



SAMMAMISH PLATEAU WATER & SEWER DISTRICT
1510 228TH Ave. S.E., Sammamish, Washington 98075

Minutes
October 19, 2009

Commissioner Mary Shustov, President of the Board of Commissioners, called the Sammamish Plateau Water and Sewer District Board of Commissioners regular meeting to order at 3:06 P.M. A quorum represented by Commissioner Mary Shustov, Robert Brady, Robert Abbott and Tom Harman was present. Commissioner Warren had an excused absence. Also present were District staff Ron Little, Jay Regenstreif, Lisa Tobin, Scott Jonas, Angel Barton and Asea Sandine. John Milne, District legal counsel, was also present.

ADDITIONS/ALTERATIONS TO THE AGENDA

- Commissioner Harman requested adding item C for 10 minutes to get an update of the District's Policy regarding employee work attendance and the swine flu.

PUBLIC COMMENTS

- There were none.

CONSENT AGENDA

Minutes:				
<ul style="list-style-type: none"> ▪ October 5, 2009 ▪ October 12, 2009 				
Resolutions:				
3854	Wells 4 and 11 Treatment Facility	1241100011	Change Order No. 5	
Vouchers				
#1	Maintenance Fund	09-082-0010	108236-108316	\$481,435.41
#4	Sewer Construction	09-082-3510	301073-301083	\$880,832.62
#10	Electronic Remittance (Payroll)	09-082-0010	DD.4772-4828	\$112,437.63
#10	Electronic Remittance (Dept of Ret – PERS)	09-082-0010	WT.108317	\$16,429.36
#10	Electronic Remittance (ICMA – Def Comp)	09-082-0010	WT.108318	\$2,565.00
#10	Electronic Remittance (King Co Fin – Pr Taxes)	09-082-0010	WT.108319	\$43,105.00
#10	Electronic Remittance (State of WA – Excise Tax – maint)	09-082-0010	WT.108320	\$45,438.67
#10	Electronic Remittance (State of WA – Excise Tax – joint)	09-082-1010	WT.200098	\$112.43
#10	Electronic Remittance (WA State Treasurer – Def Comp)	09-082-0010	WT.108321	\$2,832.50
	TOTAL			\$1,585,188.62
<ul style="list-style-type: none"> ➤ Motion: Commissioner Harman made a motion to approve the Consent Agenda as presented. Commissioner Brady seconded the motion. ➤ The motion carried unanimously. 				

A. LYNN STORRAR

Little reported that the Storrars are taking down their old house and building a new house including the garage which has a guest room above the garage. Little reported Mrs. Storrar came in and spoke with staff and was informed she would need a separate meter. However, the Storrar's had requested a variance to the policy requiring a separate meter for each detached unit with water service. Regenstreif advised that the policy had been in place for 26 years. The policy requires that any separate structure with living quarters is required have a separate meter and sewer. Living quarters are defined as second houses, detached apartments, guest houses, mother in law units, and accessory dwelling units. Regenstrief reviewed many different land use agencies

including City of Sammamish, King County and Issaquah to see if there was any differentiating information. Regenstreif advised KC and Sammamish have the same definitions with regards to kitchen facilities. All three land use agencies had definitions for accessory dwelling units including kitchens. Regenstreif advised the Board another possible option would be to look at plumbing fixture criteria. This does not impact water and sewer usage and the District would have to provide updates to King County. The current policy for adu's that could one be living quarters require the owner to sign an agreement that there will be no living quarters and if that status changes they have the owner come in to purchase a meter. Regenstreif made an inquiry to the City of Sammamish if a microwave, sink and refrigerator would be considered a kitchen in their code and she did not hear back without giving the identifying property.

- **Motion:** Commissioner Abbott moved to approve a variance to the Districts policy requiring a second meter due to the historic use of the property prior to the District's existence and with a signed standard District agreement prohibiting the use of the garage structure as a separate living unit unless a separate meter was obtained and paid for as well as sewer. Commissioner Harman seconded the amended motion.

The motion was carried unanimously.

The Board intent is to apply the variance to this property only due to historic services prior to the District's existence. The Boards intent is not to change the current policy at this time.

B. LANE vs. SEATTLE

Little advised that the Board directed staff at the October 12, 2009 meeting to work on the direct fire cost portion of water revenue requirements and return to the Board with the amounts that would be billed to the City of Issaquah, City of Sammamish and King County. Barton advised she used the budgeted revenue for 2009 and subtracted out the irrigation portion and did an average estimated percent for fire flow.

Commissioner Abbott suggested looking into a contingent liability for refund purposes to cover the last 3 years. The Board directed Little and Barton to work with FCSG on that issue.

- **Motion:** Commissioner Brady moved to direct staff to invoice the City of Issaquah, City of Sammamish and King County for fire costs as presented for 2010.

The motion carried unanimously.

C. EMERGENCY PREPAREDNESS UPDATE

Commissioner Harman attended the WASWD Emergency Preparedness Committee meeting and was updated about the Howard Hansen Dam and that things appear worse than a few months ago and will likely need engineering, construction and equipment help. Commissioner Harman advised the committee also discussed the swine flu; Commissioner Harman inquired of staff what the District's policy regarding employee work attendance is. Regenstreif reported the District policy is to have employees with the flu stay home for 24 hours after the fever has passed for staff or their family members and the 3 day doctor's requirement is not applied. Commissioner Abbott advised he had heard that the healthcare providers may be changing their opinions to you should not return to work until after you stop coughing.

ATTORNEY/MANAGER/COMMISSIONER COMMENTS

Attorney Comments

- Milne updated the Board that he spoke with Dimitrov and communicated with his banker regarding installment payments and the banker advised Milne the bank would not allow Dimitrov to enter into installment payments with the District. However, there were other options available to Mr. Dimitrov. Milne received a letter from Mr. Dimitrov's attorney which prompted Milne to contact the attorney and advise of the Board's position regarding the payment of additional charges for a larger meter for

Dimitrov's temporary service. Dimitrov's attorney understood the District's position and advised that he had recommended Dimitrov sign the installment payment agreement.

Manager Comments

- Nothing to report at this time.

Commissioner Comments

Commissioner Shustov

- Attended CWA Resource meeting and can give a report later.
- Upcoming MWPAAC meeting. Shustov inquired who would be attending and Commissioner Harman indicated Commissioner Abbott could attend with Shustov.

Commissioner Warren

- Not present

Commissioner Harman

- Reported he cannot attend the Section 4 meeting this evening due to a calendar conflict and suggested others could attend if interested. No other Board members were available to attend.
- Attended the WASWD Government affairs meeting and there will be interesting discussions regarding the budget deficits the state is facing as well as the impacts of I-1033, if that initiative passes.

Commissioner Abbott

- Advised Little he may get a call from the Chair of the WASWD, technology meeting. The chair was in contact with Mr. Dimitrov at a property rights meeting. Abbott advised the Technology chair this has been going on for two years and to contact Little.
- Technology meeting presentation was interesting hearing about the meshwork technology that involves fireflies.

Commissioner Brady

- Reported he had dinner with Dean Takko and he is one of the original WASWD directors and is now a state representative for the Longview area. He would like to be invited to the Spring WASWD conference at Ocean Shores.
- Advised the Board should begin contacting the legislative representatives in the 45th and 5th districts and invite them to a Board meeting to discuss the utility tax and other legislation affecting water and sewer districts, perhaps in the middle of November.

ADJOURN

As there were no further persons to be heard, or business to discuss the meeting was adjourned at 5:00 P.M.

 10/2/09

Robert Brady, Secretary 