



**SAMMAMISH PLATEAU WATER & SEWER DISTRICT**  
**1510 228<sup>TH</sup> Ave. S.E., Sammamish, Washington 98075**  
**Minutes**  
**December 21, 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 3:00 P.M. A quorum represented by Commissioner Mary Shustov, Lloyd Warren, Robert Brady, Robert Abbott and Tom Harman was present. 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**

- Little requested adding items D and E to the agenda for the Delay of Timing for the General Facilities Amendment and for the State Auditor's Office Exit Conference. Commissioner Shustov agreed.

**PUBLIC COMMENTS**

- No public was present.

**CONSENT AGENDA**

<b><i>Resolutions:</i></b>				
3868	MWPAAC Commissioner Designation			Policy
3869	Barker SE 48 <sup>th</sup> Plat – DEA	2224069048,2224069126		Termination
3870	Jazz Run – DEA	2224069098		Termination
3871	Pine Classics – DEA	2224069001		Final Acceptance
3872	Sophie B. Maxwell 240 <sup>th</sup> SE Short Plat	2224069102		Final Acceptance
3873	15 <sup>th</sup> PL at 227 <sup>th</sup> PL NE PVC Water Main Replacement			Award
<b><i>Vouchers</i></b>				
#1	Maintenance Fund	09-082-0010	10585-108665	\$579,030.59
		09-082-0010	108671-108676	\$1,551.12
#4	Sewer Construction	09-082-3510	301120-301130	\$267,567.03
#6	NE Samm/SPWSD Joint	09-082-1010	200102-200102	\$19.18
#10	Electronic Remittance (Payroll)	09-082-0010	DD.5030.5134	\$228,821.84
#10	Electronic Remittance (Dept of Ret – PERS)	09-082-0010	WT.108669	\$16,656.92
#10	Electronic Remittance (ICMA – Def Comp)	09-082-0010	WT.108666	\$40,554.57
#10	Electronic Remittance (King Co Fin –PR Taxes)	09-082-0010	WT.108667	\$102,040.74
#10	Electronic Remittance (WA State Treasurer – Def Comp)	09-082-0010	WT.108668	\$24,455.65
#10	Electronic Remittance (State of WA – Excise Tax-maint)	09-082-0010	WT.108670	\$27,075.57
#10	Electronic Remittance (State of WA – Excise Tax Joint)	09-082-1010	WT.200103	\$90.47
	<b>Total</b>			<b>\$1,287,863.68</b>
<p>➤ <b>Motion:</b> Commissioner Warren made a motion to approve the Consent Agenda as amended. Commissioner Harman seconded the motion.</p> <p>➤ <b>The motion was passed unanimously.</b></p>				

**A. COMMUNITY WILDLIFE HABITAT**

Sailer presented the Wildlife Habitat Certificates and advised the Board that the District had 5 sites approved; the Well 1, 4, 2 and 3 mg tank sites. Sailer advised she sent out a press release to the local newspapers which should run within the next few weeks Ms. Elaine McEnery, a proponent of the certification program was also

present and advised that the City of Sammamish is working on getting 6 of their parks certified. Ms. McEnergy expressed her appreciation to Sailer for helping with the project.

### **B. LANE VS. SEATTLE**

Little reported after the Board meeting last week Commissioners Abbott and Brady inquired what the District was doing about the rates come January 1, 2010 since the District was billing the cities for hydrant fees. Commissioner Abbott expressed his concern that if the District was going to take the position that the District would no longer charge ratepayers for fire suppression costs, there should be some documentation that the District will not be charging ratepayers for fire hydrants; otherwise ratepayers may wonder why their bill is the same. Commissioner Warren felt that a rate study is needed before the District would know how it will impact the customers.

- **Motion:** Commissioner Brady made a motion authorizing staff to alert District ratepayers that, consistent with the Lane v. Seattle decision, effective January 1, 2010, the District will transfer the cost of fire hydrants to general purpose governments in the area and this will be factored into a rate adjustment which will be considered by the District in early 2010. Commissioner Abbott seconded the motion.

**The motion carried unanimously.**

The Board directed staff to post this information on the bills, in the newsletter and on the District website. The Board reached consensus that future meetings would be needed to discuss governance issues regarding assumption, implications of the Lane Case, utility taxes and franchise agreements with the Cities and County.

### **C. WASWD LEGISLATIVE UPDATE**

Commissioner Harman advised that he did not attend the WASWD Board meeting and does not have anything further to report regarding the legislative agenda. Commissioner Harman shared that if there are any items WASWD is supporting that the Board does not, the Board would need to draft a letter advising WASWD of items not supported by the District. Little advised that he had contacted SnoKing Alliance and handed out to the Board their legislative session topics. Harman inquired of the fee to join SnoKing Alliance and Little reported that he did not have that information yet.

### **D. DELAY OF REMAINING GENERAL FACILITIES CHARGES AMENDMENT**

Tobin presented the Board with the letter that will be mailed to developers and inquired if the Board had anything to add to the letter prior to it being sent. Tobin advised she would present the amendment form at the January 4, 2009 meeting. Commissioner Abbott expressed concern regarding the interest rate variances and would like to see the Board consider changing it to 8%.

### **E. STATE AUDITOR'S OFFICE EXIT CONFERENCE**

Little advised that the exit conference was completed. Commissioner Abbott attended and reported that the District had a completely clean audit which the auditor advised is not that common. Commissioner Abbott commended staff on behalf of the Board for a great job with the audit and thought that something should go into the newsletter and on the website regarding the clean audit.

### **ATTORNEY/MANAGER/COMMISSIONER COMMENTS**

#### Attorney Comments

- Nothing to report

#### Manager Comments

- Reminded the Board of the holiday luncheon and advised that it would not be a special Board meeting because there was no District business to consider.

#### Commissioner Comments

*Commissioner Shustov*

- Reported that she had recently talked to Ben Yazici, the Sammamish City Manager who had advised that his staff participates in the Disney Customer Service training. Mr. Yazici offered the Board to sit in or split costs if the Board was interested in staff attending. Commissioner Abbott encouraged the idea but felt that the Board should identify a problem or goal before proceeding with the training.

*Commissioner Warren*

- Reported that Cascade now owns Lake Tapps and there will be a celebration on February 5, 2009.

*Commissioner Harman*

- Reported that he attended the Leadership Development Meeting and the presenters Jurassic Parliament presented Roberts Rules of Order in an interesting way and the District may consider having them out to do a presentation.
- After reviewing the calendar for the year and The Board's workload it may be helpful to use the fourth Monday of the month as a study session.
- Requested to be excused from attending the Sammamish Chamber meeting due to travel time from the WASWD meeting.

*Commissioner Brady*

- Nothing to report.

*Commissioner Abbott*

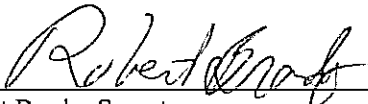
- Nothing to report.

**STATUS/ACTION AGENDA ITEM REVIEW**

Nothing had changed since the last meeting.

***ADJOURN***

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

  
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Robert Brady, Secretary