

**NORTH YUBA WATER DISTRICT**

**Zoom**

**Special Meeting Wednesday April 20, 2022**

**@ 3:30pm**

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**A. Agenda/Roll Call**

**B. Pledge of Allegiance**

**C. Public Input**

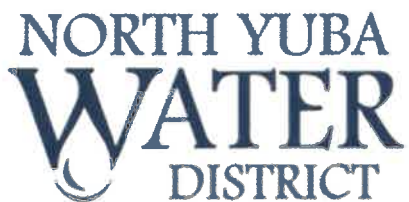
**D. Resolution 22-768 – Remote meetings**

**E. Adjournment**

GARY HAWTHORNE  
President  
Division 3

DOUG NEILSON  
Vice President  
Division 1

Vacant  
Division 2



DONALD FORGUSON  
Director  
Division 4

GINGER HUGHES  
Director  
Division 5

JEFF MAUPIN  
General Manager

## AGENDA

### SPECIAL MEETING OF THE BOARD OF DIRECTORS OF THE NORTH YUBA WATER DISTRICT

3:30 PM ♦ WEDNESDAY ♦ APRIL 20, 2022

*NOTICE: IN ACORDANCE WITH GOVERNMENT CODE SECTION 54953(e) AS AMENDED BY AB 361, THIS MEETING WILL BE CONDUCTED BY TELECONFERENCE.*

*THIS MEETING WILL NOT BE PHYSICALLY OPEN TO THE PUBLIC. ALL MEMBERS OF THE PUBLIC MAY PARTICIPATE IN THE MEETING VIA VIDEOCONFERENCE AT*

#### Join Zoom Meeting

<https://us02web.zoom.us/j/87665803017?pwd=UHNhR01aZ2JNSHhiQUg3TUxrRzI0Zz09>

Meeting ID: 876 6580 3017

Passcode: 577623

One tap mobile

+16692192599,,87665803017#,,,,\*577623# US (San Jose)

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Find your local number: <https://us02web.zoom.us/j/87665803017?pwd=UHNhR01aZ2JNSHhiQUg3TUxrRzI0Zz09>

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

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**NOTE: ALL PUBLIC PARTICIPANTS WILL BE MUTED UPON ENTRY INTO THE MEETING AND WILL ONLY BE UNMUTED TO ALLOW THEIR COMMENT. TO PROVIDE PUBLIC COMMENT VIA VIDEO CONFERRING CLICK ON THE "RAISE HAND." TO PROVIDE PUBLIC COMMENT BY TELECONFERENCE PRESS \*9.**

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**A. CALL TO ORDER/ROLL CALL**

**B. PLEDGE OF ALLEGIANCE**

**C. OPPORTUNITY FOR PUBLIC COMMENT ON AGENDIZED ITEMS**

As provided under Government Code section 54954.3, subdivision (a), during a Special Meeting any member of the public may address the Board concerning any item on the agenda. No other comments will be allowed. Any member of the public wishing to make comment shall identify the agenda item they intend to address,

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, 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.

and they will be provided an opportunity to make comment on that item only. Public comment is limited to no more than two (2) minutes per person, twenty (20) minutes total for all speakers.

<b>ACTION ITEMS</b>
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**D. RESOLUTION NO. 22-768**

Authorizing remote teleconference meetings in accordance with California Government Code section 54953(e), as amended by AB 361.

**E. ADJOURNMENT**

**RESOLUTION NO. 22-768**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF NORTH YUBA WATER DISTRICT AUTHORIZING REMOTE TELECONFERENCE MEETINGS IN ACCORDANCE WITH GOVERNMENT CODE SECTION 54953(e)**

**WHEREAS**, North Yuba Water District (District) recognizes the importance of transparency and clear communication in government, and is committed to full compliance with the letter and spirit of the Ralph M. Brown Act (Gov. Code, §§ 54950 – 54963) (hereinafter “Brown Act”); and

**WHEREAS**, all meetings of the District’s Board of Directors are open and public, as required by the Brown Act, so that any member of the public may attend and participate; and

**WHEREAS**, the Brown Act (Gov. Code, § 54953, subd. (e)), allows members of a legislative body to participate in meetings remotely, without compliance with the requirements of Government Code section 54953, subdivision (b)(3), if a state of emergency is proclaimed pursuant to Government Code section 8625 and state or local officials have imposed or recommended measures to promote social distancing, or meeting in person presents imminent risk to the health and safety of attendees; and

**WHEREAS**, on March 4, 2020, Governor Gavin Newsom proclaimed a State of Emergency to exist in the State of California as a result of the threat of COVID-19 (Proclamation); and

**WHEREAS**, on September 16, 2021, the Governor signed AB 361 authorizing, among other things, that during a proclaimed state of emergency local agencies may continue meeting remotely under modified Brown Act requirements until January 1, 2024, or until the Governor rescinds the Proclamation, whichever comes first; and

**WHEREAS**, the District wishes to authorize remote teleconference meetings pursuant to Government Code section 54953, subdivision (e).

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of North Yuba Water District as follows:

1. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.
2. The Board of Directors does hereby find that the Proclamation has not been rescinded.
3. The Board of Directors does hereby find that, given the Governor’s continuing Proclamation, conditions exist posing imminent risk to the health and safety of Board members and those who personally attend Board meetings.
4. The General Manager and staff are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution, including conducting

open and public meetings in accordance with Government Code section 54953, subdivision (e), and other applicable provisions of the Brown Act.

5. This Resolution shall take effect immediately upon its adoption, and shall be effective until the earlier of (a) May 20, 2022, or (b) such time as the Board of Directors adopts a subsequent resolution in accordance with Government Code section 54953, subdivision (e)(3), to extend the time during which the North Yuba Water District Board of Directors may continue to meet remotely without compliance with the requirements of Government Code section 54953, subdivision (b)(3).

**PASSED, APPROVED, AND ADOPTED** at a special meeting of the Board of Directors of North Yuba Water District on April 20, 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

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Gary Hawthorne  
President, Board of Directors  
North Yuba Water District

ATTEST:

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Jeff Maupin  
Secretary, Board of Directors  
North Yuba Water District