

Arch Cape Domestic Water Supply District
Board of Commissioners Meeting Minutes

July 21, 2022

Pursuant to notice posted, a regular meeting Board of Commissioners was held at the Arch Cape Fire Hall in Arch Cape, Oregon.

Present: Commissioners Dan Seifer, Debra Birkby, Linda Murray. Public: Darr Tindall
Staff: Phil Chick, District Manager; Teri Fladstol, Administrative Assistant.
Public via Zoom: Daniel Wear, Heather Newman, Chris Anderson, Bill Campbell, Julie & Anne with National Parks Service, Jude Lally, Rick Gardner
NOTE: Commissioners Jay Blake and Nadia Gardner attended via Zoom, connecting at 6:40 pm.

Call to Order at 6:00 pm and opening of Public Comments by Dan Seifer - No comments made.
Consent Agenda - Motion made by Linda Murray to accept as presented; Second by Debra Birkby, Motion Carried.

Election of Officers – Nominations were made as follows: President: Jay Blake, Vice President: Debra Birkby, Secretary: Teri Fladstol, Treasurer: Nadia Gardner. Not all members present so vote was moved to end of meeting. Debra Birkby presided over the meeting as Vice President.

Old Business:

Markham Donation is still on hold as the Markham attorney's have not responded to our inquiries. No action to be taken at this time.

Arch Cape Forest: Introduction of Daniel Wear, Project Manager for Sustainable Northwest and accept the amended Sustainable Northwest Contract. Motion made by Dan Seifer approve the amended contract as presented subject to the concurrence of Business OR for funding under our grant and authorize the District Manager or Board President to execute the contract on behalf of the District. Second by Linda Murray, Motion Carried.

Springboard Forestry Contract updated with language required by the grants. Motion made by Dan Seifer to approve the contract as presented subject to the concurrence of Business OR for funding under our grant and authorize the District Manager or Board President to execute the contract on behalf of the District. Second by Linda Murray, Motion Carried.

Earl Enterprises Contract Modification for administration of the Arch Cape Forest funding including the grant reports, reimbursement requests, etc. Motion made by Dan Seifer approve the task order contract modification as presented subject to the concurrence of Business OR for funding under our grant and authorize the District Manager or Board President to execute the contract on behalf of the District. Second by Linda Murray, Motion Carried.

Arch Cape Forest Road Maintenance Grant Contract Project U22010. We need to have approval to move into the contract with Business Oregon and the paperwork filled out with two authorized signers. Motion made by Dan Seifer approve the task order contract modification as presented subject to the concurrence of Business OR for funding under our grant and authorize the District Manager or Board President to execute the contract on behalf of the District. Second by Linda Murray. Confirmation of the original process of the grants was asked by Debra Birkby and clarification was made to the differences. Motion Carried. Confirmation of the signers to be added to the account and a motion was made by Dan Seifer that District Manager, Debra Birkby, VP and Treasurer (To Be Determined) be the signers on the account. Second by Linda Murray, Motion Carried.

Public Access Plan Update presented by Phil Chick, District Manager regarding the results of their first meeting and format for moving forward. The monthly meetings will be held on the 2nd Wednesday of the month, starting

on August 10th from 9:00 am to 10:30 am via Zoom. This committee will bring their recommendation of an access plan to the Board after all processes and public input has been completed.

Terminate RES20-09 WD Water & Sanitary Districts IGA for forest purchase. This resolution was put into place for purchase. Motion made by Dan Seifer to terminate the resolution as funds are not needed. Second by Linda Murray, Motion Carried.

Conservation Plan with North Coast Land Conservancy report was made by District Manager Phil Chick regarding the process that will be needed to meet the conservation plan requirements.

Outreach Report by Linda Murray regarding the Celebration on July 27th for the Arch Cape Forest Purchase, 4 pm at Linda Murray's home.

Future Work Sessions to begin putting together next steps. District Manager, Phil Chick will follow-up with more detail for dates and subject matter.

Account Receivable Report – Teri Fladstol, Jigsaw Consulting Services reported status is good and systems are working well.

Director Jay Blake joined and was notified of Election of Officers. He indicated that he would be unable to accept the nomination as President of the Board of Commissioners due to duties required at work.

District Manager Report – Phil Chick, District Manager gave his report as well as asked for correspondence that had been sent to the District and requested to be read into the official minutes be read by Teri Fladstol. Dan Seifer asked that due to the lack of public members being present on the call, that the information be attached to the minutes for the record. Discussion ensued.

For the record, Director Nadia Gardner has also joined the meeting at this point. Discussion by the Board was held regarding the nominations on the table. Debra Birkby asked for District Manager Phil Chick to seek information on next steps needed regarding the slate of officers for the August meeting.

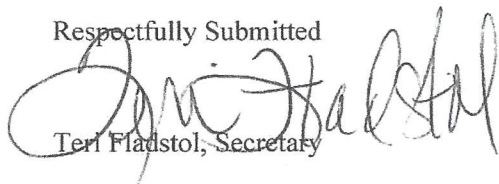
Board Member's Comments and Reports

August Agenda Items – Future work session, officer positions and options available to the District. Any follow-up on contracts if needed.

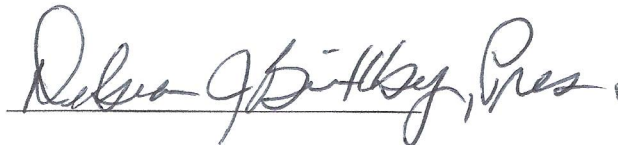
Public Comment – No Public Comment

There being no further business, motion by Dan Seifer to adjourn the meeting. Second by Linda Murray, Motion Carried. Meeting adjourned at 7:07 pm.

Respectfully Submitted


Teri Fladstol, Secretary

Attest:


Debra Birkby, Pres.

Attachment:

To: Arch Cape Water District Board

**From: Arch Cape Community Interest Group Date: July
13, 2022**

Subject: Correspondence-related Agenda Item for July 21st Board Meeting (per Policy 16- 03 WD)

On behalf of the Arch Cape Community, during one of the two Correspondence-related Agenda items of the July 21st Board Meeting, we ask that the Board read this Correspondence as part of the Agenda, take the requested actions and document in the Minutes the Board's response to each requested action.

Since the below issues are of interest/concern to the Arch Cape Community, (as the owners of the Watershed we have a vested interest in how it is managed/operating and carry its financial liability), we formally request that the Board;

1. As part of the ongoing public meeting process, review and vote to approve ANY publication, press release, promotional information, interview, video or similar that relates to OUR Watershed. This will act as a check and balance to avoid unnecessary/unintended promotion of the Watershed until such time as a final decision about Public Access has been made.
 - Will the Board honor this request? Yes/No?
 - If No, please explain why.

2. Confirm that they have instructed the AC Forest Advisory Committee to consider and integrate the Recreational Use Survey results into their deliberations about Public Access and to actively reach out to and included feedback from the broader Arch Cape Community in their recommendations.
 - Is this confirmed Yes/No?
 - If No, please explain why.

3. Have the District's legal counsel draft a legal opinion letter, that will be available to the Community, about whether a District formed under ORS 264 can apply resources to recreation. This will insure that due diligence has been done by the district that will prevent any unnecessary work being done and will mitigate the risk of future litigation.
 - Will the Board honor this request? Yes/No?
 - If No, please explain why.

4. Work with NCLC to identify and put reasonable restrictions around the following; a) who at NCLC will have access to gate keys for bringing motorized vehicles onto Watershed roads, b) the number/frequency of NCLC's intended tours/guest visits , c) the number of vehicles per tour/guest visit, d) the seasonality of tours/guest visits, and e) the specific roads across the Watershed that will be used for tours/guest/visits, f) any public access during logging events.

- Will the Board honor this request? Yes/No?
- If No, please explain why.

5. Confirm that the Board has instructed Ben Hayes, contract Forester, to update the financial operation plans as described below and to make available to the community electronic versions of all related Excel spreadsheets containing all detail line information (to include comparable data that was made available to the previous Finance Committee)

- a. A logging scenario year-by-year through 2035,
- stand-by-stand forest inventory data (similar to what was available from EFM under the NDA), along with harvest projections and pro-formas
 - logging prescriptions for first two cuts
 - anticipated log sales prices and costs for first two cuts with projected revenue and net revenue
 - any and all non-logging revenue line items, e.g., donations, tax levies, grants, etc., with revenue amounts
 - designation of the application of Covid relief funds to allowed costs
 - one-time infrastructure improvements to be done, e.g., Roads, tsi, with confirmed costs
 - recurring operating line items and with confirmed costs for each
 - annual inflation rate

- b. A no-logging scenario year-by-year through 2035
- stand-by-stand forest inventory data (similar to what was available from EFM under the NDA),
 - any and non-logging revenue line items, e.g., donations, tax levies, grants, etc., with revenue amounts
 - designation of the application of Covid relief funds to allowed costs
 - one-time infrastructure improvements to be done, e.g., Roads, tsi, with confirmed costs
 - recurring operating line items and with confirmed costs for each
 - annual inflation rate

- Is this confirmed Yes/No?
- If No, please explain why.
- If Yes, by what date will this be available to the community?