

# MINUTES OF THE FRCD BOARD MEETING

Wednesday, June 24, 2009

The regular meeting of the Board of Directors of the Florin Resource Conservation District was called to order at 6:30 P.M. by Barrie Lightfoot, Chair, at 9257 Elk Grove Blvd., Elk Grove, CA.

## Call to Order; Roll Call; and Pledge of Allegiance.

Directors Present: Chuck Dawson, Barrie Lightfoot, Elliot Mulberg, Tom Nelson and Tony Perez,  
Directors Absent: None  
Staff Present: Leo D. Havener, Jr., General Manger; Ann Siprelle, General Counsel; Tom Bartlett, Treasurer/Finance; ManagerStefani Phillips, Secretary/Human Resources Specialist; Scott Myers, District Engineer; Jeffrey Maupin, Operations Manager; Jose' Carrillo, Water Distribution Foreman; Jose' Vega, Water Distribution Operator in Training; Jose' Mendoza, Summer Intern; and DeAndre' Bradley, Summer Intern.  
Consultants Present: Richard Wilson, Sentium  
Public Present Include: Dan Taverner, Bob Gray, Rich Lozano, Davies Ononiwu, Donald Menasco, Roy Herburger, John Diaz, Donella Ouellette, Richard Salas, Glenn Gilkerson, Craig Van Steinburg, Doreen Myers, and Pat Myers.

## Public Comment

No comments

## 1. Consent Calendar

- a. Meeting minutes for May, 2009
- b. FRCD Cash Flow Worksheet – May, 2009
- c. Warrants Paid – May, 2009
- d. Monthly Summary – May, 2009
- e. Monthly Water Connections – May, 2009
- f. Revenue vs. Expense Graphs FY 08-09 - May, 2009
- g. Revenues and Expenses – Actual vs Budget
- h. Month End Investments
- i. Approve COLA of .3%

MSC (Nelson/Mulberg) to approve the Consent Calendar by a unanimous vote.

## 2. Presentations/Announcements

- a. Water Distribution Presentation  
Jose' Carrillo, Water Distribution Foreman, introduced Jose' Vega, Water Distribution Operator in Training, who gave the presentation.
- b. Intern Presentations  
DeAndre' Bradley, Summer Intern, and Jose' Mendoza, Summer Intern, gave a presentation to the Board on their experience as interns.

## 3. NRCS Report

Dan Taverner, District Conservationist, gave an update to the Board of the NRCS activities. He stated that there is new funding through EQIP for the delivery of conservation nutrients management. Mr. Taverner stated that there are 13 new program initiatives. Mr. Taverner was most pleased about the 7 million dollars in funding available for the flood plain easement.

## 4. Discussion of a Rate Leveling Reserve

Elliot Mulberg pulled the item from the agenda.

## 5. FRCD FY' 09-10

A brief question and answer period occurred.

MSC (Dawson/Perez) to approve the FRCD FY' 09-10 Budget as recommended, 5/0: Dawson: aye; Mulberg: aye; Nelson: aye; Perez: aye; and Lightfoot: aye.

## 6. Appointment of Associate Board Member(s)

Three applicants (Rich Lozano, Donald Menasco and Davies Ononiwu) came before the Board to present their qualifications to become Associate Board Members. Mr. Lozano stated that he could bring his community relations and information technology knowledge to the table. Mr. Ononiwu stated he could help provide strength with leadership programs and public relations. Mr. Menasco stated that he has a background of finance and methods for enhancing revenues.

MSC (Dawson/Mulberg) to appoint Rich Lozano as an Associate Board Member, 5/0: Dawson: aye; Mulberg: aye; Nelson: aye; Perez: aye; and Lightfoot: aye

MSC (Dawson/Mulberg) to appoint Donald Menasco as an Associate Board Member, 5/0: Dawson: aye; Mulberg: aye; Nelson: aye; Perez: aye; and Lightfoot: aye

MSC (Dawson/Mulberg) to appoint Davies Ononiwu as an Associate Board Member, 5/0: Dawson: aye; Mulberg: aye; Nelson: aye; Perez: aye; and Lightfoot: aye

## 7. Board of Director Computers

Tom Nelson, Vice-Chair gave some background regarding the need for the Board to have computers. One of the most prevalent was to keep business use separate from personal in the case of a public records request for information.

MSC (Dawson/Perez) to approve two computers and intranet hookup for Tony Perez, Director and Tom Nelson, Vice-Chair, 4/1: Dawson: aye; Mulberg: abstain; Nelson: aye; Perez: aye; and Lightfoot: aye

## 8. Reserve Policy

A lengthy question and answer period occurred regarding the Reserve Policy. The Board asked Staff to revise the adopted Reserves Fund to include (1) the Capital Assets Fund, (2) the Building Construction Fund, and (3) the Special Projects Fund. The Board asked Staff to identify how these reserve funds would be funded and to provide target balances.

## 9. Consider Ordinance Revising Water Rates , Requiring Access to Customers' Property, and Amending the Cross Connection Control Program

A discussion occurred regarding the revisions and additions to the ordinance.

MSC (Nelson/Dawson) to adopt the ordinance revising water rates , requiring access to customers' property, and amending the cross connection control program, 5/0: Dawson: aye; Mulberg: aye; Nelson: aye; Perez: aye; and Lightfoot: aye

## 10. Directors Comments/Suggestions & Subjects for Future Board Meetings

The Board requested that the Board policies from the May Board meeting come back to the July Board meeting.

## 11. Closed Session

### a. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION

(Subdivision (a) of Section 54956.9)

Name of case: Florin Resource Conservation District v. JBK Finance, LLC, et al, Yolo County Superior Court Case No. CV08-974

b. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Subdivision (a) of Section 54956.9

Name of case: Florin Resource Conservation District v. Union Bank of California, Sacramento County Case No. 34-2008-0002509

c. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION

(Subdivision (a) of Section 54956.9)

Name of case: J.B. Jones v. FRCD, EGWS, et al, Sacramento Superior Court Case No. 34-2009-00046310

d. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Section 54956.8:

Property: 2450 Florin Rd.

Agency Negotiator: Leo D. Havener, Jr., General Manager

Negotiating parties: Florin Resource Conservation District and County of Sacramento

Under negotiations: Price and Terms of payment

No reportable action taken.

Respectfully submitted,

***Stefani Phillips***

Stefani Phillips, Secretary