

IRISH BEACH WATER DISTRICT BOARD OF DIRECTORS
REGULAR MEETING MINUTES
15401 FOREST VIEW ROAD, MANCHESTER, CA 95459
September 14, 2019

1. **CALL TO ORDER AND ROLL CALL:** Vice President Ellison called the Regular Meeting to order at 10:03 A.M. on Saturday, September 14, 2019, in the Rex Dunning Firehouse, 15401 Forest View Road. Roll call of directors in attendance were: Vice President Ellison, Director Reidenbach, and Director Terry. Employees in attendance were: General Manager Acker. Attending by telephone was District's Legal Counsel Emrick. Absent from the meeting were President Drolet, Clerk/Accountant Murray, and Clerk/Secretary Sackman.
2. **APPROVAL OF MINUTES:** Director Reidenbach made a motion to approve the Meeting Minutes dated July 13, 2019, as submitted. The motion was seconded by Director Terry. Roll call to vote: Vice President Ellison, aye; Director Reidenbach, aye; and Director Terry, aye. Motion carried.
3. **COMMUNICATIONS AND CORRESPONDENCE:** None.
4. **PUBLIC INPUT:** Will be discussed later during the Board Meeting
5. **REPORTS:**
 - A. **TREASURER'S REPORT:** Due to Clerk/Accountant Murray's absence from the Board Meeting, Director Reidenbach made the motion to postpone the Treasurer's Report until the November 9, 2019, Board Meeting. Director Terry seconded the motion. Roll call to vote: Vice President Ellison, aye; Director Reidenbach, aye; and Director Terry, aye. Motion carried.
 - B. **WATER/STORAGE FACILITIES/CONVEYANCE LOSS:** General Manager Acker reported the following: Monthly bacteria testing has been all clear. A water system repair was completed. The project to replace water meters with new electronic meters has been completed, with the exception of one meter which requires a water main shut down to replace a valve on the water line. IBWD's IT employee has been able to transfer data from the new electronic meter readings into IBWD's billing system. A project to repair a water line is in the process of being repaired. Last winter's storm caused trees to hang over some of IBWD's equipment and a very reasonable bid has been received from a tree service contractor to trim the trees.
 - C. **SAFETY COMMITTEE:** General Manager Acker reported the attendance and completion of written tests by employees at the following Safety Committee Meeting:

August 20, 2019: "Ergonomics" and "Driven to Distraction"

Attendees: General Manager Acker, Treatment Plant Operator Rogers, and Maintenance Employee DeVaul.
 - D. **LEGAL COUNSEL:** Legal Counsel Emrick had nothing to report.
 - E. **DIRECTORS:** Director Reidenbach made a motion to formally accept the final results from the vote of August 27, 2019, election of Steve Whitaker and Brad Dyson to the IBWD Board, and the reinstatement of Director Terry to the IBWD Board. Motion seconded by Vice President Ellison. Roll call to vote: Vice President Ellison, aye; Director Reidenbach, aye; and Director Terry, aye. Motion carried.

The Board of Directors discussed the grants application with General Manager Acker. General Manager Acker stated that the grants application has been submitted, and he has not received results back on the application. This will be on the Agenda for the November Board Meeting.

6. OLD BUSINESS:

- A. DISCUSSION AND OR ACTION: FINANCING OPTIONS FOR FUTURE CAPITAL PROJECTS, WATER SOURCE DEVELOPMENT, AND UPDATE ON PROCURING AN ENGINEER'S ASSESSMENT FOR MASTER PLAN DEVELOPMENT (EMRICK/ACKER).** Legal Counsel Emrick stated that due to delays caused by the recent Board Election, this topic will be continued for discussion at the November Board Meeting.
- B. DISCUSSION AND OR ACTION: FINAL APPROVAL OF PROPOSED 2019-2020 DISTRICT BUDGET (MURRAY/ACKER/TERRY).** Director Reidenbach made a motion that due to Clerk/Accountant Murray's absence at the Board Meeting, and the need for one more budget meeting, approval of the 2019-2020 final budget approval be postponed until the November Board Meeting. Motion was seconded by Director Terry. Roll call to vote: Vice President Ellison, aye; Director Reidenbach, aye; and Director Terry, aye. Motion carried.

7. NEW BUSINESS:

- A. REVIEW AND DISCUSSION: SEPTIC SYSTEM/LEACH LINES SETBACK FROM IBWD WATER MAINS (ACKER/EMRICK).** Brad and Casey Dysons' proposal to build a house on their property at 14920 Mallo Pass Drive prompted this discussion about the County's new rules and regulations for a twenty-five foot setback of the septic system/leach lines from the District water mains, instead of the former ten foot setback. General Manager Acker gave a brief overview of the history and location of the current water main that was installed around 1964. It passes close to a property line, then jogs forty-five degrees and goes under Highway 1. A long discussion took place between the Board, Legal Counsel Emrick, property owner Dyson, and guests in the audience about possible placement of the house, the size of the setback, and replacement of the old water main. Director Terry made a motion to form an ad hoc committee consisting of General Manager Acker, Director Reidenbach, and Director Terry to review a proposed agreement to be submitted by the Dysons, to mitigate issues in regards to the water main and septic system/leach lines setback. Motion seconded by Director Reidenbach. Roll call to vote: Vice President Ellison, aye; Director Reidenbach, aye; and Director Terry, aye. Motion carried.

ADJOURNMENT: Vice President Ellison moved to adjourn the Public Session of the Board Meeting at 11:A.M. Director Reidenbach seconded the motion. The Executive Session convened at 11:15 A.M.

8. EXECUTIVE (CLOSED) SESSION: No reportable action was taken.

CONVENED EXECUTIVE SESSION:

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: SUBDIVISION (A) OF CALIFORNIA GOVERNMENT CODE §54956.9: WILLIAM H. MOORES ET AL. V. IRISH BEACH WATER DISTRICT, MENDOCINO SUPERIOR COURT NO. SC-UK-CV-G-09-0054665-000.**
- 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).**

RETURNED TO OPEN SESSION AND REPORT:

Vice President Ellison closed the executive session and reconvened the open (public session of the IBWD at 11:25 A.M. and stated that there were no reportable actions to report regarding existing litigation. Vice President Ellison moved to adjourn the Board Meeting. Director Reidenbach seconded the motion. Roll call to vote: Vice President Ellison, aye; Director Reidenbach, aye; and Director Terry, aye. Motion carried. Meeting adjourned at 11:30 A.M. The next Board Meeting will be scheduled for Saturday, November 9, 2019.

Respectfully submitted:

Attest:

Joe Ellison, Vice President

Amy Reidenbach, Secretary of the Board

Date: _____

Date: _____

Prepared by: Connie Sackman, Clerk/Secretary