

# NEWBERRY COMMUNITY SERVICES DISTRICT

Established 1958

A REGULAR MEETING OF THE BOARD OF DIRECTORS WILL BE HELD AT THE  
NEWBERRY COMMUNITY CENTER 30884 NEWBERRY ROAD, NEWBERRY  
SPRINGS, CALIFORNIA ON

January 27, 2026 at 6:00 P.M.

In compliance with the American with Disabilities Act and Government Code section 54954.2, if you need special assistance to participate in the District Meeting or other services offered by the District, please contact the District Office at (760) 257-3613. Normal office hours are Wednesday, Thursday and Friday from 12 p.m. until 4 p.m.

## AGENDA

### 6:00 P.M. PUBLIC SESSION

Call the Meeting to Order- Pledge of Allegiance

Roll Call: Director Deel, Director Matson, Director Roberts, Director Springer,  
Director Unger

### 1. Approval of Agenda

### 2. Approval of Minutes

A. Regular Board Meeting Draft Minutes of December 16, 2025

**3. Public Comments:** *Anyone wishing to address any matter pertaining to District business listed on the agenda or not, may do so at this time. However, the Board of Directors may not take action on items that are not on the agenda. The public comment period may be limited to three (3) minutes per person. Any member may speak on any agenda item at the time the agenda item is discussed by the Board of Directors. (Comments will be included in the Supporting Documents if written Reports are submitted to the GM or Secretary by meeting time).*

A. General Public

B. Agency Reports *(to be included in the Supporting Documents written Reports must be submitted to GM or Secretary)*

1. Sheriff Captain Ron Markegard/CHP- Captain Meeker

#### 4. NCS D Reports

*(to be included in the Supporting Documents written Reports must be submitted to GM or Secretary)*

- A. General Manager - GM Vanek
- B. Fire Department - Chief Lanier
- C. Financial Reports - GM/Treasurer Vanek - Balance Sheet, Budget vs Actuals
- D. Directors Comments (1 min.)
- E. Cadiz Water Project Committee - Director Springer

#### 5. Agenda Items-

##### **A. Budget Committee; Discussion/Action; Submitted by Director Deel**

Director Roberts and Director Deel have volunteered to be on this AdHoc committee. They will meet with Staff to produce a Budget for July 2026- June 30, 2027.

##### **B. Motion to Sanction President Paula Deel for violation of the Brown Act regarding Agenda Item 5F (Revision to Policy 1020 - Conflict of Interest) at the December 16, 2025 CSD Board meeting.**

**Submitted by Director Unger**

President Deel illegally prevented public discussion of only this one of the six total Agenda items by requiring a "Motion to Continue" before allowing Board discussion of the legally-submitted Agenda item. Preventing the public from discussion or comment is a violation of the Brown Act. President Deel must immediately cease and desist from preventing discussion on legally-submitted Agenda items.

**RECOMMENDED ACTION:** Sanction President Deel and request that she Cease and Desist from this behavior in the future.

**C. Authorization to Collaborate with Cadiz, Inc. on EDA FY25 Disaster Supplemental Readiness Grant Application--Discussion/Possible Action; Submitted by Director Springer and Rose Beardshear**

Cadiz, Inc. has offered to utilize its professional grant-writing team to assist the Newberry Community Services District (NCSD) in applying for a "Readiness" grant under the U.S. Economic Development Administration (EDA) FY 2025 Disaster Supplemental Notice of Funding Opportunity (NOFO). This specific grant path provides up to \$500,000 for planning and capacity building. If awarded, these funds would allow the NCSD to hire independent environmental and hydrogeology experts to evaluate the technical feasibility and community impact of utilizing water from the Cadiz project.

- D. That the board of Directors authorize the District's General Manager and District Counsel to: 1.) File a petition for a workplace Restraining Order against Director Jack Unger and an injunction prohibiting workplace violence/harassment pursuant to code of Civil Procedure 527.8. 2.) Represent the District in all subsequent court hearings related to this matter to ensure the safety of Board Member Mike Matson, District staff, and the public.**

**Discussion/Possible Action; Submitted by Director Matson**

California Code of Civil Procedure 527.8 allows an employer to seek a court order to protect employees from unlawful violence or a "credible threat of violence." For the purposes of this law, elected officials of a public agency are defined as "employees" and the district is defined as the "employer."

The District has a legal and ethical obligation to provide a safe environment for its officials and staff. Recent actions by Board Member Jack Unger have exceeded the bounds of political speech and have entered the realm of "credible threats of violence" and "harassment" as defined by statute.

**6. Approve Bills Paid and Presented; Discussion/Possible Action; GM/Treasurer Vanek.**

- A. Regular meeting Bills Paid and Presented of November 18 2025 - Dec 16 2025 as corrected.
- B. Regular meeting Bills Paid and Presented December 16 2025 - January 23 2026 as Presented.

**7. Unfinished and New Business**

Meeting of the North Property Pre-Planning Meeting  
Meeting of the Parkland Committee Meeting  
Cadiz Water Project Committee Meeting 2/17/26  
Regular NCSD Meeting is 2/24/2026

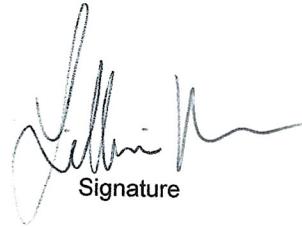
**-Closed Session-**

**Public Employee Performance Evaluation – General Manager  
Gov. Sec. Code 54954.5(e) per Policy 2175 (in Supporting  
Documents) Discussion/Possible  
Action; Submitted by Director Deel**

**8. Adjournment**

I, Lillian Plascencia

Print name



Signature

declare under penalty of perjury that I am a Board member or designated Staff member of the Newberry Community Services District and that this agenda was posted at least 72 hours prior to the meeting on a District office Display Board and on the District's Website at [www.NewberryCSD.net](http://www.NewberryCSD.net).