

**Yosemite Alpine Community Services District
Draft Board Minutes
June 26, 2021**

1. CALL TO ORDER. Chair Patti Frey called the board meeting to order at 10:01 am in the Tenaya Lodge.

2. ROLL CALL AND INTRODUCTIONS.

Board members: Chair Patti Frey – here, Vice-chair Tim McGinty – here, Treasurer John Hastrup – here, Secretary Karen Glendenning – here. Quorum is established.

Public in attendance today: Karen Green, Dale Wohlgemuth, and Brenda McGinty.

3. MINUTES OF April 10, 2021.

Motion: To accept the Minutes of April 10, 2021. Motion: Hastrup, 2nd: Frey, Discussion was held on listing attendees in the Minutes and McGinty are fine with recording those in attendance. Glendenning said in the days of transparency listing of those in attendance should be okay. The draft Minutes had a strike out of the public attendees. Following discussion the draft Minutes were amended to reinstate the listing of the public. Motion: Move to accept the Minutes as amended. Motion: Hastrup, 2nd: Frey. Vote: Frey – aye, McGinty – aye, Hastrup – aye, Glendenning – aye. Passed 4-0, with 1 vacancy.

4. PUBLIC FORUM. None presented.

5. TREASURER REPORT.

John Hastrup reviewed the Treasurer's report. YACSD is over budget with the \$50,000 principal payment towards the loan with UMPQUA bank, website expenses, legal expenses and snow removal. John is looking to transition to a different accounting system. He will use both to compare the efficiency. John reports that the meters will be read Sunday, June 26 in the morning. The bills will go out shortly thereafter.

Tim McGinty reported he has been looking at replacement meters by Zenter and they are \$150 each. This is being looked at under the Capital Improvement Plan. They would make more frequent billing easier.

Hastrup is looking at billing software to email or surface mail bills. McGinty commented that majority of people pay their bills online. Hastrup continued that the charge would be passed along to the property owners.

Motion: To accept the Treasurer's report. Motion McGinty, 2nd: Glendenning, Passed 4-0, with 1 vacancy.

6. WATER MASTER REPORT.

Tim McGinty reported that the repairs on Well #2 are getting completed. He will send pictures to the state. He is looking at replacing the meters throughout the system. He stated he

removed the wood from around the fire hydrant at the top of Silvertip Lane. Tim asked Karen Glendenning about the different colors of the hydrants. Karen reported that she had been told by Curtis Jackson that community public water hydrants are painted yellow. She started painting them yellow. Then Cal Fire took over administration of Mariposa County fire and they said to paint them red. So some are painted red. There are paint cans in the storage shed at the tank lot. Some systems have their hydrant tops color coded to the flow rating of the hydrant.

Tim reported that the hydrants need to be cleaned up around them. He asked that the board divide the hydrants up to maintain them. Dig 811 has been calling Tim recently to mark the water lines. He has purchased a case of blue paint for the markings.

McGinty said the hydrants need to be flushed. Karen Glendenning reported that Tim Middleton, MPA County Fire, had developed a flushing pattern for YACSD. She will send a copy of it to Tim.

7. CAPITAL IMPROVEMENT PLAN, CIP. Tabled till the next meeting.

8. RESERVE POLICY. Tabled to the next meeting.

9. BOARD VACANCY.

Chair Frey reported she sent a letter to Keith Williams, County Registrar of Voters, and has received no response. She had received a suggestion to lower the number of board members via the bylaws. Tim McGinty asked if the board can't fill the slot, can the Board of Supervisors appoint someone. Frey commented that we can't compel someone to serve on the board. John Hastrup said we can't change the bylaws. We need an odd number to be on the board. Dale Wohlgemuth stated that some he knows of some boards that have up to 11 members. McGinty suggested we contact the California Special Districts Association.

10. GRAND JURY INVESTIGATION.

Chair Frey reported that Karen Glendenning, Dick Ryon, and herself had been subpoenaed and testified. Questions were raised in that the contact letter was dated June 23, 2021 and that we were not allowed to speak publically prior to 3 days afterward, and yet the final report was released June 30, 2021.

Tim McGinty said that after it is made public the Board of Directors will need to address the points in the report. This may require a special meeting. Karen Green she said the Grand Jury report has been posted online already. Tim said once he posted the report he called the clerk of the Grand Jury about the date differences.

11. NON-PAYMENT OF BILLS.

Chair Frey looked at the district's bylaws and the procedure is established for overdue bills. She read portions of the following bylaws:

Bylaw Section 7.10: Payment of Bills Owed to the District. Billing statements shall be made to all property owners annually, as soon as possible after July 1st and before July 31st. Bills for water services, fees, and taxes shall be due and payable immediately upon mailing. Bills shall become delinquent when payment is not received by September 1st or later date as may be specified in the billing statement.

Section 7.11: Late Payment Penalties. If all or part of a bill is not paid, the District may discontinue any or all services pursuant to Government Code section 61115(a)(3)(B). For instance, water service may be discontinued when a delinquency in any payment occurs, until payment is made in full or a payment schedule is agreed between the Treasurer and the property owner. Penalties may be imposed when payment is delinquent. The basic penalty for the nonpayment of charges shall not exceed 10 percent, plus an additional penalty of not more than one percent per month for the nonpayment of the charges and the basic penalty. Penalties shall be decided by resolution by the Board

Section 7.12: Payment Collection. If a payment of charges, fees, or taxes and penalties is delinquent for one year or more, the Treasurer may institute the following collection proceedings:

(a) The Board may provide that any charges and penalties may be collected on the tax roll in the same manner as property taxes provided the District adheres to the procedure outlined in Government Code section 61115(b).

(b) The Board may recover charges and penalties by recording a lien with the County Recorder. This lien shall have the force, effect, and priority of a judgment lien. Within 30 days of receipt of payment for all amounts due, including the recordation fees and reasonable fees incurred by the County and paid by the District, the District shall record a release of the lien.

(c) The District may use a collection agency, or initiate a lawsuit to collect all outstanding amounts plus legal fees.

Patti recalled that the district had previously filed a lien on a different property. Karen Glendenning reported the district had to file with the Recorder's and the Assessor's office to attach the bill to the county property tax bill. Paperwork needs to be done in July to get onto the Board of Supervisors' agenda in early August to it go onto October mailing of tax bills.

Karen Glendenning asked Tim McGinty what was said when the property last year disagreed with the bill. Tim reported they turned off the water at the house, he came back later and the meter had moved. The homeowner's plumber installed the new meter provided by the district.

Karen Green said when filing a lien an attorney should be involved. YACSD had filed a lien on a prior non-payment issue and the district received full payment

Chair Frey asked for clarification of what is charged. Karen Glendenning stated the outstanding bill that was due the previous September, plus any filing fees required by the county is what is attached to the property tax rolls. The district needs to give notice of a public hearing on the matter in the Mariposa Gazette and then move ahead.

Discussion was held on what happens when a leak occurs. Consensus was that the water goes passed the meter, you are responsible for the payment.

Tim said her received several calls about folks who had not been up to clear their meter area. Some asked if the date had been moved earlier and he told them no. He told them they need to take care of their properties.

12. ITEMS BY DIRECTORS.

Patti Frey reported she had received communication from Secretary of State's office regarding the annual filing of Roster of Public Agencies. She asked Karen Glendenning to handle this. Patti asked when the billing for Liability insurance is due. July 8 is the due date. The bill has been forwarded to John Hastrup. She asked of the Certificate of Insurance for the repairs on Well #2. Glendenning said YACSD is charged \$50.00 per certificate, so she put June 30 for the end date of the certificate.

Tim McGinty said he got an email from Martin Rancuso of the Secretary of State's office looking for the 2018 and 2019 report. Martin included forms to be used with the filings. John Hastrup said he has been working on this.

McGinty announced he is the new Transfer Station attendant on Saturday mornings at the new Fire House. Same hours of 8:00 to 10:00 am. People need to set up an account for their trash drop-offs with Public Works. The charge is \$5.00/ bag for garbage, with recycling items free of charge. The county will bill the users at the end of the month.

McGinty reported the State is changing the permissible chloroform levels. He is looking at doing sounding of the water levels in the wells. He is also looking at purchasing a sounding device. YACSD is not required to do radon testing.

Tim stated that when the snow reaches 4" Donn Harter will start to plow the roads in Fish Camp. Later Donn will have the blower cut back the banks of the snow after the roads have been plowed. Tim reported that Donn Harter, as Thunder Ridge, is contracted with Mariposa County to do the plowing in Fish Camp. County road have first priority on snow removal, then private roads (Silvertip Lane and Black Pine Way and others) and then driveways.

13. NEXT MEETING. Wednesday, July 21, 2021, at 7:00 pm via ZOOM.

14. ADJOURNMENT. Meeting was adjourned. Motion: Hastrup, 2nd: McGinty. Voice vote: 4-0 Passed, with 1 vacancy.

Respectfully submitted,

Karen Glendenning
YACSD Secretary