

MINUTES

NAGLEE BURK IRRIGATION DISTRICT
Board of Directors Meeting
December 7, 2023

DIRECTORS PRESENT: Fagundes, Tosta, Vieira

DIRECTORS ABSENT: Oshier, Wright

OTHERS PRESENT: Alexis K. Stevens (District Counsel by phone)
Joelle Smith (District Secretary)
Gary Faulkner (Landowner)

The meeting was called to order by Director Vieira at 3:32 p.m.

1. ROLL CALL

Roll call was taken and Directors Fagundes, Tosta, and Vieira were present when the meeting was called to order. Directors Oshier and Wright were absent.

2. PUBLIC COMMENT

None.

3. MINUTES

Director Fagundes moved to approve the minutes for the November 9, 2023 Regular Board Meeting and the November 27, 2023 Special Board Meeting. Director Tosta seconded the motion. The matter was put to a vote and votes were cast as follows:

| | | | |
|--------------------|--------|------------------|--------|
| Director Fagundes: | YES | Director Vieira: | YES |
| Director Oshier: | ABSENT | Director Wright: | ABSENT |
| Director Tosta: | YES | | |

The motion to approve the minutes for the November 9, 2023 Regular Board Meeting and the November 27, 2023 Special Board Meeting was carried.

4. FINANCIAL STATEMENTS

The Board reviewed and discussed the Financial Statements for November 2023, the Warrants, and the Delinquent List.

Director Tosta moved to approve the Financial Statements for November 2023 and the Warrants. Director Fagundes seconded the motion. The matter was put to a vote and votes were cast as follows:

| | | | |
|--------------------|--------|------------------|--------|
| Director Fagundes: | YES | Director Vieira: | YES |
| Director Oshier: | ABSENT | Director Wright: | ABSENT |
| Director Tosta: | YES | | |

The motion to approve the Financial Statements for November 2023 and the Warrants was carried.

5. ACTION ITEMS

- a) Consider and Discuss Method to Fill Vacancy on the District's Board of Directors

The Board discussed the need to fill the vacancy left by Director Oshier's resignation. District Counsel informed the Board that it could fill the vacancy by appointment or by holding an election.

Director Viera moved to fill the vacancy on the District's Board of Directors by appointment. Director Fagundes seconded the motion. The matter was put to a vote and votes were cast as follows:

| | | | |
|---------------------------|---------------|-------------------------|---------------|
| Director Fagundes: | YES | Director Vieira: | YES |
| Director Oshier: | ABSENT | Director Wright: | ABSENT |
| Director Tosta: | YES | | |

The motion to adopt to fill the vacancy on the District's Board of Directors by appointment was carried.

6. COMMUNICATIONS

- a) Notice from State of California Dept of Fish and Wildlife (CDFW) RE: Nutria Survey Temporary Entry Permit

The District Secretary reviewed the correspondence received. The Board directed the District Secretary to execute the permit and send it back to CDFW.

7. General Counsel/Secretary Report

The District Secretary did not have a report. District Counsel discussed various personnel-related issues and was directed by the Board to compile information related to the salary and benefits received by current employees. District Counsel also provided an update regarding the District's appeal of the Planning Commission decision on the conditional use permit for the religious assembly project. Finally, District Counsel reported on the process by which the District can collect delinquent assessments. District Counsel and the District Secretary will need to clarify the appropriate process by reviewing what the District did previously.

8. OTHER BUSINESS

None.

9. CLOSED SESSION

None.

10. NEXT BOARD MEETING

The next meeting will be held January 4, 2024 at 3:30 pm.

11. ADJOURNMENT

There being no further business, Director Vieira adjourned the meeting at 4:41 p.m.