar with the Peter Principle?

President Russell asked for a copy of the Member's questions and she would have his questions answered for the next meeting.

Another Member of the Public asked the Board who the woman was in the customer's complaint letter that was going around auditing the District. President Russell stated she was one of the people canvassing the District residences, business, schools, and churches to see what they were paying for their service and comparing that to the receivables to which President Russell states that after their findings they have found discrepancies.

Director Heimericks made a motion to have the Billing Specialist compile a list of all the accounts, addresses only, that are metered and not metered, and if they are a business or residence. Director Baliel second the motion. Votes as follows:

**Director Heimericks – YES**

**Director Baliel – YES**

**Director Schopf – YES**

**President Russell – YES**

**Director Johnson – NO**

Board approved Director Heimericks motion by a majority vote.

#### **4. CONSENT CALENDAR**

##### **A. Minutes**

1. October 10, 2023  
Board took no action.
2. October 30, 2023  
Board took no action.
3. November 13, 2023  
Board took no action.
4. November 27, 2023  
Board took no action.

5. November 30, 2023  
Board took no action.
6. December 11, 2023  
Board took no action.
7. December 20, 2023  
Board took no action.
8. February 12, 2024  
Board took no action.
9. February 29, 2024  
Board took no action.
10. March 11, 2024  
Board took no action.
11. April 8, 2024  
Board took no action.
12. April 16, 2024  
Board took no action.
13. May 13, 2024  
Board took no action.
14. June 10, 2024  
Board took no action.
15. June 17, 2024  
Board took no action.
16. July 10, 2024  
Board took no action.
17. July 30, 2024  
Board took no action.
18. August 12, 2024  
Board took no action.
19. August 15, 2024  
Board took no action.
20. August 29, 2024

Director Heimericks made a motion to approve the August 29, 2024 meeting minutes. Director Johnson second the motion. Director Johnson would like an amendment to the motion to include that the Board approve or disapprove all meeting minutes at the next Board Meeting. Director Heimericks restated his motion that the Board approve the August 29, 2024 Meeting Minutes and at the next regularly scheduled meeting the Board will consider all outstanding minutes for approval or disapproval. Director Johnson second the motion. Votes as follows:

**Director Heimericks – YES**

**Director Johnson – YES**

**Director Baniel – NO**

**Director Schopf – NO**

**President Russell – ABSTAIN**

Director Heimericks motion did not pass.

Director Heimericks made a motion to approve the August 29, 2024 Meeting Minutes. Director Johnson second the motion. Votes as follows:

**Director Heimericks – YES**

**Director Johnson – YES**

**President Russell – YES**

**Director Baniel – ABSTAIN**

**Director Schopf – ABSTAIN**

By a majority vote, the Board approved the August 29, 2024 Meeting Minutes.

**B. Unauthorized Accounts Payable**

Director Johnson made a motion to approve the Accounts Payable. Director Heimericks second the motion. Votes as follows:

**Director Johnson – YES**  
**Director Heimericks – YES**  
**Director Schopf – YES**  
**Director Baniel – YES**  
**President Russell – YES**

Board approved the Accounts Payable by a unanimous vote.

**C. Adjustment Report**

1. August 12, 2024

Director Johnson made a motion to approve the Adjustment Report as presented. Director Heimericks second the motion.

A Member of the Public asked for clarification if the motion at hand includes September 9, 2024 or if the motion was just for August 12, 2024.

Both President Russell and Director Johnson said the motion includes both reports.

Motion votes as follows:

**Director Johnson – YES**  
**Director Heimericks – YES**  
**Director Schopf – YES**  
**Director Baniel – YES**  
**President Russell – YES**

Board unanimously approves the Adjustment Report for August 12, 2024 and September 9, 2024.

2. September 9, 2024

*\*Please see notes for Agenda item 4C subsection 1.*

**5. SIGNATURE CARDS & BANKING AUTHORIZATION FOR WELLS FARGO**

A. Authorized/Limited Check Signers Policy

Director Johnson made a motion to table this item until the Board can get more information. Director Heimericks second the motion. Votes as follows:

**Director Johnson – YES**  
**Director Heimericks – YES**  
**Director Baniel – YES**  
**Director Schopf – YES**  
**President Russell – YES**

Board unanimously agrees to table this topic for a future meeting, but did not specify when.

President Russell declared she was going to adjourn the meeting; however, Director Heimericks requested the Board address Agenda Item ten (10) before adjourning.

**6. PFAS/PFAB RESULTS AND ACTIONS**

Board did not discuss and unanimously opted to table this Agenda Item.

**7. ANY BUSINESS THAT NEEDS TO BE ADDRESSED SHOULD COME THROUGH TO BOARD PRESIDENT UNTIL A FULL TIME GM IS HIRED**

Board did not discuss and unanimously opted to table this Agenda Item.

**8. EDMOND'S PHONE/PHONE NUMBER, KEYS, AND ALL CREDIT CARDS TO BE RETURNED IMMEDIATELY**

Board did not discuss and unanimously opted to table this Agenda Item.

**9. EPA REPORT ON LEAD & GALVANIZED PIPES**

Board did not discuss and unanimously opted to table this Agenda Item.

**10. CAPITAL IMPROVEMENT PLAN APPROVAL**

Director Heimericks reminded President Russell that the Board told the Grand Jury that this CIP would be viewed at the current meeting. President Russell requested the Board wait on voting to allow Director Heimericks to gather more information on the companies (office location, engineer name/information) and states the Board will hold a Special Meeting in two weeks.

President Russell states she is making a motion to adjourn the meeting. No second. Meeting not adjourned and continues.

**11. STATUS OF WELL REHABILITATION**

President Russell and Director Baniel erroneously 'terminated' General Manager Edmond Leggette and with no back up General Manager there is no one that report on this Agenda Item.

**12. DETERMINE PROCEDURE FOR ENFORCING THE '2 MINUTE' LIMIT OF SPEAKERS IN THE FCWD SCHEDULED MEETINGS**

Board did not discuss and took no action.

**13. MANAGERS REPORT**

President Russell and Director Baniel erroneously 'terminated' General Manager Edmond Leggette and with no back up General Manager there is no one that report on this Agenda Item.

**DIRECTORS COMMENTS & SUGGESTIONS**

Director Heimericks notes he is working with Director Baniel on a job posting for a General Manager. The two have drafted a contract and handed copies out to the rest of the Board and the Public.

Director Johnson said she has copies of her comments and requests they be handed out to the Board and Public.

President Russell made a motion to adjourn the meeting at 8:04PM. Director Baniel second the motion. Votes as follows:

**President Russell – YES**

**Director Baniel – YES**

**Director Schopf – YES**

**Director Heimericks – WAS NOT ASKED TO VOTE**

**Director Johnson – WAS NOT ASKED TO VOTE**

**ADJOURNMENT:**

**8:04P.M.**

**Respectfully submitted by:**

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General Manager/Secretary to the Board