

**IRISH BEACH WATER DISTRICT BOARD OF DIRECTORS
SPECIAL MEETING MINUTES
15401 FOREST VIEW ROAD, POB 67, MANCHESTER, CA 95459
August 14, 2021**

- 5. CALL TO ORDER AND ROLL CALL:** President Terry called the Special Meeting to order at 10:00 A.M. on Saturday, August 14, 2021, using a web-based video and audio conferencing tool, to meet on-line and/or in person at the Rex Dunning Firehouse, 15401 Forest View Road. Roll call of directors in attendance in person was: President Terry, Director Dyson, Director Israel, and Director Ellison. Director Whitaker attended via Zoom. Employees in attendance via Zoom were General Manager Acker and Plant Operator Dial. Attending in person were Clerk/Accountant Murray, Clerk/Account Clerk Dial, and Clerk/Secretary Sackman. Legal Counsel Emrick attended the meeting online with Zoom.
- 6. DISCUSSION: OPENING OF THE MEETING TO PUBLIC COMMENTS FOR TOPICS NOT ON THE AGENDA. (TERRY).** The following comments were presented as follows: A comment from the public audience was a question regarding IBWD's contact information, which was answered as being located at IBWD.org., an inquiry and confirmation of receipt of a letter written to the Board by a member of the community, and a guest using Zoom brought up a discussion with the Board regarding the draught conditions and its impact on the Irish Beach Community.
- 7. DISCUSSION: IRISH BEACH GENERAL MANAGER'S REPORT ON CURRENT WATER COLLECTION VOLUME AND STORAGE STATUS. (ACKER).** General Manager Acker presented the following: The State Water Resources Control Board has formulas that specify that water districts are required to meet a certain amount of water capacity to meet the number of houses. New permits for water can only be issued according to IBWD's water capacity/capability. Sale of water to water haulers will be determined by how the draught continues to affect IBWD's water supply.
- 8. DISCUSSION: EXPLANATION OF THE PROPOSITION 218 PUBLIC HEARING PROTOCOL. (MURRAY).** Clerk/Accountant Murray discussed the protocol of the ballot processing during this Public Hearing and Special Meeting.
- 5. DISCUSSION: OPENING OF THE MEETING TO PUBLIC COMMENTS. A MAXIMUM OF FIVE (5) MINUTES ALLOWED FOR EACH PRESENTATION. (TERRY).** Guests in the audience and also guests using Zoom presented for discussion the following: Combining lots and how that could affect the water supply during draughts; combining lots and how that would affect voting rights; a protest letter submitted challenging the legality of this special meeting and voting for the Proposition 218 Assessment; inquiry regarding the ability and process to disconnect from the IBWD; inquiry as to who is responsible for identifying lots that are buildable; a board member, speaking in the position as guest, discussed the opinion of being against Proposition 218; and a board member, speaking in favor of Proposition 218; a guest accused President Terry of notifying the company, that composed the engineering report for projects, to not take calls or answer inquiries from members of the community regarding the engineering report, which was denied by President Terry; Director Dyson spoke as a director in discussing the law suit by a resident against IBWD and his opinion of the 218 Proposition Assessment and President Terry voiced his rebuttal to Director Dyson's statements; a guest gave his opinion regarding the financial state of IBWD and why, instead of a Proposition 218 Assessment, IBWD should consider raising the billing rates; President Terry stated that at the next Board Meeting there would be a discussion regarding other options for raising funds; a guest gave her opinion as to

why she was in favor of the Proposition 218 Assessment, and also being in favor of raising rates for billing and connection fees;

6. ACTION: FINAL AVAILABILITY TO SUBMIT VOTES AND/OR RESCIND OR CHANGE VOTES. (TERRY). President Terry stated that there was no request to change votes

7. ACTION: CLOSE PUBLIC TESTIMONY PORTION OF THE PUBLIC HEARING. (TERRY). As there were no more comments, President Terry closed the Public Testimony portion of the public hearing at 11:30 A.M.

8. ACTION: DIRECT THE OPENING OF SEALED BALLOTS AND TABULATION OF VOTES. (TERRY). President Terry directed the opening and tabulation of the votes, to be conducted by Clerk/Accountant Murray, Clerk/Account Clerk Dial, and Clerk/Secretary Sackman.

9. ADJOURNMENT: MEETING WILL ADJOURN FOR ONE HOUR UNTIL PRELIMINARY TABULATION OF VOTES IS COMPLETED. (TERRY). President Terry stated the special meeting was adjourned for the preliminary tabulation of the votes, and would be reopened at completion of the tabulation.

10. ACTION: OPENING AND TABULATING VOTES. VERIFICATION/CROSS REFERENCING OF PARCEL NUMBERS AND VOTES. (MURRAY/DIAL/SACKMAN). Clerk/Accountant Murray, Clerk/Account Clerk Dial, and Clerk/Secretary Sackman commenced to open, tabulate, and verify votes.

11. RESUME: MEETING WILL RESUME WHEN THE COUNTING OF BALLOTS HAS BEEN COMPLETED AND THE RESULTS WILL BE READ. (TERRY). President Terry opened the meeting at 12:30 P.M. and read the results of the ballot count, stating that the Proposition 218 Assessment did not pass and read the results as follows: Unfavorable: 173, and Favorable: 167. Clerk/Accountant Murray stated that this was the result of the preliminary count, and there would also be a final count presented at the next Board Meeting.

12. DISCUSSION AND ACTIONS: CLOSING REMARKS AND ADJOURNMENT. (TERRY). President Terry adjourned the Special Meeting at 12:44 P.M. and stated the next Regular Board Meeting would be held on Saturday, September 11, 2021.

NO EXECUTIVE SESSION FOLLOWED THIS SPECIAL MEETING.

Respectfully submitted:

Attest:

Kenneth Terry, President

Stephen Whitaker, Secretary of the Board

Date: _____

Date: _____

Prepared by: Clerk/Secretary Sackman