

**IRISH BEACH WATER DISTRICT BOARD OF DIRECTORS  
REGULAR MEETING MINUTES  
15401 FOREST VIEW ROAD, MANCHESTER, CA 95459  
May 9, 2020**

- 1. CALL TO ORDER AND ROLL CALL:** President Terry called the Regular Meeting to order at 10:02 A.M. on Saturday, May 9, 2020, using Zoom, a web-based video and audio conferencing tool, to meet online. Roll call of directors in attendance online were: President Terry, Director Ellison, Director Dyson, and Director Whitaker. Employees in attendance online were: General Manager Acker, Clerk/Accountant Murray, Clerk/Secretary Sackman, and Legal Counsel Emrick. Absent from the meeting was Director Drolet.
- 2. APPROVAL OF MINUTES:** Director Whitaker made a motion to approve the Regular Meeting Minutes dated March 14, 2020, as submitted. The motion was seconded by Director Ellison. Roll call vote: President Terry, aye; Director Ellison, aye; Director Dyson, aye and Director Whitaker, aye. Motion carried.
- 3. COMMUNICATIONS AND CORRESPONDENCE:** General Manager Acker stated the following: he received a phone call from Mr. Moores requesting General Manager Acker to meet with him to discuss his plans to build a water system on his Nichols Ranch property. General Manager Acker replied to Mr. Moores that he would need to get approval from the Irish Beach Water District Board before any other action was taken. This discussion with Mr. Moores was tabled until the July 2020 Irish Beach Water District Board Meeting
- 4. PUBLIC INPUT:** Property owner Susan Israel, present during the Zoom Meeting, discussed with the Board the appeals attorneys' filing court extensions of the ongoing litigations and attorneys' fees. Legal Counsel Emrick stated that all court filings are current and accepted by the public court, but there is one appeals extension that shows on the docket, which is in the process of being corrected.
- 5. REPORTS:**

**A. TREASURER'S REPORT:**

**May 2020:**

Cash Balance: \$22,931  
Operations Reserve: \$0.00  
Emergency Response Augmentation: \$22,958  
System Wide Capital Improvement: \$0.00  
>40 Year Equipment Replacement Fund: \$116,852  
Alternate Water Development Fund: \$423,695  
Total Assets both Restricted and Unrestricted: \$673,639

Clerk/Accountant Murray discussed the March 13, 2020 through May 1, 2020 Treasurer's Report with the Board, and she stated that the Checks Issued Report will be discussed at the July Irish Beach Water District Board Meeting. She pointed out that the cash in the checking account was \$22,931, due to reduced administration expenditures and receipt of payments for January, February and March from customers' water billing payments.

Treasurer Murray noted that a mid-year budget review of current and future expenditure needs will be presented at the July Irish Beach Water District Board Meeting.

A motion to approve the Treasurer's Report and checks issued between March 13, 2020 and May 1, 2020, will be discussed and action taken at the July Irish Beach Water District Board Meeting.

- B. WATER/STORAGE FACILITIES/CONVEYANCE LOSS:** General Manager Acker reported the following: Generally this report consists of normal operations of the water treatment plant. One key item to report is that the Irish Beach Water District work crew made temporary repairs to the Alta Mesa Road, to correct the hazardous conditions, until funds are available for more permanent repairs. General Manager Acker attended Irish Beach Water District Board Meetings, completed sample testing, and processed system checks.
- C. SAFETY COMMITTEE:** General Manager Acker reported the attendance by employees and the completion of written test at the Safety Committee Meeting: April 28, 2020: “Powered Hand Tool Safety.” Attendees: General Manager Acker and Maintenance Employee DeVaul.
- D. LEGAL COUNSEL:** Legal Counsel Emrick reported that the license agreement litigation between IBIC and Irish Beach Water District has been resolved through mediation. An amendment was signed, which is an amendment to the existing 1990 agreement. The amendment assigns the license for the dam and lake to IBIC, with a provision that Irish Beach Water District have use of the lake for fire protection purposes. Also the amendment authorizes Irish Beach Water District to charge IBIC for water usage for irrigation purposes. The Irish Beach Water District Board directed Legal Counsel Emrick to file a notice of dismissal of the litigation involving the license with the Sacramento County Court.
- E. DIRECTORS:** Director Whitaker discussed with the Board, General Manager Acker, and Legal Counsel Emrick the issues of responsibility for repairs of the Alta Mesa Road and pipeline maintenance, which Legal Counsel Emrick stated he will do further research to bring to the Board in the July Irish Beach Water District Board Meeting. The Alta Mesa road repair will be discussed at the upcoming budget meeting, and presented as part of Treasure Murray’s budget presentation at the July Irish Beach Water District 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/MURRAY).** Discussion of connection fee modification was tabled until data is collected from nearby similar water districts.
- B. REVIEW AND DISCUSSION: PROPOSED IRISH BEACH WATER DISTRICT DRAFT POLICY #3075 TO ADOPT THE LOCAL AGENCY MANAGEMENT PROGRAM (LAMP) OF THE 25-FOOT SETBACK AS APPROPRIATE FOR PROPERTY DEVELOPMENT. (EMRICK/ACKER). SETBACK FROM IRISH BEACH WATER DISTRICT WATER MAINS (TERRY/ACKER/EMRICK).** Legal Counsel Emrick reported that he will have a policy for further discussion and action at the July Board Meeting, which will adopt the Local Agency Management Program (LAMP) of the 25-foot setback. Legal Counsel Emrick and General Manager Acker will compose language that includes adjustments to the 25-foot setback as appropriate for property development.
- C. DISCUSSION AND OR ACTION: PROPOSED IRISH BEACH WATER DISTRICT LETTER GIVING PERMISSION FOR WILLIAM MOORES TO DRILL A TEST WELL ON MR. MOORES’ SEPARATE PIECE OF PROPERTY LOCATED ON NICHOLS RANCH. (WHITAKER/EMRICK/ACKER).** General Manager Acker has been in communication with a Mendocino County Public Health Officer in charge of permits, and the officer stated, that before giving permission to draw a test well on another lot, that the status of the existing well still needs to be signed off by the county.

**7. NEW BUSINESS:** None

**ADJOURNMENT:** Director Whitaker moved to adjourn the Public Session of the Board Meeting at 11:05A.M. and Director Dyson seconded the motion. Motion carried. The next Board Meeting will be scheduled for Saturday,

**8. EXECUTIVE (CLOSED) SESSION: No Executive (closed) Session.**

**Respectfully submitted:**

**Attest:**

\_\_\_\_\_  
**Kenneth Terry, President**

\_\_\_\_\_  
**Stephen Whitaker, Secretary of the Board**

**Date:** \_\_\_\_\_

**Date:** \_\_\_\_\_

**Prepared by: Connie Sackman, Clerk/Secretary**