

**POINT ROBERTS WATER DISTRICT NO. 4**

**Regular Scheduled Meeting of  
February 8, 2011**

**MINUTES**

The Meeting of the Point Roberts Water District No. 4 Board of Commissioners was called to order at 7:00 p.m. In attendance were Commissioners Anderson, Meursing, Hackleman, Manager Bourks, and District Staff Gigi Leeking.

**1. GUESTS AND COMMENTS:**

Dan Mallove, Mr. & Mrs. Poul Neilson, Meg Olson, Wayne Knowles, and Andres Kruss  
Andres Kruss addressed the Board of Commissioners regarding Lily Point LLC's request for a refund of general facilities charges previously paid to the District by Stanton Land Holdings, LLC.

- 2. OLD BUSINESS:** Dan Mallove, special counsel, for the District addressed the Board with regards to the request from Lily Point LLC for a refund. His recommendation was to deny, the request for a refund based on the following:

**A.** Neither the Agreement between Point Roberts Water District No.4 and Stanton Land Holdings, LLC (Lily Point, LLC alleged predecessor) or any formal District policy or procedure provides for the refund of the GFC/ERU's paid by Stanton.

**B.** There is a genuine and material issue concerning ownership of the parcel of land for which refund of the GFCs/ERU's is sought.

A motion by Commissioner Meursing to reject the request for a refund to Lily Point LLC based on Mr. Mallove's recommendation was made, and seconded by Commissioner Anderson and passed unanimously. Mr. Mallove was then directed to advise Lily Point's counsel by letter of the Board's decision.

- 3. MINUTES:** The Minutes of the Regular Scheduled Meeting of January 12, 2011 were read. Commissioner Meursing moved to accept them as read. Commissioner Anderson seconded the motion which passed unanimously.

- 4. VOUCHERS:** A motion was made by Commissioner Anderson to accept the February 2011 Vouchers in the amount of \$112,439.51. The motion was seconded by Commissioner Meursing and passed unanimously.

2. The Commissioner signed Manager Bourks Timesheet

3. The Commissioners signed the Payroll for February 2011.

4. The Commissioners signed Adjustments 1, 2, 3, 4, & 5

**5. MANAGERS REPORT:**

**A. Financial:**

1. To date there is \$825,112.85 invested.

**6. CORRESPONDENCE:**

A. None

**6. OLD BUSINESS:**

A. None

**7. NEW BUSINESS:**

A. Mr. & Mrs. Poul Nielson addressed the board regarding a reduction in their water bill due to a leak inside their home. The Board of Commissioners rejected their request as it is the home owner's responsibility of the plumbing in their home.

B. The Board of Commissioners reviewed Resolution No.622 and had some additions they wished to make to the Resolution. Requested a re-write and to table at next regular schedule meeting.

**8. COMMISSIONER'S COMMENTS:**

The next Regular Meeting of the Board of Commissioners will be March 8, 2011 at 7:00 p.m.

As the Commissioners had no further comments, on motion made, seconded and carried unanimously, the meeting adjourned at 7:51 p.m.

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Scott Hackleman – Chairman

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N. Madeleine Anderson - Secretary

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William H. Meursing - Commissioner

Date: \_\_\_\_\_