



Southwest Suburban Sewer District Commissioner's Meeting

Dedicated to preserve the purity of your environment."

Commissioners:

Scott Hilsen – President
William Tracy – Vice President
Susan Genzale – Secretary

Consulting Attorney:

Eric C. Frimodt

Consulting Engineers:

Ken Nilsen
Cameron Ochiltree

General Manager:

Ron Hall

September 19th, 2023

1. Call to Order:

Commissioner Hilsen called the meeting to order at 6:30 p.m.

2. Also in Attendance:

Bill Stephani.

3. Changes or Additions to the Agenda:

No changes or additions.

4. Written Communications:

No written communications.

5. Public Comment:

No public comment.

6. Consent Agenda:

- Approval of the Minutes for the September 5th, 2023, Board meeting.
- Approval and Signing of the Accounts Payable Vouchers & Payroll.
- Vouchers audited and certified by the Auditing Officer as required by RCW 42.24.080, and those expense reimbursement claims certified as required by RCW 42.24.090, have been recorded on

listings that have been made available to the Board. Vouchers are included in the attached lists, and further described as follows:

- Maintenance voucher numbers 23.0871 through 23.0919 in the total amount of \$650,307.79.
- Construction voucher numbers 23.0021 through 23.0022 in the total amount of \$95,502.45.
- Review monthly Income Report.

A motion to approve the consent agenda was made by Commissioner Tracy, seconded by Commissioner Genzale, and unanimously approved.

7. Business Agenda:

Cameron Ochiltree updated the Board on BHC's status of the General Sewer Plan document and the status of the Miller Creek Plant Electrical upgrade.

Ken Nilsen updated the Board on PACE's status on PS18 progress, the status of Pump Station #4 & Pump Station #11 progress. In addition, the District was awarded PWTF monies for the three pump station projects.

Hall requested authorization to award the engineering design work to PACE Engineers for the Salmon Creek Bason repairs identified within the PWTF Pre-Construction design project in the amount of \$373,000.00. After brief discussion, the Board, M/S/P unanimously approving the request.

Hall requested authorization for the payment of \$130,964.93 to Laser Underground for the emergency mainline repair work on Marine View Drive SW. After brief discussion, the Board, M/S/P unanimously approving the request.

Cameron Ochiltree presented an overview presentation to the Board on the draft General Sewer Plan. After lengthy discussion and Q&A, the Board, M/S/P unanimously decided to move the approval of the draft General Sewer Plan to the next scheduled Board meeting.

8. Manager's Comments or Reports:

Hall updated the Board on the following:

- Reminder of the WASWD Fall Conference, September 20th – 22nd, Suquamish Clearwater Casino Resort.
- Union contract negotiations are going well.
- Requested to adjust the October Board meetings from the 3rd & 17th to the 10th & 24th. After brief discussion, the Board, M/S/P unanimously approving the request.
- To follow up on Mr. Nelsen's comments, with the District being awarded with the \$4,844,245.00 PWTF loan, the District will have enough funds to complete pump station #18, #4 and #11. This means that the funds accrued from District revenue sources can be used for sewer pipe rehabilitation to reduce I&I.

9. Attorney's Comments and Reports:

Attorney Frimodt provided a report to the Board on the Court of Appeals' recent decision in the Tacoma v. Ecology case involving Ecology's efforts to issue a Puget Sound Nutrient General Permit. Frimodt advised the Board that the Court upheld the trial court's ruling, in part, that Ecology failed to comply with the Administrative Procedures Act and engaged in improper rulemaking. This means that Ecology will need to go through the proper rule making procedures as it relates to the imposition of conditions or limits relating to the Puget Sound Nutrient General Permit. Frimodt indicated that Ecology could move for reconsideration or appeal the Court of Appeals' decision.

Attorney Frimodt also discussed with the Board the PACE proposal for services relating to the Lot Line Adjustment work involving the access road to the Miller Creek WWTP. Frimodt discussed the scope of the proposal and possible steps to reduce the costs. The Board indicated that it was okay with the PACE proposal for the Lot Line Adjustment services and the approach to be taken.

10. Commissioner's Comments or Reports:

No Commissioner comments or reports.

11. Executive Session:

Commissioner Hilsen convened an executive session at 7:57 pm to discuss the performance of a public employee pursuant to RCW 42.30.110(1)(g) for 10 minutes. The Commissioners, General Manager and Attorney Frimodt participated in the executive session. The executive session ended at 8:06 pm.

12. Set the next Public Meeting, Dates and Times:

October 10th, 2023 @ 6:30 p.m.
October 24th, 2023 @ 6:30 p.m.
November 7th, 2023 @ 6:30 p.m.
November 21st, 2023 @ 6:30 p.m.

