

**Burney Water District  
Board of Director's Regular Meeting  
June 18<sup>th</sup>, 2020**

**ITEM**

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

**PRESENT:** Directors Jim Hamlin, Britta Rogers, Roger Borkey, Fred Ryness, Ellen Songer and District Manager Willie Rodriguez.

**ABSENT:** None.

**CALL TO ORDER:** President Britta Rogers called the Regular Meeting to order at 6:33 p.m.

**2. PUBLIC SPEAKERS:**

None.

**3. CONSENT CALENDAR:**

**3A. Approval of Minutes of the May 21<sup>st</sup>, 2020 Regular Meeting.**

**3B. Financial Reports for the Month Ending May 31<sup>st</sup>, 2020.**

Director Borkey found an error on Item 3A under item 7. Director Borkey made a motion to approve the Consent Calendar with revisions to item 3A. Director Songer seconded the motion.

**AYES: HAMLIN, ROGERS, BORKEY, RYNESS, SONGER.**

**ABSENT: NONE.**

**CARRIED**

**BUSINESS:**

**4. Review Budget vs. Actuals:** District Manager Willie Rodriguez summarized the Budget vs. Actuals for all three enterprises with the Board and answered questions.

**Director Hamlin left the meeting at 7:09 p.m.**

**5. Review and Approve Fiscal Year 2019/2020 Budget Revisions:** District Manager Willie Rodriguez summarized the revisions he made to the Fiscal Year 2019/2020 Budget where we went over budget and answered questions. Director Borkey made a motion to Approve Fiscal Year 2019/2020 Budget Revisions. Director Ryness seconded the motion.

**AYES: ROGERS, BORKEY, RYNESS, SONGER.**

**ABSENT: HAMLIN.**

**CARRIED**

**6. Review and Approve Fiscal Year 2020/2021 Preliminary Budget:** District Manager Willie Rodriguez requested to table the Fiscal Year 2020/2021 Preliminary Budget until next meeting. Director Borkey made a motion to table the Fiscal Year 2020/2021 Preliminary Budget. Director Ryness seconded the motion.

**AYES: ROGERS, BORKEY, RYNESS, SONGER.**

**ABSENT: HAMLIN.**

**CARRIED**

7. **Review and Approve Resolution 2020-13 Electing to Become Subject to the State of California's Uniform Construction Cost Account Act:** District Manager Willie Rodriguez Originally thought Adopting the UPCCA would help protect us in the Bidding Process for transparency. The Legal Counsel opinion also states that we are not subject to the Public Contract Code so we are not required to secure three bids before awarding a project. The Legal Opinion states that we do not have to adopt the UPCCA because we are not subject to the Public Contract Code. District Manager Rodriguez recommended that we do not approve the resolution. Director Ryness made a motion to Approve Resolution 2020-13 Electing to Become Subject to the State of California's Uniform Construction Cost Account Act. Director Borkey seconded the motion.

**ROLL CALL: ROGERS-NAY, BORKEY-NAY, RYNESS-NAY, SONGER-NAY.**

**ABSENT: HAMLIN.**

**DECLINED**

8. **Approve the Opening of Burney Water District Member Swim at the Raymond Berry Swimming Pool:** Pool Manager Stephanie McQuade informed the board that they were originally given approval from Shasta County to open to everyone, but then the County came back and said we would not be allowed to open for public swim. She would like to open for a Burney Water District residential swim to all BWD customers seven days a week for two - 2 hour sessions, only allowing fifty patrons to each one. Director Ryness made a motion to Approve the Opening of Burney Water District Member Swim at the Raymond Berry Swimming Pool. Director Borkey seconded the motion.

**AYES: ROGERS, BORKEY, RYNESS, SONGER.**

**ABSENT: HAMLIN.**

**CARRIED**

**REPORTS:**

9. **Presidents Report:** None.
10. **Director Reports / Committee Reports:** Fred received a call from CSDA informing him that he was re-elected to his seat for another three year term. The Board directed the District Manager to wait a few more months before resuming Standing Committee Meetings.
11. **Pool Manager's Report / Friends of the Pool Committee Report:** Pool Manager Stephanie McQuade reported that Lap Swim and Water Fitness started on June 8<sup>th</sup> and Swim Lessons started on June 15<sup>th</sup>. We are documenting everyone who enters our facility and taking their temperature. For Water Fitness, we are having all attendees reserve a spot in class and are only allowing ten people to each class session. Lap Swim is also by reservation only, and one person per lane unless they live in the same household. Swim lessons are a class size of five students per one instructor with only one class in the Main Pool and one class in the Therapy Pool at a time. Classes are now two week sessions, but run Monday thru Thursday and for level 1 and 2 they are now thirty-five minute classes. Levels 3-6 are still fifty minute classes. Our first session was completely booked. We are also offering private lessons and are booked through July. We will be starting Burney Water District Member Swim on Friday June 18<sup>th</sup> and we will be documenting all patrons and checking temperature, only fifty people will be allowed in during each swim session. We will be having two BWD Member Swim sessions

every day. Received a grant through the McConnell Fund for a new Slide for a little over \$13,000 and will be ordering that tomorrow. So far everything is going very smoothly and hired six employees, all returners and am very fortunate to have such a great staff. Had our Health Inspection on June 12<sup>th</sup> and was very happy with it.

12. **District Manager's Report:** Willie reported on the following items:
- Contacted by EDF Renewables regarding a State Grant to install Microgrid resources at Well 6 and 7.
  - Attempted to open the office with a plexi glass barrier and at noon the Governor came out with a mandatory mask mandate if you have customers come in so we decided to close the office back up.
13. **Adjourn to Closed Session:** Do not need to adjourn to closed session. The District made a motion for a summary judgment for the Sibert v BWD and the judge may dismiss the case. If not then we will have a mandatory settlement meeting and if it is not settled after the meeting we will go to court. Our Legal Counsel believes the case will be dismissed, if it isn't then we still believe that we will win at trial. We still need to get some documents notarized for the Head Start. Once we do, then we will have a lease to sign hopefully by the July meeting. They plan to begin construction in July.  
**Closed Session Per Section 54956.9(a) Conference with Legal Council – Existing Litigation**  
**Title: Sibert v Burney Water District**
14. **Closed Session Per Section 54956.8 – Conference with Real Property Negotiators.**  
**Property: Pool Property, 37461 Bailey Ave., Burney, CA 96013.**  
**Agency Negotiator: Willie Rodriguez**  
**Negotiating Party: Shasta County Head Start Child Development, INC.**  
**Under Negotiation: Price and Terms of Payment.**
15. **Reconvene Open Session and Announce Any Reportable Actions Taken in Closed Session:**
16. **Review Future Agenda Items and Summarize Board Direction:** Fiscal Year 2020/2021 Final Budget.
17. **Adjournment:** Director Ryness moved for adjournment. Director Borkey seconded the motion. The meeting was adjourned at 7:59 p.m.

**AYES: ROGERS, BORKEY, RYNESS, SONGER.**

**ABSENT: HAMLIN.**

**CARRIED**

  
\_\_\_\_\_  
CHAIRPERSON

  
\_\_\_\_\_  
BOARD SECRETARY