

BEVERLY BEACH WATER DISTRICT MINUTES

APRIL 18, 2018

IN ATTENDANCE: Board President Jack Barbay, Board Members Gene Hogan, Tim Gross, Leon Nelson, Kendra Holloway; Water Operator Ted LePine: and guest Kelly Morris.

Gene passed out copies of the minutes from the previous meeting (March 21, 2018) as well as a synopsis of his efforts to mitigate the proposed plan by ODOT to lower the water in the pond at the intersection of 121st Street and Beverly Drive. Jack passed out copies of the following:

- (1) The agenda for tonight's meeting (April 18, 2018)
- (2) "BBWD Profit & Loss Budget vs. Actual- July 2017 through March 2018" Report
- (3) "BBWD Balance Sheet (As of March 31, 2018)"
- (4) "BBWD- Bond Account- Balance Sheet (As of March 31, 2018)"
- (5) "BBWD Profit & Loss- July 2017 through March 2018" Report
- (6) "BBWD Profit & Loss YTD Comparison- July 2016 through April 2017" Report

The meeting was called to order by President Barbay at 7:02 p.m.

PAST MEETING MINUTES:

The minutes from the previous meeting were read by the board members. A motion was made by Kendra to accept the minutes, as prepared, which was seconded by Tim. In Favor: Jack, Gene, Tim, Leon, and Kendra. Opposed: None. The motion passed un-opposed, and the minutes were accepted.

WATER OPERATOR'S REPORT:

Ted said that the ultraviolet reactor ballast was bad (this is a driver for the bulbs). He will get it replaced. Ted has also ordered a new drinking water intensity sensor (\$1000 by itself)

Ted mentioned that the district had recently received a package from UPS addressed to "RNG." It contained a thermoprobe from Siemens. We don't even have one of these, and Ted is planning on returning the package.

While on the subject of UPS, Tim inquired about their regular deliveries to the district office building. Tim said it works out OK and that he's never had any theft of delivered items. He said he is usually aware something is coming, so it only sits for maybe an hour, and it is bagged for potential moisture.

Ted said there were no other pressing issues. All the pumps are working well. The creek water level is OK, and turbidity is under control. He said he has been getting excellent runs at the plant. The creek is fairly slow and consistent.

Ted said he tracks his runs at the plant. There is a meter that records what the plant puts out in the way of water production and it runs in reverse during a backflush. We are able to tally

how much water we produce in a year, in fact, he has to do this for a report to the OHA (Oregon Health Authority). The OHA has a monthly amount of water produced by each district posted online. The system ID Number for looking up Beverly Beach's amounts is "4100568."

The repair of the road to the plant has been completed. Joe Howry did a great job.

Tim mentioned that if Ted and the district were willing, it would be great if we could provide another tour of the plant, in August for all the water resources directors from around the country. Tim said that it really helps for them to see what is involved in running a smaller water district plant. Ted said he can also show them Johnson Creek's and Carmel Knoll's setups too if they really want to see "bare bones" water production sites. Larry at Coast Range would be the contact for Carmel Knoll's approval, and Highland would probably OK a Johnson Creek tour.

Ted was asked if we need to pump out the wells with a trash pump. He replied "No."

Gary (from TAG) and Cascade still have not come out to assess the situation regarding engineering a backflush system for us.

Ted said that the two leaks that occurred as a result of PUD's work in Finisteere have been repaired. Ted tried to get Jason, from W.W. Construction to come and talk about the rest of the PUD project there, but he couldn't make our meeting. Ted also mentioned that Charter's line had been uprooted in the course of completing the project.

****TED LEFT THE MEETING AT 7:18 p.m. AS THERE WAS NO OTHER WATER BUSINESS****

ODOT AND THE PROPOSED POND PROJECT:

Gene asked that the next order of business be a topic he wanted to discuss, in particular because he had asked Kelly Morris to attend the meeting, and didn't want to make her sit through the whole meeting. He introduced Kelly as a resident of Beverly Beach who resides overlooking the south end of the pond at the base of the hill. He explained that ever since ODOT had decided to deal with the pond and its effluence, he has had problems with not only the way ODOT has dealt with the district, but with the actual plans they had in mind as well. He specifically referred to ODOT's neglect to consider the pond's importance as an emergency source of water for fire protection, as well as their disregard for the habitat they would ultimately destroy for migrating waterfowl and localized species. He stated that Kelly shares these concerns. He explained all the agencies and individuals he has contacted regarding this issue as outlined in the sheet passed out earlier. He also explained that the cost of fighting this project was probably more than the district could afford either by our attorney, and even possibly with pro bono work from an environmental attorney.

Gene is mainly attempting to get ODOT to agree to raising the level of the culvert so the pond will fill to a higher level, with a liner being used to prevent the seepage through the bank, which seems to be ODOT's main concern. Discussion ensued, and apparently a substance called bentonite can be used as a liner or water absorption element.

Tim wondered if we have a water right for water storage for emergency purposes. We do have a water diversion water right.

Kelly Morris asked if maybe there was a grant for funding a legal fight of the project. Perhaps Oregon Emergency Management could be involved.

Tim has talked to Rob Murphy, Fire Chief for the Newport Fire Department, and apparently they can come up with tenders that can draw from the pond for emergency firefighting. The closest hydrant to the City of Newport's water supply is 71st Street or thereabouts.

Tim said he would talk to Nicki Hendrickson in Tillamook about what we could expect with our water rights. He said in terms of water rights that "takings" of water are hard to do. He said ODOT would have had to ask for a de-watering permit, and we should be able to get a copy of it.

Tim also mentioned we could talk to Kerry Landrum at the Department of State Lands Area Management. She is the Resource Coordinator. Her phone number is (503)-881-7135. Tim wondered if drawing down a wildlife area needed permits, or whether there were exemptions and mitigations involved. Tim wondered if we shouldn't apply for a water storage right, if we don't already possess one, and then we could refuse ODOT draining the pond.

It was decided that Tim would contact Nicki Hendrickson, while Gene would contact Kerry Landrum.

Hopefully we can convince ODOT that a feature of the drawdown of the pond would be to seal it.

TREASURER'S REPORT:

The board discussed the first page of the financials. Mention was made that personnel costs were "good," as were maintenance/repairs/ and improvements. Both these will probably rise a bit in the months to come. Since we are ahead of the game financially in this year's budget it was decided to ask Ted for a "wish list" for things we have been needing to do, but until now have been neglected due to cost. Raising the pumps in the creek on pedestals (since we have extra in maintenance/repairs/improvements) would be a good item to tackle. We should get it done now- during the best season for repairs. Tim said he would ask Ted for an estimate.

Jack reminded the board that we needed to stay within 10% (either over or under) the budget so that we don't have to do a budget restatement.

Costs for chemicals for the plant were higher, but water testing costs were lower. The other stuff was pretty much on target.

It was discussed that we should hold water rates where they are currently for next year's budget. Maybe we can build a reserve to be able to match a grant for a metering project for the district.

It was proposed that we use \$13,000 as proposed SDC income for next year's budget as opposed to this year's \$19,500.

The budget is due in May- we have to have a public comment meeting in May (same meeting night as regular meeting?). We will use the same budget estimates too.

[NOTE: Perhaps we can use SDAO for legal support with the pond/ODOT issue]

Tim said he would put together a proposed budget and send it to Jack and will contact Lurlyn to announce a budget meeting for the same night as our regular meeting in May. She can e-mail the people who receive their bills through ACH.

In June we will have a budget approval meeting. In July we need to start submitting the "LB" forms (LB 10, LB 20, and LB 50) to the county. Jack said that he thinks the form that is submitted to the county for taxes is LB 50.

BOARD VACANCY:

Jack reminded everyone that this is his last official meeting as a board member and President. Tim suggested we mention the board vacancy in the budget meeting announcement letter.

There was a motion by Gene nominating Tim for the position of Board President. The motion was seconded by Leon. In Favor: Jack, Gene, Leon, Kendra. Opposed: None. Abstained: Tim. The motion carried with Tim Gross becoming the new Board President.

There was a motion by Gene nominating Kendra for the position of Treasurer, to replace Tim Gross. The motion was seconded by Tim. In Favor: Jack, Gene, Tim, Leon. Opposed: None. Abstained: Kendra. The motion carried with Kendra Holloway replacing Tim Gross as Treasurer.

Jack stated he will attend the next meeting and hand in his keys, etc. He was thanked by the board for all his contributions while serving on the board.

NEW BUSINESS:

It was re-stated that we will check with Ted for any infrastructure improvements we might be able to accomplish. We also will pursue getting TAG and Cascade going on our backflush tank.

Tim was curious why we were not experiencing any decreases in water pressure. Probably this is due to doing the backflushing at night, and with the valve adjustment that was done. Gene also mentioned that maybe we are not experiencing decreased pressure because all the summer residents have not arrived yet.

There was a motion by Jack to adjourn the meeting, which was seconded by Tim. In Favor: Jack, Gene, Tim, Leon, and Kendra. Opposed: None. The motion passed unanimously and the meeting was adjourned at 8:17 p.m.

Signed and respectfully submitted _____

Gene Hogan, Sec. Beverly Beach Water District- April 19, 2018