

**MEMORANDUM**

**TO:** Board of Trustees

**FROM:** Tim Callicrate  
Board Chairman

Indra Winqest  
District General Manager

**SUBJECT:** Review, discuss, and possibly approve additional funds for special legal counsel work related to the review of Ordinance 7 revisions and other issues related to the District’s beach deed in the additional amount of \$20,000

**DATE:** August 31, 2022

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**I. RECOMMENDATION**

That the Board of Trustees review, discuss, and possibly approve additional funds for special legal counsel related to review of Ordinance 7 revisions and other issues related to the beach deed in the additional amount of \$20,000.

**II. BACKGROUND**

At the September 30, 2021 Board of Trustees meeting, the Board approved a scope of work and funding, in the amount of \$25,000, for special counsel work related to the beach deed and Ordinance 7. Work began shortly after approval and concluded prior to the end of June 2022. As the Board is aware, the work has been far more extensive than initially anticipated including significant review, analysis and meetings related to hotel/motel access to the beaches, extensive review and analysis on additional revisions to Ordinance 7 that were not previously contemplated as well as significantly more review, analysis, and meetings related to commercial boat operations at the beaches.

Special Counsel has completed work on this project and has provided information to the Board of Trustees as well as staff. Ordinance 7 Revisions were formally approved by the Board of Trustees at the May 26, 2022 meeting. Additional analysis, review and recommendations have been completed on other issues related to the Beach Deed and these will be agendized this coming Fall for review, discussion and possible action by the Board of Trustees.

Review, discuss, and possibly approve additional funds -2-  
for special legal counsel work related to the review of  
Ordinance 7 revisions and other issues related to the  
District's beach deed in the additional amount of \$20,000

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### **III. FINANCIAL IMPACT AND BUDGET**

The proposed impact would be an additional \$20,000 bringing the not-to-exceed amount from \$25,000 to \$45,000. Funding to support this expense is available within the approved FY2021/22 General Fund budget.

### **IV. ALTERNATIVE**

Not approve at this time.