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**MINUTES OF  
TWSD BOARD OF DIRECTORS  
SPECIAL SESSION  
ON JULY 30, 2009 AT 4:00PM**

In attendance were Chairman Arden Schug, Vice Chairman Burt Rubinowitz, Treasurer Joe Mainello and General Manager Dr. Martin Moore. Virgil Beagles attended telephonically.

**Approval of Agenda**

Motion: Burt Rubinowitz "Accept Agenda"

Second: Joe Mainello. Unanimously Approved.

**Old Business:**

1. Resolution for District Court Jurisdiction

Intro: Secretary Charlie Ross read Resolution 09/10-001 for the record.

Motion: Burt Rubinowitz "Approve the resolution giving jurisdiction to the district court."

Second: Joe Mainello. Virgil Beagles voted nay, all others voted aye.

Discussion: Virgil Beagles stated this would not accomplish what you want it to. It only takes one person to protest it and that will happen. It will go to court and take from six months to two years.

2. Amend Water Rules

Intro: Dr. Moore stated the rules govern interaction between the district and its' customers. He requested the board direct him to make amendments to make them compatible with 2009. We need to make sure what we do in practice and on paper are in compliance with the law.

Motion: Chairman Schug "Have the General Manager look through the water rules and come back with recommendations"

Second: None. Motion withdrawn.

Discussion: Virgil Beagles questioned why isn't this being done at a regular meeting? Chairman Schug said we are only having the GM look at this and we will present it at the next regular meeting and you will get to review it before. Burt Rubinowitz stated the bylaws state a Water Rules and Rights committee should exist to do this and we should form one. Chairman Schug on the advice of Burt Rubinowitz asked for a volunteers for the committee. Burt Rubinowitz volunteered to serve on the committee and would seek other volunteers to help him.

Motion: Joe Mainello "Form a Water Rules and Rights committee with Burt Rubinowitz as the board representative"

Second: Burt Rubinowitz. Virgil Beagles abstained and all others voted aye.

3. Second Reading of Bylaws Amendment

Intro: Burt Rubinowitz read the amendment to the bylaws, section 10.4. He explained the rationale behind the amendment.

Motion: Joe Mainello "Approve the amendment to the bylaws, section 10.4."

Second: Burt Rubinowitz. Unanimously Approved.

Discussion: None.

4. Minutes for June 30, 2009 Special Meeting

Secretary Charlie Ross read the minutes and made corrections as noted.

Motion: Burt Rubinowitz. "Accept the minutes as read with corrections noted".

Second: Joe Mainello. Unanimously Approved.

5. Executive Session for Attorney Consultation

4:30pm Motion: Joe Mainello "Go into executive session."

Second: Burt Rubinowitz. Virgil Beagles voted nay and all others voted aye.

Discussion: Virgil Beagles made a statement about concerning pending lawsuits and requested these be discussed with the attorney.

6:05pm Motion: Burt Rubinowitz "Come out of Executive Session"

Second: Joe Mainello. Unanimously Approved.

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Discussion: Virgil Beagles rejoined telephonically. Chairman Schug stated we discussed pending litigation with attorney client privilege of only items on the agenda. Virgil Beagles asked if any decisions were made. Chairman Schug stated we don't have to reveal that. Virgil Beagles disagreed. Chairman Schug told him he needed to read the Open Meetings Act.

Meeting Adjourned at 6:08pm

Minutes submitted by Secretary Charlie Ross\_\_\_\_\_Date

Approved by Chairman Arden Schug\_\_\_\_\_Date

Posted: