

**MIDWAY SEWER DISTRICT
COMMISSIONERS MEETING
AUGUST 8, 2007**

Commissioners Hendrickson, Koester, and Landon were present. Also present: Mr. Griffith, Ms. Ford, Mr. Snure, Mr. Grodt, and Mr. Kase.

The meeting was called to order by the President at 9:30 a.m.

M/S/C approving the minutes of the Meeting of July 25, 2007.

VOUCHERS:

M/S/C approving Maintenance vouchers #0270627 through #0270675 in the amount of \$108,777.45, including special vouchers #0270627 through #0270636 in the amount of \$30,815.21. Capital Improvement vouchers #0270033 through #0270034 in the amount of \$274,129.90. Board approval of payment of \$54,800.26 for 28 employees for direct deposit of the August payroll. Board approval of automatic payments to be made in July and August in the amount of \$56,909.40 for taxes and State Retirement contributions

ADDITIONS:

M/S/C approving additions to accounts receivable as presented.

ADJUSTMENTS:

M/S/C approving adjustments to accounts receivable as presented.

RELEASE OF LERMUSIK CONNECTION CHARGE LIEN:

The Manager said that the Christopher and Peggy Lurmusik Connection Charge Agreement has been fully paid and the liens filed thereon should be released.

M/S/C releasing the Christopher and Peggy Lurmusik Connection Charge lien.

REVIEW OF DRAFT FALL 2007 NEWSLETTER:

The Manager presented a draft of the Fall 2007 newsletter for review by the Board.

Commissioner Hendrickson would like an article addressing the use of garbage disposals in a future newsletter.

M/S/C approving the Fall 2007 newsletter as presented and authorized it to be inserted with the sewer bills.

ATTENDANCE AT THE PACIFIC NW PRETREATMENT CONFERENCE:

The Manager said that Brock Powell has requested authorization to attend the 14th Annual Pacific Northwest Pretreatment Conference, September 12-14, 2007, in Vancouver, WA. He also indicated that there may be other staff that may also want to attend.

M/S/C authorizing the attendance of up to 3 District staff at the 14th Annual Pacific Northwest Pretreatment Conference.

PEBB HEALTH CARE PLAN OPTIONS TO CHANGE IN 2008:

The Manager said that he has learned that the Washington State Health Care Authority will be offering a different mix of health care plans in 2008. This will require most District employees to change to a different health care plan. There will be more information available in the future.

CHARLES MARTIN SIDE SEWER AT 24816 20TH AVE. S. EASEMENT ISSUE:

The Manager reported that an unresolved easement issue that the District became aware of about 4 or 5 years ago had been ignored by the affected residents. One of the affected property owners (Charles Martin) is now experiencing sewer problems and appears to be developing a lawsuit concerning the matter. The District could be involved. Mr. Martin has stated that he does not want District staff to enter his property. The District had offered to help locate the sewer problem in order to determine responsibility.

OFFICE MANAGER REPORT:

Ms. Ford had nothing to report.

TREATMENT PLANT SUPERVISOR'S REPORT:

Mr. Griffith reported that Merlino has finished construction of their 24" line across the treatment plant property. He also said that the crew has finished painting all of the fiberglass domes covering the trickling filters and the gravity thickener.

ENGINEER'S REPORT:

Mr. Grodt reported the following:

Outfall Construction – The construction is on schedule. The bore is essentially done as is the inter-tidal zone. The eelgrass has been removed and the sub-tidal contractor has installed about 180 feet of pipe.

The Contractor has violated some of the permit requirements but they have mostly been corrected. There has also been some complaints, mostly about noise.

ATTORNEY'S REPORT:

Mr. Snure reported on the following:

Collections:

1. There are 7 customers in bankruptcy.
2. There is one pending foreclosure.
3. There are 8 customers pending trustee sales.

Commissioners Compensation:

Midway Sewer District code 2.04.030 was in place prior to ESHB1368 increase. 2.06.030 authorizes compensation at the maximum amount allowed by State law so no problem with collecting the \$90 rate.

Recent Court Decision:

A recent court decision regarding franchise agreements and franchise fees was summarized as follows:

- It primarily affects electric utilities.
- Confirms that cities cannot require franchise agreements.

Infiltration and Inflow:

The State Auditor is taking a position that a District cannot use public funds to improve privately owned side sewers.

COMMISSIONERS COMMENTS:

Commissioner Hendrickson said that he would like the Manager to keep him informed on the outfall construction progress periodically.

Commissioner Koester said that he would like to watch from the contractor's barge a section of sub-tidal outfall pipe get installed.

The next meeting will be held on August 22, 2007, at the District office at 4:00 p.m. and there will be a Commissioners Workshop on August 13, 2007, at the District office at 9:30 a.m.

The meeting adjourned at 10:17 a.m.

KEN J. KASE

ATTEST:

GEORGE LANDON - SECRETARY