

**ARCH CAPE DOMESTIC WATER SUPPLY DISTRICT  
BOARD OF COMMISONERS MEETING  
Tuesday, November 26, 2024; 9:00 am**

Pursuant to notice posted, a special Board Meeting for the Arch Cape Domestic Water District was held via Zoom.

I. Call to Order at 9:00 am Roll call: Chris Mastrandrea, Bob Cerelli, Sam Garrison, Tevis Dooley, Bill Campbell, Public: Dale Mosby

II. Cooper's Appeal

- Bob Cerelli left the meeting
- Motion to adjust the Cooper's balance from \$7,598 to \$4,319 by Bill Campbell, Second by Sam Garrison Motion Carried.

Discussion:

The motion was made in order for the Board to consider a number of extenuating circumstance pertaining to the Cooper's billing that had not been considered in the November 21<sup>st</sup> meeting.

- The Dwelling Water Leak policy that was in place at the time of usage did not provide clarity nor rationale for the Board to determine what usage volumes should be billed and at what amounts. Thus, the Board had wide ranging latitude. They could provide no reduction in the bill or could totally eliminate the bill or anything in between. Since their decision would create precedence, rationale needed to be developed and adopted before a reason-based decision about the appeal could be made.
- A new policy was developed and adopted in order to establish a rationale for considering any reduction in the bill being appealed along with any precedence for future bills to be appealed. In the case of the Cooper's, that new policy would take effect after their usage occurred.
- The new policy set a usage cap of 40,000 gallons on base rate usage pricing. Excess usage fees would be charged for usage over that cap. This cap was intended as a deterrent for extraordinary usage. A usage cap didn't exist in the previous policy. Since the deterrent wasn't in place before the usage occurred, it couldn't function as a viable deterrent, which was its intended purpose.
- The intent of both policies is to reduce the pricing of extraordinary usage to be less than excess usage fees

Considering all of these extenuating circumstances, the balance of \$4,319 is more aligned with the intent of the policy which was in effect at the time of usage. The adjustment from \$7,598 to \$4,319 is arrived at by eliminating the 40,000 cap and billing all usage over the cap the per gallon base rate rather than excess usage charges.

For usages after October 17<sup>th</sup>, the date that the new policy was adopted, the new Extraordinary Water Usage policy will take full effect.

III. Payment Plan

Motion to respond to the Cooper's payment plan request with a 24-month payment plan by Bill Campbell, Second by Tevis Dooley. During discussion the motion was amended and seconded for a 12-month payment plan. Motion Carried

IV. Scheduling of Personnel Committee meeting: Optimal times would be

- Monday Dec 9th after 2:00 PM: \_\_\_\_\_
- Tuesday Dec 10th after 3:30 PM: \_\_\_\_\_

V. Public Comment: Dale Mosby asked for email correspondence with ODF about cell tower

VI. Meeting adjourned

Respectfully submitted,

*W.E. Campbell, AAA*

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Bill Campbell , Chair

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