

MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS  
OF BIRCH BAY WATER AND SEWER DISTRICT,  
HELD February 12, 2009

Commission President Don Montfort called the meeting to order at 4:30 PM. Other persons present included Commissioners Pat Alesse and Carl Reichhardt, General Manager Roger Brown, Engineering Services Manager Dan Eisses, Treasurer Glenn Golay, Attorney Robert Carmichael, and District Operations Manager Mike Sowers.

**Agenda additions/changes:** none

**Public Input:** none

**Consent Agenda included:** Minutes for the Regular meeting of January 22, 2009; Accounts Payable Warrants #38149-38173 paying Claims #38149-38173 for \$32,241.09 and Warrants #38174-38212 paying Claims #38174-38212 for \$256,200.89; January Payroll Warrants #6140-6163 for \$61,381.97; January adjusting entries to UBS for \$1,990.57 charges and to Assessments for \$3,242.68 charges; January EFTPS withholding deposit made on 01/30/09 for \$22,477.61; and January Financial Reports for review. It was moved by Reichhardt and seconded by Alesse to approve the Consent Agenda. The motion passed unanimously.

Dan noted that the BRB has informed the District that there were no comments on the service area change for BP, so the amendment is approved.

Mike and Dan met with Carollo staff on Monday and gave them comments on their draft report on the BP wastewater issues. They will make some changes to the report and get the report back to the district for review with BP staff.

Roger talked about the work he has been doing with watershed planning, supply and the recent PUD meetings.

**Cost Reimbursement Program:** Roger reported that Blaine has received a letter from DOE notifying them that the contract has been signed for the consultant review for the program. He also noted that the Task Order providing for District financial support to this effort has also been signed.

Roger, Glenn, Dan and Mike reviewed the proposed 2009 Operations Budget, as well as the Revenue Model results. There was considerable discussion regarding different issues brought up by the commissioners. The commissioners will review the information provided and make a decision on the O&M budget at a future meeting.

Mike and Dan addressed the questions raised at the last meeting by the Commissioners as they reviewed the 2009 CIP budget. After discussion, it was moved Reichhardt and seconded Alesse to approve the CIP budget items as proposed and as listed on the attached sheet. The motion passed unanimously.

Dan reviewed a problem with the waterline on Hogan Drive. It is a very old line in the former Water District #6 and the location of the line makes it difficult for the district to maintain. Because Commissioner Montfort has property in the area being discussed, he reminded the board that he has recused himself from the decision on this issue. Attorney Carmichael

indicated he was in agreement with Dan's recommendation that the District regard the entire line as district line, secure a release from liability, acquire the required easements and make the improvements needed. Commissioners Reichhardt and Alesse agreed with Dan's recommendation..

Dan discussed a proposed agreement that has been prepared by Bob regarding storm flow notifications to possible impacted properties. It is still being reviewed, will be shown to Mariner's Cove and will be brought back to a future meeting for approval.

Dan reviewed a list of projects that could possibly be proposed as requested funding from the Economic Stimulus program. DOH has encouraged the district to prepare and submit a project to them. Dan has prepared an application for a water conservation project proposal whose main component is to install radio read devices on all district meters. He discussed the advantages of this change to meter reading, especially how it impacts monitoring water usage (conservation). The applications for water projects are due tomorrow. The commissioners directed Dan to submit the application.

The commissioners discussed the issues they would like to discuss at the special board meeting scheduled for Monday, Feb 16. The Watershed planning process is one issue, as well as staff goals in 2009. The meeting will be at Dutch Mothers at noon. The meeting was on the schedule that was sent to the Northern Light on Monday.

Dan reviewed a proposed amendment to the District's Developer Extension agreement. After discussion, it was moved Reichhardt and seconded Alesse to approve the amendment. The motion passed unanimously.

Dan discussed a proposed development at Blaine and Alderson Roads, and the service requirements for the property. The Board's discussion was to provide comments to the County on the project if a rezone was required by the project and that sending a water availability letter was consistent with District policy.

There being no further business, it was moved by Alesse and seconded by Reichhardt to adjourn the meeting at 7:50 PM. The motion passed unanimously.

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COMMISSIONER

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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 **February 12, 2009.**

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BOARD SECRETARY

(minutes taken by Glenn Golay)