

IRISH BEACH WATER DISTRICT BOARD OF DIRECTORS
REGULAR MEETING MINUTES
March 12, 2016

1. **CALL TO ORDER AND ROLL CALL:** President Harley called the Regular Meeting to order at 10:01 A.M. on Saturday, March 12, 2016, in the Rex Dunning Firehouse, 15401 Forest View Road. Roll call of Directors in attendance were: President Harley, Director Drolet, Director McCormick, Director Murray, and Director Poling. Also present were Charles Acker, District Operations Manager, Dewey Rogers, Water Technician, Secretary/Clerk, Connie Sackman, and District's Legal Counsel, Matthew Emrick.
2. **APPROVAL OF MINUTES:** Director Drolet made a motion to approve the Minutes of January 9, 2016. Director Murray seconded the motion. Roll call vote: President Harley, aye; Director Drolet, aye; Director McCormick, aye; Director Murray, aye; and Director Poling, absent - temporarily absent from the meeting. Motion carried.
3. **COMMUNICATIONS AND CORRESPONDENCE:** One item that is on the agenda.
4. **PUBLIC INPUT:** No public input at this time.
5. **REPORTS:**
 - A. **TREASURER'S REPORT:** Treasurer Murray handed out her Treasurer's Report. Treasurer Murray stated there is nothing out of the ordinary to report, except System Wide is minus \$34,000, which is new because of what was transferred as being owed from System Wide to Greater Than 40. This negative \$34,000 in System Wide is due to Greater Than 40 made whole from the loans taken out, which will be covered when tax monies are received and other adjustments are made as necessary. Checks issued will be placed in the meeting packets before the meetings as a standard procedure. As noted in the Checks Issued Sheet, the \$8,000 check payment was issued as our obligation for the maintenance agreement. \$15,000 is a transfer from one bank account to another for employee payroll purposes. Director Harley made the motion to accept the Treasurer's Report and Checks Issued as presented. Seconded by Director McCormick. Roll call to vote: Director Drolet, aye; Director McCormick, aye; President Harley, aye; Director Murray, aye, and Director Poling, absent. Motion carried.
 - B. **WATER/STORAGE FACILITIES/CONVEYANCE LOSS:** District Operations Manager Acker presented and discussed with the Board his written report:
 - A major leak was located near the Irish Beach Rental Office at Noyo Way. This major leak consisted of five days of repair work, with part of the system able to be shut off and still provide water service to all the property owners, except for two structures, the rental office, which was not unduly hampered by the lack of water supply, and a rental property. A water supply from another service connection provided water to the rental property, and a notice was posted on the rental property stating compensation by the Water District would be made, if the water meter registered a large amount of water usage.
 - A bush was left on a property owner's lot after repairs on Arena Circle. The bush was cleared away after another property owner reported it.
 - Several trips to Ukiah were needed to have water samples tested in January.
 - A Cross Connection Resolution has been completed for discussion during today's meeting.

- C. **SAFETY COMMITTEE:** District Operations Manager Acker stated: No safety committee meeting to report for this period.
- D. **LEGAL COUNSEL:** Legal Counsel Emrick stated: The Water District will have had 1 ½ weeks of litigation, a week of testimony, and testimony will be concluded by next Wednesday, March 16, 2016. Closing arguments will be scheduled for March 25, 2016, at 1:00 P.M., in Ukiah.
- E. **DIRECTORS:** Director Harley stated there is nothing to report.

6. OLD BUSINESS:

- A. **PRESENTATION TO THE BOARD BY DAVID DE RUITER REGARDING POTENTIAL DETACHMENT FROM THE DISTRICT AND MODIFICATION OF RESOLUTION 2015-5.** Attorney Emrick stated that the Board will come back to this item before close of the meeting as Mr.DeRuiter and his attorney are not present at this time.

DISCUSSION REGARDING A LETTER SENT TO THE BOARD FROM MR. DE RUITER'S ATTORNEY: (HARLEY/EMRICK. Due to the absence of Mr. DeRuiter and his attorney from the meeting, the following discussion commenced before the end of the meeting: President Harley stated that the letter from Mr. DeRuiter's attorney stated that they wanted to have further discussion regarding modification of Resolution 2015-5, to have a well driller make the decision of well replacement instead of Operations Manager Acker. The Board believes that Operations Manager Acker is in a better position to make a well replacement determination, as he is more knowledgeable regarding the resolution, the property it concerns, and considerations of the Board. Attorney Emrick recommends the resolution should remain as is with no further changes or modifications. Director Harley made a motion directing Attorney Emrick to let Mr. DeRuiter's attorney know that the Board has discussed the issues brought up in their letter and the Board has determined the current Resolution 2015-5 will stand as is with no changes made. Seconded by Director McCormick. Roll call to vote: Director Drolet, aye; Director Murray, aye; Director Harley, aye; Director McCormick, aye; Director Poling, aye. Motion carried.

- B. **DISCUSSION AND/OR ACTION: CROSS CONNECTION PROGRAM REVIEW: (ACKER/HARLEY/RUSSELL).** Operations Manager Acker stated Rio Russel, Irish Beach Water District Meter Reader and Back Flow Specialist, has drafted a new cross connection resolution with definitions. This item will be on the agenda for the next meeting for review and discussion regarding adoption. Director Murray will have the draft resolution with definitions put on the website and the directors will be given a copy of the draft resolution and definitions.
- C. **DISCUSSION AND/OR ACTION: POMO LAKE RESTORATION PROJECT AND IMPACTS ON IRISH BEACH WATER DISTRICT'S LICENSE #10564: (EMRICK/HARLEY).** After discussion between the Board and guest, IBIC President Dean Wolfe, Attorney Emrick stated this item will be on the agenda for the next meeting to determine if transfer of the license to the Irish Beach Improvement Club is feasible. If it is determined it is not feasible, the Board would discuss the possibility of a resolution for the Water District's Board to authorize the Irish Beach Improvement Club to do certain types of work.

7. NEW BUSINESS:

- A. DISCUSSION AND/OR ACTION: FIXED ASSET LISTING AND ASSESSMENT CALCULATION: (MURRAY).** Treasurer Murray reported the following: Included in the packet are three spread sheets consisting of Greater Than 40 Asset Listing, Summary of Assessment Fees Calculation, and System Wide. This is a preliminary report of what will be continued for discussion at the next meeting. This is also a review of how funds are allocated and transferred from one account to another. The replacement reserve is over limit by \$30,000, as described in the note at the bottom of the Greater Than 40 page. This shows that Greater Than 40 Assets should be used to make maintenance repairs before September 30, 2016, fiscal year end. Coordination between Treasurer Murray and Operations Manager Acker will determine priority of maintenance projects. The raw water line entry was put on System Wide, for action next year. This item will be brought back for discussion at the next meeting and for action in July's meeting. It was discussed that this item was put on this meeting's agenda due to not having a quorum for May's meeting and the need for a special meeting in late April 2016, with the date to be determined.

President Harley closed the public session at 11:10 A.M. for the Executive (Closed) Session.

- 8. EXECUTIVE (CLOSED) SESSION.** No reportable items.

RETURN TO OPEN SESSION AND REPORT.

Director Harley reconvened the General Session of the IRISH BEACH WATER DISTRICT and stated that there were no reportable actions to report regarding existing litigation.

ADJOURNMENT: Director Harley moved to adjourn the meeting. Director Drolet seconded. Roll call to vote: Director McCormick, aye; Director Murray, aye; Director Drolet, aye; Director Harley, aye; and Director Poling, aye. Motion carried. Meeting adjourned at 11:20 A.M.

Respectfully submitted,

Don Harley, President
Prepared by Connie Sackman

Attest:

Jan McCormick, Secretary of the Board
