

MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS
OF BIRCH BAY WATER AND SEWER DISTRICT,
HELD March 23, 2006

Commission President Patrick Alesse called the meeting to order at 4:30 PM. Other persons present included Commissioners Carl Reichhardt and Don Montfort, General Manager Roger M. Brown, Attorney Bob Carmichael, Engineering Services Manager Dan Eisses, Treasurer Glenn Golay, and Engineer Rodney Langer.

Agenda additions/changes: Roger asked that Pump Station #3 change order be added.

Public Input: none

Consent Agenda included: Minutes for the Regular meeting of March 9, 2006; March Payroll Draw Warrants #4843-4855 for \$11,850.00; Accounts Payable Warrants #34735-34779 paying Claims #34735-34779 for \$180,178.61. It was moved Montfort and seconded Reichhardt to approve the Consent Agenda. Passed unanimously.

Engineering Services Manager Dan Eisses reported on developer extensions & projects:

Horizons at Semiahmoo – Dan and Rodney discussed the water and sewer condition recommendations for the project. Dan also reviewed the impact of this project on the Birch Bay View Community sewer project cost. It was moved by Carl and seconded by Don to approve the recommended conditions. The motion passed unanimously.

A homeowner from Birch Bay View Community (BBVC), Melanie Ancheta, who lives on Sunrise, came in and had some complaints about the contractor doing the sewer construction. She mentioned excessive noise, very early start to the workday and lack of dust control. The commissioners directed Dan to communicate with her and the contractor on these complaints.

Amende DE – Dan discussed the project requirements and conditions recommended by staff. The owner would like one water and one sewer connection. The application was only for sewer as there is an existing water line fronting the property. In reviewing the application for sewer, it was realized that the fronting water line does not meet the comprehensive plan size requirement. In past practice the District has allowed hook-ups in similar situations, even though the connection policy would seem to indicate otherwise. There was some discussion of how the local facility charge would have been applied in this case if it were still in effect. The Board was in agreement that the water hook-up was allowable without requiring upsizing of the waterline abutting the property. Staff will review the connection policy for this circumstance and either bring a revision back to the Board or ask for case-by-case determinations. It was moved by Montfort and seconded Reichhardt to approve the project conditions for sewer (including the build-thru requirement) as presented by staff. Passed unanimously.

Dan reported on some development activity that has been approved or is being reviewed by the County.

Dan reported that the County was talking with him about them helping with the paving at Birch Bay View. A couple options were presented and will be discussed with Executive Kremen and county staff will communicate with Dan in the future.

Roger discussed a request from the Public Works Trust Fund to do some sort of recognition event for a project partially funded by PWTF, such as BBVC. The commissioners did not think that the BBVC sewer project was a high priority for this type of activity. Dan also discussed the next application cycle for construction loan applications, which are due by May 8. He reviewed the projects on the CIP schedule. There were a couple of wastewater treatment plant projects that could be part of a loan application. However, the treatment plant report is not yet complete from Carollo. Staff recommendation is to begin work on the application while Carollo is finishing their report. Carl asked if it would be more logical to

delay the application for a year. Don mentioned that there is not a whole lot of funding to go around because it is the second year in the biennium. It was decided to wait until next year to pursue a PWTF loan.

Dan reported on the Water Comp Plan work and also reviewed demand forecast options. Related to his report was the presentation for the board's review of the final report from Kennedy Jenks on water supply options. The Kennedy Jenks report is intended to evaluate options without considering the separate study of groundwater options being done jointly with the City. Staff will need to integrate the additional groundwater information with the Kennedy Jenks information to develop final recommendations. The commissioners will review the report and other information provided and discuss this issue again at a future meeting.

Roger reported on the recent meeting with City staff regarding water supply (the joint hydrogeologic study) and other issues. Chuck Lindsay of AES is going to discuss with the DOE drilling a new well to use the unused water rights associated with some of the existing wells in Blaine's well field. Chuck will also prepare a schedule and estimated cost for processing pending water right applications for the City and the District using DOE's Cost Reimbursement Program. Roger also discussed recent activity by the PUD.

Roger reported that he will be on vacation the week of April 10th and will miss the next board meeting.

Glenn reviewed a customer request from R. Walken to waive late charges. Staff has recommended not waiving the charge. After discussion, the commissioners decided not to waive the late charge.

Dan presented an adjustment to Change Order #1 for the Pump Station #3 Rehabilitation project that was requested by Strider Construction. They asked for a 21-day extension and also unspecified costs to be added. It was moved by Montfort and seconded by Reichhardt to approve the extension, but not the added costs. The change order will have to be rewritten and signed again. The motion passed unanimously.

There being no further business, the meeting was adjourned at 7:50 PM.

COMMISSIONER

COMMISSIONER

COMMISSIONER

THIS IS TO CERTIFY that the above is a true and correct copy of the minutes for the regular meeting of the Board of Commissioners of Birch Bay Water and Sewer District, Whatcom County, Washington, held **March 23, 2006**.

(minutes taken by Glenn Golay)

BOARD SECRETARY