

*IRISH BEACH WATER DISTRICT BOARD OF DIRECTORS
REGULAR MEETING MINUTES
REX DUNNING FIREHOUSE, 15401 FOREST VIEW ROAD, MANCHESTER, CA 95459
Saturday, May 13, 2023 at 10:00 A.M. (ZOOM AND IN-PERSON)*

CALL TO ORDER AND ROLL CALL: Director Hackett called the regular meeting of the Irish Beach Water District Board Meeting to order at 10:01am. Roll call of Directors in attendance: Director Regan attended via Zoom; Director Hohos, Director Ottoboni, and Director Hackett attended in person. President Israel was absent. Staff attending via Zoom: Accounting Manager Murray, District Counsel Emrick and Plant Operator Dial. General Manager Acker, and Staff Assistant Forbes attended in person.

PUBLIC INPUT: None

OLD BUSINESS:

A. DISCUSSION AND OR ACTION: REPORT FROM THE PROP 218 COMMITTEE.

Action: The Board **accepted the Committee's** report that SCI consulting has identified a water system engineer to perform an assessment and make recommendations for pipeline replacements. Director Hackett indicated that the evaluation process will take several months, which may take us beyond the final date to submit 2023 – 2024 tax levies to the County Assessor. The Committee and staff are considering options for the timing of the initiative and will report back at the July Board meeting.

B. DISCUSSION AND OR ACTION: SMALL COMMUNITY DROUGHT RELIEF GRANT ADMINISTRATION & OVERSIGHT.

Action: The Board accepted General Manager Acker's report that installation of the engineered metal cover for Tank 2 is finished and once the installation of the level indication and fill system is completed, the tank will be returned to service. He reported that the District completed the trenching from Well 2 to Tank 2 and installed electrical conduits and waterlines concurrently with the trenching work. In addition, the back-up generator at Tank 2 has been connected, so water can be pumped from the well. Plant Operator Dial noted that the District awarded the contract for Tank 5 and the geotechnical engineering site visit was completed, so manufacture of the tank has commenced. Accounting Manager Murray reported that the District is waiting for payment of three invoices totaling approximately \$122,000, which were submitted to the State during the period March – May 2023. Director Hackett reminded participants that images of the progress on the grant projects can be found on **the District's** Facebook page.

C. DISCUSSION AND OR ACTION: TECHNOLOGY GRANT IMPLEMENTATION UPDATE ON THE NEW WEBSITE.

Action: The Board accepted the Communications and Outreach Sub-committee's report on the development of a new website. Director Regan noted that **the District's webmaster, Annette Fromwiller, is making great progress and should** be ready to provide a tour of the prototype at the next regular meeting.

D. DISCUSSION AND OR ACTION: BUDGET COMMITTEE UPDATE – SELECTION OF NEW MEMBERS AND REVIEW OF FISCAL YEAR 2022/2023 LINE- ITEM BUDGETED V. ACTUALS.

Action: After **noting that President Israel's absence precluded appointments to the Budget Committee**, Director Hackett made a motion to continue the agenda item until the May meeting. Director Hohos seconded the motion. Roll-call vote: Director Hackett – Aye, Director Hohos – Aye, Director Ottoboni - Aye, Director Regan – Aye, President Israel – Absent. The motion passed with a quorum.

E. DISCUSSION AND OR ACTION: PROPOSAL FOR AUDIT SERVICES FOR FISCAL YEAR ENDING SEPTEMBER 30, 2022.

Action: The Board heard the **Accounting Manager Murray's** recommendation to contract with Fechter & Company, CPAs to complete a financial statement audit for the fiscal year ending September 30, 2022 with the option to extend for two additional fiscal years. After discussing the line item fees in the proposal, Director Hackett made a motion to approve contracting for audit services with Fechter & Company, CPAs. for Fiscal year 2022, 2023, and 2024 financial

statement audits. Director Ottoboni seconded the motion. Roll-call vote: Director Hackett – Aye, Director Hohos – Aye, Director Ottoboni - Aye, Director Regan – Aye, President Israel – Absent. The motion passed with a quorum. In addition, the Board directed General Manager Acker and Director Hackett to sign the engagement letter on behalf of the District.

NEW BUSINESS:

A. DISCUSSION AND OR ACTION: NOTICE OF SPECIAL DISTRICT ELECTION.

Action: **The Board heard Accounting Manager Murray’s overview of the** August 29, 2023 election. She reminded the four Directors with terms ending in 2023 to submit declaration of candidacy forms by June 2, 2023, and noted that if the incumbents do not file, the public will have the opportunity to submit candidacy forms until June 7, 2023.

B. DISCUSSION AND/OR ACTION: PROCLAMATION HONORING DIRECTOR BRAD DYSON’S SERVICE TO IRISH BEACH WATER DISTRICT.

Action: After a reading resolution, Director Hackett made a motion to approve Resolution 2023-4. Director Hohos seconded the motion. Roll-call vote: Director Hackett – Aye, Director Hohos – Aye, Director Ottoboni - Aye, Director Regan – Aye, President Israel – Absent. The motion passed with a quorum.

COMMUNICATIONS AND CORRESPONDENCE: None

CONSENT CALENDAR:

- A. TREASURER: **TREASURER’S REPORT, CHECKS ISSUED.**
- B. WATER STORAGE FACILITIES/CONVEYANCE LOSS.
- C. LEGAL COUNSEL: UPDATE ON MENDOCINO SUPERIOR COURT NO. SC-UK-CV-G-09-0054665-000; FIRST DISTRICT COURT OF APPEAL NO. A151867.
- D. APPROVAL OF MINUTES: MARCH 11, 2023 REGULAR MEETING, AND APRIL 7, 2023 SPECIAL MEETING.

Action: Director Hackett made a motion to approve the items included in the Consent Calendar. Director Hohos seconded the motion. Roll-call vote: Director Hackett – Aye, Director Hohos – Aye, Director Ottoboni - Aye, Director Regan – Aye, President Israel – Absent. The motion passed with a quorum.

ADJOURNMENT: Motion was made by Director Hackett with second from Director Regan to adjourn the regular meeting at 10:38am. Roll-call vote: Director Hackett – Aye, Director Hohos – Aye, Director Ottoboni - Aye, Director Regan – Aye, President Israel – Absent. The motion passed with a quorum, and the meeting then convened into executive closed session.

EXECUTIVE (CLOSED) SESSION.

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: SUBDIVISION (A) OF CALIFORNIA GOVERNMENT CODE §54956.9: WILLIAM H. MOORES ET AL. V. IRISH BEACHWATER DISTRICT, MENDOCINO SUPERIOR COURT NO. SC-UK-CV-G-090054665-000; FIRST DISTRICT COURT OF APPEAL NO. A151867.
- B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED/ POTENTIAL LITIGATION: SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO PARAGRAPHS (2) OR (3) OF SUBDIVISION (D) OF SECTION 54956.9: (1 POTENTIAL CASE).

Action: Closed session was adjourned at 11:48am with no reportable actions.

Respectfully submitted:

Attest as Presented:

/s/ Susan Israel

/s/ Heather Hackett

Susan Israel, President
Date: July 22, 2023

Heather Hackett, Secretary of the Board
Date: July 22, 2023