

MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS
OF BIRCH BAY WATER AND SEWER DISTRICT,
HELD April 24, 2008

Commissioner President Patrick Alesse called the meeting to order at 4:30 PM. Other persons present included Commissioners Carl Reichhardt and Don Montfort, Engineering Services Manager Dan Eisses, Water Conservation Specialist Emily Resch, Engineer Rodney Langer, Attorney Robert Carmichael, and Luke van't Hoog and Pat Pollack of BP.

Agenda additions/changes: Dan noted that Blaine/Hall Rd was added after the original agenda was mailed out.

Public Input: none

Consent Agenda included: Minutes for the Regular meeting of April 7, 2008; Accounts Payable Warrants #37185-37224 paying Claims #37185-37224 for \$109,150.36; April Payroll Draw Warrants #5772-5785 for \$16,300.00. It was moved by Montfort and seconded by Reichhardt to approve the Consent Agenda. The motion passed unanimously.

Developer Extensions: None

BP Wastewater/Water service: Dan updated the Board on the status of the City contract and BP potable contract. The District is expecting to seek approval for both at the next Board meeting. The City contract is currently under review by the City's attorney and Gary Tomsic. Remaining issues with the BP contract were addressed with Luke this past Monday, April 21, 2008. Luke is changing positions within BP and will remain working with the District until the BP potable contract is finalized. Pat Pollack, Project Manager for BP, has been selected to be BP's primary contact for the District for day to day operation issues, but will not be directly involved in contract negotiations for sewer and reclaimed projects. Amendment four will expire May 1, 2008 with the PUD and the District is looking to extend it one more month to complete the potable contract with BP. It was moved by Montfort and seconded by Reichhardt to approve the BP extension. The motion passed unanimously.

Mike has been working with Leslie Higgensen on petroleum discharge into the District sewer system. A sampling station has been installed in the wet well at pump station #3. Split samples were taken, but test results have not come back yet.

The source of transducer corrosion is still unknown. Mike and Dan also met with Carollo to put together a scope and fee. They are currently reviewing a preliminary scope from Carollo. It is planned to provide this scope and fee to BP for review prior to presenting to the Board for approval.

Roger attended the PUD board meeting on April 15, 2008 and had nothing important to report.

Dan met with Blaine on April 11, 2008. The primary topic of discussion was Well 5.1. and developing a timeline for summer implementation.

Emily updated the Board on activity with the conservation program. Bellingham has decided to not participate in the voluntary watering schedule or regional conservation at this time. They are going to focus on getting council approval for metering installation by July 1, 2008. They will

revisit regional collaboration this fall for year 2009. The District is continuing to push forward with regional collaboration and the voluntary watering schedule with small cities/districts. Emily is preparing a briefing packet to present to water managers and respective elected officials. Emily will present to 4th grade classrooms at Blaine next week on May 1st and May 2nd. She is also beginning summer preparation for the conservation program including peak season advertising, enrolling in Discovery Days and identifying high water users.

The **Drayton Harbor Road waterline replacement** project was discussed. The 15 day comment period on the Archeological report ended April 4, 2008. Some comments were received from the State. Comments concurred with the report that was submitted. The County will begin working on the approval. There has not been any response from the tribe as yet.

Resolution 600 allows awarding contracts up to \$200,000 based on the small works roster process. Dan has received quotes from 3 contractors and feels the District is in compliance with Resolution 600. He recommends Trenchless Construction to carry out the project. Based on their quote, the project cost is estimated to be \$195,000. It was moved by Montfort and seconded by Reichhardt to approve the Trenchless Construction bid on Drayton Harbor Rd. The motion passed unanimously.

Hall Rd/Blaine Supply Line: Dan discussed Hall Rd/ Blaine Supply Line. The District released a SEPA notice and the State responded with one comment. They have concern with the archeology on Blaine Rd. and Section 106 process. The District is going through US Army Corps for wetland delineation permit and JARPA/HPA. The District also received comments on the application noting the need to elaborate on details regarding wetland and stream hydrology/topography. Dan would like to continue pushing forward with this project and seeks approval from the board to include Widener & Associates in the permitting process. Commissioner Montfort asked about the need to push forward quickly, if the project is not guaranteed for this summer. Dan would like to come to the board with a schedule before project approval. Primary setback is the permit application process. It was moved by Montfort and seconded by Reichhardt to move forward with the project. The motion passed unanimously.

Developer extension projects: Dan discussed developer extension projects. Developer is moving forward with Horizon Village. David Evans & Assoc. has approached the District with a phasing request. The project is divided into three different land uses. Dan would like approval from the board before proceeding with the D.E. agreement. Board did not have any objections with moving forward.

Harbor Shores Project – The developer noticed the District was the lead agency for the SEPA process. They suggested that the District become the lead for SEPA process for all projects associated with Harbor Shores. Dan said the District would consider being the lead agency for SEPA for sewer projects only. The Board agreed to only be the lead agency for SEPA for sewer projects only.

The District has a D.E. agreement to provide fire flow for the Reserve at Semiahmoo. Dan would like District approval and signatures for the D.E. agreement. It was moved by Montfort and seconded by Reichhardt to approve the agreement. The motion passed unanimously.

General Category. Beachwood Resort has a private water and sewer system on their parcel and bills the store owned by Mr. Kim. The cost to provide public water and sewer system to the store would be very high. The store is currently up for sale. Dan discussed with Mr. Kim that the District can give no assistance with this issue.

There being no further business, the meeting was adjourned at 5:45 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 **April 24, 2008**.

BOARD SECRETARY

(minutes taken by Emily E. Resch)