



**Highline Water District  
Regular Board Meeting Minutes  
July 21, 2010**

<b>ATTENDEES</b>		
<b>COMMISSIONERS</b> Gerald R. Guite Daniel Johnson Vince Koester George Landon Kathleen Quong-Vermeire	<b>HWD STAFF</b> Matt Everett, General Mgr. Jeremy DelMar, Eng/Ops Mgr. Debra Prior, Administrative Mgr. Mary Fossos, Proj. Coordinator., CIPs	<b>HWD ATTORNEY(S)</b> John Milne  <b>VISITORS</b>
<b>Strikeouts indicate absence</b>		

**1. CALL TO ORDER**

President Quong-Vermeire called the meeting to order at 4:00 p.m.

**2. APPROVE AGENDA**

Commissioner Landon's motion to approve the Agenda as presented was seconded by Commissioner Guite and carried unanimously.

**3. CONSENT AGENDA**

<b>Minutes:</b>	July 7, 2010 Regular Board Meeting				
Fund Name	Fund No.	Warrant Date	Vouchers		AMOUNT
Maintenance	09-075-0010	07/27/10	13110 - 13155		\$ 97,907.18
Construction	09-075-3030	07/27/10	901192 - 901195		\$ 29,968.98
Fund Name	Fund No.	Period Ending	EFT Transfer Date	AMOUNT	
Payroll Tax	09-075-0010	07/09/10	07/21/10	\$ 23,966.20	
Direct Deposit	09-075-0010	07/09/10	07/16/10	\$ 66,375.22	
HRA - VEBA	09-075-0010	07/09/10	07/16/10	\$ 2,151.50	
Dept of Retirement	09-075-0010	07/09/10	08/13/10	\$ 8,255.19	
Dept of Retirement – Deferred Compensation	09-075-0010	07/09/10	07/16/10	\$ 3,890.50	
CONSENT AGENDA RESOLUTIONS					
Item #	Resolution #	Description			
3.1	10-7-21A	Resolution Accepting Developer Extension as Complete (Bjorneby Auto – Fire Line).			
3.2	10-7-21F	Resolution Accepting Developer Extension as Complete (Des Moines Medical Arts Building)			

Commissioner Guite's motion to approve the Consent Agenda as presented was seconded by Commissioner Landon and carried unanimously.

**4. PUBLIC INPUT**

No members of the public attended the meeting.

**5. RESOLUTIONS/MOTIONS**

- ◆ Resolution 10-7-21B authorizing Developer Extension Agreement for the Hibbford Glen Project. After discussion, Commissioner Koester's motion to approve was seconded by Commissioner Guite and carried unanimously.



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- ◆ Resolution 10-7-21C authorizing Amendment No. 3 to RH2 Engineering Design Contract #08-60-04 for Project 07-2 McMicken Heights Groundwater Well/Treatment Plant. Commissioner Koester's motion to approve was seconded by Commissioner Landon. After discussion, the motion carried unanimously.
- ◆ Resolution 10-7-21D terminating amendment to comprehensive plan for Developer Extension (Soundview Apartments). Commissioner Koester's motion to approve was seconded by Commissioner Guite. After discussion, the motion carried unanimously.
- ◆ Resolution 10-7-21E authorizing Developer Extension Agreement for the Viewpoint Apartments Project. Commissioner Koester's motion to approve was seconded by Commissioner Landon. After discussion, the motion carried unanimously.
- ◆ Motion 10-7-21(1) to approve a proposed amendment to the June 15, 2010 Special Board Meeting Minutes. The minutes incorrectly stated that President Quong-Verneire concluded the meeting. Secretary Guite concluded the meeting. Commissioner Landon's motion to approve was seconded by Commissioner Koester and carried unanimously.
- ◆ Motion 10-7-21(2) to approve Debbie's attendance at the Harris Annual Conference and Executive Steering Committee Meeting in Texas on October 20-22, 2010. Commissioner Guite's motion to approve was seconded by Commissioner Koester. After discussion, the motion carried unanimously.
- ◆ Motion 10-7-21(3) to renew the District's Property & Liability Insurance with Enduris. After discussion, on a motion duly made and seconded, the Board unanimously agreed to retain Enduris.
- ◆ Motion 10-7-21(4) to approve the General Manager's submission for consideration for the interim Manager's representative position of the WASWD Board of Directors. After discussion, on a motion duly made and seconded, the motion carried unanimously.

**6. STAFF/COMMISSIONERS/ATTORNEY**

**Jeremy DelMar**

- ◆ 7/18/10 Main Break at SW 178<sup>th</sup> St, Normandy Park – 4" AC main failed. Minimal damage to surrounding property. District crews will replace approximately 300 LF of the 4" AC main with 8" ductile iron.
- ◆ SPU Algae Issue – At the request of the Board, five (5) samples were taken in addition to monthly sampling performed by SPU to verify water quality. All samples passed the bacteriological tests.
- ◆ City of Tukwila Southcenter Parkway Extension Project – Groundbreaking ceremony scheduled for 10:00 AM - July 30, 2010 at Seattle Tractor.



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**Debbie Prior**

- ◆ Debbie asked the Board for a motion to authorize her attendance at the Harris Annual Conference and Executive Steering Committee meeting in Texas on October 20-22, 2010 (Board approval required per HWDC Chapter 2.10 -Travel, Section 2.10.040 if staff member would exceed the restriction of one national conference per year). See Section 5 - Motion 10-7-21(2).

**Matt Everett**

*Matt commented on the following items from the 7/21/10 General Manager's Report:*

- ◆ District Property & Liability Insurance Renewal – Matt informed the Board that the District received a quote from the Water Sewer Risk Management Pool (WSRMP). The District's current insurance provider (Enduris) proposed lowering the District's current premium to \$118,350 per year. Enduris will also add an Identity Fraud Reimbursement Program to the membership package. See Section 5 - Motion 10-7-21(3).
- ◆ Lakehaven Water Purchase Hydraulic Study – Matt informed the Board that the joint owners of the Tacoma Second Supply have agreed to build a filtration treatment plant within the next five years. The water would also be treated with caustic soda and fluoride. With this treatment, the water would have the potential to blend well with Highline's water. Matt recommended to the Board that the District hire PACE to do a study on how the District would move the water north to the 560 Zone. Matt said he and Jeremy would bring more information to the Board for their consideration at the 7/27/2010 Workshop meeting.
- ◆ WASWD 2010 Fall Conference & Trade Show September 15, 2010 – September 17, 2010 The conference will be at the Red Lion Hotel at the Park in Spokane, WA. Matt reminded the Board of the upcoming conference and asked the Commissioners' to let him know if they were interested in attending. Commissioners' Koester and Landon have confirmed they will attend on behalf of Midway Sewer District. Commissioner Guite said that he would be unable to attend the conference.
- ◆ WASWD Interim Manager Representative for Board of Directors – Matt asked the Board if they were okay if he submitted his name for consideration to replace the current representative (Jim Neher) who is retiring at the end of this month. Matt said if selected, the position would be on an interim basis until elections are held at the WASWD Fall Conference. See Section 5 - Motion 10-7-21(4).

**John Milne**

- ◆ Hydrant Case Update (July 2010)

In the *Lane v. City of Seattle* case decided October 2008, held that general government is responsible for hydrant costs and ratepayers cannot be billed. In response to the *Lane v. City of Seattle* decision, the City of Tacoma filed a lawsuit against the Cities' of Bonney Lake, Fircrest, University Place, Federal Way and Pierce and King County for failure to pay invoices for hydrant costs. A Declaratory judgment action was filed in June 2009 to determine if the parties rights under existing franchise agreements and if franchises applicable, then determine if ratepayers must pay, and whether costs should include oversized infrastructure needed to make the hydrants operational. On May 14, 2010, King



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County Superior Court denied Tacoma's motion that argued that franchise agreements are not applicable, and granted the defendants motion asking they be dismissed without including any findings. A new order was entered on June 29, 2010 with the same results. The City of Tacoma has until July 28th to appeal the decision.

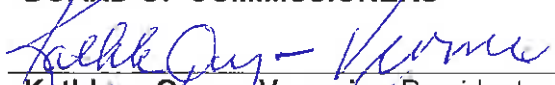
**7. EXECUTIVE SESSION - REVIEW THE PERFORMANCE OF A PUBLIC EMPLOYEE**

RCW 42.30.110(1)(g) - To review the performance of a public employee. However, subject to RCW 42.30.140(4), discussion by a governing body of salaries, wages, and other conditions of employment to be generally applied within the agency shall occur in a meeting open to the public, and when a governing body elects to take final action hiring, setting the salary of an individual employee or class of employees, or discharging or disciplining an employee, that action shall be taken in a meeting open to the public.

President Quong-Vermeire convened an Executive Session at 5:15 p.m. The General Manager advised that the executive session would be concluded in approximately five minutes. At 5:20 p.m., the executive session was concluded and open public meeting was reconvened. There was no action taken by the Board.

There being no further business of the District, President Quong-Vermeire concluded the meeting at 5:21 p.m.

**BOARD OF COMMISSIONERS**

  
\_\_\_\_\_  
Kathleen Quong-Vermeire, President

  
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Gerald R. Guite, Secretary

  
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Daniel Johnson, Commissioner

  
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Vince Koester, Commissioner

  
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George Landon, Commissioner