

3. PUBLIC COMMENTS

Ms. Neill questioned the method of adjourning the Regular meeting to the new date of October 19, 2009. Mr. Cantoni explained that the process was done per the instructions of District legal counsel.

Mr. Al Ruosan provided a letter to the editor from a Greenhorn Creek resident complaining about the price of LPG.

Mr. Howen commented that he was told a resident confronted some people fishing on the back side of the lake. They were asked who gave them permission, they said " the water guy " said it was okay. The people were told they were trespassing and asked to leave. The new GM Reid Johnson said he has never given anyone permission to use the lake. Mr. Howen stated that no one is allowed on Wallace Lake Estates property, unless they are residents or guests of a resident.

4. GENERAL MANAGER'S REPORT

GM Reid Johnson reported that average water production for September was 78,500 gallons per day.

He also reported that all the water samples were taken in accordance with the sampling plan and all the test results met drinking water standards and the report for well #3 has been completed and submitted to CDHP. Mr. Johnson also talked about the federal groundwater rule that is being implemented by California. This requires wells to be sampled and tested whenever there is a coliform positive in the distribution system. The coliform sampling plan was revised to include the operating wells as repeat samples if a coliform positive occurs. The plan was submitted to the CDHP to meet the regulatory requirement.

Average wastewater treatment for September was 14,250 gallons per day.

Mr. Johnson reported that the trickling filters in the wastewater treatment plant are old and leaking. There is no room to do repair work. He and Mr. Cantoni met with Engineer Gary Ghio to discuss a modification of the building. He recommended that the Board approve a design task for Mr. Ghio, for a cost of \$1,000.00 to design a building modification.

Mr. Johnson reported that the monthly reports with the required weekly sampling and testing data were submitted for the wastewater plant. He also reported that the wastewater plant only has one air blower, which is old and a critical piece of equipment. If the blower fails the aerobic bacteria that process the waste would die, the wastewater would become septic and there would be major problems. He said most treatment plants have back up for critical pieces of equipment, including pumps and blowers. He recommended installing a second blower and will get bids to submit to board at the next meeting.

Reid Johnson spoke about his operator's license for the wastewater plant. He said he will be completing the correspondence course by February and apply for the exam in April. In the interim Mr. Johnson will be working as an OIT, with David Edwards holding the wastewater treatment license.

There was discussion about cleaning out the trees and vegetation from the wastewater pond. Mr. Johnson said he would get a bid for the work and present it at the next board meeting.

Mr. Johnson reported that he had received two bids for crack sealing of the streets. Both require further investigation as to what is covered at what cost.

5. PRESIDENT'S REPORT

President Fussleman spoke about the need to make sure we are in compliance with the licensing at the wastewater plant.

6. COMMITTEE REPORTS

a. Finance - R. Guantone/C.Cantoni

Mr. Cantoni gave a brief overview of the financial report for the period ending September 30, 2009. The report covers the first quarter of FY 2010. Revenues were slightly above the 1st quarter last year at \$62,040. He stated that expenses continue to run above budget due mainly to the well #3 repairs encountered in July of this year.

Mr. Cantoni presented a table that showed the level of the various reserves, as compared to last year. The quarterly financial report included statements of income for the month and quarter, and the balance sheet for the period ending September 30. Graphs showing the income and expenses vs. budget were included. The Quarterly financial report will be kept on file at the District Office, per CSD law.

b. Lake & Open Space - D. Reyner

Board member David Reyner gave a slide show presentation and handed out pamphlets giving an overview of the plant and animal life in our eco system. Mr. Reyner stated that he will begin work on a three to five year plan for care of the lake and open space areas.

c. Gates - W. Pugh

There was no discussion on gates and roads.

7. WELL 3 OPERATION AND ITS EFFECT ON OTHER WELLS

Mr. Cantoni presented a Memo for the Record regarding the operation of Well 3 and possible interactions with the Fusselman's well on the adjoining property. The memo notes that some air problems occurred at the Fusselman well at a time when Well 3 was not in operation. The memo concludes with the statement that the events seem to indicate that, aside from past experiences with Well 3 running, Mark may also have a potential problem with his well, which is independent of Well 3 operation.

Mr. Fusselman, speaking as the owner of the well in discussion, questioned the validity of the conclusion. He stated that it was his impression that well 3 was running during the time in question. This contradicts the observation made by GM Johnson that the valve on the well was closed. This issue could not be resolved. Mr. Fusselman also stated that he had contracted with a well firm to measure the depth of the aquifer level at his well, to compare against the initial level observed when the well was last set into operation. The measurements indicated that the

aquifer level had decreased over the 13 year period, by approximately 60 feet. It was suggested that these measurements be provided for the District files.

8. REWARD FOR INFORMATION

Director Bill Pugh discussed offering a \$1,000.00 reward for information leading to the arrest and conviction of the person or persons responsible for shooting and killing a deer in Wallace Lake Estates. Board President Fussleman suggested that this information go out to every resident as well as posting it at the Post Office. It was also suggested the code covering discharging a firearm in a residential area be included on the reward poster. The motion was approved by the board.

Motion: Pugh

Second: Cantoni

Passed: 4-0-0-1

9. REQUEST FOR REFUND BY JOHN BOYD

Mr. John Boyd had requested, by letter, a return of his \$12,000 contribution to the Repair and Maintenance reserve. The contribution was a stated term in a modification to the Will Serve Agreement covering four lots on Wallace Lake Drive South, signed by Mr. Boyd and the district. Mr. Boyd's request is based on his assertion that utility connections to the four lots did not require access to utility lines within Wallace Lake Drive South. Director Cantoni pointed out that GM David Edwards had worked with the contractor in established ways of routing utilities to the lots without disturbing the street, except for work that PG&E did. PG&E provided a letter stating that they would have eventually had to access lines within the street to correct a design problem that occurred when the original power lines and transformers were installed in the development.

Mr. Robert Closson appeared before the Board, stating that he represented Mr. Boyd, and urged the Board to act on the request. After lengthy discussion a motion was made to continue the item to the next regular meeting of the Board so that more information can be gained on the PG&E access to power line(s) in the street.

Motion: Cantoni

Second: Pugh

Passed: 4-0-0-1

10. MOKELUMNE OAKS DEVELOPMENT (Continued)

This item, which is a request for reinstatement and extension of the Mokelumne Oaks will serve agreement by Andrew Kampe was continued to the next regular meeting of the Board.

11. SEWER PLANT BUILDING MODIFICATION

GM Reid Johnson and Chuck Cantoni met with Gary Ghio, district engineer to discuss an economical approach to constructing the building addition at the wastewater plant. Gary Ghio offered to design the building and provide the district with drawings sufficient for the WCSO to construct the building at a cost of \$1,000.00. The board voted to approve based on the estimate.

Motion: Cantoni

Second: Pugh

Passed: 3-0-1-1

12. REMAINDER PARCEL DEVELOPMENT

This item, which is a request for extension of the Remainder Parcel Will Serve Agreement by John Reynen was continued to the next regular meeting of the Board.

13. CORRESPONDENCE

There was no correspondence.

14. DIRECTOR'S COMMENTS

There were no director's comments.

15. ADJOURNMENT TO REGULAR MEETING OF NOVEMBER 19, 2009

Upon motion duly made and seconded, the board voted to adjourn the meeting to the next regular meeting of November 19, 2009.

Motion: Fussleman

Second: Reyner

Passed: 4-0-0-1

Respectfully Submitted,

T. Jones, Administrative Assistant

Mark Fussleman, President