

**FLORIN COUNTY WATER DISTRICT
BOARD OF DIRECTORS MEETING MINUTES
7090 McComber Street
Sacramento, CA 95828
Monday, January 8, 2024
7:00 p.m.**

1. CALL TO ORDER AND ROLL CALL:

President Baliel called the meeting to order at **7:00PM**.

2. ESTABLISH QUORUM/APPROVAL OF AGENDA:

Cindy Russell	Director	PRESENT
Leonard Heimericks	Director	PRESENT
Judi Johnson	Director	PRESENT
Gary Schopf	Director	PRESENT
Timothy Baliel	Director	PRESENT
Edmond Leggette	General Manager	PRESENT

Quorum established.

Director Johnson made a comment about the 12 unapproved minutes presented tonight. Her concern that General Manager Leggette is continuously being labeled as 'Interim General Manager' by Director Baliel. Also noting that she has not received background information on Agenda Items 15, 16, and 17.

Director Johnson made a motion to approve the Agenda. Director Heimericks second the motion. Board not all in favor. Votes as follows:

Director Johnson – YES
Director Heimericks – YES
Director Schopf – YES
Director Russell – YES (with exceptions)
Director Baliel – NO

3. PUBLIC COMMENT:

A Member of the Public asked which Agenda the Board was approving. Member's question was answered.

A Member of the Public asked if the current General Manager was presented with a contract or some sort of documentation stating if there was a time limit to his title as he is still referenced as 'Interim General Manager' and if he has been presented with a benchmark for what the Board expects from his performance. It was answered that General Manager Leggette has not been presented with any such documentation.

Another Member of the Public questioned the Board on how they can appropriately and accurately do a performance review on General Manager Leggette if he was never presented with such paperwork.

Director Baliel responded with he was giving each speaker a time limit to talk.

4. ELECTION OF BOARD PRESIDENT:

Director Heimericks recommended that due to rotation of the Board he believes it would be only fitting for Director Schopf to be the next Board President.

Director Baliel said the room should hear what Director Schopf thinks of that.

Director Johnson made a motion to appoint Director Schopf as the next Board President. Board not all in favor. Votes as follows:

Director Johnson – YES

Director Heimericks – YES

Director Baliel – NO

Director Russell – NO

Director Schopf said due to some physical problems and other things going on he would have to turn the role down.

Director Baliel made a motion to appoint Director Russell as the next Board President. Director Heimericks second the motion. Board not all in favor. Votes as follows:

Director Baliel – YES

Director Heimericks – YES

Director Schopf – YES

Director Johnson – NO

Director Russell appointed as new Board President.

Director Heimericks asked if the Board can appoint a Vice President. After some discussion, Legal counsel advised since this Agenda item was to appoint a new Board President then it would be appropriate to add appointing a Vice President at the next meeting. Board agreed and appointment of Vice President will be put on the Agenda for the February Board Meeting.

5. CONSENT CALENDAR:

- A. Minutes – Revised August 14, 2023; September 11, 2023; September 19, 2023; October 4, 2023; October 10, 2023; October 30, 2023; November 13, 2023; November 27, 2023; November 30, 2023; December 11, 2023; December 20, 2023; December 26, 2023**

Director Johnson made a motion to approve the minutes.

Director Russell stated she is still working on reviewing the minutes and therefore would not approve them except for all the December minutes. In the previous meeting she said she would provide General Manager Leggette her corrections to the minutes but has yet to provide them.

Director Heimericks voted to approve the minutes. Board not all in favor. Votes as follows:

Director Johnson – YES

Director Heimericks – YES

Director Baliel – NO

Director Schopf – NO

Director Russell – NO

Minutes from August 14, 2023, to December 26, 2023, not approved.

B. Accounts Payable

Director Johnson raised concern regarding the District Office's septic tank and requested discussion of the septic tank be added to the Agenda for February's Board Meeting. Director Johnson also noted a particularly high charge from the Attorneys was for a person listed as "K Friend" for whom the Attorney clarified it is a Board Member's secretary. Director Johnson stated the Board previously agreed that the Board President would be limited to 1 hour per month to contact the Attorneys and that the General Manager would, as necessary, have unlimited time. Director Johnson clarified a few other items on the report.

Director Heimericks asked for clarification regarding payroll charges for the Board. General Manager answered the difference is some Board Members are paid by check and others have direct deposit.

Director Russell asked for clarification on a miscellaneous charge on the report. General Manager responded it is payroll fees, but will have the Office Manager print out the report for her. Director Russell asked why the charge for a company called Link is so high every month. General Manager Leggette said it is the District's billing software and that charge includes licensing fees, help desk support, training programs, as well as other necessities that help support customer accounts.

Director Johnson made a motion to approve the Accounts Payable. Director Russell second the motion. Board unanimously all in favor. Accounts Payable approved.

C. Adjustment Report

Director Russell made a motion to approve the adjustment report. Director Johnson second the motion. Board unanimously all in favor. Adjustment Report approved.

6. OPPORTUNITY FOR PUBLIC COMMENT ON CLOSED SESSION ITEM (Gov. Code § 54954.3(a)):

Director Baniel asked if there was any public comment to the Agenda Item.

No public comment pertaining to the Agenda Item.

7. CONVENE CLOSED SESSION:

Closed session commenced at **7:45PM**.

8. RECONVENE OPEN SESSION:

Reconvened at **8:22PM**.

9. IF APPLICABLE, PUBLIC REPORT OF (1) ACTION TAKEN DURING CLOSED SESSION, IF ANY, AND (2) VOTE OR ABSTENTION ON THE ACTION OF EVERY BOARD MEMBER PRESENT (Gov. Code § 54957.1(a)):

Director Baniel notified the Public that the Board took no votes and no action was taken in Closed Session.

10. CONTRACT WITH RICHARDSON & COMPANY FOR DISTRICT AUDIT:

Director Russell made a motion to accept the Contract for this Agenda Item. Director Baniel second the motion. Board not all in favor. Vote as follows:

Director Russell – YES

Director Baniel – YES

Director Heimericks – YES

Director Schopf – YES

Director Johnson – NO

Contract with Richardson & Co accepted by majority vote.

11. APPROVAL OF REQUEST FOR PROPOSAL (RFP) FOR 5 YEAR STRATEGIC PLAN:

Director Heimericks noted this Agenda Item was approved in a previous meeting; however, the proposal was not mailed in time so the Board needs to adjust the dates on the proposal. Director Heimericks made a motion to accept the proposal with modification to dates:

- RFP release – January 9, 2024
- Question submission deadline – February 1, 2024
- Deadline for proposals – February 16, 2024
- Evaluation of proposals – February 19, 2024, to February 29, 2024
- Interview – March 1, 2024
- Posted – March 1, 2024 after interview finished
- Signing of Contract – March 8, 2024

Director Johnson second the motion. Board unanimously all in favor. Proposal for strategic plan accepted by the Board with the new modified schedule.

12. AGREEMENT WITH CaIPERS PREFUNDING TRUST PROGRAM:

Director Heimericks made a motion the District join the Program. Director Johnson second the motion. Board not all in favor. Votes as follows:

Director Heimericks – YES

Director Johnson – YES

Director Russell – NO

Director Schopf – NO

Director Baliel – NO

13. APPROVAL OF LETTER REGARDING SHARING NEWS AND INFORMATION WITH RATEPAYERS TO BE MAILED WITH JANUARY BILLINGS:

From the audience, Director Schopf's wife said the emails listed on the newsletters are incorrect. States she does not have that email and she is not setting one up (this is in reference to the District emails setup for Board Members so they aren't using their personal emails to conduct District business).

Directors Russell, Schopf, and Baliel requested their emails be removed from the Newsletter final draft.

Director Heimericks made a motion to approve the newsletter on the condition that three emails are removed. Director Baliel second the motion. Board all in favor. Newsletter approved by the Board with the removal of Directors Russell, Baliel, and Schopf's District emails.

14. REPORT ON EPA 40cfr 141.84 STATUS:

General Manager Leggette said the District has 163 homes to check. This should be done within the next couple months depending on how busy they are with Tommy Circle. Board agrees to have this report completed by the June 10, 2024 Board Meeting.

15. DISCUSSION OF OVERPAYMENT OF DIRECTORS JUDI JOHNSON & LEONARD HEIMERICKS IN NOVEMBER & DECEMBER OF 2022:

Director Russell asked why Directors Heimericks and Johnson were paid for November and December 2022 when the election was in November and they were sworn in December. She questioned how two new Board Members get paid so soon. Director Baliel stated especially when they took office in January.

Attorney Bernadett said the election was in November of 2022. The following month the Board had two meetings, one of which was cancelled but by that time payroll had already been processed so the Board opted to not be paid for the meeting in January. Regardless of being new, Board Members get paid beginning with the first meeting they serve. Attorney Bernadett also mentioned that it was the whole Board who was paid. General Manager Leggette reiterated it was the entire Board that was paid and not solely these two specific Board Members.

Conclusion is there was no overpayment to Directors Johnson or Heimericks.

16. WHY CHEMICAL BILLS ARE SO HIGH:

General Manager Leggette stated the bills have been the same, but billing came in late one time which is why the bill escalated a little bit.

No other information given.

17. SEE PAYROLL FOR OVERTIME

Director Baliel questioned why the Office Assistant was getting overtime and General Manager Leggette said that is due to her attending the Board Meetings as secretary to take meeting minutes.

No further clarification needed.

18. GET AHOLD OF PERS TO SETUP MEDICAL PACKAGES FOR EMPLOYEE FAMILIES

After discussion and major confusion with Director Baliel and Director Russell, the Board is requesting to have another CalPERS representative attend a Board Meeting and hopefully give the Board the clarification they need.

No other information.

19. WELL REHABILITATION

General Manager Leggette said testing has been done on Diana. We are waiting on testing for Fletcher. French is still under repair. Director Heimericks asked if Hedman is doing the work, General Manager Leggette said yes. Work is moving along.

No other information to add.

20. MANAGERS REPORT

Gearing up to work on Tommy Circle. Filling potholes is scheduled to start in two weeks. Saw cutting will start the week after current meeting. Leaks are almost fully repaired. Currently there is one outstanding leak.

No further information to report.

DIRECTORS COMMENTS & SUGGESTIONS

No information given.

Meeting was adjourned and a couple Board Members stayed to sign checks.

ADJOURNMENT: 9:19PM

Respectfully submitted by:

Edmond J. Leggette

General Manager/Secretary to the Board