

MINUTES

REGULAR 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, October 23, 2020

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 <https://zoom.us/j/93705931210> OR VIA TELECONFERENCE BY CALLING 669-900-6833, MEETING ID: 937 0593 1210 AND WILL BE GIVEN THE OPPORTUNITY TO PROVIDE PUBLIC COMMENT.

A. ROLL CALL

President Eric Hansard called the meeting to order at 3:32 PM at the District Office in Brownsville, CA. The General Manager Maupin called the roll.

<i>NAME</i>	<i>PRESENT</i>	<i>ABSENT</i>	<i>VISITORS INCLUDING:</i>
<i>PRESIDENT</i>	Eric Hansard		Charles Sharp Lou
<i>VICE PRESIDENT</i>	Doug Neilson		
<i>DIRECTORS</i>	Gretchen Flohr Gary Hawthorne Fred Mitchel		
<i>GENERAL MANAGER</i>	Jeff Maupin		
<i>ATTORNEY</i>	Barbara Brenner		

B. PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was led by President Hansard.

ACTION ITEMS

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

Opportunity for public comment on any **NON-AGENDIZED** 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 item (**THE PUBLIC MUST ADDRESS THE BOARD ON SPECIFIC AGENDIZED ITEMS ONLY DURING THE BOARD'S CONSIDERATION OF THE ITEM.**)

PUBLIC COMMENT:

Members of the public commented on the November and December meetings, the piping project, the politicizing of the newsletter, the District's Legal Counsel, the General Manager, where is the water going and expired irrigation and the availability to renew.

D. CONSENT ITEMS:

October 23, 2020, Regular Board Meeting Minutes

1. Approval of Minutes for Regular Board Meeting of August 24, 2020
2. Approval of Payroll for the Month of August 2020 - \$ 32,839.06
3. Approval of Payroll for the Month of September 2020 - \$ 34,835.31
4. Approval of Bills for the Month of August 2020 - \$ 102,205.56
5. Approval of Bills for the Month of September 2020 - \$ 154,172.73
6. Warrant #52-37244, fund #637, payable to North Yuba Water District, in the amount of \$100,000.00 for Bills and Payroll.
7. Warrant #52-37245, fund #640, payable to North Yuba Water District, in the amount of \$100,000.00 for Services/Supplies

President Hansard made a motion to approve the consent items. Director Hawthorne seconded the motion.

Director Flohr asked about the June minutes which are awaiting correction. Also discussed by Director Flohr was item 6 and 7, the use of taxpayer money and the bulk of the bills for the months listed.

PUBLIC COMMENT:

Members of the public commented on the packets being available on the website and the exchange of the members of the Board.

The motion passed with a majority vote with Director Flohr voting no.

E. FINANCIAL MANAGER'S REPORT:

1. Review of Cash on Hand and Income Statements for the period ending September 30, 2020

Financial Manager Heidi Naether, reviewed Cash on Hand and Income Statements for the period ending September 30, 2020.

As of September 30, 2020, total cash in all accounts including reserves was \$5,019,740.32. Total Income for the fiscal year to date (July 01– September 30, 2020) was \$390,755.94. Total expenses were \$106,109.27 leaving a net loss of \$15,353.33. Expenses out of Reserves not included in the Forbestown Ditch billing was \$149,039.19.

President Hansard made a motion for the Board to accept the Financial Manager's report as presented. Director Hawthorne seconded the motion.

PUBLIC COMMENT:

Members of the public commented on the money in the bank and the lack of irrigation.

The motion passed with a majority vote with Director Flohr voting no.

F. GENERAL MANAGERS REPORT

1. Operations Memorandum

Director Flohr requested a more detailed Operations Memorandum report.

PUBLIC COMMENT:

Members of the public commented on the inappropriate exchange of the Board.

The motion passed with a majority vote with Director Flohr voting no.

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 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 Mitchell asked about the November and December meetings. General Manager Maupin reported on the employee's days off for the holidays. After review of the resolution pertaining to meeting dates it was decided that an email will be sent out by the General Manager who will check with the Financial Manager regarding the needed time for necessary reports. Vice President Neilson suggested that during the scheduled meetings that public comment be allowed due to these meetings being regular meetings held as special.

PUBLIC COMMENT:

Members of the public commented on the willingness to hold November and December meetings.

H. CLOSED SESSION:

1. Conference with Legal Counsel – Initiation of Litigation (Government Code section 54956.9(c)) Potential Cases: One (1)

PUBLIC COMMENT:

A member of the public asked if item H was a new litigation.

The Board entered Closed Session to discuss Item H at 4:03 PM. The Attorney clarified that all recordings were off.

The Board was back in session at 4:44 PM. Board members gave direction to staff and council.

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.

There being no further business to discuss, President Hansard made a motion to Adjourn. Director Hawthorne seconded the motion. The motion passed with a unanimous vote.

The meeting was adjourned at 4:45 P M.

Respectfully Submitted,


Catherine L. Fonseca, Recording Secretary