



**SPECIAL MEETING
BOARD OF DIRECTORS
SAN LORENZO VALLEY WATER DISTRICT
MINUTES
November 19, 2020**

Thursday, November 19, 2020 at 5:30 p.m.

MINUTES

1. Convene Meeting 5:30 p.m.
Roll Call: Pres. Henry, Directors Farris, Fultz, and Moran were present
Staff: R. Rogers-District Manager, G. Nicholls-District Counsel, J. Furtado-Director of Operations, S. Hill-Director of Finance and Business Services, C. Blanchard-Environmental Planner, and H. Hossack-District Secretary

R. Rogers that we move item 3A. before item 2A.

3. New Business:
 - A. REVIEW OF DRAFT FISCAL YEAR 2019-20 COMPREHENSIVE ANNUAL FINANCIAL REPORT

A. Beck with Fedak & Brown described the item and read from the audit.

L. Farris questioned the reserves at the end of the year, June 30, 2020.

S. Hill explained the reserves.

L. Triona questioned if the end of the fiscal year was before the CZU

Wildfire.

Discussion by the Board and staff regarding the audit.

R. Moran made a motion to accept the Fiscal Year 2019-20 Comprehensive Annual Financial Report. The motion was seconded.

All present voted in favor of the motion. Motion passed.

2. Unfinished Business:
 - A. BOARD MEMBER RESIGNATION / BOARD OF DIRECTORS VACANCY, RESOLUTION NO. 8 (20-21)

R. Rogers introduced this item.

G. Nicholls described the item and read from the memo.

B. Fultz clarified that when this election takes place, there will be one year left on the term.

R. Moran said that he has had concerns regarding the motion for election. He would like to reconsider his motion for a special election. Tonight he would like the Board to commit to appointing someone who all of the Board can agree upon. There should be no split decisions.

L. Henry reminded everyone that Directors Farris and Moran were appointed unanimously.

B. Fultz said R. Moran has creative ideas about how to reduce potential conflict.

L. Farris said he would like to resolve this issue tonight.

B. Thomas said that she appreciates R. Moran's suggestion but is curious how it would work.

L. Ford said that as a citizen of the Valley he would like to move on also. He thinks there should be an appointment and not an election.

K. Sanford said she was shocked that the Board would choose an election and would like them to change their minds.

K. Holl said she also thinks the Board should appoint and include the 2 new Board members in the decision.

C. Wise said she would like to know what the new Board members elect would like.

G. Mahood asked G. Nicholls if the past and new Board members can vote. She can't be held hostage to a unanimous decision.

G. Nicholls said that the newly elected directors have no say at this point. A consensus process is not binding.

Discussion by the Board and staff regarding consensus, the platform of the previous Board, transparency, and S. Swan's resignation.

C. Dzendzel responded to Dir. Fultz that she has seen many meetings when one person has not agreed with the rest of the Board and she doesn't think the one person should have a veto over the majority.

J. Mosher said the District should move forward together but it doesn't have to be unanimous.

E. Fresco said that she believes the new Board can move together for a new member to replace S. Swan. She added that she is continually upset by Dir. Fultz's use of the term "the opposition".

G. Mahood said that she regrets Dir. Fultz wants to put her in the “them vs. us” mentality. She supports everything on Dir. Moran listed on the platform with the exception of the ban of glyphosate, she considers that settled law. She wants to use less consultants in the future.

J. Martin appreciates that Dir. Moran came up with another option to a special election.

Paul also appreciates that this has opened up again.

L. Triona said she thinks that it is not reasonable to require a unanimous vote.

Discussion by the Board and staff regarding legal concerns, public participation, election vs. appointment, motion to rescind and appointment, possible recess, and language to back out of election and quickly seek applications for appointment.

G. Nicholls proposed a motion to reconsider and rescind the Board’s motion passed on November 10th calling for a special election.

B. Fultz said that he would have to hear both motions before he would vote on either of them.

G. Nicholls explained the process for suggesting a proposed a motion.

Discussion by the Board and staff regarding the date for the acceptance of applications for a vacancy on the Board. December 9th at 3:00 p.m. was decided as the date and time to accept applications.

G. Nicholls proposed a motion moving to fill the open Board seat by appointment under Government Code section 1780 and to set the closing date and time for receipt of applications as December 9, 2020, at 3:00 p.m.

B. Fultz noted that the consensus is not stated in the motion.

R. Moran made a motion to reconsider and rescind the Board’s motion passed on November 10th calling for a special election. The motion was seconded.

B. Fultz stated his opinion regarding this appointment.

R. Moran responded to B. Fultz.

All present voted in favor of the motion. Motion passed.

R. Moran made a motion to fill the open Board seat by appointment under Gov. Code 1780 and to set the closing date and time for receipt of applications as December 9, 2020, at 3:00 p.m.

All present voted in favor of the motion. Motion passed.

4. Adjournment 7:34 p.m.