

MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS
OF BIRCH BAY WATER AND SEWER DISTRICT,
HELD August 10, 2006

Commission President Patrick Alesse called the meeting to order at 4:50 PM. Other persons present included Commissioner Don Montfort, General Manager Roger M. Brown, Attorney Simi Jain, Engineering Services Manager Dan Eisses, Treasurer Glenn Golay, Engineer Rodney Langer, and Skip Jansen.

Agenda additions/changes: Roger asked to add discussion of the WASWD Section III meeting he and Don attended last Tuesday.

Public Input: none

Consent Agenda included: Minutes for the Regular meeting of July 27, 2006; July Payroll Warrants #5004-5028 for \$57,194.49; July adjusting entries to UBS for \$2,585.42 charges and \$147.80 credits; July EFTPS withholding deposit made on 07/28/06 for \$20,450.35. It was moved Montfort and seconded Alesse to approve the Consent Agenda. Passed unanimously.

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

Harbor Shores: Skip Jansen has made application for this development that is near Dakota Creek on Blaine Rd. Dan reviewed the recommendations from the engineering review. There was considerable discussion about the sewer requirements, based on the problems with wetlands and topography on the property. Dan noted that Skip has paid an additional \$5,000 for developer deposit to continue the staff work on this project. They discussed one sewer development option that would involve a temporary forcemain, and may be affordable for the developer.

Commissioner Reichhardt arrived for the meeting at 5:25 PM.

It was moved Montfort and seconded Alesse to accept the recommendations as presented. The motion passed with Commissioner Reichhardt abstaining.

Dan discussed the **Bay Street Short Plat** development. There are two lots on almost 3-acre lots. The developer would like to install sewer laterals because of the distance and increased cost of traditional sewer extension installation. The staff's recommendation is for a short public extension such that the private laterals will be less than 150 feet long. It was moved by Montfort and seconded by Reichhardt to approve the engineer's recommendation on the sewer installation. Passed unanimously.

Dan also briefed the commissioners on another sewer DE application received for four lots in the Silvia Street area.

Also, Trillium has submitted a water DE application for four lots of record in the Drayton Harbor area.

Dan submitted the **forcemain alternative analysis** report for the board's review. Dan discussed the options and staff is recommending Alternative #4 primarily because it includes digging only in previously disturbed areas. There was considerable discussion about the reasons for this selection. Dan then discussed the proposed cover letter to transmit the alternative analysis document to the tribe business council. The commissioners were in favor of sending the letter and document.

Dan reported that the PWTF has made the changes to the loan documents that were recommended by the district staff for the sewer capacity increase loan contract. It was moved by Montfort to approve having the General Manager sign the contract. Reichhardt seconded the motion and it passed unanimously.

Roger discussed recent developments regarding the update of the county shoreline management program. He and Simi will meet with county staff (Jeff Chalfant) on this issue. He discussed the staff review and the recommended issues to be raised at the meeting. The board supported continuing this effort and recommended that he contact other districts to ascertain their interest in the subject.

Roger discussed water usage. Usage is down because of the recent rain, but the overall use is up compared to last year.

Roger also discussed recent PUD activity. He reported that potable water supply to BP was turned off on Tuesday, but the PUD requested that they be turned back on. Since district supplies were at maximum, the district has again turned on the water service at BP. He noted that BP has hired Tom Anderson as a consultant to discuss a change in the wastewater contract with the District with the idea of increasing the amount sent to the WWTP. The Commissioners expressed their feeling that the long-term potable water contract should be part of any discussion regarding a change to the wastewater service. Roger also reviewed the amended agreement to supply potable water from the district to the PUD. There was considerable discussion regarding this amended agreement. It was moved by Montfort to approve the amended agreement. Reichhardt seconded the motion and the motion passed unanimously.

Roger noted that district staff is meeting with the Blaine staff tomorrow. As part of that Roger and Dan are prepared to present the 2007 Estimated Demand at the meeting. Dan reviewed his calculation of the water demand notice. The discussion centered on whether the number being requested was high enough. Staff will discuss this further with the Blaine staff.

Roger and Don discussed the Section III meeting last night and reviewed comments by Tom Mortimer at that meeting regarding state water law.

Dan talked about the survey work for the Dakota Creek project.

It was decided that the BP wastewater issue had already been covered earlier in the meeting under the discussion of water issues.

There being no further business, the meeting was adjourned at 8:40 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 **August 10, 2006**.

(minutes taken by Glenn Golay)

BOARD SECRETARY