

MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS
OF BIRCH BAY WATER AND SEWER DISTRICT,
HELD July 12, 2007

Commission President Don Montfort called the meeting to order at 4:37 PM. Other persons present included Commissioners Carl Reichhardt and Patrick Alesse, General Manager Roger M. Brown, Engineering Services Manager Dan Eisses, Attorney Bob Carmichael, Dustin Sellinger, Luke van't Hoog (BP), and Paul Van Luven

Agenda additions/changes: Water Comp Plan, item #8 was deleted, and General Manager Roger Brown would like to discuss accounts payable, item #3 in the consent agenda.

Public Input: Paul Van Luven addressed the board to discuss the problems he is having with a lot he has divided and sold. The District will not provide water or sewer service to the rear lot because such service does not abut this property. ESM Dan Eisses reviewed some of the historical details of this property and development of nearby lots. After listening to more detail on the topic from staff and from Mr. Van Luven, the commissioners suggested he make application to the District for water and sewer service.

Consent Agenda included: Minutes for the Regular meeting of June 28, 2007; Accounts Payable Warrants #36312-36349 paying Claims #36312-36349 for \$108,004.03; June Payroll Warrants #5405-5428 for \$57,535.93, June adjusting entries to UBS for \$1,375.00 charges and \$612.90 credits; June EFTPS withholding deposit made on 06/29/07 for \$20,835.76; and June Financial Reports for review. General Manager Roger Brown called attention to an unexpected payment to Department of Retirement system for \$15,098.94. It was moved Alesse and seconded Reichhardt to approve the Consent Agenda. The motion passed unanimously.

Dan Eisses reported on the current **water supply** status. The District set a new water use record on July 11th of 1.93 million gallons. The new Birch Point intertie appears to be working well but may have some side effects for water turnover rate in the Birch Point reservoir. Staff is working on some way to resolve this issue. The City of Blaine has completed their water booster pump upgrades, and they have approval to use Well 5.1. It should be ready to run within the next few days. Roger Brown then reported on meetings with the City and the status of current contract negotiations. Roger also reported on meetings at the PUD. Discussion then moved to current water status and information related to BP's potable water supply.

Irrigation Policy – Roger Brown reported on the irrigation policy review and changes in the draft proposal since the last meeting. The commissioners favored the direction taken in the draft proposal. Staff will bring the proposal back for further consideration in the form of draft Board policies.

Dan presented a status report on the **NPDES permit**. CHS reviewed the current permit and the proposed permit changes. These changes were then forwarded to Corollo for review and comments. There were several recommended changes to the permit fact sheet, which will not change the permit conditions. There was one recommended change to the proposed permit to changing the grab sample to composite sample. The Board concurred with these recommendations.

Developer Extensions – Dan reported on the status of the Horizons Development, and reviewed the final few issues that still remain before project acceptance. The District has received a re-application for the Sweetgrass development. It consists of 64 residential service connections, in a somewhat unusual configuration. The location of the side sewer tee was discussed because it needs to be on a District easement or public right of way. Commissioner Alesse moved to accept the conditions of construction as presented, Commissioner Reichhardt seconded. Motion passed unanimously. Dan Eisses then reviewed a DE application for Sealinks condominiums. This project is 206 condos on the Sealinks golf course. The District is asking for a water build-through on the south east corner of the property to assist in fire flow. There appears to be no need for a build-through requirement for sewer. Commissioner Reichhardt moved to accept the Sealink’s development requirements. Commissioner Alesse seconded. The motion passed unanimously. Dan then presented an application for the Grand Bay Waterslides Hotel and Condo project. The application has not yet been reviewed.

Executive session. The board went in to session at 6:48 and expected possible action following session.

The Board came out of executive session at 7:15 PM. Following the executive session the General Manager was directed to take the steps he deemed necessary, using the existing approved budget, to meet staffing requirements.

There being no further business, the meeting was adjourned at 7:23 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 **July 12, 2007.**

BOARD SECRETARY

(minutes taken by Dustin Sellinger)