

**Burney Water District  
Board of Director's Regular Meeting  
September 21, 2023**

**ITEM**

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

**PRESENT:** Directors Jim Hamlin, Britta Rogers, David Barry, Rodney Armstrong, District Manager David Zevely and Administrative Assistant Stephanie McQuade.

**ABSENT:** Director Fred Ryness.

**CALL TO ORDER:** President David Barry called the Regular Meeting to order at 6:30 p.m.

**2. PUBLIC SPEAKERS:**

None.

**3. Consent Calendar:**

**3A. Approve the Minutes of the August 17, 2023, Regular Meeting.**

Director Armstrong made a motion to Table the Consent Calendar. Director Rogers seconded the motion.

**AYES: HAMLIN, ROGERS, BARRY, ARMSTRONG.**

**ABSENT: RYNESS.**

**TABLED**

**BUSINESS:**

- 4. Review and Approve Civic Park Project Proposal from PACE Engineering for Engineering Design and Construction Services:** District Manager David Zevely informed the Board that the District was awarded \$850,000.00 in grant funding through 2018 Parks Bond Act, Statewide Park Development and Community Revitalization Grant. PACE Engineering has provided a proposal for Engineering Design and Construction Services for the Project. Director Hamlin made a motion to Approve the Civic Park Project Proposal from PACE Engineering for Engineering Design and Construction Services. Director Rogers seconded the motion.

**AYES: HAMLIN, ROGERS, BARRY, ARMSTRONG.**

**ABSENT: RYNESS.**

**CARRIED**

**Board President requested to skip to item 6 and come back to 5 after Director Ryness arrives since he is interested in being nominated for Shasta LAFCO.**

- 6. Discuss Shasta County Planning Commission and Shasta County Board of Supervisors decision in denying the Use Permit 16-007 for the Fountain Wind Project:** Maggie Osa and District 3 Planning Commissioner, Steven Kerns, informed the Board that the Planning Commission first denied the Foutain Wind Project and it was appealed by Connect Gen and then the Shasta County Board of Supervisors also denied the project. They informed the board

that the denial still stands unless, or until, the CEC approves their application complete and then takes further action to approve and/or deny the Project after another CEQA review. They also informed the Board of the potential risks to our County and the residents in the area if this project gets pushed forward. They anticipate that they will approach the District to possibly have the District endorse their statement that you will provide water and/or enter into a “legal community benefit agreement”.

7. **Consider Possible Request for the Purchase of Water from the Burney Water District for Construction of the Proposed Fountain Wind Energy Project in the Montgomery Creek Area:** Director Hamlin made a motion to deny a request for the Purchase of Water from the Burney Water District for Construction of the Proposed Fountain Wind Energy Project in the Montgomery Creek Area if approached by Connect Gen. Director Armstrong seconded the motion.

**AYES: HAMLIN, ROGERS, BARRY, ARMSTRONG.**  
**ABSENT: RYNESS.**

**CARRIED**

8. **Review of District’s Emergency Notification Plan Draft Document:** District Manager David Zevely requested to table this item until next meeting.

9. **Review Citation No. 01-02-23C-008 for E.coli Maximum Contaminate Level Violation for July 2023 from the State Water Resources Control Board:** District Manager David Zevely informed the Board the State Water Resources Control Board (SWRCB) gave the District a Citation which we were expecting since we exceeded the maximum contaminate level for E.coli. Mike Burgess, Staff Engineer from the SWRCB Division of Drinking Water, toured District facilities and performed a Level 2 Assessment of our drinking water system. The Level 2 Assessment Report was included in the citation. The source of the E.coli has been undetermined. District Manager Zevely signed the citation and sent it back, which was a requirement. Several restaurant owners in town were in attendance and voiced their concerns and informed the Board of the hardship the boil water advisory put them through. They inquired about receiving assistance from being closed during the boil water advisory. District Manager Zevely said he would contact Mary Rickert and the County to see if there are any available options and restaurant owners can come into the District and fill out a claim form and we will send it into our insurance carrier.

**Director Ryness arrived at 7:15 p.m.**

**Board President David Barry requested to go to item 5.**

5. **Consider Shasta LAFCO Special District Representative Nomination for Special District Member (Seat 1 and Alternate) with Term Ending January 2028:** Director Ryness informed the Board that he is a member of Shasta LAFCO, and his term is coming to an end. He requested to be nominated for Special District Member Seat 1. Director Rogers made a motion to Nominate Director Fred Ryness for Shasta LAFCO Special District Member Seat 1. Director Hamlin seconded the motion. Director Ryness abstained from the vote.

**AYES: HAMLIN, ROGERS, BARRY, ARMSTRONG.**  
**ABSTAIN: RYNESS.**  
**ABSENT: NONE.**

**CARRIED**

10. **Review Reserves Account Balances for the Month Ending August 31, 2023:** District Manager David Zevely summarized the Reserves Account Balances for the Month Ending August 31, 2023 with the Board and answered questions.
11. **Review CoBank Line of Credit Balance for the Month Ending August 31, 2023:** District Manager David Zevely summarized the CoBank Line of Credit Balance for the Month Ending August 31, 2023.

**REPORTS:**

12. **Presidents Report:** None.
13. **Director Reports / Committee Reports:** Director Fred Ryness attended the California Special District Conference in Monterey and thanked the Board for having him attend. He attended a LAFCO meeting and was nominated to be on an Executive Committee.
14. **Pool Manager's Report / Friends of the Pool Committee Report:** Pool Manager Stephanie McQuade reported that the Pool closed on Friday, September 1, 2023. The facility is being winterized at this time and she believes it will take a few more weeks to completely shut it down. She is working on ordering new filters for the Therapy Pool and new filter media for both the Main and Therapy Pools. She plans on completing the work this Fall.
15. **District Manager's Report:** David Zevely Reported on the following items:
  - Field Staff have been busy repairing leaks around town, there have been several leaks on Ontario Avenue, possibly caused by the earthquake. Fall River Community Service District assisted us with repairing several of the leaks.
  - Staff will be attending training at the wastewater treatment plant for the new clarifier that should be coming online within the next couple of months.
  - Construction has begun for the Dog Park and the anticipated completion date is October 2023.
  - Two District employees attended Backflow Certification Training in Sacramento.
  - Bullert Electric trouble shot and repaired the valve's operating system for Well 6.
  - Traveled to PACE Engineering to review the new SCADA for the collection system and wastewater treatment plant. Working in conjunction to make sure all alarms are set up properly so staff will be able to view and control all alarms offsite.
16. **Adjourn to Closed Session: Director Barry adjourned at 7:40 p.m.**
17. **Closed Session Pursuant to Government Code Section 54957.6 – Conference With Labor Negotiators.**  
**Agency Negotiators: David Zevely and Burney Water District Board of Directors.**  
**Employee Organization: Burney Classified Employees Unit (BCEU) & United Public Employees of California (UPEC), Local 792.**
18. **Reconvene Open Session and Announce Any Reportable Actions Taken in Closed Session:** President David Barry reconvened the meeting at 9:16 p.m. No action was taken in closed session. They agreed to have a Special Meeting on October 4, 2023 at 4:00 p.m. to further discuss.

19. **Review Future Agenda Items and Summarize Board Direction:** Consent Calendar, Closed session item – labor negotiations, Updated Draft Emergency Notification Plan. Next Regular Meeting is Scheduled for Thursday, October 19, 2023, at 6:30 p.m.
20. **Adjournment:** Director Hamlin moved for adjournment. Director Rogers seconded the motion. The meeting was adjourned at 9:17 p.m.

**AYES: HAMLIN, ROGERS, BARRY, RYNESS, ARMSTRONG.**

**ABSENT: NONE.**

**CARRIED**

  
CHAIRPERSON

  
BOARD SECRETARY