

**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, February 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                   |                 | Coletta, Charles Sharp,<br>Marieke Furnee, |
| <i>VICE PRESIDENT</i>  | Doug Neilson                     |                 | Dr. Rubrik Perla,<br>Karen L.,             |
| <i>DIRECTORS</i>       | Ginger Hughes<br>Donald Forguson | John Brueggeman |  |
| <i>GENERAL MANAGER</i> | Jeff Maupin                      |                 |  |
| <i>ATTORNEY</i>        | Michael Vergara. Penny           |                 |  |

**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:**

Members of the public commented on Manager’s report, the system does not rely on rain fall, it relies on reservoirs and a functional Forbestown ditch, board members are legally responsible for actions of the agency, check the data of the Forbestown ditch, missing 1000-acre feed, breach of contract with South Feather and questions about illegal pot growers and contaminated water supply.

**D. CONSENT ITEMS:**

1. Approval of Minutes for Special Board Meeting of January 21, 2022
2. Approval of Minutes for Regular Board Meeting of January 28, 2022
3. Approval of Minutes for the Special Board Meeting of February 4, 2022
4. Approval of Payroll for the Month of January 2022: \$36,281.22
5. Approval of Bills for the Month of January 2022: \$114,044.86

Director Forguson made a motion for the Board to accept Consent Items 1-5. Vice President Neilson seconded the motion with the following corrections to January 21, 2022, minutes. 2000 to present and 64%.

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 January 31, 2022  
Financial Manager Heidi Naether reviewed Cash on Hand and Income Statements for the period ending January 31, 2022. Total cash in all accounts including reserves was \$3,900,537.19. Total Income for the fiscal year to date (July 01, 2021 – January 31, 2022) was \$961,651.62. Total expenses were 1,126,452.64. Net revenue over expenses was negative (-) \$164,801.02. Total expenses out of Reserve were \$637,230.08.

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

The motion passed with a unanimous vote.

**F. RESOLUTION – 22-766** Authorizing remote teleconference meetings in accordance with government code section 54953(3)

Director Forguson made a motion to accept Resolution 22-766. Vice President Neilson seconded the motion.

The motion passed with a unanimous vote.

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**DISCUSSION/REPORTS**

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**G. GENERAL MANAGER'S REPORT**

1. Operations Memorandum
2. Irrigation

General Manager Maupin had nothing to add to the Memorandum. In regard to item 2, reference the current water available in Dry Creek. Nothing has changed on the Forbestown ditch. The State Water Resource Control Board and the Central Valley Project are talking about drought and its severity. We are waiting to see if we receive enough rain to facilitate irrigation. President Hawthorne asked about the table on water flow included in the report and where the table is in the system. General Manger Maupin explained that the headworks are close to New York House Road and there is a concrete structure there approved by the State where measurements can be taken with a weir stick and/or a meter when water is diverted from Dry Creek. 4 CFS is the requirement to go over structure for fish purposes. Whatever is left beyond 4 is waters we can divert. Once Dry Creek falls to 4 CFS it has to be shut off. President Hawthorne asked if the water at the diversion dam include water from SF 14 or only water from Dry Creek. General Manager Maupin replied that is is water from Dry Creek at this time. Forbestown Ditch can provide 24 CFS, 11 of that belongs to South Feather and the balance of is what we use between domestic and irrigation. In the contract we are responsible for entire loss sustained from SF 14 to treatment plant. There is 2-3 CFS

available from Forbestown ditch. We have demonstrated over 8 years that piping it would solve the problem and create the opportunity to deliver irrigation water year after year.

**PUBLIC COMMENT:**

**H. 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 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*

President Hawthorne asked the General Manager to address the public comment regarding the safety of the water and illegal grows. Director Forgunson requested the General Manager review Mr. Sharps comment regarding the loss of 1000 acre feed. Vice President Neilson commented on the maintenance on the Forbestown ditch.

**I. 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 4:43 P.M.**

Respectfully Submitted,



Catherine L. Fonseca, Recording Secretary