

**MINUTES OF THE REGULAR MEETING OF THE  
FLORIN RESOURCE CONSERVATION DISTRICT  
BOARD OF DIRECTORS**

**Tuesday, June 20, 2023**

The regular meeting of the Florin Resource Conservation District Board of Directors was called to order at 6:30 p.m. by Chair Tom Nelson at 9829 Waterman Road, Elk Grove, CA.

**Call to Order, Roll Call, and Pledge of Allegiance.**

Directors Present: Tom Nelson, Paul Lindsay, Lisa Medina, Elliot Mulberg, Sophia Scherman  
Directors Absent: None  
Staff Present: Bruce Kamilos, General Manager; Patrick Lee, Finance Manager/  
Treasurer; Stefani Phillips, Human Resources Administrator/Board  
Secretary; Travis Franklin, Program Manager; Donella Murillo, Finance  
Supervisor; Ben Voelz, Associate Engineer; Amber Kavert, Human  
Resources Technician  
Staff Absent: None  
Associate Directors Present: None  
Associate Directors Absent: None  
General Counsel Present: Ren Nosky, JRG Attorneys at Law  
Public Present: Andrew Ramos, Bartkiewicz, Kronick & Shanahan; Kim Martin

**Public Comment**

No comment.

**1. Proclamations and Announcements**

Nothing to report.

**2. Florin Resource Conservation District Board of Director Appointment**

Board Secretary Stefani Phillips presented the item to the Florin Resource Conservation District (FRCD) Board of Directors (Board).

In summary, the Board is made up of five (5) board members whose eligibility is governed by Division 9 of the Public Resources Code. In accordance with Division 9, Board members must meet the following requirements: 1) Directors (Candidates) must be a registered voter, 2) Reside within the district, and either own real property in the district or alternatively have served, pursuant to the district's rules, for two years or more as an associate director providing advisory or other assistance to the board of directors; or 3) Be a designated agent of a resident landowner within the district.

It was recently determined that the status of living outside of the FRCD boundaries caused Director Lisa Medina to be ineligible to serve on the Board. Consistent with law, staff posted the Notice of Vacancy for 15 days and the Board can now fill the vacant seat by appointment. There was one (1) candidate who submitted documentation, Lisa Medina. Staff confirmed that she had become a designated agent of a resident landowner within the District, thereby meeting the requirements of the California Public Resources Code, Section 9352.

Director Sophia Scherman nominated candidate, Lisa Medina for Board of Director, to which Director Elliot Mulberg seconded.

MSC (Scherman/Mulberg) to appoint Lisa Medina as Director to the Florin Resource Conservation District Board of Directors. 4/0: Ayes: Lindsay, Nelson, Mulberg and Scherman

Director Lisa Medina joined the Board up at the dais.

### 3. **Consent Calendar**

- a. Minutes of Regular Board Meeting of May 16, 2023
- b. Minutes of Special Board Meeting of May 25, 2023
- c. Accounts Payable Check History – May 2023
- d. Board and Employee Expense/Reimbursements – May 2023
- e. Active Accounts – May 2023
- f. Bond Covenant Status for FY 2022-23 – May 2023
- g. CASH - Detail Schedule of Investments– May 2023
- h. Consultants Expenses – May 2023
- i. Major Capital Improvement Projects – May 2023

Item c was pulled for questions. Staff provided answers to the questions.

MSC (Lindsay/Scherman) to approve Florin Resource Conservation District Consent Calendar items a-i. 5/0: Ayes: Lindsay, Nelson, Medina, Mulberg, and Scherman

### 4. **Year to Date Revenue and Expenses Compared to Budget – May 2023**

Finance Manager Patrick Lee provided an update on the Year to Date Revenue and Expenses Compared to Budget for the month of May to the Board.

### 5. **Florin Resource Conservation District Associate Director Appointment**

Ms. Phillips presented the item to the Board.

In summary, an application for Associate Director to the Board was submitted by Kimberly Martin. She submitted all required documents per the Associate Directors Policy. Ms. Martin was a member of the 2024-28 Water Rate Study Community Advisory Committee. The Board provided positive feedback about Ms. Martin.

MSC (Mulberg/Medina) to appoint Kimberly Martin as Associate Director to the Florin Resource Conservation District Board of Directors. 5/0: Ayes: Lindsay, Nelson, Medina, Mulberg and Scherman.

### 6. **General Manager Employment Agreement Amendment**

Ms. Phillips presented the item to the Board.

In summary, the current Employment Agreement between General Manager Bruce Kamilos and the FRCD does not cover the inclusivity of the General Manager relative to future compensation study recommendations. The amendment would add language to allow for that inclusivity.

After a short discussion, the Board directed that the word “shall” be replaced with “may” in the amended language.

MSC (Lindsay/Scherman) to approve the amendment to the Employment Agreement between the Florin Resource Conservation District and Bruce Kamilos. 5/0: Ayes: Lindsay, Nelson, Medina, Mulberg and Scherman

### 7. **Florin Resource Conservation District/Elk Grove Water District Fiscal Year 2023-24 Operating Budget**

Mr. Lee provided background on the Fiscal Year (FY) 2023-24 operating budget (Budget) process. He informed the Board that all comments received at the May board meeting were incorporated into the final proposed budget.

Director Elliot Mulberg asked that the Board consider not approving the Budget to work on creating a more balanced budget. The Board discussed approving the Budget and striving for a balanced budget for FY 2024-25.

MSC (Medina/Lindsay) to adopt Resolution No. 06.20.23.01, approving the Florin Resource Conservation District/Elk Grove Water District Fiscal Year 2023-24 Proposed Operating Budget projecting revenues of \$16.397 million and expenses of \$18.492 million and appropriating \$2.095 million from operating reserves to fund expenses in excess of revenues for Fiscal Year 2023-24, and strive for a balanced budget for Fiscal Year 2024-25. 5/0: Ayes: Lindsay, Nelson, Medina, Mulberg and Scherman.

## **8. Elk Grove Water District Employee Policy Manual Amendment – Overtime Pay**

Mr. Kamilos presented the amendment to the Board.

In summary, the District relies on staff to respond to emergency events or take on-call duty to support the District's critical operations. The District's current Overtime Pay policy for non-exempt employees does not incentivize employees in some cases to do this. To address this situation, staff prepared an amendment to the Elk Grove Water District Employee Policy Manual to compensate non-exempt employees who may be called out to work after regular hours of work at the overtime rate of one and a half (1.5) times the employee's regular rate of pay, regardless of whether the employee has worked a full workday or a full 40-hour work week.

MSC (Medina/Scherman) to adopt Resolution No. 06.20.23.02, amending the 2019 Elk Grove Water District Employee Policy Manual, Section 4.2.7, Overtime Pay. 5/0: Ayes: Lindsay, Nelson, Medina, Mulberg and Scherman.

## **9. Fiscal Year 2023-24 Investment Policy Guideline**

Mr. Lee presented the 2023-24 Investment Policy Guidelines, stating there have been no changes from the previous year.

MSC (Scherman/Lindsay) to adopt Resolution No. 06.20.23.03, approving the Fiscal Year 2023-24 Investment Policy Guidelines of the Florin Resource Conservation District and delegating investment authority to the Finance Manager/Board Treasurer. 5/0: Ayes: Lindsay, Nelson, Medina, Mulberg and Scherman.

## **10. Resolution Honoring General Counsel Ren Nosky**

Mr. Kamilos presented a Resolution to General Counsel Ren Nosky, honoring him for his five (5) years of service to the District.

MSC (Lindsay/Mulberg) to adopt Resolution No. 06.20.23.04 honoring Ren Nosky for his service as General Counsel to the Florin Resource Conservation District. 5/0: Ayes: Lindsay, Nelson, Medina, Mulberg, and Scherman.

## **11. Agreement for Legal Services Between the Florin Resource Conservation District and Bartkiewicz, Kronick, & Shanahan**

Mr. Kamilos presented the agreement to the Board.

MSC (Lindsay/Scherman) to authorize the General Manager to execute the Agreement for Legal Services between the Florin Resource Conservation District and Bartkiewicz, Kronick & Shanahan. 5/0: Ayes: Lindsay, Nelson, Medina, Mulberg and Scherman.

## **12. California Special Districts Association Board of Directors 2023 Election of Board of Director for Seat C – Sierra Network**

Ms. Phillips presented the item to the Board.

In summary, the California Special Districts Association is holding an election for Board of Director, Seat C - Sierra Network. The term for Seat C is January 1, 2024, through December 31, 2026. The ballot deadline is July 14, 2023, by 5:00PM. There are four (4) candidates selected for the election and who have provided candidate information. The Board discussed which candidate to vote for, choosing Peter Campo.

MSC (Mulberg/Lindsay) to elect Peter Campo for Seat C - Sierra Network for the 2023 election of the California Special Districts Association Board of Directors. 5/0: Ayes: Lindsay, Nelson, Medina, Mulberg and Scherman.

### **13. Nomination of Sacramento Local Agency Formation Commission Special District Commissioner**

Ms. Phillips presented the item to the Board.

In summary, the Sacramento Local Agency Formation Commission (LAFCo) is soliciting nominations for one (1) Special District Commissioner to serve a four (4) year term beginning January 1, 2024. The nominations for the Commissioner will be accumulated and a ballot will be sent to each agency for voting.

After a short discussion, Vice-chair Paul Lindsay expressed interest in running for the position.

MSC (Mulberg/Medina) to nominate Director Paul Lindsay to serve as a Special District Commissioner to Office No. 7 on the Sacramento Local Agency Formation Commission. 5/0: Ayes: Lindsay, Nelson, Medina, Mulberg, and Scherman.

Director Sophia Scherman excused herself for the evening.

### **14. Legislative Matters and Potential Direction to Staff**

Mr. Franklin presented the current legislative matters to the Board.

### **15. General Manager's Report**

Mr. Kamilos presented the item to the Board. This month, he read a letter from a customer giving kudos to Water Distribution Operator Sean Hinton and the Distribution department on the great customer service they provided him.

### **16. Elk Grove Water District Operations Report – May 2023**

Mr. Kamilos presented the EGWD Operations Report – May 2023 to the Board.

### **17. Directors Comments**

Director Elliot Mulberg brought up the idea of the District contracting with Sacramento County Water Agency to help with leaks, explaining it is still within the FRCD boundaries. Staff will investigate logistics for future discussion.

Adjourn to Regular Board Meeting on June 20, 2023.

Respectfully submitted,

*Stefani Phillips*

Stefani Phillips, Board Secretary

AK/SP