

# FORESTHILL PUBLIC UTILITY DISTRICT

## AGENDA

### Regular Business Meeting of the FORESTHILL PUBLIC UTILITY DISTRICT BOARD OF DIRECTORS

Wednesday	February 8, 2023	3:00 P.M.
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This meeting is being held via teleconference pursuant to Government Code section 54953(e)(1)(B) and Resolution 2022-02 and in compliance with the Brown Act. On October 12, 2022, the Foresthill Public Utility District Board of Directors determined pursuant to Government Code section 54953(e)(1)(B) that emergency conditions caused by the COVID-19 virus pose a threat to meeting attendees' health and safety and elected to meet via teleconference. The District is required (1) to post notice and agendas as otherwise provided by the Brown Act and applicable law, (2) allow members of the public to access the meeting via call-in line or internet-based service line, (3) provide details on the agenda on how to access the meeting and give public comment, (4) provide an opportunity to comment pursuant to Government Code section 54954.3 and allow a reasonable amount of time during public comment for a person to register, login, and comment, and (5) monitor the call-in line and/or internet-based service line to ensure no disruption hinders access or ability to comment, if there is, take no action until public access is restored. The District is not required to provide a location to attend in-person.

The Governor proclaimed a state of emergency due to the COVID-19 virus pandemic on March 4, 2020. The proclamation remains active and applies statewide. The District is complying with other public access and participation obligations, as required and to ensure that any member of the public may attend, participate, and watch the District's Board of Directors conduct its business.

Any person may access and comment during the meeting by doing the following:

Join Zoom Meeting: <https://us06web.zoom.us/j/82837681166> Meeting ID: 828 3768 1166

Dial by your location: (669) 900-6833 or (408) 638-0968

Find your local number: <https://us06web.zoom.us/u/kcy3Vjg2hB>

#### A. CALL TO ORDER: 3:00 PM

#### B. OPEN SESSION - ROLL CALL:

\_\_\_\_\_ President Robert Palmeri  
\_\_\_\_\_ Treasurer Jane Stahler  
\_\_\_\_\_ Director Mark Bell  
\_\_\_\_\_ Director Roger Pruett  
\_\_\_\_\_ Director Ron Thompson

#### C. ACTION ITEM:

1. Make findings pursuant to Government Code section 54953(e) that a state of emergency remains active and continues to directly impact the ability of attendees to meet safely in

person, such that the Board hereby renews its findings contained in Resolution No. 2022-07 – A resolution of the Board of Directors of the Foresthill Public Utility District ratifying the proclamation of a state of emergency by Governor Gavin Newsom (March 4, 2020) as applicable in the District’s jurisdiction and authorizing teleconference meetings of legislative bodies of the District pursuant to the Ralph M. Brown Act and will continue utilizing teleconference meetings pursuant to Government Code section 54953 (e).

Recommended Action: Make findings contained in Resolution No. 2022-07 and authorize teleconference meetings of legislative bodies of the District

Public comment:

**D. PUBLIC COMMENT:**

- Members of the public may provide comments to the Board on items not on the agenda. We welcome and encourage your comments as the Board takes them into consideration in our deliberations.
- Speakers are limited to a maximum of three minutes.
- The Board may not respond to, discuss, or engage in any type of dialog regarding any public comment, however the President may direct questions to staff for a later response or future consideration by the Board.
- Appropriate and respectful language and behavior is vital to the functioning of a public meeting. We ask Board, staff, and members of the public to speak courteously and respectfully. Therefore, the Board prohibits disruptive behavior.

**E. CLOSED SESSION:**

1. Conference with Legal Counsel – Existing Litigation Subdivision (a) of Government Code Section 54956.9. Name of Case: Miner’s Camp vs. Foresthill Public Utility District

**F. OPEN SESSION - ROLL CALL (Starting at 6:00 PM):**

\_\_\_\_\_ President Robert Palmeri  
\_\_\_\_\_ Treasurer Jane Stahler  
\_\_\_\_\_ Director Mark Bell  
\_\_\_\_\_ Director Roger Pruett  
\_\_\_\_\_ Director Ron Thompson

**G. ANNOUNCEMENT FROM CLOSED SESSION:**

**H. PUBLIC COMMENT:**

- Members of the public may provide comments to the Board on items not on the agenda. We welcome and encourage your comments as the Board takes them into consideration in our deliberations.
- Speakers are limited to a maximum of three minutes.
- The Board may not respond to, discuss, or engage in any type of dialog regarding any public comment, however the President may direct questions to staff for a later response or future consideration by the Board.
- Appropriate and respectful language and behavior is vital to the functioning of a public meeting. We ask Board, staff, and members of the public to speak courteously and respectfully. Therefore, the Board prohibits disruptive behavior.

**I. CONSENT AGENDA:** All items listed under the Consent Agenda are considered to be routine in nature and may be approved by one motion

1. Approval of January 11, 2023 Regular Board Meeting Minutes and January 19, 2023 Special Board Meeting Minutes
2. Receive combined financial report for December 2022

**J. ACTION ITEMS:**

1. Annual Organizational Meeting – Pursuant to Policy #5010.50, the Board will elect a President, Vice President and Treasurer from among its members  
Recommended Action: Elect a President, Vice President, Treasurer and appoint the Board Clerk and Ex-Officio Secretary  
Public comment:
2. Appointment of standing committee members – Pursuant to Policy #4060.30, the Board President shall appoint members of the Planning Committee and Finance Committee  
Recommended Action: Board President to appoint committee members and chair  
Public comment:
3. Discuss expiration of Governor’s emergency proclamation authorizing virtual meetings pursuant to AB 361 and provide direction to staff to amend Board Policy 5010 regarding format of District Board meetings  
Recommended Action: Discuss issue and direct staff accordingly  
Public comment:
4. Consider revision to Policy #5010 to set the 2023 meeting schedule for the Board of Directors  
Recommended Action: Revise Policy #5010 and set 2023 Board of Directors’ meeting schedule  
Public comment:
5. Consider approval of Resolution 2023-01 A resolution accepting easement from Placer Union High School District to maintain public water system improvements  
Recommended Action: Approve Resolution 2023-01  
Public comment:

**K. DISCUSSION ITEMS:**

1. General Manager Report
2. Remarks/reports by Directors

**L. ADJOURNMENT**

In accordance with Government Code Section 54954.2(a) this notice and agenda were posted in the District’s front window at the Foresthill Public Utility District office, 24540 Main Street, Foresthill, CA 95631 on or before 4:30 PM., February 1, 2023.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the General Manager at (530)367-2511. Notification 48 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accessibility to this meeting.

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Henry N. White, Board Clerk & Ex-Officio Secretary