

**Ash Creek Water Control District
Board of Directors
REGULAR MEETING**

**Thursday, December 7, 2023
7:00 A.M.**

MEETING NOTICE & AGENDA

1. Call to Order
2. Roll Call
3. Approval of minutes: November 2, 2023 – Regular Meeting
4. Audience Comments
5. Director Comments
6. Reports
 - A. Finance: Monthly Report
 - B. Phone
 - C. Nutria: Monthly Report
 - D. Engineer's Report
7. Unfinished Business
 - A. Todd: November meeting follow-up
8. New Business
 - A.
9. Miscellaneous Business/Information Items
 - A. Correspondence
 - B. Task Log
10. Adjourn

Notice of Regular Meeting

The Board of Directors of Ash Creek Water Control District will hold a Regular Meeting at 7:00 a.m. on Thursday, December 7, 2023. The meeting will be conducted via video conference (see link below). To provide comments in advance, email the District Secretary at DistSec@ashcreekwcd.com, no later than 5:00 pm, December 6, 2023.

Zoom link: <https://us06web.zoom.us/j/82158510794?pwd=TVVFdmlCa1BUQVdWeUpmK01halErUT09>

**Ash Creek Water Control District
Board of Directors
MINUTES**

Thursday, November 2, 2023

1. Call to Order. The meeting was called to order at 7:15 AM in person and via Zoom by Chair Mancil Russell.

2. Roll Call. Board present: Mancil Russell, Tom Wilson, Andrea Melendy, Madeline Fisher, Emmanuel Goicochea, Ed Matteo.

Others present: Karin Johnson, Clerk; Todd Whitaker, Engineer; Jennifer Ward, City of Dallas.

3. Approval of minutes: October 5, 2023 – Regular Meeting. Madeline moved to approve the minutes as submitted; Ed seconded. Motion passed by all board members present.

4. Audience Comments. None.

5. Director Comments.

A. Madeline reported precipitation for October: 2.95", with 1.23" in 2022 and 3.51" in 2021.

B. Ed reported that the flyer in the Itemizer had a good article in it about knotweed.

C. Andrea reported about the Bulldog Award received by Emmanuel. She also reported that there was an article on Ben Gorman.

D. Emmanuel reported that it was brought to the building inspector's attention that some folks have an Air BnB, which turns out was done without building permits and is just east of our district, possibly affecting the creek.

6. Reports

A. Finance: Monthly Report (Attachment #1). Andrea noted we will be getting most of our tax money this month. Cash in bank: LGIP: \$400,403.93; PTB: \$6,742.15. Checks issued: #2291, \$400.00, Karin Johnson.

B. Phone. Mancil handed off the phone to Tom. Tom noted that he also has the key to the storage unit.

C. Nutria: Monthly Report. Summarized report (Attachment #2). 4 caught, 51 traps out.

D. Engineer's Report. Todd reported:

- Heard from Suzanne Dufner regarding the grant they are pursuing; they will not be submitting an application at this time. They are still interested in re-model of the creek.

7. Unfinished Business

A. Open Board positions. Mancil agreed to serve the remainder of his term. We need a vice-chair and also need a treasurer for the next 2 weeks. Feels the treasurer should be compensated. Andrea noted that Tom is in training to take this over. Tom said he would

commit to being vice-chair. Tom also noted that Karin is wanting to retire. Karin suggested that perhaps they could combine a position, possibly contract with another district. Tom reported he also attempted contact to get information on land-owning businesses and government representatives on the board. Mancil also asked – has ACWCD lived its life?

8. New Business

A. Madeline read a letter from Bryan Dutton regarding invasive species, seeking a brief support statement for a proposal they are applying for regarding drone use in riparian areas. Seeking owner access records – not monetary support. She responded to Mr. Dutton, suggested he contact Kristen Larsen and Todd. Todd will send a list of landowners in the district. Discussion; okay for him to get in direct contact with Todd. Madeline to take the lead on this.

B. Todd reported that he just looked at the lots in Independence (Air BnB), and both structures appear to be outside the flood plain. Mancil & Todd will drive by.

9. Miscellaneous Business/Information Items

A. Correspondence. None requiring action.

B. Task Log. Add Dutton request.

10. Adjourn. With no further business, Ed moved to adjourn; Madeline seconded. Motion passed by all board members present at 7:57 pm.

Original Message -----

From: "todd [whit-engr.com](mailto:todd@whit-engr.com)" <todd@whit-engr.com>

To: Mancil Russell <director7@ashcreekwcd.com>

Cc: "distsec@ashcreekwcd.com" <distsec@ashcreekwcd.com>

Date: 11/04/2023 3:34 PM EDT

Subject: Information Items for next meeting

Mancil:

There were a number of questions over the last couple of meetings that I did some digging on to get answers back to the Board. I have summarized them below.

1. Requirements for Board Membership - ORS 553.210 (1) stipulates the following: *Directors shall be owners of land within the district and subject to the current charges and assessments of the district. The directors need not reside within the district.*
2. Filling vacancies -
 - ORS 553.210(3) stipulates the following: *The board of directors shall fill any vacancy on the board as provided in ORS 198.320.*
 - ORS 198.320 (1) stipulates the following: *Except as otherwise provided by law, a vacancy in an elected office in the membership of the governing body of a district shall be filled by appointment by a majority of the remaining members of the governing body. If a majority of the membership of the governing body is vacant or if a majority cannot agree, the vacancies shall be filled promptly by the county court of the county in which the administrative office of the district is located.*
 - ORS 198.320 also stipulates: *The period of service of a person appointed under subsection (1) of this sections shall expire June 30 next following the next regular district election at which a successor is elected. The successor shall be elected to serve the remainder, if any, of the term for which the appointment was made. If the term for which the appointment was made expires June 30 after the election of the successor, the successor shall be elected to a full term. In either case, the successor shall take office July 1 next following the election.*

3. Air BNB at 739 D St - I'm not sure, but I believe I heard Emmanuel say that this property is outside the district boundary. To clarify, this property is inside the district boundary. As to whether it presents a concern for the district, all I can say is that it appears to be out of the regulatory flood plain, so unless a specific claim was made that it is impeding flood waters, it is not something I would be concerned about.
4. Cost Estimate for Flood Studies - I will reach out to a consultant about getting budgetary costs for modelling the Monmouth/Independence reach between Gun Club Road and Hoffman Road and the Dallas Reach near Monmouth Cutoff between Cherry Knoll and Uglow.

I think that is all. If there is anything else that you need me to do, let me know.



Karin Johnson <karinj101@gmail.com>

Fwd: Re: 11-02-2023 ACWCD meeting

1 message

distsec ashcreekwcd.com <distsec@ashcreekwcd.com>
To: "Karinj101@gmail.com" <Karinj101@gmail.com>

Mon, Dec 4, 2023 at 5:30 PM

----- Original Message -----
From: Jennifer Ward <jennifer.ward@dallasor.gov>
To: "distsec ashcreekwcd.com" <distsec@ashcreekwcd.com>
Date: 11/02/2023 1:53 PM EDT
Subject: Re: 11-02-2023 ACWCD meeting

Hi Karin,

Someone the board may want to contact regarding the secretary/treasurer position is Jane Barth. She is out of Corvallis and when I worked with her she was facilitating the Siuslaw National Forest's stewardship groups. I haven't been in contact with her for a year or two, so I don't know what she's up to now, but if someone wants to reach out to her, her contact info follows:

Jane Barth
541-760-4693
jbarth@comcast.net

Best,
Jennifer

On Mon, Oct 30, 2023 at 12:33 PM distsec ashcreekwcd.com <distsec@ashcreekwcd.com> wrote:

Attached is the agenda packet/meeting notice for the 11/02/2023 meeting of the Ash Creek Water Control District.

Karin Johnson
Clerk

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Jennifer Ward
Parks and Recreation Manager
O: 503-831-2830
C: 503-428-4264

