



Southwest Suburban Sewer District Commissioner's Meeting

Dedicated to preserve the purity of your environment."

Commissioners:

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

Consulting Attorney:

Eric C. Frimodt

Consulting Engineers:

Ken Nilsen
Cameron Ochiltree

General Manager:

Ron Hall

February 6th, 2018

1. Call to Order:

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

2. Also in Attendance:

Mr. Earnest Thompson.

3. Changes or Additions to the Agenda:

Added to the Business Agenda: Approve Pay Request #19 from Pease and Sons Inc; and Approve Quality Control proposal. Added to Written Communications: Letter from Cedar River Water and Sewer.

4. Written Communications:

Hall presented a letter from Cedar River Water and Sewer District requesting yearly contribution of funds to help pay for consulting services and staffing assistance to the King County Growth Management Planning Council (GMCP), the King County Regional Water Quality Committee (RWQC) and the Metropolitan Water Pollution Control Abatement Advisory Committee (MWPAAC) to ensure that the water-sewer districts have knowledge of and are involved in discussions of regional planning efforts and initiatives affecting their operations and ratepayers. Attorney Frimodt reported to the Board on his preparation of a proposed Interlocal Agreement relating to the District's and other water-sewer districts'. Frimodt indicated that the purpose of the Interlocal Agreement was to address a written recommendation made by the State Auditor's office that the District develop a written agreement with Cedar River Water and Sewer District that identifies the services provided and each party's responsibilities. Frimodt informed the Board that

the Interlocal Agreement was a simple two page agreement that should address the Auditor's recommendation and wouldn't require any changes to the process currently used by the water-sewer districts to fund these services. Frimodt indicated that the Interlocal Agreement was drafted in a manner so it could be used by any water-sewer districts that contribute to this fund by simply signing the Interlocal Agreement which would help formalize the process. Frimodt reported that a draft of the Interlocal Agreement will be forwarded to Cedar River Water and Sewer District for review and comment. After brief discussion, M/S/P unanimously approving to contribute \$2,500.00, once the Interlocal Agreement has been signed by Cedar River Water and Sewer District.

5. Public Comment

Mr. Thompson shared his concern of the condition of the roadway in front of his home in Normandy Park. Mr. Thompson stated that he met with Normandy Park City Manager, Mark Hoppen, who stated that the damage to the road was caused by the SW Suburban Sewer District sewer line under the roadway and that he needed to contact the District to get the road repaired. District Manager Hall stated that he will call Mr. Thompson tomorrow morning to meet with him and take a look at the damaged roadway.

6. Consent Agenda:

- Approval of the Minutes for the January 16th and 23rd, 2018 Board meetings.
- 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 18.0104 through 18.0161 in the total amount of \$230,464.34.
 - Construction voucher numbers 18.0008 through 18.0017 in the total amount of \$52,939.42.
 - 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:

Hall requested approval for Resolution 2018-02-01, completion of Pump Stations #14 & #15 project. After brief discussion, M/S/P unanimously approving the request.

Hall requested authorizations for Pay Request #19 to Pease & Sons for worked performed for the new Administrations and Maintenance Facility in the amount of \$296,187.40. After brief discussion, M/S/P unanimously approving the request.

Hall requested authorization for the Quality Controls Corporation proposal for initial engineering design work for the MCC's for the Salmon Creek Solids Handling project in the amount of

\$152,150.00, + WSST. Hall stated that it was important to get this portion of the project initiated quickly so that the components will be ready for installation during the project. After brief discussion, M/S/P unanimously approving the request.

8. Manager's Comments or Reports:

Hall reported on the following:

- Status of the construction activity of the new administration and maintenance facility and has set a tentative move in date of March 23rd & 24th.
- Status of the interviews and meetings with Mark Jensen of Derian Inc. for the Salmon Creek Solids Handling Project.

9. Attorney's Comments and Reports:

Attorney Frimodt reported on the status of the Pasco Landfill litigation which is being handled by special legal counsel. Frimodt reported to the Board that the District has been advised by its special legal counsel that Continental Insurance Company has accepted the District's tender of defense based on its determination that Continental Insurance had issued an insurance policy during the time period relevant to the claim. As a result, Continental Insurance has agreed to pay for the cost of defending against the claims. In addition, Frimodt reported on the status of the King County franchise ordinance and the litigation commenced by King County seeking to validate the Ordinance. Finally, Frimodt advised the Board that his representation of Southwest Suburban District and Water District No. 49 raised a conflict relating to Water District No. 49's interest in purchasing the District's office building. Frimodt indicated that he discussed the conflict with both districts and a decision was made that he would only represent Water District No. 49 in connection with its intent to make an offer to purchase the District's office building. The District would seek separate legal counsel relating to the negotiation and review of any purchase and sale agreement. The General Manager provided a status report on his efforts to retain legal counsel for this potential transaction. Frimodt advised the Board that a written conflict waiver had been prepared and signed by both parties consenting to this arrangement. Due to this conflict situation, Frimodt advised the Board that when the Board discusses the offer or offers made on the District's office building, that Frimodt would be excused from that portion of the meeting, so as to maintain the confidentiality of any discussions between the District General Manager and the Board regarding the offers made for the property. In addition, Frimodt noted that he and the General Manager had discussed the fact that he should not be provided with any confidential information relating to any other offers made for the purchase of the property.

10. Commissioner's Comments or Reports:

Commissioner Hilsen commented on the AquaNereda aerobic granular sludge technology article in the WE&T magazine and asked Hall to research the technology and report back to the Board. Commissioners Genzale reported on her attendance to the WASWD Commissioners workshop and Pete Sanchez's retirement party. Commissioner Tracy also reported on the WASWD Commissioners workshop.

