



Southwest Suburban Sewer District Commissioner's Meeting

Dedicated to preserve the purity of your environment."

Commissioners:

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

General Manager:

Ron Hall

Consulting Attorney:

Eric C. Frimodt

Consulting Engineer:

Craig Chambers

October 18th, 2016

1. Call to Order:

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

2. Also in Attendance:

Ken Nilsen, Chuck, & Jody Doubek, Dennis Sogn and Nancy Lau.

3. Changes or Additions to the Agenda:

No changes or additions to the agenda.

4. Written Communications:

5.

No written communications.

6. Public Comment

No public comment.

7. Consent Agenda:

- Approval of the Minutes for the October 4th, 2016 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 16.1146 through 16.1211 in the total amount of \$427,767.71.
- Construction voucher numbers 16.0090 through 16.0099 in the total amount of \$784,728.48.
- Approval of the Certification & Satisfaction of Liens
- Review and Accept King County Investment Report for Previous Month.
- Review monthly Income Report.

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

8. Business Agenda:

Craig Chambers updated the Board on BHC Consultants monthly report on the Salmon Creek solids handling design.

Ken Nilsen updated the Board on PACE Engineer's monthly report on Lift Station 14/15 retrofit.

Hall discussed the history of the District's efforts to address the concerns raised by the 8th Ave resident relating to the use of the access road to the Miller Creek Plant. Hall discussed the terms of the Memorandum of Agreement (MOA) that identify the actions and procedures that the District had implemented in order to address the concerns raised by the residents. A discussion of the terms of the MOA between the residents in attendance, and the District followed, including the process to be followed if the residents see vehicles that are not complying with the terms and conditions. The District advised the residents that they can report the activity directly to the vendors involved and/or to the District as the District would like to know what may be occurring so it can take appropriate steps.

Attorney Frimodt then discussed the reasons behind the District's desire to utilize the MOA format. Frimodt indicated that since the District was committing to certain actions that the District also wanted the 8th Ave residents to sign the MOA so that it would be clear that there was an understanding that the residents were satisfied with the actions taken by the District. Frimodt noted that the District had originally offered to engage in a mediation with the residents if necessary, but it was his belief that the MOA addressed most of resident's concerns and that a mediation was not necessary, or being sought by the residents. The residents in attendance indicated that they were satisfied with the terms of the MOA and that they were not seeking a mediation of any unresolved issues. Two residents Dennis Sogn and Nancy Lau indicated that they were comfortable signing the MOA in its current form. Another resident (Chuck Doubek) expressed some concern about signing the MOA without having it reviewed by his own legal counsel. Frimodt inquired whether Mr. Doubek would be willing to provide the District with something in writing that confirms that he accepts the actions taken by the District as being acceptable to him. Mr. Doubek indicated that he needs some time to consider this request.

However, he did indicate that the terms set forth in the MOA go a long way in addressing his concerns. Mr. Doubek indicated that there were some other issues that he would have liked to be addressed like restricting the sludge trucks from accessing the plant before 9:00 a.m. The District was unable to accommodate this due to the impact on the trucks that need to haul the sludge to the disposal site in Eastern Washington.

On behalf of the District Board of Commissioners, Frimodt thanked the residents for their willingness to work with the District to resolve these issues. Frimodt noted that it was nice that the residents and the District were able to work on these issues in such a professional and productive manner. Frimodt recommended that since the MOA appeared to be in an acceptable form, that the Board formally approve the MOA by motion. M/S/P approving of the MOA. The Board members and two residents signed the MOA.

9. Manager's Comments or Reports:

Hall updated the Board on the following:

- His meeting and District tour with WASWD Director, Jim Kuntz.
- Status of the 2017 budget.
- Memorial service for Kathy Keene.
- The effects of the wind storm and 5+ inches of rain had on the District and SWAMP.
- His scheduled meeting with Schuchart Dow concerning issues with storm water, electrical and traffic study.

10. Attorney's Comments and Reports:

Attorney Frimodt reported to the Board regarding a letter sent by Linda Bruce, a former employee of King County, to participants of the King County Investment Pool regarding her concerns relating to the management of the King County Investment Pool. Commissioner Genzale confirmed that she had just received the letter. Attorney Frimodt advised the Board of the general nature of the letter and recommended to the Board that they review the letter. Attorney Frimodt indicated that he will be reviewing this in more detail in order to determine what actions, if any, should be considered by the District.

11. Commissioner's Comments or Reports:

No comments or reports.

12. Executive Session:

At approximately 8:25 p.m., Commissioner Genzale indicated that the Board would be moving into an Executive Session and announced that the purpose of the Executive Session would be to

