



**MINUTES
DEVILS LAKE WATER IMPROVEMENT DISTRICT
REGULAR MEETING**

**COUNCIL CHAMBERS, CITY HALL, 3rd Floor
July 11, 2013
6:00 P.M.**

PRESENT: David Skirvin
Noel Walker
Kip Ward (arrived 6:20)
Randy Weldon
Brian Green

ABSENT: None

AUDIENCE: Miles Schlessinger, Don Sell

STAFF: Seth Lenaerts, Project Manager; Michelle Audie, Intern
(Paul Robertson, manager – excused)

MEDIA: None

I. SWEARING IN OF BOARD MEMBERS

Brian Green and David Skirvin, both recently re-elected to the board, were sworn-in by taking the Oath of Office.

II. ELECTION OF OFFICERS

Chairman Skirvin called for nominations for 2013-2014 board officers.

Skirvin nominated Green for chairman of the board. Green suggested that either Walker or Weldon would make excellent chairpersons. No objections to nomination. Three voice votes in favor, with Green abstaining and Ward absent.

Skirvin passed chairman's gavel to Green, who called for nominations for vice chairman.

Skirvin nominated Walker for vice chairman of the board. Green seconded nomination. Unanimous vote in favor.

For sake of video, microphone volume was increased. Skirvin reiterated election of Green as chairman and Walker as vice chairman.

Green called for nominations for treasurer. Walker nominated Weldon. Skirvin seconded. Unanimous vote in favor.

III. REGULAR MEETING

Green moved to keep the board's regular monthly meeting date as the second Thursday of each month at 6 p.m. in Lincoln City Council Chambers in City Hall. Weldon seconded. Unanimous vote in favor.

IV. CONSENT AGENDA

a. Minutes of the Previous Meetings

Green moved that the minutes of the June 2013 meeting be approved. Skirvin seconded. Unanimous vote in favor.

b. Financial Report

(6:05 pm)

Lenaerts noted that the Capital One bill in the financial report was listed as \$2,000, but the actual amount paid was \$2,646.74.

Lenaerts also noted that a resolution at the previous meeting to purchase a tent failed to specify an account as a source for the funds, and he suggested using the Contingency account.

Green moved to transfer \$1,500 within the General Fund from the Contingency fund to the Capital Outlay fund to purchase an event tent for the district. Walker seconded. Unanimous vote in favor.

V. UNFINISHED BUSINESS

a. The Devils Lake Plan

i. Septic Tank Revitalization Program

(7:00 pm)

Lenaerts reported that Lincoln City Council agreed unanimously at its July 8 meeting on a need to move forward with septic tank inspections. He suggested reviewing the video from that meeting. City Council is considering an initial pilot program that would sunset after 250 inspections. Hopefully, the program would gain support from the county and then be expanded to the rest of the watershed. Priority for inspections would be based on proximity

to the lake, proximity to tributaries, and the amount of water use. City Council instructed staff to develop a septic ordinance.

Lenaerts described two types of inspection: visual inspection with a dye test versus physical opening of tanks and location of drainfields, plus possible dye testing. The City Council seemed to lean toward visual inspections but would consider more rigorous testing.

Lenaerts said the DLWID staff favors opening tanks for a more thorough inspection.

The Board discussed options, with Skirvin, Green and Weldon expressing concern that a visual inspection and dye test would not show deteriorated tanks that need to be replaced.

Lenaerts said one city councilor suggested requiring homeowners to provide detailed information on their systems with a map showing drainfields. Homeowners who provide this information would be allowed to have just the visual inspection. The city councilor recommended requiring homeowners to provide detailed info on [their](#) system, or have [a physical](#) inspection.

Lenaerts pointed out that the Oregon Department of Environmental Quality requires systems to be operated properly, and that a fundamental requirement is knowing where the system is.

[Director Ward arrives, 6:20 pm]

Discussion ensued with directors expressing preference for thorough inspection by physically opening tanks. Lenaerts reiterated that no decision has been made; the city council is leaning toward visual inspection; he encouraged the board to view the video from council's July 8 meeting. Weldon expressed concern that visual inspection would miss rotted tanks.

Lenaerts discussed concern among city officials that even if an inspection revealed a problem, the county might not require replacement. He said that if a system fell short of DEQ requirements, then the DLWID could require corrective action.

Green expressed concern that a homeowner who passes a minimal visual inspection might then oppose the LID.

Walker asked for cost comparison between visual and physical inspections. Lenaerts said cost not established until bids requested. Visual tests with dyes can be expensive over time because the test often needs to be repeated. Walker said there's no point to saving money with a minimal inspection if those inspections are ineffective. He said \$500 for a thorough inspection paid for over several years would not be too much to ask.

Green said the Board's consensus is to let the city know [that](#) the DLWID prefers more thorough inspections.

ii. Save our Shoreline (SOS)

(6:31 pm)

Lenaerts: 5-minute video presentation is about 90% complete and should be finished by next meeting.

iii. Vegetation Management

Lenaerts:

- Engineering Study: Paul Robertson completed the study, titled “Topographic and Hydrologic Maps of the Devils Lake Watershed: 1955 to 2013,” available online, to support the DLWID application for grass carp. (Staff report attached) (Report available online at <http://www.dlwid.org/Research/2013-Robertson.pdf>)

- Stocking Schedule should be completed by July 19, 2013.

- Outreach Campaign: Seth completed a sample letter and FAQ for the Grass Carp: http://www.dlwid.org/Projects/Vegetation_Management/FAQ_Grass_Carp_Devils_Lake.pdf

- Commission Submission: DLWID intends to submit an appeal to the Oregon Department of Fish and Wildlife regarding the rules governing grass carp in Devils Lake. Copies of the submission have been sent to the board members for their review. Anticipated Submission Ready Date: July 19, 2013.

Green raised questions on stocking density, but said Paul would be asked for clarification.

iv. Sewer

Green: not much happening; city needs to acquire easements for laterals; asking people to say where they want hook-up in road; much to be done; completion of installation expected August 2014 to be ready for people to hook up

Engineer Report: http://www.dlwid.org/Projects/Sewer/Voyage_LID.pdf

b. Communications Report

(6:41 pm)

See staff report

Devils Lake Revival update: Devils Lake Revival will be Saturday, July 20, from 10 a.m. to 2 p.m. at Regatta Park. Focusing on promotion for the last month with newspaper, radio, and online ads, and a banner on City Hall (with financial and other significant support from the Lincoln City Visitors and Convention Bureau).

See attached staff report for planned events and budget.

Lenaerts requested \$4,500 allocation from the Public Relations Fund to pay for the event.

Skirvin moved to allocate \$4,500 from the Public Relations Fund for the 2013 Devils Lake Revival. Green seconded the motion. Unanimous vote in favor.

Discussion on availability of pontoon boats.

c. Safety Report

(6:50 pm)

No incidents to report.

d. MidCoast TMDL

See staff report.

e. East Devils Lake Road

Skirvin: NOAA grant did not come through.

f. Policy Updates

See staff report.

g. Internship (Michelle Audie)

Audie: Reported on her experience with water quality analysis and outreach material (posters, T-shirts, newsletter, tri-fold display boards) (see staff report). Reported on new pH meter and probe, which calibrated properly.

h. Water Quality Monitoring

(6:57 pm)

Lenaerts: *E. coli* readings continue to be low; HABS bloom beginning a little earlier than usual, amplified by increased daylight and calm days (see staff report). Comments have come from the public lately blaming the increased HABS bloom on lower lake levels, but report shows bloom more closely tied to increase in nutrients in the lake.

Skirvin noted HABS blooms statewide are 60-90 days ahead of last year. Weldon noted that there's no way to control sunlight or temperature, but the nutrients can be controlled, so controlling septic runoff is a number one priority.

VI. New Business

(7:06 pm)

Walker questioned why people who own property on the lake but are registered to vote elsewhere can qualify to be board members but are not eligible to vote in the district.

Green: statutes say property owners may be board members, but statutes do not allow non-residents to vote.

Walker: Can the district decide to allow all property owners to vote?

Skirvin: In any given election, you can choose to vote in one place only, but not in multiple locations.

Walker likened voting in the district to voting in a homeowners association.

Walker said he talked with Bill Sexton regarding “water in, water out”; he believes less water is coming in than going out. Walker said he heard from state climatologist that summer is expected to be warmer and drier than usual

Skirvin: need to vote on financial report

Green moves to approve financial report. Skirvin seconded. Unanimous vote in favor.

Skirvin: returning to new business, he has information from glass blowers in Taft about trophies for next year’s dash.

VII. Non-Agenda Items

None

VIII. Public Comment

(7:13 pm)

Miles Schlessinger, 1192 NE Lake Drive, Lincoln City:
Good news on a fish derby; he met with county Fish and Game staff biologist, will meet tomorrow (7/12/2013) to tour Devils Lake. She sponsors 4 fishing derbies every year in county and would love to add Lincoln City to the list.

Miles is promoting a contest with a \$25,000 “Golden Trout” prize. He discussed possibility for 2014 derby for kids, then 2014 and 2015 for kids and big event.

No other comment

IX. BOARD COMMENTS AND ANNOUNCEMENT

None

X. ADJOURNMENT

Green adjourned meeting at 7:18 pm.

The next regularly scheduled Board meeting will be August 8, 2013 at 6:00 P.M.

| Respectfully submitted,
Rick Mark