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Southwest Suburban Sewer District Commissioner's Meeting

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Dedicated to preserve the purity of your environment."

Commissioners:

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

General Manager:

Ron Hall

Consulting Attorney:

Eric C. Frimodt

Consulting Engineers:

Ken Nilsen
Cameron Ochiltree

January 19th, 2021

1. **Call to Order:**

6: 30 p.m.

Due to the COVID-19 virus epidemic the Board of Commissioner meeting was held via teleconference only.

2. **Also in Attendance:**

Bill Stephani.

3. **Changes or Additions to the Agenda:**

Hall requested to add a 15 minute Executive Session to discuss potential litigation.

4. **Written Communications:**

No Written Communications.

5. **Public Comment:**

No Public Comment.

6. **Consent Agenda:**

- Approval of the Minutes for the January 5th, 2021 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

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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 21.0053 through 21.0105 in the total amount of \$488,580.57.
- Construction voucher number 21.0003 through 21.0008 in the total amount of \$187,386.70.
- Review monthly Income Report.

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

7. Business Agenda:

Cameron Ochiltree updated the Board on BHC's status of the Salmon Creek Solids Handling Project and on the project closeout.

Ken Nilsen updated the Board on PACE's status on providing the District with information on the retrofit of existing lift stations #18, #11 & #4.

Hall requested approval to purchase five new cells for the MicroClor Sodium hypochlorite generator system for the Salmon Creek Wastewater Treatment Plant, in the amount of \$24,948.00. After brief discussion, M/S/P unanimously approving the requests.

Hall requested approval for Change Order #27 for the Salmon Creek Solids Handling Project in the amount of \$134,581.00. After brief discussion, M/S/P unanimously approving the requests.

Hall requested approval for Pay Application #25 for the Salmon Creek Solids Handling Project in the amount of \$168,393.50. After brief discussion, M/S/P unanimously approving the requests.

Hall requested approval for Resolution 2021-01-01, confirming substantially completed, the Salmon Creek Wastewater Treatment Plant Solids Handling Project, between Prospect Construction, Inc. and Southwest Suburban Sewer District. After brief discussion, M/S/P unanimously approving the requests.

8. Manager's Comments or Reports:

Hall updated the Board on the status of the Burien Utility tax. Hall stated that the newly imposed 8.00% will actually be 8.8912% after the B&O tax is added on to the Burien tax. Hall also provided a follow up on the effects of last week's windstorm. Hall stated that the windstorm knocked out power to the Salmon Creek Plant and nine of the eleven pumping stations. Hall also complimented staff for doing such a great job in their response to the emergency power outages.

9. Attorney's Comments and Reports:

Attorney Frimodt reported on the status of the appeal filed by Brett Fish of the trial court's decision in favor of the District. The oral arguments before the Court of Appeals have been scheduled for

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February 26, 2021. Frimodt advised that in the future he will provide the Board and General Manager with a link where they can watch the oral arguments.

Frimodt also reported on the status of the discussions between seven water-sewer districts serving within Burien, including Southwest Suburban Sewer District, and the City regarding the implementation of the 8% Burien utility tax. Frimodt reported that discussions with the Burien City Attorney have been productive. Frimodt advised the Board that there is a Zoom meeting scheduled between the districts and the City for Wednesday, January 20th to discuss a few outstanding issues relating to taxability of certain types of revenue. Further updates will be provided in the future.

Frimodt also reported on the status of his collection efforts relating to the Beaudet/Lamb property that was recently sold without payment of the outstanding connection charge as required by the terms of the Connection Charge Installment Agreement. Frimodt updated the Board on his recent communications with the Lambs' attorney and the status of his collection efforts.

10. Commissioner's Comments or Reports:

No Commissioner Comments or Reports.

11. Executive Session:

At 7:02 p.m. the Executive Session was called to order to discuss potential litigation pursuant to RCW 42.30.110(1)(i). The announced time for length of an Executive Session was 15 minutes. The Executive Session ended at 7:16 pm.

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

February 2nd, 2021 @ 6:30 p.m.
February 16th, 2021 @ 6:30 p.m.
March 2nd, 2021 @ 6:30 p.m.
March 16th, 2021 @ 6:30 p.m.

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13. Adjournment:

The meeting was ended at 7:17 p.m.

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Attest:

Scott Hilsen ___ Approve
President and Commissioner ___ Oppose

Suzy Genzale ___ Approve
Vice-President and Commissioner ___ Oppose

William Tracy ___ Approve
Secretary and Commissioner ___ Oppose