

**MINUTES**  
**BOARD MEETING OF THE BOARD OF DIRECTORS OF THE**  
**NORTH YUBA WATER DISTRICT**  
**Held at the District Office – Through Zoom**  
**8691 LaPorte Road, Brownsville**

Friday, March 25, 2022

NOTICE: THIS MEETING WILL BE HELD IN ACCORDANCE WITH EXECUTIVE ORDER N-29-20, ISSUED BY CALIFORNIA GOVERNOR GAVIN NEWSOM ON MARCH 17, 2020, THE RALPH M. BROWN ACT (CALIFORNIA GOVERNMENT CODE SECTION 54950, ET SEQ.), AND THE FEDERAL AMERICANS WITH DISABILITIES ACT. THIS MEETING WILL NOT BE PHYSICALLY OPEN TO THE PUBLIC. ALL MEMBERS OF THE PUBLIC MAY PARTICIPATE IN THE MEETING VIA VIDEO CONFERENCE AT Join Zoom

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**AND WILL BE GIVEN THE OPPORTUNITY TO PROVIDE PUBLIC COMMENT.**

**A. ROLL CALL**

President Gary Hawthorne called the meeting to order at 3:30 PM at the District Office in Brownsville, CA.

<i>NAME</i>	<i>PRESENT</i>	<i>ABSENT</i>	<i>VISITORS INCLUDING:</i>
<i>PRESIDENT</i>	Gary Hawthorne		Charles Sharp, Marieke Furnee, Dr. Flohr
<i>VICE PRESIDENT</i>	Doug Neilson		Dr. Rubrik Perla, Karen L., Erin M., Ms. Leggit, Mr. Cebrough, Steve Dambeck, John Brueggeman, Ms. Percon, Erin M.
<i>DIRECTORS</i>	Ginger Hughes Donald Forguson		
<i>GENERAL MANAGER</i>	Jeff Maupin		
<i>ATTORNEY</i>	Michael Vergara. Allyson		

**B. PLEDGE OF ALLEGIANCE:** The Pledge of Allegiance was led by Director Forguson.

**ACTION ITEMS**

**C. PUBLIC INPUT:** President Hawthorne read the rules of public comment.

Opportunity for public comment on any item on the agenda or any other items within the jurisdiction of the district Board. However, no action may be taken by the Board on topics or matters presented during this **PUBLIC INPUT** agenda.

**PUBLIC COMMENT:**

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Members of the public commented on the recent newsletter, better communication with the public, more dialog regarding the ditch, customer base for irrigation water, General Managers qualifications, principles of democratic government, letter from South Feather regarding irrigation water, water for domestic use, water waste, need for water for the season, and definition of water use. Director Forguson responded to a comment regarding irrigation water used for fire prevention.

**D. CONSENT ITEMS:**

1. Approval of Minutes for Regular Board Meeting of February 25, 2022
2. Approval of Minutes for Special Board Meeting of March 04, 2022
3. Approval of Payroll for the Month of February 2022: \$36,434.47
4. Approval of Bills for the Month of February 2022: \$149,317.01
5. Warrant # 52-38254, fund # 637, payable to North Yuba Water District, in the amount of \$200,000.00 for bills and payroll.

Director Forguson made a motion for the Board to accept Consent Items 1-5. Vice President Neilson seconded.

The motion passed with a unanimous vote.

**E. FINANCIAL MANAGER'S REPORT:**

1. Review of Cash on Hand and Income Statements for the period ending February 28, 2022  
Financial Manager Heidi Naether reviewed Cash on Hand and Income Statements for the period ending February 28, 2022. Total cash in all accounts including reserves was \$3,969,251.963. Total Income for the fiscal year to date (July 01, 2021 – February 28, 2022) was \$1,136,125.73. Total expenses were \$1,279,996.51. Net revenue over expenses was negative (-) \$133,870.78. Total expenses out of Reserve year to date were \$702,787.06.

Director Hughes made a motion for the Board to accept the Financial Manager's report as presented. Vice President Neilson seconded the motion.

The motion passed with a unanimous vote.

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**DISCUSSION/REPORTS**

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**F. GENERAL MANAGER'S REPORT**

1. Operations Memorandum
2. Irrigation

General Manager Maupin had nothing to add to the Memorandum. In regard to item 2, irrigation, for those who are new to the district he explained that there is not a water availability issue, it is a conveyance issue. Both Dry Creek and the Forbstown Ditch have to be in play to have water delivery to the irrigation customers. The General Manager went on to explain the CFS's needed to fulfil the irrigation season and also his response to the letter received from South Feather and the work the Board has done over the last 6 years regarding the Forbstown Ditch which would resolve the irrigation problem.

**PUBLIC COMMENT:**

**G. DIRECTORS INPUT**

Directors may make brief announcements or reports for the purpose of providing information to the public or staff, or to schedule a matter for a future meeting. The Board cannot take action on any matter not on the agenda and will  
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refrain from entering into discussion that would constitute action, direction or policy, until the matter is placed on the agenda of a properly publicized and convened Board meeting. 1. Consideration of agenda items for the next meeting. Items must be requested in accordance with the District's *POLICY FOR AGENDIZING ITEMS FOR BOARD MEETINGS*

Director Forguson asked the General Manager if the comments made by Mr. Sharp had been reviewed from the last meeting regarding district money. The General Manager asked Mr. Vergara for an opinion and Counsel replied that it could be discussed in closed session.

**Director Forguson requested that the item be added to the agenda for the next meeting. All were in favor.**

Vice President Neilson discussed many of the public comments made during the last meeting. Vice President Neilson touched on the holding of special meetings, Irrigation Policy, the General Managers power, the minor's inch in California, questions that are answered by the 2005 agreement, unilateral authority, and many more. Vice President Neilson will try and include the public comments and answers in the next newsletter.

## **H. ADJOURNMENT**

In compliance with the Americans with Disabilities Act, if you are a disabled person and you need a disability-related modification or accommodation to participate in this meeting, then please contact North Yuba Water District office staff at 530-675-2567 or fax 530-675- 0462. Requests must be made as early as possible and at least one-full business day before the start of the meeting.

**The meeting was adjourned at 4:31 P.M.**

Respectfully Submitted,



Catherine L. Fonseca, Recording Secretary