

MINUTES OF THE **SPECIAL MEETING** and PUBLIC HEARING  
OF THE BOARD OF COMMISSIONERS  
OF BIRCH BAY WATER AND SEWER DISTRICT,  
HELD **June 29, 2006**

Commission President Patrick Alesse opened the Special Meeting at 6:00PM. Others present included Commissioners Don Montfort and Carl Reichhardt, General Manager Roger Brown, ESM Dan Eisses, Attorney Robert Carmichael, Treasurer Glenn Golay, Public Works Board Executive Director Kelly Snyder, Whatcom County Deputy Administrator Dewey Dessler, Representative Doug Erickson, Jennifer Hoines of US Department of Agriculture Rural Development Administration and various members of the public (55 persons).

General Manager Roger Brown introduced the meeting agenda and the hearing process. He stated the Commissioners would review and consider for approval Resolution #657, which would establish the LFC, interest rate and billing and collecting policies and procedures for the Birch Bay View Community sewer project.

Roger then reviewed the handouts and their content. He also discussed the history of the development and its need for sanitary sewer service because of failing on site septic systems.

Commissioner Montfort spoke about the cooperation between agencies and individuals, as well as the Birch Bay View Community association that made the project possible and affordable. He introduced Kelly Snyder (Public Works Board Executive Director), Jennifer Hoines (Rural Development), Dewey Dessler (Deputy County Administrator) and Doug Erickson (State Representative for the 42<sup>nd</sup> District). Each of these persons briefly spoke and expressed support for the project.

District Engineer Dan Eisses then reviewed the project costs and the calculation of the front footage charge (which would apply to benefited properties outside the Project Service Area), and the final recommended calculation of the Local Facility Charge for the project, which included total project costs with deductions for the CDBG grant, County Road funds of \$25,000 and the deduction for benefited properties, resulting in a LFC for the Project Service Area of \$5,061 per ELU.

Roger than discussed in summary the billing and collection policies. At this time Jennifer Hoines expressed her willingness to help qualifying community members complete the application forms for grants and/or low interest loans from Rural Development.

A representative of the County Health Department described the process of abandoning on-site systems and the cost of having a system certified as operational by the department.

The staff presentation ended and President Alesse then called the Public Hearing to order at 7:05PM in order to receive public comment on the proposed resolution.

Mr. Keith Morris expressed an interest in knowing the comparison of the cost of sewer for the Horizons development benefited by the BBVC sewer versus the lots in Birch Bay View.

Dr. Frank Aldrich thanked the District commissioners and all others involved for their cooperation in getting the project done.

Mr. Bob Whitcroft expressed similar words of appreciation.

Sharon Groen also thanked Roger and the District staff for their work on the CDBG grant application and administration of the grant.

There being no further comments, Commissioner Alesse closed the public hearing at 7:20PM.

Commissioner Don Montfort moved to approve Resolution 657 and all exhibits and attachments thereto *and* to approve adjusting Local Facilities Charges established in Resolution 657 using an interest rate of 2.15% for a period of 10 years beginning from June 29, 2006 *and* to approve a simple interest rate of 2.15% and a term of 15 years for installment payments authorized in Resolution 657, the first installment payment to be due twelve (12) months from the date of signing an installment agreement substantially in conformance with Attachment 2 to Exhibit E *and* to authorize the District's General Manager and Engineering Services Manager to sign, on the District's behalf, agreements substantially in the form of Attachment 1 and Attachment 2 to Exhibit E of Resolution 657 and to record the same with the County Auditor. Commissioner Reichhardt seconded the motion. The motion passed unanimously.

Earl Listebarger asked if the 90-day period for making a decision about connection could be extended. Roger noted that the procedures do allow the board to make exceptions to the policies. Earl said he would probably ask for that at the next board meeting.

There being no further business, the meeting was adjourned at 7:30 PM.

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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 special meeting and public hearing of the Board of Commissioners of Birch Bay Water and Sewer District, Whatcom County, Washington, held **June 29, 2006**.

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**SECRETARY**

(minutes taken by Glenn Golay)