ALPINE SPRINGS COUNTY WATER DISTRICT

MINUTES OF THE REGULAR BOARD OF DIRECTORS MEETING

Pursuant to notice given, the regular meeting of the Board of Directors, Alpine Springs County Water District, was held Monday, September 11, 2006, at 8:30 a.m., District Board Room, 270 Alpine Meadows Road.

1	1.	CALL TO ORDER
2		President Danz called the meeting to order at 8:30 a.m.
3		PLEDGE OF ALLEGIANCE
4		Following a moment of silence in memory of those who died on September
5		11, 2001 five years ago, those attending joined in reciting the Pledge of
6		Allegiance.
7		ROLL CALL
8		<u>Directors Present</u> : Barbara Danz, President; Virginia Quinan, Vice President;
9		Janet S. Grant; Jon Northrop; Charles Nungester
10		<u>Directors Absent</u> : None.
11		Staff Present: John Collins, General Manager; Mike Dobrowski, CPA/District
12		Accountant (by telephone); Jancis Martin, Recording Secretary
13		Guests Present: Merritt Cutten/Alpine Manors and Park, Recreation & Greenbelt
14		Committee; Lee Massick/JMA and Park, Recreation & Greenbelt Committee;
15		Chief Duane Whitelaw/NTFPD; Chief Dave Ruben/NTFPD
16		The numbering of the following items matches the original order of the
17		scheduled items in the meeting agenda. However, to take best advantage
18		of meeting participants' time, the items were dealt with in a different order
19		during today's meeting, as seen below.
20	2.	PUBLIC PARTICIPATION
21		None.
22	3.	ITEMS FOR BOARD DISCUSSION & ACTION
23		A. <u>Financial Report</u> :
24		Mike Dobrowski, District CPA, participated in discussion of this agenda
25		item by telephone:
26		Mike has sent out annual billings to 98% of the District's customers;
27		about 12 customers have not been billed. This should generate about
28		\$12,000 in additional revenue. Past due notices (including late fees
29		and interest) will be sent out this month to customers who have not
30		yet paid their bills.
31		On a year-to-date basis, the District's expenses are running about
32		\$15,000 under budget.
33		About \$3,000 in property tax revenue was incorrectly classified and
34		will be posted as County collections of delinquent accounts.
35		Director Grant asked when the audit would take place. Mike replied
36		that he is working with the auditors, who will be at the District office
37		September 20-22. The audit report is likely to be ready in November.
38		President Danz asked about the utility expenses. Mike replied that
39		they were related to SCADA. There were four bills, two for materials
40		and two for labor. Some of the work was unbudgeted.
41		i. Financial Statements – September 6, 2006: Director Grant made a
42		MOTION that the Board accept the financial statements, dated
43		September 6, 2006, as presented. Director Northrop SECONDED the
44		motion. All Directors being in favor, the motion was APPROVED.
45		ii. Expenses Paid & Payable – September 6, 2006: The Directors
46 47		reviewed the monthly check register. Directors Grant and Quinan
47		asked for and received clarification on several of the checks. Director
48		Grant made a MOTION that the Board approve the Expenses Paid &

Payable (checks 22562 through 22621). Director Northrop

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SECONDED the motion. All Directors being in favor, the motion was 1 APPROVED. 2 В. Approval of Minutes of Regular Board Meeting Held on August 11, 3 2006: 4 5 Director Grant made a MOTION that the Board approve the minutes of the August 11, 2006, Regular Board of Directors Meeting. Director 6 Nungester SECONDED the motion. In discussion, the following 7 corrections were suggested: 8 9 Page 4, line 12: change "August" to "September"; Page 3. line 38: change "do to do to" to "do to". 10 Director Grant amended her MOTION to include the corrections. Director 11 12 Nungester SECONDED the amended motion. All Directors being in favor, the amended motion was APPROVED. 13 F. **Contract with Tahoe Truckee Sierra Disposal Company:** 14 15 The Board expected to review the 2006-2007 contract with the company that provides refuse disposal for the District's homeowners. However, 16 TTSD Manager Jeff Collins still has not provided it to the District. 17 **Contract with Interflow Hydrology for Hydrogeologic Services:** 18 G. The Board reviewed and discussed the proposal from Interflow Hydrology 19 to provide hydrogeologic services to site new wells for the District: 20 Manager Collins reported that, as part of the necessary rehabilitation 21 of springs (i.e., horizontal wells) 2 and 4, he requested that Interflow 22 Hydrology map the area around the springs. He also asked Dwight 23 Smith (of Interflow Hydrology) to map other areas to identify other 24 25 possible well sites in the event the existing springs cannot be repaired. Dwight suggested that the District investigate the feasibility 26 27 of installation of a vertical well, rather than a horizontal well; the 28 companies that drill horizontal wells are currently very busy so it may be more expeditious to hire a vertical well drilling company to do the 29 30 work, rather than waiting for horizontal well drillers to become 31 available. Director Nungester asked if vertical wells require pumping; Manager 32 Collins said yes. Director Grant asked if it would be a big effort to 33 connect new wells to the existing District infrastructure; Director 34 Northrop said no since there were pipes already near the area. 35 Director Northrop offered to provide Manager Collins with contacts for 36 some horizontal well drilling companies. Director Nungester asked if 37 38 there were alternatives to using Interflow Hydrology's services; Manager Collins said that, with professional services contracts, he is 39 not required to request competitive bids; he prefers to work with 40 Dwight Smith, since Dwight is knowledgeable and already familiar 41 with the District. 42 President Danz said she thought the study might be premature. The 43 Board approved as a capital project the rehabilitation of springs 2 and 44 4, not the search for new well sites. Manager Collins said part of the 45 work supports the rehabilitation of the existing springs; the rest of it is 46 a time-saving effort in case it is found that the existing springs cannot 47 be rehabilitated by drilling. President Danz asked if there was a 48

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preliminary step that needed to be carried out, that is, investigating if

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the springs could be repaired without re-drilling. Manager Collins said the coliform could not be eliminated by repairing the springs; drilling was necessary to get deeper into the hill to avoid surface sources of contamination. President Danz asked who makes the decision as to whether to re-drill the existing wells or drill a new well in another location. Manager Collins said the Board would make that decision. Director Northrop said sometimes multiple drillings in one vicinity are necessary to obtain the needed water flow. Manager Collins said he could halt the field work if rehabilitation of springs 2 and 4 is viable and come back to the Board with a recommendation for repair/drilling. He also suggested that mapping other areas might be useful to the District in years to come. President Danz reiterated her concern that the Board has never approved the additional mapping proposed in Interflow Hydrology's proposal.

 Directors Nungester and Grant both supported the idea of authorizing Dwight Smith to do all the field work at one time to save time since, if the field work at springs 2 and 4 shows the springs cannot be rehabilitated, further field work and drilling would not happen until the spring. Both Directors felt that Manager Collins and Dwight Smith should be given the latitude to make the decision about whether additional drilling work should proceed without having to come back to the Board for the approval.

Director Northrop made a MOTION that the Board approve the proposal from Interflow Hydrology dated August 29, with the proviso that if Manager Collins and Dwight Smith discover that wells 2 and 4 can be repaired or rehabilitated that Interflow Hydrology will not proceed to look for additional sites in other locations. Director Nungester SECONDED the motion. All Directors being in favor, the motion was APPROVED.

D. Ordinance 8-2006: Ordinance Adopting the Fire Prevention Code of the Alpine Meadows Fire Department:

The Board opened a public hearing at 9:05 a.m. on the potential adoption of Ordinance 8-2006, the update of the District's fire prevention code:

- Chief Ruben provided a brief overview of the changes made to the existing Ordinance. He mentioned that no public comment had been received on the proposed Ordinance.
- Director Grant asked if the requirement for Storz adapters on fire hydrants would require retrofitting all the current hydrants. Chief Ruben said no, the requirement only applied to new hydrants.
- Director Grant asked about the changes that relate to billing for cleanup of hazardous materials and traffic accidents. Chief Ruben said that NTFPD has never charged for these services but wants to be able to do so in the future.
- The reference to chapter 10 is inaccurate; there is no chapter 10 in the Alpine Meadows Ordinance.
- Director Nungester asked if Placer County dictated the terms of the Alpine Meadows Ordinance. Chief Ruben said the State Fire Code would prevail in the absence of specific terms in the Alpine Meadows Ordinance.

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Director Nungester expressed his concern that the Ordinance increases the cost of home construction (due to the cost of installing sprinklers) considerably. Chief Ruben said the requirement for installing sprinklers has been in place since November 2002. Chief Whitelaw explained that the requirement was discussed exhaustively prior to implementation of the Ordinance in 2002. The requirement recognizes that NTFPD's response time from Tahoe City to Alpine Meadows was several minutes. In 2002, the Board discussed retrofitting all homes in the Valley to include monitoring systems, but abandoned the idea because there was no way to assure that homeowners continued to pay the fees to the monitoring companies. Director Grant asked if there have been any remodels in the Valley that have been affected by the requirement to install alarm systems. Chief Ruben said he has seen one or two in the last six months. Chief Whitelaw said the Ordinance allows a builder to appeal a requirement to the Board. Director Northrop asked if the appeal process could cause the Board to incur liability. Chief Whitelaw said that was a legal question and he was reluctant to answer.

Following the public hearing (closed at 9.25), Director Quinan made a MOTION that the Board adopt Ordinance 8-2006, Adopting the Fire Prevention Code of the Alpine Meadows Fire Department. Director Grant SECONDED the motion. Roll was called to approve the Ordinance. Ayes: Directors Grant, Northrop, Nungester and Quinan and President Danz. Nays: none. The Ordinance PASSED. Chief Ruben said the revised Ordinance would be placed on the consent calendar at the October or November meeting of the Placer County Board of Supervisors. He will attend the meeting to answer any questions pertinent to the Ordinance. He said he would keep the ASCWD Board

C. <u>Fire Department Report</u>:

apprised of the progress of the Ordinance.

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Chief Whitelaw was in attendance and discussed the following items:

- August Dispatch Report: There were six calls to Alpine Meadows during the month. Chief Whitelaw explained that the report generated by NTFPD was more reliable than the one issued by County dispatch, due to the inadequacies of the dispatch computer system.
- Following the All-Valley Meeting, Chief Whitelaw provided the Bear Creek Planning Committee with a copy of the revised Alpine Meadows Fire Ordinance.
- NTFPD is interviewing consultants to prepare the capital facilities plan for Alpine Meadows. The plan is necessary for Alpine Meadows to charge a fire mitigation fee on new construction in the Valley. Chief Whitelaw would like to hire the same consultant to prepare both NTFPD's and ASCWD's plans. Chief Whitelaw is also looking at various ideas for adding a second bedroom in the Alpine Meadows Fire Station.
- Volunteer Firefighters Recognition Barbeque: Chief Whitelaw has framed the group photo of the volunteers who attended the barbeque; it is now hanging in the station next to the plaque. There is also a

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- photo album there. President Danz requested a copy of the group photo to include in the upcoming newsletter.
- Disposal company contract: Chief Whitelaw suggested that ASCWD ask its disposal company to provide free dumpsters to Alpine Meadows on the day(s) when NTFPD performs chipping services in the Valley. The dumpsters would be used to remove debris after the chipping is done. This will facilitate clearing of debris for defensible space. Chief Whitelaw said that NTFPD would monitor the use of the dumpsters on those days.
- Ethics/NIMS training: Chief Whitelaw said he can provide dates for NIMS training for anyone who still needs it.
- Chief Whitelaw reported that in 1991 and 1992, the State redirected local property taxes to the State, which had a significant adverse impact on local governments. There is currently proposed legislation (SB 1317), sponsored by Southern California Edison, which shifts property tax revenue to cities which agree to site a utility in their community. Although this legislation does not affect ASCWD or NTFPD, NTFPD has always fought legislation that threatens to take away property taxes from local agencies. Chief Whitelaw encouraged ASCWD also to fight this legislation. CSDA opposes it also.
- Agreement for fire protection services: The agreement goes to the NTFPD Board on September 20.

E. Contract with North Tahoe Fire Prevention District for Fire and Emergency Protection Services:

The Board reviewed and discussed the most recent version of the contract with NTFPD for the provision of fire protection and emergency medical services:

- President Danz distributed pages containing minor changes to the contract included in the Board packet. The draft, prior to these minor changes, has been approved by NTFPD's attorney (Steve Lieberman at Porter, Simon). President Danz said that Steve Lieberman prepared the initial draft of the contract. This first draft did not include standard contract provisions to ensure that it would be unambiguous and to formalize provisions for insurance, amendments, indemnification, etc. On August 24th there was a conference call among ASCWD's legal counsel, Dwane Milnes from CityGate and NTFPD's legal counsel. Since then, there have been multiple conversations with the attorneys and the consultant to clarify all the substantive and legal terms of the contract.
- Director Grant pointed out that the Fire Station could no longer be used for public meetings without the consent of NTFPD. Chief Whitelaw said NTFPD would willingly entertain such requests.
- Director Quinan found the wording awkward in the last sentence of items b and c on page 5. President Danz said it is to accommodate not only potential funding from the Ski Area, but other sources of funding, and that such funding should be used for staffing the Alpine Meadows Fire Station, not for NTFPD's general expenditures.
- President Grant asked Chief Whitelaw if, in the context of legislation like SB1317 that threatens to take away property taxes, detailing the

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disposition of Alpine Meadows property taxes in this contract might help assure that local property taxes stay in the District. He responded that he thought it might help in the sense that it is clear that the property taxes are dedicated to fire protection services and are not used for enterprise services.

- Director Grant said she would prefer to see the Dispute Resolution section in plain language. President Danz explained that section and the following sections. She stated that these are standard legal provisions.
- The section on Insurance (page 10) was provided to NTFPD's insurer, who approved it.
- Chief Whitelaw said he did not know if NTFPD's legal counsel had seen the latest revisions yet but otherwise he was comfortable with the contract as it was presented. He was quite sure that if Steve Lieberman was comfortable with the contract, the NTFPD Board would probably approve the contract.
- President Danz said that Dwane Milnes requested that the ASCWD Board approve the contract before Thursday, September 14th, when it will be distributed to the NTFPD Board members. Since several ASCWD Directors will not be available after this meeting, the ASCWD Board decided to take action on the contract at this meeting.

Director Nungester made a MOTION that the Board approve the contract with NTFPD for fire protection and emergency medical services, with the revisions as presented.

The Board took a break between 10:20 and 10:30.

President Danz reported that she learned during the break that Steve Lieberman has reviewed and approved the revisions. Director Grant SECONDED the motion. All Directors being in favor, the motion was APPROVED. President Danz asked Chief Whitelaw to request that the NTFPD Board reimburse ASCWD for half of the expense of the CityGate Phase 2 contract.

M. <u>TTSA Report</u>:

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47 48 There has been no TTSA Board meeting since the last ASCWD Board meeting. The next TTSA Board meeting is scheduled for September 13, 2006, at 9:00 a.m.

H. River Ranch Water Line:

The Board discussed what action to take regarding the River Ranch water line:

• Manager Collins met with Fred Fahlen and worked out a plan to respond to the County's concern about the placement of the River Ranch water line. The problem is that the pipe was moved from within the silhouette of the bridge (which lies in the flood plain) to below the bridge, which increases the silhouette of the bridge. The District has to hire a consultant to do the analysis to see if the line placement raises the flood plain level for any upstream residents. If the pipe raises the flood plain by one tenth of a foot for any upstream property owners, the District will have to get the permission of those property owners to keep the current line placement.

Minutes for the Regular Meeting of the ASCWD Board of Directors, September 11, 2006

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- Manager Collins felt that, if the District consultant says the line
 placement does not impact the flood plain, the County will accept the
 consultant's analysis, since the County recommended the consultant
 to the District. The County wants a structural engineer to say that the
 placement and securing of the District water line is okay. Manager
 Collins and Fred Fahlen think the brackets securing the line look fine.
 President Danz asked how the District obtains approval from the
 upstream property owners. Manager Collins will find out.
- Manager Collins requested and received from the County an extension to the deadline to complete the work.

I. Draft Policy for Park:

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The Board reviewed the proposed policy regarding use of the Park:

- Manager Collins prepared a mission statement for the Park.
 President Danz revised the mission statement and formatted it as a revision to the existing Park Policy 6.4.0, Park Funding Policy.
- Director Danz suggested that the revised Policy be sent to the Park, Recreation & Greenbelt Committee to obtain their comments. The Directors agreed. Director Northrop will schedule a meeting of the Park, Recreation & Greenbelt Committee to discuss the policy.
- Merritt Cutten expressed approval of the revised policy. Lee Massick said he thinks the policy is in line with his understanding of the District's philosophy for the Park, although he knows AMEA has some objections to the Board's implementation of liability waivers.
- Merritt asked if the District was concerned about the Park becoming an enterprise. Director Northrop said the District would like the Park to be self-supporting, completely funded by usage fees, but the reality is that the Park will always need to be supported by property tax revenues.

J. Status of Easements:

The Board reviewed the status of recording its easements on lots in the Valley. Manager Collins reported that Buz is in charge of this task. He plans to get to it before the first snowfall.

K. General Manager's Report:

John Collins, General Manager, provided a written report on his activities during the month of August, with discussion on the following topic:

• Long Range Plan: Manager Collins has reviewed the first four sections of the Long Range master plan and emailed the draft to the members of the Long Range Planning Committee. President Danz expressed concern at the project dragging on, since the Long Range Planning Committee will not be meeting until November. Manager Collins said he would encourage the Committee members to return comments to him in writing so he can run them by Lumos in the interim. President Danz asked Director Grant, as Committee Chair, if she thought it might expedite matters if the Board members were also to receive the draft and therefore be familiar with it prior to it being introduced to the Board after the Committee meeting. Director Grant agreed; she requested that Manager Collins indicate the scope of the review (i.e., substance, rather than typos or format) and suggested a deadline of 10 days to return comments.

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1	N.	CSDA Board of Directors Election:
2		The Board discussed the candidates for election to the CSDA Board of
3		Directors:
4		 Manager Collins said the Board is supposed to vote for one
5		candidate. Included in the Board packet were statements received
6		from two candidates, Michael Seaman and Larry Brilliant.
7		 Director Nungester suggested that the Board not vote since none of
8		the Directors knows enough about the candidates. Director Grant
9		suggested voting for Michael Seaman because he has experience
10		with CSDA and with the Valley.
11		Director Quinan made a MOTION that the Board vote for Michael
12		Seaman for the CSDA Board of Directors. Director Northrop SECONDED
13		the motion. Director Grant asked if the other Directors read the emails
14		they receive from CSDA. She suggested that they need to stay
15		knowledgeable about CSDA, as the organization is the District's voice in
16 17		Sacramento. All Directors except Director Nungester being in favor, the motion was APPROVED.
18	L.	Operations & Maintenance Department Report:
19	L .	Manager Collins reviewed Buz Bancroft's written report for August that
20		included status updates on water, sewer, garbage and other services
21		provided by the District. In addition to the information on the written
22		report, the following was discussed:
23		The amount of water supplied to customers is starting to drop back
24		from the high levels supplied in July. Sewer flows were normal.
25		Staff has done some repairs and replacement on water meters and
26		boxes. They continued the yearly TV program started 3 years ago.
27		All water samples have tested negative for coliform.
28	Ο.	Ethics Training/NIMS Training:
29		The Directors are mandated to undergo ethics training by the end of the
30		year. Directors Northrop and Grant have taken the training; the other
31		Directors have scheduled their training to comply with the requirements.
32		The Directors, Buz Bancroft and Manager Collins have received NIMS
33		training. Manager Collins will check into whether Lew needs to obtain it
34		as well.
35	Р.	September Quarterly Newsletter:
36		The Board reviewed the September quarterly newsletter and discussed
37		mailing the newsletter to residents who have not specified that they want
38		to receive it:
39		Director Quinan suggested adding the information that the chipper
40		program will be continued through October, possibly into early
41		November, weather permitting.
42		President Danz proposed changing the wording of the last sentence in the defensible areas proposed than "Alexandra BODO group has
43		the defensible space paragraph to "Also, approval from BCPC may be
44		required". The BCPC phone number (581-5692) should be included.
45		Director Grant felt strongly that all members of the community should be informed about District happenings, even if last year, they choose
46		be informed about District happenings, even if last year, they chose
47 48		not to respond to the questionnaire soliciting residents' preferences as to whether or not they wished to receive the District newsletter.
70		to which ici nici they wished to receive the District hewsietter.

Director Quinan suggested sending to all customers an annual report,

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> including vital information for customers, and sending the other three quarterly newsletters only to those who have requested it. Lee Massick said the guarterly newsletter is a nice balance between overwhelming people with too much information and not giving people enough. The Board agreed that the annual publication was a good idea and should go out with the annual billing. **Budget & Finance Committee:** President Danz presented a written

Q. **Committee Reports:**

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- report of the Committee's September 7, 2006, meeting with detailed discussions of the following items:
 - a. Investments/cash issues: President Danz reported that the CDs were purchased in June and are earning interest. There is a lot of cash in the checking account; Manager Collins and Mike Dobrowski will determine how much can be placed in short-term CDs or transferred to the District's savings account, based on forecasted operating expenses.
 - b. Options for snowmaking contract: President Danz said Manager Collins has prepared a preliminary analysis to determine if it is beneficial to pay off the note to the Ski Area (\$148,000) and charge them for water from snowmaking wells R-1 and R-2 at our customary rates. The Committee feels that more work is needed and that now was not the best time to do this; probably late spring would be better. Director Grant noted that originally, when the loan was made, it was anticipated that the loan would be paid off within 10 years; the 10-year timeframe is now long past. She recommended that it be paid off soon if the analysis shows that it makes sense. Director Grant asked if the District would be responsible for paying for the electricity to pump the water up the hill, after the note is retired. Manager Collins said he thinks the Ski Area will continue to obtain water and will continue to pay the electricity but requested that someone else help him interpret the agreement. President Danz asked Manager Collins for a copy of the agreement.
 - c. Requests from customers for adjustments to their bills: One customer requested that late fees and charges be removed from his bill because he was traveling and did not receive the bill until a month after it was sent. The Committee denied the request.
 - d. Requests for unbudgeted expenses: The Committee reviewed two requests for unbudgeted expenses:
 - \$60 to Awaxx to fix the Park gate;
 - \$866.37 to EACO Wiring Systems for re-wiring the electrical service which feeds the Spring 1 chlorinator to bring it up to

Director Northrop made a MOTION that the Board approve both unbudgeted expenses. Director Quinan SECONDED the motion. All Directors being in favor, the motion was APPROVED.

e. Director Grant said there appeared to be some duplicative reports in the financial reports. President Danz said the Committee would look into it.

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1		f. Next meeting: Scheduled for Wednesday, October 11, 2006, at
2		8:30 a.m.
3		ii. Administration & Personnel Committee: There was no meeting.
4		iii. Fire Committee: There was no meeting.
5		iv. Long Range Planning Committee: There was no meeting.
6		v. Park, Recreation and Greenbelt Committee: There was no meeting.
7		O. Open Items: None.
8		P. Correspondence to the Board: None.
9	5.	DIRECTORS' COMMENTS
10		The next regular Board meeting is scheduled for Friday, October 13, 2006 at
11		8:30 a.m.
12		President Danz asked Manager Collins to write a letter to Governor
13		Schwarzenegger, expressing the Board's opposition to SB 1317.
14		At the request of Director Grant and President Danz, the December Board At the request of Director Grant and President Danz, the December Board At the request of Director Grant and President Danz, the December Board At the request of Director Grant and President Danz, the December Board The The Decem
15		meeting was moved from December 8 th to December 15 th .
16		 Director Nungester said Ordinance 8-2006 (passed earlier in the meeting)
17		might require that a "Knox box" be installed on the Park gate. Manager
18		Collins will speak with Chief Whitelaw about the issue.
19	4.	CLOSED SESSION
20		There was no closed session.
21	6.	ADJOURNMENT
22		There being no further business before the Board, the meeting was adjourned at
23		11:45 a.m.
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25		
26		Respectfully Submitted, Approved w/amendments 10/13/06
20 27		Approved with mental mental 10/10/00
28		Jancis Martin
29		Recording Secretary