

**MIDWAY SEWER DISTRICT
COMMISSIONERS MEETING
DECEMBER 21, 2007**

Commissioners Koester, Hendrickson and Landon were present. Also present: Mr. Tom Bui, Mr. Tim Campbell, Mr. Grodt, Mr. Griffith, Mr. Crahan, Ms. Ford, 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 December 12, 2007.

VOUCHERS:

M/S/C approving Maintenance vouchers #0271078 through #0271102 in the amount of \$58,517.38, including special vouchers #0271078 through #0271083 in the amount of \$9,414.71. Capital Improvement voucher #0270054 in the amount of \$8,307.45.
Board approval of payment of \$27,622.13 for 23 employees for direct deposit of January draw.

LIENS:

M/S/C approving the liens as presented.

RELEASE OF LIEN:

M/S/C approving the release of lien as presented.

MR TOM BUI'S DISPUTE WITH DISTRICT REFUND PRACTICE OF REQUIRING CANCELLED CHECK:

Mr. Bui said that he feels like he has been mistreated and discriminated against by the District. He overpaid the sewer account on his rental property and then rented it and completed a renters form. Upon doing this he requested a refund of his unapplied overpayment. It took the District about a month to get back to him concerning this refund. The District told him that he would need to provide a cancelled check in order to receive a refund. He had provided a copy of his bank statement which in his opinion should be enough to get a refund. The Manger explained that the bank statement did not indicate who the payment was made to. The Manager also said that the District account history does indicate a payment but does not indicate who made the payment. The Manger told him that a cancelled check would provide satisfactory proof that Mr. Bui had made the payment he is now requesting a partial refund of.

M/S/C authorizing a refund of Mr. Bui's overpayment without the need for a cancelled check and also offered the Board's apology for the District taking so long to get back to him concerning his refund.

ANNUAL UPDATING OF AUTHORIZED SIGNATURES FOR BLANKET VOUCHER FORMS:

The Office Manager presented a list of names and titles to be provided to the King County Financial Management Section to update their list for 2008. The list indicates the individuals authorized to sign the blanket voucher forms of the District. She recommended that the Board of Commissioner together with the Manger and Office Manager should be authorized. M/S/C authorizing the Board of Commissioner together with the Manger and Office Manager to sign the blanket voucher forms of the District.

FRED MEYER AND ADJACENT PROPERTY NEGOTIATED EASEMENT:

The Manager presented easements for the newly constructed sewer serving the new Fred Meyer Store and adjacent properties across property owned by WL Kent, an Idaho LLC, and Fred Meyer Stores, Inc, an Ohio Corporation. The terms of the easements have been negotiated between Fred Meyer's attorney and the District as they objected to some of the language in the District's standard easement. Their easement has some restrictions on the right of entry and also some restoration deadlines. The Board could not see a need for the Fred Meyer easement as this portion of the sewer only serves their store whereas the WL Kent easement is for a sewer that serves more than one property. M/S/C approving the WL Kent easement as presented.

REVIEW OF DRAFT LETTER TO WASWD PRESIDENT:

The Manager presented a letter to the Board for their review and signature. The letter is intended to inform the WASWD President of this District's dissatisfaction with the WASWD Executive's communication and coordination with others concerning proposed side sewer inspection legislation. M/S/C approving the letter as written.

CONNECTION CHARGES FOR 2008 / RESOLUTION 2007-21:

The Manager presented Resolution 2007-21 to the Board for their review. This resolution establishes connection charges for 2008 and also updates the historical costs for installing sewers. M/S/C approving Resolution 2007-21 as presented.

COMPLETION OF DEVELOPER EXTENSION CONTRACT 05-11 / RESOLUTION 2007-22:

The Manager reported that the conditions of developer extension contract DX 05-11, with Preferred Building Contractors, Inc., have been satisfied and the project is 100% complete. It is now ready for acceptance by the District. M/S/C approving Resolution 2007-22 which provides for the acceptance of DX 05-11 as complete.

REQUEST TO PURCHASE A LAPTOP COMPUTER FOR USE BY ON-CALL PERSONNEL:

The Manager requested permission to purchase an additional laptop computer and portable printer for use by the on-call personnel. They want to be able to access the District GIS via this computer to assist in their ability to respond to call-outs and complaints.

M/S/C authorizing the Manager to purchase an additional laptop computer and portable printer for use by the on-call personnel.

TIM CAMPBELL'S REQUEST TO HAVE THE BOARD RECONSIDER HIS EDUCATIONAL REQUEST:

Mr. Campbell first thanked the Board for offering to pay for his upcoming leadership class. He asked the Board to reconsider their past decision to require him to take time off work or work a modified schedule to get his full workday in together with his class time. He indicated that past practice of the District allows employees to attend workshops and conventions on company time and he feels that his class is similar to those other educational opportunities. He has taken the initiative to educate himself to the benefit of the District and that this class will also benefit the District.

The Board declined to change their prior decision on this matter. Mr. Campbell will either need to take vacation time, leave without pay, or work compensating hours to offset his time away from work in order to attend the leadership class.

MANAGER REPORT:

The Manager distributed his written report on revisions to policies he is working on, current developer extensions and their status, on-going District projects, and 6 miscellaneous items.

OFFICE MANAGER REPORT:

Ms. Ford reported on a letter received from James Peterson, regarding his property at 21008 7th Ave. S. The Office Manager read the letter sent from Mr. Peterson requesting a refund of payments made while the house was empty. Since the request is outside of District policy, the Office Manager requested direction from the Board.

M/S/C instructing the Office Manager to follow current District policy and not allow the requested refund.

TREATMENT PLANT SUPERVISOR REPORT:

Mr. Griffith reported that an imitation surveillance camera has been installed next to the gate on the trail to deter vandalism.

COLLECTION SYSTEM SUPERVISOR'S REPORT:

Mr. Crahan requested permission to purchase a pump controller from Correct Equipment for installation into the Covenant Beach Pump Station. Usually he would get 3 quotes for a purchase such as this but this is the only vendor who carries this particular controller and it is his intention to keep all the controllers at all the pump stations the same to increase staff familiarity. M/S/C approving Mr. Crahan's request.

ENGINEER REPORT:

Mr. Grodt reported the Submarine Outfall contractor has finally provided the information necessary to complete the "as-builts". This work should be completed within the next two weeks.

The next meeting will be January 9, 2008, at the District office at 9:30 a.m. There will be a Commissioners Workshop on January 14, 2008, at the District office at 9:30 a.m.

The meeting adjourned at 11:07 a.m.

KEN J. KASE

ATTEST:

GEORGE LANDON -SECRETARY