

MINUTES OF

NORTH BEACH WATER DISTRICT

August 4, 2008

Water Commissioners

Present: Brian Sheldon Gwen Brake RD Williams

Others Present: Clay Harwood Renee Goodin Debra Richmond
Diana Thompson Pat Gardner Rob Richmond

The meeting was opened at 6 PM by President Sheldon. A quorum was present.

The minutes of July 7 were presented for approval. Commissioner Williams disagreed with a segment of the minutes stating they were factually incorrect. MOTION BY COMMISSIONER WILLIAMS TO TABLE THE MINUTES SO THEY CAN BE CLARIFIED. SECONDED BY COMMISSIONER BRAKE. MOTION CARRIED.

President Sheldon opened the meeting for presentations from the audience.

Pat Gardner, County Auditor, asked if the Board had considered the temporary loan offered by the County Commissioners. President Sheldon said the board hadn't considered it. "We are more concerned with the transfer." A discussion about the election costs owed to the auditor's office ensued. The auditor stated that her office prefers the debt be paid by the end of the year.

Renee Goodin, County Treasurer, asked Commissioner Williams, who sits on both the PDA and the district board, what progress has been made and 'is there something the county can do to assist.' Commissioner Williams stated that it was in the hands of the transition team who have reached an impasse.

President Sheldon reviewed the process to date. The attorney hired by the district who specializes in working with districts created a document which was dismissed by the PDA transition team. In return the PDA transition team presented the district with a series of declarations which doesn't address the legal needs of the district.

The PDA transition team resolved that there was an impasse. President Sheldon doesn't agree. He stated that he had asked the PDA transition team if a simple gifting agreement that meets their needs and meets the legal needs of the district could be drawn up, but he has had no response.

County Commissioner Harwood expressed his concern that this process doesn't drag on.

Commissioner Williams mentioned the lawsuit needing to be resolved. He stated that all of the PDA liabilities will follow the assets in the transfer. The PDA can't settle the lawsuit without assets. A court date has been set for July 1, 2009.

Commissioner Williams stated that there are two parts to an agreement with the PDA. If the district agrees and conditions are met, then a transfer agreement will follow. Both Commissioner Brake and President Sheldon stated they were unaware of this.

Pat Gardner asked if Commissioner Williams was going to abstain in all district transfer activities. He stated that he was instrumental in creating all documentation, so there would be no value in reviewing them.

After a discussion about the current impasse on the transition team, COMMISSIONER WILLIAMS MADE A MOTION TO TURN THE TRANSITION TEAM OVER TO COMMISSIONER BRAKE. COMMISSIONER BRAKE SECONDED THE MOTION. THE MOTION CARRIED.

Budget Report - President Sheldon stated that the district had no money.

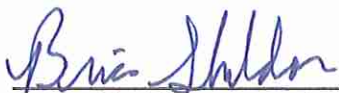
Old Business - Commissioner Brake presented the new district seal. SIGNING RESOLUTION 04-2008 ADOPTING THE SEAL WAS TABLED BY PRESIDENT SHELDON UNTIL THE NEXT MEETING. THE PAPERWORK WAS NOT AVAILABLE. THE MOTION WAS SECONDED BY COMMISSIONER BRAKE AND WAS UNANIMOUS.

No correspondence. The meeting was adjourned.

Respectfully submitted


Gwen Brake, Secretary

Attest:


Brian Sheldon, President


RD Williams, Commissioner