Regular Meeting of the Board of Commissioners
Monday, June 5, 2023
3:30 PM

Meetings of the Board of Commissioners are now hybrid meetings. The public is welcome to attend in-person at the District Office or remotely through the Zoom meeting platform.

Join from a PC, Mac, iPad, iPhone or Android device:
Please click this URL to join. https://us02web.zoom.us/j/87385578915

Or join by phone:
Dial(for higher quality, dial a number based on your current location):
US: +1 253 215 8782 or +1 253 205 0468 or +1 669 444 9171 or +1 669 900 6833 or +1 719 359 4580 or +1 346 248 7799 or +1 312 626 6799 or +1 360 209 5623 or +1 386 347 5053 or +1 507 473 4847 or +1 564 217 2000 or +1 646 931 3860 or +1 689 278 1000 or +1 929 205 6099 or +1 301 715 8592 or +1 305 224 1968 or +1 310 205 3325
Webinar ID: 873 8557 8915
International numbers available: https://us02web.zoom.us/u/kdW5uKZErc

Next Regular Meeting - Monday, June 12, 2023
Public Comments

**Verbal Comments:**
Limited to three minutes per person or five minutes per group.

For those attending remotely, Zoom instructions are available on the District’s website: [https://spwater.org/371/Board-Meetings](https://spwater.org/371/Board-Meetings).

**Written Public Comments:**
Emailed to [administration@spwater.org](mailto:administration@spwater.org) no later than 12:00 p.m. the date of the meeting. Note “Public Comment” and the meeting date in the Subject field of the email.
Consent Agenda
Consent Agenda

Item A
Board President Lloyd Warren called the hybrid regular meeting to order at 3:31 p.m. A quorum represented by Commissioners Lloyd Warren, Ryika Hooshangi, Mary Shustov, and Tom Harman was present. Also present were District staff Jay Krauss, Jay Regenstreif, Steve Paige, Shelley Jurgensen, Kyle Wong, Gary Chittim, and Marissa Huntley. Charlotte Archer, District legal counsel, was also present. Commissioner Nav Otal arrived later, as these minutes indicate.

APPROVAL OF THE AGENDA

- **Motion:** Commissioner Hooshangi made a motion approving the agenda as presented. Commissioner Harman seconded the motion.
  The motion carried unanimously.

PUBLIC COMMENTS

Mary Wictor – 408 208th Ave NE, Sammamish, WA

- Summarized the written public comment she had submitted.

Huntley advised that one written public comment was received and transmitted to the Board.

CONSENT AGENDA

<table>
<thead>
<tr>
<th>Minutes:</th>
</tr>
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<tbody>
<tr>
<td>February 6, 2023 Regular Meeting</td>
</tr>
<tr>
<td>February 13, 2023 Regular Meeting</td>
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<tr>
<td>February 27, 2023 Regular Meeting</td>
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<tr>
<td>March 6, 2023 Regular Meeting</td>
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<tr>
<td>March 20, 2023 Regular Meeting</td>
</tr>
</tbody>
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<table>
<thead>
<tr>
<th>Resolutions:</th>
</tr>
</thead>
<tbody>
<tr>
<td>5187 – 2023 Grinder Pump Replacement Program – Award of Contract Resolution to Westerlund Excavation LLC</td>
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<table>
<thead>
<tr>
<th>Developer Extension Agreements:</th>
</tr>
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<tbody>
<tr>
<td>5188 – Balasubramani SE 24th Way Sewer Extension – Initial Acceptance Resolution – Parcel 0724069047</td>
</tr>
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- **Motion:** Commissioner Hooshangi made a motion approving the consent agenda as presented. Commissioner Harman seconded the motion.
  The motion carried unanimously.

A. CONSIDERATION OF REVISED COMMISSIONER COMPENSATION POLICIES

Archer and Huntley reviewed the proposed revisions to the Commissioner compensation policies made since the draft was presented at the March 20, 2023 Board meeting.
Motion: Commissioner Hooshangi made a motion to adopt Resolution No. 5189, revising and establishing policies for Commissioner compensation and expense reimbursement. Commissioner Shustov seconded the motion. The motion carried unanimously.

ATTORNEY/MANAGER/COMMISSIONER REPORTS

Attorney
• Advised that Inslee Best is continuing to monitor legislative bills that would impact the District. Referenced one bill pertaining to middle housing and another about additional dwelling units.

General Manager
• Advised that District staff will be giving a presentation on April 11, 2023 to the Sammamish City Council on the District’s 2022 Wastewater Comprehensive Plan.
• Provided an update on the District staff’s continued efforts for PFAS funding. Krauss advised that the Department of Ecology’s Capital Budget request for the District’s PFAS removal treatment plant project is still alive and navigating through the legislature.
• Provided an update on District staff’s efforts on the customer portal review initiative.

Commissioners
Commissioner Shustov
• Reported on her attendance at a recent Metropolitan Water Pollution Abatement Advisory Committee (MWPAAC) meeting.

Commissioner Warren
• Reported on his attendance at Cascade Water Alliance’s (CWA) Special Board Meeting for the Drinking Water Quality Policy Framework Workshop on March 29, 2023.
• Advised that there is a Regional Water Quality Committee (RWQC) meeting on April 5, 2023.
• Advised that he will be giving a presentation on PFAS at the Washington Association of Sewer & Water Districts’ (WASWD) 2023 Spring Conference.
• Reported on his attendance at a ribbon cutting event at Skyline High School that recognized a student’s project for a water bottle filling station. Warren explained that the student, Rishi Hazra, is the same student who previously made a video on the District’s AMI water meter system.

Commissioner Hooshangi
• Reported on her participation in a recent event that CWA was involved in, a nature walk at Beaver Lake.

Commissioner Otal joined the meeting at 4:00 p.m.
EXECUTIVE SESSION: TO REVIEW THE PERFORMANCE OF A PUBLIC EMPLOYEE – RCW 42.30.110(1)(g)
Commissioner Warren requested an executive session to review the performance of a public employee. Commissioner Warren then convened an executive session at 4:05 p.m. on that basis. Before convening the executive session, Commissioner Warren advised that the executive session would conclude at approximately 4:25 p.m. Attorney Archer stated for the record that the Board may take potential action to follow. The Commissioners, Krauss, Jurgensen, and Archer then attended the executive session. At 4:25 p.m., the executive session extended to 4:30 p.m., which Huntley announced, in the hybrid public meeting. The executive session concluded at 4:30 p.m. and the open public meeting reconvened. Warren then advised that there will be no action taken.

ADJOURN
As there were no further persons to be heard or business to discuss, the meeting was adjourned at 4:32 p.m.

Mary Shustov, Secretary
Consent Agenda

Item B
Board President Lloyd Warren called the hybrid regular meeting to order at 3:31 p.m. A quorum represented by Commissioners Lloyd Warren, Ryika Hooshangi, Mary Shustov, and Tom Harman was present. Also present were District staff Jay Krauss, Shelley Jurgensen, Kyle Wong, Andy Tuchscherer, Uma Singh, Gary Chittim, Jackson Dove, Jim Konigsfeld, Janet Sailer, Marius Eugenio, John Anderson, and Marissa Huntley. Charlotte Archer, District legal counsel, was also present. Commissioners Nav Otal had an excused absence.

APPROVAL OF THE AGENDA

- **Motion:** Commissioner Hooshangi made a motion to approve the agenda as presented. Commissioner Harman seconded the motion.
  - Harman requested an agenda item to discuss correspondence from a Mr. Peter Mann about a customer billing issue. There was Board agreement to place the topic on the next meeting agenda to allow staff time to review the matter.
  - The motion carried unanimously.

PUBLIC COMMENTS

Mary Wictor – 408 208th Ave NE, Sammamish, WA
- Summarized written comment submitted and provided additional comment on the Louis Thompson Sewer Basin project agenda item.

Huntley advised that one written comment was received and transmitted to the Board.

CONSENT AGENDA

<table>
<thead>
<tr>
<th>Resolutions:</th>
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<tbody>
<tr>
<td>5195 – 2023 District Office Exterior Painting Project – Awarding Contract to DePaolo’s Painting Inc.</td>
<td></td>
</tr>
<tr>
<td>5196 – 2023-2024 Asphalt Patch &amp; Casting Adjustments Project – Awarding Contract to Lakeside Industries</td>
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<tr>
<td>5197 – 2022 Grinder Pump Replacement Program – Final Contract Acceptance</td>
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</tbody>
</table>

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<tr>
<th>Vouchers:</th>
<th></th>
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<tbody>
<tr>
<td>Maintenance Fund</td>
<td>137497-137563 $490,441.72</td>
</tr>
<tr>
<td>Joint Fund</td>
<td>200577 $34.23</td>
</tr>
<tr>
<td>Construction Fund</td>
<td>303446-303450 $80,717.66</td>
</tr>
<tr>
<td>Payroll</td>
<td>DD.26457-26520 $178,170.92</td>
</tr>
<tr>
<td>Department of Retirement – Public Employees Retirement System (PERS)</td>
<td>WT.137564 $42,978.17</td>
</tr>
<tr>
<td>Health Equity – Health Savings Account</td>
<td>WT.137565 $1,915.24</td>
</tr>
<tr>
<td>ICMA – Deferred Compensation</td>
<td>WT.137566 $7,121.99</td>
</tr>
<tr>
<td>King County Finance – Payroll Taxes</td>
<td>WT.137567 $69,973.41</td>
</tr>
</tbody>
</table>
Motion: Commissioner Hooshangi made a motion approving the consent agenda as presented. Commissioner Harman seconded the motion. The motion carried unanimously.

A. LOUIS THOMPSON SEWER BASIN ULID – DISCUSSION OF UPCOMING PUBLIC MEETING
   The Board held general discussion regarding the proposed Louis Thompson Sewer Basin Utility Local Improvement District (ULID) project in advance of the May 8, 2023 Public Meeting.

B. CROSS CONNECTION CONTROL PROGRAM
   Tuchscherer provided a presentation regarding enforcement options of the District’s Cross Connection Control Program (Program).

   The Board directed staff to draft a proposal to address the properties out of compliance of the Program and requested legal review on the implications of water service shutoffs.

C. UPDATE ON PFAS TREATMENT PLANT FUNDING
   Krauss provided an update on staff’s continued efforts for funding of the proposed Well 9 PFAS Treatment Plant project, including the federal appropriations and the State’s Capital Budget.

ATTORNEY/MANAGER/COMMISSIONER REPORTS

Attorney
   • Provided an update on her work regarding the East King County Regional Water Association (EKCRWA) water rights application. Archer advised that she will provide a report at the next Board meeting.
   • Provided an update on the appeal of a March 2022 Labor and Industries’ (L&I) ruling on prevailing wages of Ductile Iron (DI) pipefitters that states plumbers’ rates were required as opposed to laborers’ rates for construction of water pipes. Archer advised that the ruling was overturned in April 2023.
   • Provided on update on the PFAS multidistrict litigation (MDL). Archer advised the City of Stuart Bellwether Trial is on track to commence on June 5, 2023 and is expected to take 4-6 weeks.

General Manager
   • Requested information on Mr. Peter Mann’s customer billing issue, to which Warren advised that a Customer Service Representative was included on the correspondence.

| WA State Support Registry (Division of Child Support) | WT.137568 | $276.92 |
| WA State Treasurer – Deferred Compensation | WT.137569 | $4,250.57 |
| Employer Funding HSA/HRA/FSA | WT.137570 | $7,762.50 |
| Section 125 – Maintenance Fund | WT.137571 | $86,061.73 |
| Section 125 – Maintenance Fund | WT.137572 | $3,157.96 |
| Total | | $972,863.02 |
Commissioners
Commissioner Harman
• Provided additional comment on the customer billing issue related to Mr. Mann.

Commissioner Hooshangi
• Reported on a meeting she, Otal, and Krauss had with City of Sammamish Councilmembers Lam, Stuart, and Howe on April 28, 2023.

Commissioner Shustov
• Reported on her attendance at a recent Metropolitan Water Pollution Abatement Advisory Committee (MWPAAAC) meeting.
• Reported on her attendance at a recent webinar about mitigating litigation risks for PFAS in effluent.

Commissioner Warren
• Advised there is a Regional Water Quality Committee (RWQC) meeting on May 3, 2023.
• Advised that the upcoming Washington Association of Sewer & Water Districts’ (WASWD) Section IV meeting will have a presentation on Seattle’s Wastewater Governance evaluation.

ADJOURN
As there were no further persons to be heard or business to discuss, the meeting was adjourned at 5:04 p.m.

Mary Shustov, Secretary
Consent Agenda

Item C
Board President Lloyd Warren called the hybrid regular meeting to order at 3:31 p.m. A quorum represented by Commissioners Lloyd Warren, Ryika Hooshangi, Mary Shustov, and Tom Harman was present. Also present were District staff Jay Krauss, Jay Regenstreif, Shelley Jurgensen, Kyle Wong, Andy Tuchscherer, Uma Singh, Gary Chittim, Jackson Dove, Kendra Krieg, Mike Lillejord, Janet Sailer, and Marissa Huntley. Charlotte Archer and Rosemary Larson, District legal counsel, were also present. Commissioner Nav Otal had an excused absence.

APPROVAL OF THE AGENDA

- **Motion**: Commissioner Hooshangi made a motion to approve the agenda as presented. Commissioner Harman seconded the motion.
  - The motion carried unanimously.

PUBLIC COMMENTS

Mary Wictor – 408 208th Ave NE, Sammamish, WA
- Advised that the Sammamish City Council is having a study session tomorrow.
- Summarized the written public comment she submitted.

Huntley advised that one written public comment was received and transmitted to the Board.

CONSENT AGENDA

<table>
<thead>
<tr>
<th>Developer Extension Agreements:</th>
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<tbody>
<tr>
<td>Sunny Oak 208th Short Plat – Assignment and Assumption Agreement – Parcel 3225069267</td>
</tr>
<tr>
<td>5198 – Kaur Inglewood 2643 Residence – Initial Acceptance Resolution – Parcel 3575302643</td>
</tr>
</tbody>
</table>

- **Motion**: Commissioner Hooshangi made a motion approving the consent agenda as presented. Commissioner Shustov seconded the motion.
  - The motion carried 3-0, with Commissioner Harman not voting due to his temporary absence from the meeting.

A. DEBRIEF OF CUSTOMER BILLING DISPUTE – PETER MANN

Krauss briefed the Board on Mr. Mann’s customer billing dispute, in response to the Board’s request for a briefing at the May 1, 2023, Board meeting. Krauss advised that District staff followed policy and that the dispute has been resolved.

B. EXECUTIVE SESSION: POTENTIAL LITIGATION – RCW 42.30.110(1)(i)

Commissioner Warren requested an executive session to discuss potential litigation. Commissioner Warren then convened an executive session at 3:47 p.m. on that basis.
Before convening the executive session, Commissioner Warren advised that the executive session would conclude at approximately 4:17 p.m. and action may follow. The Commissioners, Krauss, and Archer then attended the executive session. The executive session was subsequently extended two additional times to 4:22 p.m. and 4:25 p.m., each of which Huntley announced in the hybrid public meeting. The executive session concluded at 4:27 p.m., and the open public meeting reconvened. Warren then advised that there would be no action taken regarding the topic of the executive session, but that the regular meeting would continue and action could be taken as set forth on the agenda.

C. EAST KING COUNTY REGIONAL WATER ASSOCIATION (EKCRWA) WATER RIGHTS APPLICATION
Warren inquired about EKCRWA’s potential dissolution. Shustov advised that there was not a lot of interest in keeping the organization at the last EKCRWA meeting, but that the members present wanted to wait until the water rights applications matter was finalized.

Archer provided a briefing on the EKCRWA/Seattle Public Utilities joint water rights applications. Following Archer’s report on the EKCRWA water rights applications, the Board requested additional information and for an additional report on that information from staff at the May 15, 2023 Board meeting.

D. VEHICLE USE POLICY REVIEW
Tuchscherer reviewed the proposed revisions to the on-call vehicle usage policy in the Employee Handbook.

- **Motion**: Commissioner Shustov made a motion to approve the proposed on-call vehicle usage policy revision as presented. Commissioner Hooshangi seconded the motion.
  
  The motion carried unanimously.

ATTORNEY/MANAGER/COMMISSIONER REPORTS

*Attorney*
- Advised that her colleague, Rosemary Larson, will be attending the 6:00 p.m. Public Meeting in her absence.

*General Manager*
- Advised that May 7-13, 2023 is Drinking Water Week and that John Anderson, District’s Water Superintendent, was nominated and won Washington State Department of Health’s 2023 Drinking Water Week Commitment to Excellence award.
- Advised that the recruitment of a new Finance Manager has been completed and Sherman Enstrom will start at end of the month.
- Expressed condolences for former employee Taryn Counts who recently passed away. She had retired from the District in 2022 after working 23 years in the Finance Department.
Commissioners
Commissioner Shustov
• Reported on her attendance at a recent Metropolitan Water Pollution Abatement Advisory Committee (MWPAAC) Engineering and Planning subcommittee meeting.

Commissioner Harman
• Reported on his attendance at a recent MWPAAC meeting.
• Reported on his attendance at a recent Regional Water Quality Committee (RWQC) meeting.

Commissioner Warren
• Reported on his attendance at a recent RWQC meeting and provided comment on King County’s report titled *Impact of Redlining and Racist Real Estate Practices on King County Residents – Wastewater Capacity Charge Exemption Recommendations*.

RECESS
The Board recessed at 5:06 p.m. until the Public Meeting at 6:00 p.m.

PUBLIC MEETING: PROPOSED LOUIS THOMPSON BASIN SEWER UTILITY LOCAL IMPROVEMENT DISTRICT (ULID) PROJECT
Commissioner Warren called the regular meeting back to order at 6:00 p.m. Warren then turned the meeting over to District staff to preside over the informational Public Meeting on the proposed Louis Thompson Basin Sewer ULID Project (Project).

Following a presentation from Regenstreif on the proposed Project and the ULID process, the Board and District staff then addressed comments and questions from the public.

ADJOURN
As there were no further persons to be heard or business to discuss, the meeting was adjourned at 8:43 p.m.

Mary Shustov, Secretary
Consent Agenda

Item D
Board President Lloyd Warren called the hybrid regular meeting to order at 3:30 p.m. A quorum represented by Commissioners Lloyd Warren, Ryika Hooshangi, and Tom Harman was present. Also present were District staff Jay Krauss, Jay Regenstreif, Shelley Jurgensen, Kyle Wong, Uma Singh, Gary Chittim, Marius Eugenio, Jackson Dove, and Marissa Huntley. Charlotte Archer and Eric Frimodt, District legal counsel, were also present. Commissioner Nav Otal had an excused absence. Commissioner Mary Shustov, arrived later, as these minutes indicate.

APPROVAL OF THE AGENDA
Huntley asked, on STCA’s behalf, if their agenda item could be moved to go after Agenda Item C, Interim North Lake Lift Station Capacity Improvements – Award of Contract.

- **Motion:** Commissioner Harman made a motion to approve the agenda as amended to switch Agenda Items B and C. Commissioner Hooshangi seconded the motion.

The motion carried unanimously.

Commissioner Shustov joined the meeting at 3:32 p.m.

PUBLIC COMMENTS
Mary Wictor – 408 208th Ave NE, Sammamish, WA
- Summarized the written public comments she submitted.

Huntley advised that six written public comments were received and transmitted to the Board.

CONSENT AGENDA

<table>
<thead>
<tr>
<th>Minutes:</th>
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<tbody>
<tr>
<td>April 10, 2023 Regular Meeting</td>
</tr>
<tr>
<td>April 17, 2023 Regular Meeting</td>
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</tbody>
</table>

**Developer Extension Agreements:**

| Teunissen SE 49th Pl Short Plat – Approval of Developer Extension Agreement Waiver Request – Parcel 2224069126 |
| Pike Commons on SE 21st St – Assignment and Assumption Agreement – Parcels 0324069037, 9054 |
| 5199 – Adams 223rd SE Sewer Extension – Initial Acceptance Resolution – Parcel 9510950080 |
| 5200 – Triton 240th Ave SE Short Plat – Initial Acceptance Resolution – Parcel 2224069125 |
| 5201 – Cantor 208th SE Short Plat – Final Acceptance Resolution – Parcel 3225069019 |

- **Motion:** Commissioner Hooshangi made a motion approving the consent agenda as presented. Commissioner Harman seconded the motion.

The motion carried unanimously.
A. LOUIS THOMPSON BASIN SEWER PROJECT – PUBLIC MEETING DEBRIEF
Krauss and Regenstreif debriefed the Board on staff’s observations of the May 8, 2023
Public Meeting on the Proposed Louis Thompson Basin Sewer Utility Local Improvement
District (ULID) Project. Staff also reported on their meeting held with City of Sammamish
staff following the Public Meeting.

There was Board agreement to make no changes to the directions previously given to
staff on the ULID process.

C. INTERIM NORTH LAKE LIFT STATION CAPACITY IMPROVEMENTS – AWARD OF
CONTRACT
Eugenio reviewed the proposed Interim North Lake Lift Station Capacity Improvements
Project and the two bids received, both of which came in over the engineering estimate.
Eric Delfel, Gray & Obsborne consultant, was in attendance to address questions from the
Board on the engineering estimate.

➢ Motion: Commissioner Shustov made a motion to adopt Resolution No. 5202,
awarding the Interim North Lake Lift Station Capacity Improvements contract to
McClure and Sons, Inc. Commissioner Harman seconded the motion.
The motion carried by a vote of 3-1, with Commissioner Warren voting no.

B. STCA REQUEST TO REPLACE COLLATERAL PROPERTY REGARDING SE 4TH
STREET SEWER MAIN AGREEMENT
Frimodt reviewed STCA’s request to substitute their collateral property associated with the
SE 4th Sewer Main Agreement (Agreement).

➢ Motion: Commissioner Hooshangi made a motion authorizing the General Manager to
enter into an amendment to the Agreement to modify STCA’s collateral property.
Commissioner Harman seconded the motion.
The motion carried unanimously.

D. EAST KING COUNTY REGIONAL WATER ASSOCIATION (EKCRWA) WATER
RIGHTS APPLICATION
Archer reported that two entities have expressed interest, Ames Lake and the City of
North Bend, in pursuing the EKCRWA water rights. Shustov advised that she had heard
that Woodinville Water District may be interested.

Following Archer’s report, the Board directed her to invite Seattle Public Utilities to the
June 5, 2023 Board meeting for a briefing and discussion.

ATTORNEY/MANAGER/COMMISSIONER REPORTS
Commissioners
Commissioner Harman
➢ Advised that the Emergency Management Advisory Committee (EMAC) is hosting a
Summer Hazards Seminar on Thursday, May 18, 2023.
Commissioner Shustov
- Reported on her attendance at a recent Cascade Water Alliance (CWA) Resource Management Committee meeting.
- Reported on her attendance at a Lorman Education Services webinar titled Cell Tower Leasing, Lease Rates, and Sales Prices.

Commissioner Warren
- Advised that there is a Washington Association of Sewer & Water Districts (WASWD) Section IV meeting tonight.
- Reported on his attendance at a recent CWA Resource Management Committee meeting.
- Reported on his attendance at a recent Regional Water Quality Committee (RWQC) meeting.

Attorney
- Provided on update on the PFAS multidistrict litigation (MDL) and the City of Stuart Bellwether Trial that is to commence on June 5, 2023.
- Advised that, with the upcoming elections, the Public Disclosure Commission's rules restrict the use of public meetings and facilities for campaign activities and announcements.

ADJOURN
As there were no further persons to be heard or business to discuss, the meeting was adjourned at 5:08 p.m.

Mary Shustov, Secretary
Consent Agenda

Item E
INTRODUCTION:
A District customer has filed a water leak adjustment request in the aggregate amount of $7,025.24. The adjustment amount exceeds the level of staff authorization, greater than $5,000, requires Board authority to approve or deny request for the leak adjustment.

POLICY:
District Code Section 3.15.050 - Leak adjustment billing policy for water customers.

BACKGROUND:
The customer was alerted to the leak in September 2021. Since then Staff has worked with the customer to attempt to locate the leak and identify outside resources to help repair and cover billing. Ultimately the leak was repaired in January 2023.

FISCAL IMPACT:
$7,025.24 reduction in water revenues.

OPTIONS:
The Board has the following options:

1. Approve the leak adjustment request providing a reduction to the customer account in the amount of $7,025.24.

2. Deny the leak adjustment request.

STAFF RECOMMENDATIONS:
District staff recommends that the Board of Commissioners approve the leak adjustment request and authorize staff to execute an adjustment of $7,025.24 to the customer account.

ATTACHMENTS:
- Leak Adjustment Request Form
Leak Adjustment Request Form

Internal Use Only

Prepared by: Kendra Krieg

Eligible Adjustment Amount: $7,025.24

To be reviewed by:
- Finance Manager Less than $1,000
- General Manager Up to $5,000, unique or extenuating circumstances
- Board of Commissioners Greater than $5,000

Determination

- [ ] Granted
- [ ] Denied

Reviewer’s Signature __________________________ Date __________________________

Staff Recommendation/Explanation of Determination

Ms. Bone was alerted of a very large leak in 2021. The leak was very hard to find as she has a large piece of property and the leak turned out to be in the wooded area of her lot. She has also been in and out of the hospital which also caused delays in the repair.

District Operations staff have been out to help assist in finding the leak as well.

Since the leak occurred for so long, staff cannot use the normal leak adjustment calculations of comparing the number of hours leaked to the before and after use. Staff has calculated the leak adjustment using the three year average for the same billing periods.

According to the leak adjustment policy we are allowed to reduce two bills.

Staff is asking that you consider adjusting the two bills that she received in November and December as they are the largest of the bills.

Ms. Bone had a payment arrangement that she was keeping but her bill was increasing so rapidly that she has not been able to keep up. Her current balance as of 5/31/23 is $32,009.98.

Ms. Bone’s house is for sale and closing on the first, delayed until 6/7/2023. She is hoping to have this resolved prior to closing.

Please review for approval.
Thank you!
# Leak Adjustment Request Form

## Customer Information

<table>
<thead>
<tr>
<th>Name:</th>
<th>Michaela J. Bone</th>
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<tbody>
<tr>
<td>Address:</td>
<td></td>
</tr>
<tr>
<td>Email:</td>
<td></td>
</tr>
<tr>
<td>Date:</td>
<td>3/29/23</td>
</tr>
<tr>
<td>Account #:</td>
<td></td>
</tr>
<tr>
<td>Phone:</td>
<td></td>
</tr>
</tbody>
</table>

## Eligibility Requirements

- [X] The leak experienced is a significant leak resulting in significant water consumption. The term "significant water leak" or "significant water consumption" means a leak in a privately-owned water system of at least 20 cubic feet per hour or 149.6 gallons per hour.

- [ ] Leak repaired within four weeks of identification: Took longer to locate

- [ ] Identification Method – selected the applicable method of how the leak was identified
  - [ ] District notice
  - [X] Customer identified leak
  - [ ] From billed usage

- [ ] Registered for the District’s customer portal and has set usage parameters and/or has leak notification enabled

## Leak Details

- **Date Leak Discovered:** Not Sure
- **Date Leak Repaired:** Mid. January 2023

**Description of leak:** Include location of leak

- In adjoining lot - heavily forested - located by American Leak Detection

**Description of repair:** If done by a company, please include a copy of the repair bill. If done by a homeowner, please provide a copy of the receipt for parts or an explanation of repairs.

- Repaired by tree
  - Well and in canceled check copied

## Attach additional information, supporting evidence, and documentation related to request.

**Customer Signature:** Michaela J. Bone

**Date:** 3/29/23

---

Leak Adjustment Request Form
Thank you for your email.
Per our discussion I am attaching the leak adjustment request form for you to fill out.
I do see your payment pending on the account and will not that I am working on a possible adjustment for you.

Kendra Krieg
Customer Service Specialist
direct 425.295.3201  e-mail
website facebook twitter youtube

Clean water is always there because we’re always here.™
1510 228th Avenue SE;  Sammamish, WA 98075;  main 425.392.6256  fax 425.391.5389
NOTICE OF PUBLIC DISCLOSURE: Public documents and records are available to the public as required under the Washington State Public Records Act (Chapter 42.56 RCW). Accordingly, this e-mail, in whole or in part, may be subject to disclosure pursuant to the Public Records Act, regardless of any claim of confidentiality, privilege or exemption asserted by a third party.

-----Original Message-----
From: MICKEY HOYT
Sent: Friday, February 3, 2023 12:03 PM
To: Billing <billing@spwater.org>
Subject: Leak at 23520 SE Issaquah Fall City Road

To whom it may concern:

This letter is to confirm that the water leak at the above address has been fixed as of last week. It took a great deal of time and effort to actually find a leak in the woods, especially since neither the leak nor the waterline were on my property until almost the end of its run. thanks to some amazing perseverance and help from Tony, Mark and, finally Tree. Were we able to even ascertain where the possible leak could be. I contracted with the lead company and they set out a technician who is finally able to locate it after about four hours. What a relief! Having located the leak, I contracted with the local technician and he came out and repaired it and graveled the area underneath and around it so it would remain in good restored condition.

Yesterday I received the shut off notice dated for February 6, this coming week. I had made another $1100 payment toward reducing the water debt and also a $280 payment toward my monthly payment plan with you. Your note said to inquire about a possible leak adjustment to the bill. I am more than aware that this has gone on over a long period of time and I do apologize for that. The reason behind the delay is I have basically been in and out of the hospital for the past year and a half and been through four surgical procedures Two strokes and a diagnosis of heart failure and hospitalization for that. If I recall correctly, Tony was attempting to reach me and actually did reach me in my isolation bed at the hospital. He was kindly as always and it was just nice to talk to a person at that point.

I will be having a procedure during the coming week and staying for that week with my son and will not be at the
family home. I hope that I can keep the water on and things working until I get back home 12 February. All of you have certainly been more than understanding and patient with this eternal leak situation and I thank you for that. If you need copies of the checks used to pay for both the leak detection and it’s repair, I will be more than happy to supply those for you.

I will be here until four thirty and will call again this afternoon to better understand what you need. My number is [redacted].

Thank you for your patience and prompt attention,

Michaela HoytBone

Sent from my iPad
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Consent Agenda

Item F
COMMISSIONER FUND SUMMARY APPROVAL DOCUMENT
Government Unit: SAMMAMISH PLATEAU WATER & SEWER DISTRICT ALL FUNDS

BOARD OF COMMISSIONERS APPROVAL:
We the undersigned Board of Commissioners of the above named Governmental unit of King County, Washington do hereby certify that the merchandise or services hereinafter specified have been received and the vouchers identified below are approved for payment.

Commissioner Meeting Target Date 6/5/2023

Position #1: Tom Harman
Position #2: Ryika Hooshangi
Position #3: Nav Otal
Position #4: Lloyd Warren
Position #5: Mary Shustov

<table>
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<tr>
<th>FUND NAME</th>
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BUC010-1-D1(King County)

CORRECT GRAND TOTAL $259,604.69
Warrant Date: 04-26-2023
Vicha, you have my authorization to process the vouchers. Thanks,

Jay Krauss  
General Manager  
e-mail  website  facebook  twitter  youtube

---

Hi Jay,

As the District’s designated Auditing Officer, please approve the attached Special District Voucher Approval Document by replying to this email confirming approval.

The District Board of Commissioners has authorized the District’s Auditing Officer to approve warranted expenditures and to provide the Board information on the warranted expenditures at the next available Commissioner meeting.

In addition, during the COVID-9 pandemic, King County is accepting email approvals by the Auditing Office in lieu of signatures for warrant submission.

Attached are the Auditing Officer Blanket Vouchers for the check run date of 04-26-2023 with a summary of these items below:

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Thank you!

Respectfully,

Vicha Whitney (She/Her/Hers)  
Payroll – Accounts Payable Specialist  
direct 425.295.3202  e-mail
Clean water is always there because we’re always here.

NOTICE OF PUBLIC DISCLOSURE: Public documents and records are available to the public as required under the Washington State Public Records Act (Chapter 42.56 RCW). Accordingly, this e-mail, in whole or in part, may be subject to disclosure pursuant to the Public Records Act, regardless of any claim of confidentiality, privilege or exemption asserted by a third party.
**Special District Voucher Approval Document**

**Scheduled Payment Date:** 04/26/2023  
**Total Amount:** $187,047.51  
**Control Total:** 64  
**Payment Method:** WARRANT

**District Name:** Sammamish Plateau Water and Sewer District  
**File Name:** AP_SAMWITSWRAPSUPINV_20230418121133.csv  
**Fund #:** 090820010  
**Maint Fund:** 137573 - 137636

**CONTACT INFORMATION**

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**PAYMENT CERTIFICATION**

I, the undersigned, do hereby certify under penalty of perjury, that the materials have been furnished, the services rendered, the labor performed as described, or that any advance payment is due and payable pursuant to a contract or is available as an option for full or partial fulfillment of a contractual obligation, and that the claim(s) is(are) just, due and unpaid obligation against the above-named governmental unit, that I am authorized to authenticate and certify to said claim(s).

**Authorized District Signature(s) for Payment of Claims (Auditing Officer(s) or Board Member(s))**

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**SUBMIT SIGNED DOCUMENT TO:**

King County Accounts Payable  
Attn: Special Districts  
401 5th Avenue, Room 323  
Seattle, WA 98104

Email: SpecialDist.AP@kingcounty.gov  
Fax: (206) 263-3767

**Comm Target date 06/05/2022**

**KING COUNTY FINANCE USE ONLY:**

Batch Processed By:  
Date Processed:  

---

Printed On Tuesday, April 18, 2023 at 12:11:48 PM
## Special District Voucher Approval Document

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**File Name:** AP_SAMWTSWR APSUPINV 20230418121133.csv

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Special District Voucher Approval Document

Scheduled Payment Date: 04/26/2023
Total Amount: $47.90
Control Total: 1
Payment Method: WARRANT

District Name: Sammamish Plateau Water and Sewer District
File Name: AP_SAMWTSWR_APSPUPINV_20230418111903.csv
Fund #: 090821010
Joint Fund: 200578

CONTACT INFORMATION
Preparer’s Name: Vicha Whitney
Email Address: Accountspayable@spwater.org

PAYMENT CERTIFICATION
RCW (42.24.080)
Authorized District Signature(s) for Payment of Claims (Auditing Officer(s) or Board Member(s)):

Jay Krauss by email 04/18/2023
Authorized District Signature ___________________________ Date ___________________________
Authorized District Signature ___________________________ Date ___________________________
Authorized District Signature ___________________________ Date ___________________________

Comm Target date: 06/05/2023

SUBMIT SIGNED DOCUMENT TO:
King County Accounts Payable
Attn: Special Districts
401 5th Avenue, Room 323
Seattle, WA 98104
Email: SpecialDist.AP@kingcounty.gov
Fax: (206) 263-3767

KING COUNTY FINANCE USE ONLY:
Batch Processed By: _______________________
Date Processed: _______________________

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Special District Voucher Approval Document

Scheduled Payment Date: 04/26/2023
Total Amount: $22,541.77
Control Total: 4
Payment Method: WARRANT

District Name: Sammamish Plateau Water and Sewer District
File Name: AP_SAMWTSWR_APSUPINV_20230418111713.csv
Fund #: 090823510
Construction Fund: 303451 - 303454

CONTACT INFORMATION
Preparer's Name: Vicha Whitney
Email Address: Accountspayable@spwater.org

PAYMENT CERTIFICATION
RCW (42.24.080)
I, the undersigned, do hereby certify under penalty of perjury, that the materials have been furnished, the services rendered, the labor performed as described, or that any advance payment is due and payable pursuant to a contract or is available as an option for full or partial fulfillment of a contractual obligation, and that the claim(s) is(are) just, due and unpaid obligation against the above-named governmental unit, that I am authorized to authenticate and certify to said claim(s).

Authorized District Signature(s) for Payment of Claims (Auditing Officer(s) or Board Member(s)):

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<tr>
<th>Name</th>
<th>Date</th>
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<td>Jay Krauss by email</td>
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Authorized District Signature Date

Authorized District Signature Date

Authorized District Signature Date

Comm Target date: 06/05/2023

SUBMIT SIGNED DOCUMENT TO:
King County Accounts Payable
Attn: Special Districts
401 5th Avenue, Room 323
Seattle, WA 98104

Email: SpecialDist.AP@kingcounty.gov
Fax: (206) 263-3767

KING COUNTY FINANCE USE ONLY:
Batch Processed By: ___________________
Date Processed: ___________________
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Special District Voucher Approval Document

Scheduled Payment Date: 04/26/2023
Total Amount: $49,967.51
Control Total: 1
Payment Method: WARRANT

District Name: Sammamish Plateau Water and Sewer District
File Name: AP_SAMWTSWR_APSUPINV_20230418151830.csv
Fund #: 090823510
Construction Fund: 303455

CONTACT INFORMATION
Preparer’s Name: Vicha Whitney
Email Address: Accountspayable@spwater.org

PAYMENT CERTIFICATION

I, the undersigned, do hereby certify under penalty of perjury, that the materials have been furnished, the services rendered, the labor performed as described, or that any advance payment is due and payable pursuant to a contract or is available as an option for full or partial fulfillment of a contractual obligation, and that the claim(s) is(are) just, due and unpaid obligation against the above-named governmental unit, that I am authorized to authenticate and certify to said claim(s).

Authorized District Signature(s) for Payment of Claims (Auditing Officer(s) or Board Member(s)):

Jay Krauss by email
Authorized District Signature
Date
Authorized District Signature
Date
Authorized District Signature
Date
Authorized District Signature
Date

Comm Target date: 05/01/2023

SUBMIT SIGNED DOCUMENT TO:
King County Accounts Payable
Attn: Special Districts
401 5th Avenue, Room 323
Seattle, WA 98104

Email: SpecialDist.AP@kingcounty.gov
Fax: (206) 263-3767

Printed On Tuesday, April 18, 2023 at 03:21:15 PM

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Date Processed:
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COMMISSIONER FUND SUMMARY APPROVAL DOCUMENT  
Government Unit: SAMMAMISH PLATEAU WATER & SEWER DISTRICT ALL FUNDS

BOARD OF COMMISSIONERS APPROVAL:
We the undersigned Board of Commissioners of the above named Governmental unit of King County, Washington do hereby certify that the merchandise or services hereinafter specified have been received and the vouchers identified below are approved for payment.

Commissioner Meeting Target Date: 6/5/2023

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<tr>
<td>Position #2: Ryika Hooshangi</td>
<td>Date Signed:</td>
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<td>Position #3: Nav Otal</td>
<td>Date Signed:</td>
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<tr>
<td>Position #4: Lloyd Warren</td>
<td>Date Signed:</td>
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<tr>
<td>Position #5: Mary Shustov</td>
<td>Date Signed:</td>
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CORRECT GRAND TOTAL $92,616.27

BUC010-1-D1(King County)  
EFT request Date: 04/25/2023
COMMISSIONER FUND SUMMARY APPROVAL DOCUMENT
Government Unit: SAMMAMISH PLATEAU WATER & SEWER DISTRICT ALL FUNDS

BOARD OF COMMISSIONERS APPROVAL:

We the undersigned Board of Commissioners of the above named Governmental unit of King County, Washington do hereby certify that the merchandise or services hereinafter specified have been received and the vouchers identified below are approved for payment.

<table>
<thead>
<tr>
<th>Position #1: Tom Harman</th>
<th>Date Signed:</th>
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<tr>
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<th>VOUCHER #’S</th>
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<td>09-082-0010</td>
<td>WT. 137639</td>
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<td>09-082-0010</td>
<td>WT. 137640</td>
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<td>#10 ELECTRONIC REMITTANCE (ICMA - Def Comp)</td>
<td>09-082-0010</td>
<td>WT. 137641</td>
<td>$5,231.11</td>
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<td>#10 ELECTRONIC REMITTANCE (King Co Fin - PR Taxes)</td>
<td>09-082-0010</td>
<td>WT. 137642</td>
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<td>#10 ELECTRONIC REMITTANCE (Division of Child Support)</td>
<td>09-082-0010</td>
<td>WT. 137643</td>
<td>$276.92</td>
</tr>
<tr>
<td>#10 ELECTRONIC REMITTANCE (WA State Treasurer - Def Comp)</td>
<td>09-082-0010</td>
<td>WT. 137644</td>
<td>$4,254.64</td>
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BUC010-1-D1(King County)  CORRECT GRAND TOTAL $315,402.91  
EFT request Date: 04-28-23
COMMISSIONER FUND SUMMARY APPROVAL DOCUMENT  
Government Unit: SAMMAMISH PLATEAU WATER & SEWER DISTRICT ALL FUNDS

BOARD OF COMMISSIONERS APPROVAL:

We the undersigned Board of Commissioners of the above named Governmental unit of King County, Washington do hereby certify that the merchandise or services hereinafter specified have been received and the vouchers identified below are approved for payment.

Position #1: Tom Harman

Position #2: Ryika Hooshangi

Position #3: Nav Otal

Position #4: Lloyd Warren

Position #5: Mary Shustov

FUND NAME FUND # VOUCHER #’S TOTAL VOUCHER AMOUNT

WARRANTS - Maint Fund 09-082-0010 137645-137695 $1,273,122.00
WARRANTS - Joint Fund 09-082-1010 200580 $34.23
WARRANTS - Const Fund 09-082-3510 303456-303458 $33,439.46

BUC010-1-D1(King County) CORRECT GRAND TOTAL $1,306,595.69

Warrant Date: 05-10-2023
Good morning Vicha. You have my authorization to process the vouchers.

Jay Krauss
General Manager
e-mail  website  facebook  twitter  youtube

Clean water is always there because we’re always here.™
1510 228th Avenue SE; Sammamish, WA 98075; main 425.392.6256  fax 425.391.5389

Good morning Jay,

As the District’s designated Auditing Officer, please approve the attached Special District Voucher Approval Document by replying to this email confirming approval.

The District Board of Commissioners has authorized the District’s Auditing Officer to approve warranted expenditures and to provide the Board information on the warranted expenditures at the next available Commissioner meeting.

In addition, during the COVID-9 pandemic, King County is accepting email approvals by the Auditing Office in lieu of signatures for warrant submission.

Attached are the Auditing Officer Blanket Vouchers for the check run date of 05-10-2023 with a summary of these items below:

<table>
<thead>
<tr>
<th>Voucher Number</th>
<th>Fund Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>AP_SAMWTSWR_APSUPINV_20230501145147</td>
<td>Maintenance Fund 09-082-0010</td>
<td>$1,273,122.00</td>
</tr>
<tr>
<td>AP_SAMWTSWR_APSUPINV_20230501145644</td>
<td>Joint Fund 09-082-1010</td>
<td>$34.23</td>
</tr>
<tr>
<td>AP_SAMWTSWR_APSUPINV_20230501145442</td>
<td>Construction Fund 09-082-3510</td>
<td>$33,439.46</td>
</tr>
</tbody>
</table>

Thank you!

Respectfully,
Vicha Whitney (She/Her/Hers)
Payroll – Accounts Payable Specialist
direct 425.295.3202 e-mail
website facebook twitter youtube

Sammamish Plateau Water®
Clean water is always there because we're always here.™
1510 228th Avenue SE; Sammamish, WA 98075; main 425.392.6256 fax 425.391.

NOTICE OF PUBLIC DISCLOSURE: Public documents and records are available to the public as required under the Washington State Public Records Act (Chapter 42.56 RCW). Accordingly, this e-mail, in whole or in part, may be subject to disclosure pursuant to the Public Records Act, regardless of any claim of confidentiality, privilege or exemption asserted by a third party.
Special District Voucher Approval Document

Scheduled Payment Date: 05/10/2023
Total Amount: $1,273,122.00
Control Total: 51
Payment Method: WARRANT

District Name: Sammamish Plateau Water and Sewer District
File Name: AP_SAMWTSWR_APSUPINV_20230501145147.csv
Fund #: 090820010
Maint Fund: 137645 - 137695

PREPARER’S NAME

Preparer’s Name: Vicha Whitney
Email Address: Accountspayable@spwater.org

PAYMENT CERTIFICATION

I, the undersigned, do hereby certify under penalty of perjury, that the materials have been furnished, the services rendered, the labor performed as described, or that any advance payment is due and payable pursuant to a contract or is available as an option for full or partial fulfillment of a contractual obligation, and that the claim(s) is(are) just, due and unpaid obligation against the above-named governmental unit, that I am authorized to authenticate and certify to said claim(s).

Authorized District Signature(s) for Payment of Claims (Auditing Officer(s) or Board Member(s)):

Jay Krauss by email 05/02/2023
Authorized District Signature
Date

Authorized District Signature
Date

Authorized District Signature
Date

Authorized District Signature
Date

COMM TARGET DATE:

Comm Target date: 06/05/2023

KING COUNTY FINANCE USE ONLY:

Batch Processed By: 
Date Processed: 

SUBMIT SIGNED DOCUMENT TO:

King County Accounts Payable
Attn: Special Districts
401 5th Avenue, Room 323
Seattle, WA 98104

Email: SpecialDist.AP@kingcounty.gov
Fax: (206) 263-3767
## Payee (Vendor Name) | Vendor No. | Vendor Site | Invoice No. | Invoice Date | Inv. Amount | Description
--- | --- | --- | --- | --- | --- | ---
AMAZON | 137645 |  | 05/10/2023 | $2,436.46 | STEEL TOE BOOTS - R MURPHY 2023
AMERICAN EXPEDITING COMPANY | 137646 |  | 05/10/2023 | $96.00 | MESSENGER SERVICE: 4/12/23
ANTHONY ARMITAGE | 137648 |  | 05/10/2023 | $43.77 | CUST REIMB
AQUATIC INFORMATICS | 137647 |  | 05/10/2023 | $2,992.00 | TOKAY SOFTWARE RENEWAL 2023-2024
BANK OF AMERICA - BK CARD SVS | 137649 |  | 05/10/2023 | $16,799.02 | WATERWORKS APPLICATION FEE - Z FOULGER 2
BLACKPOINT IT SERVICES INC. | 137650 |  | 05/10/2023 | $3,600.00 | MONTHLY BILLING MAY 2023 - CONSULTANT
CADMAN INC | 137651 |  | 05/10/2023 | $925.49 | ANNUAL PO FOR 5/8 ROCK AND 1 1/4 ROCK 20
CASCADE WATER ALLIANCE | 137653 |  | 05/10/2023 | $308,492.50 | RCFC’S: 23Q1RCFC5 & CORRECTIONS
CENTURY LINK | 137654 |  | 05/10/2023 | $383.26 | WELL 9 PHONE
CITY OF SEATTLE | 137655 |  | 05/10/2023 | $326.00 | WATER QUALITY ANALYSIS: MARCH 2023
CLIFTONLARSONALLEN LLP | 137656 |  | 05/10/2023 | $4,462.50 | PROGRESS ON THE COMPILATION OF THE
CUES INC | 137657 |  | 05/10/2023 | $3,877.50 | PARTS FOR CCTV
DAN & SUSAN CALLAHAN | 137652 |  | 05/10/2023 | $215.43 | CUST REIMB
FASTSIGNS BELLEVUE ISSAQUAH | 137660 |  | 05/10/2023 | $478.94 | 75TH ANNIVERSARY WATER ADVISORY COROPLAS
FCS GROUP | 137661 |  | 05/10/2023 | $1,570.00 | WATER AND SEWER RATE UPDATE (2023)
FERGUSON WATERWORKS | 137662 |  | 05/10/2023 | $375.15 | INVENTORY AUGUST 2022
FREDRICK LEIERZAPPF | 137673 |  | 05/10/2023 | $438.29 | CUST REIMB
GENUINE PARTS COMPANY | 137663 |  | 05/10/2023 | $130.46 | PARTS AND SUPPLIES
GRAINGER INC | 137664 |  | 05/10/2023 | $2,456.64 | 2023 WORKSTATION (NSCHWOPE)
HANI RIZKALLA | 137665 |  | 05/10/2023 | $601.89 | CUST REIMB
HD FOWLER | 137666 |  | 05/10/2023 | $522.98 | PARTS AND SUPPLIES - DECANT WO#120656
HOME DEPOT/GECF | 137666 |  | 05/10/2023 | $805.89 | PARTS FOR WO# 124671
HUNG NGUYEN | 137678 |  | 05/10/2023 | $845.17 | CUST REIMB
INSLEE BEST DOEZIE & RYDER PS | 137667 |  | 05/10/2023 | $10,187.80 | LEGAL FEES: VERIZON SITE AGREEMENT
INTERSTATE ALL BATTERY | 137668 |  | 05/10/2023 | $467.90 | PARTS AND SUPPLIES WO#124380
JESSE & JANET URIAS | 137690 |  | 05/10/2023 | $780.71 | CUST REIMB
JOHN KOVACEVICH | 137672 |  | 05/10/2023 | $136.93 | CUST REIMB
KING CO DEPT OF FIN (METRO SR) | 137670 |  | 05/10/2023 | $866,380.86 | KING CO METRO SEWER: MAY 2023
KING CO FINANCE | 137671 |  | 05/10/2023 | $176.00 | ROADS - PERMITS & UTILITY INSPECTION
KURT & ANN JACKSON | 137669 |  | 05/10/2023 | $187.77 | CUST REIMB
MATT'S TREE SERVICE LLC | 137674 |  | 05/10/2023 | $880.80 | BRUSH DISPOSAL WO#120656
MCMASTER-CARR | 137675 |  | 05/10/2023 | $95.35 | PARTS AND SUPPLIES WO#124471
MONA DILL | 137658 |  | 05/10/2023 | $203.82 | UBAP SHORT TERM REBATE JAN-MAR 2023
MUELLER SYSTEMS LLC | 137676 |  | 05/10/2023 | $1,516.97 | METER INVENTORY FEB 2023
NEWEGG BUSINESS INC | 137677 |  | 05/10/2023 | $912.33 | 2023 WORKSTATION (NSCHWOPE)
<table>
<thead>
<tr>
<th>Payee (Vendor Name)</th>
<th>Vendor No.</th>
<th>Vendor Site</th>
<th>Invoice No.</th>
<th>Invoice Date</th>
<th>Inv. Amount</th>
<th>Description</th>
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<td>OWEN EQUIPMENT</td>
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<td>SMALL T&amp;E</td>
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<td>PAYMENTUS GROUP INC</td>
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<td>137681</td>
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<td>AMI/SCADA INTEGRATION ON-CALL SERVICES.</td>
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<td>PRINTCO</td>
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<td>$5,200.00</td>
<td>POSTAGE CHECK FOR WQ REPORT MAILING</td>
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<td>PROFOUND RESULTS CONSULTING</td>
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<td>S &amp; B INC</td>
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<td>SAMMAMISH PLATEAU WATER/SEWER</td>
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<td>WTR @ TROSS LS</td>
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<tr>
<td>STEVE DORSEY</td>
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<td>05/10/2023</td>
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<tr>
<td>TCCC RETRO</td>
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<td>VERIZON WIRELESS - SCADA</td>
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<td>VIJ RAJARAJAN</td>
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<td>WELCH FAMILY LLC</td>
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<tr>
<td>WELSPRING GROUP EAP INC</td>
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<td>$176.22</td>
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<td>137695</td>
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<td>05/10/2023</td>
<td>$2,774.52</td>
<td>SERVICE CALL FOR TRUCK/OFFICE RADIO SYST</td>
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</table>
Special District Voucher Approval Document

Scheduled Payment Date: 05/10/2023
Total Amount: $33,439.46
Control Total: 3
Payment Method: WARRANT

District Name: Sammamish Plateau Water and Sewer District
File Name: AP_SAMWTSWR_APSPINV_20230501145442.csv
Fund #: 090823510
Const Fund: 303456 - 303458

CONTACT INFORMATION
Preparer's Name: Vicha Whitney
Email Address: Accountspayable@spwater.org

PAYMENT CERTIFICATION
RCW (42.24.080)
I, the undersigned, do hereby certify under penalty of perjury, that the materials have been furnished, the services rendered, the labor performed as described, or that any advance payment is due and payable pursuant to a contract or is available as an option for full or partial fulfillment of a contractual obligation, and that the claim(s) is(are) just, due and unpaid obligation against the above-named governmental unit, that I am authorized to authenticate and certify to said claim(s).

Authorized District Signature(s) for Payment of Claims (Auditing Officer(s) or Board Member(s)):

Jay Krauss by email       05/02/2023
Authorized District Signature
Date
Authorized District Signature
Date
Authorized District Signature
Date
Authorized District Signature
Date

Comm Target date: 06/05/2023

SUBMIT SIGNED DOCUMENT TO:
King County Accounts Payable
Attn: Special Districts
401 5th Avenue, Room 323
Seattle, WA 98104
Email: SpecialDist.AP@kingcounty.gov
Fax: (206) 263-3767

KING COUNTY FINANCE USE ONLY:
Batch Processed By:
Date Processed:
### District Name: Sammamish Plateau Water and Sewer District

#### File Name: AP_SAMWTSWR_APSUPINV_20230501145442.csv

<table>
<thead>
<tr>
<th>Payee (Vendor Name)</th>
<th>Vendor No.</th>
<th>Vendor Site</th>
<th>Invoice No.</th>
<th>Invoice Date</th>
<th>Inv. Amount</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>DAILY JOURNAL OF COMMERCE</td>
<td>303456</td>
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<td>05/10/2023</td>
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<td>INTERIM NORTH LAKE LS BID ADVERTISING</td>
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<tr>
<td>GRAY &amp; OSBORNE INC</td>
<td>303457</td>
<td></td>
<td>05/10/2023</td>
<td>$9,401.46</td>
<td></td>
<td>INTERIM NORTH LAKE LS CAPACITY. SERVICE</td>
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<tr>
<td>KPG PSOMAS</td>
<td>303458</td>
<td></td>
<td>05/10/2023</td>
<td>$21,974.00</td>
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<td>LOUIS THOMPSON RD NE WATER~</td>
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</table>
Special District Voucher Approval Document

Scheduled Payment Date: 05/10/2023
Total Amount: $34.23
Control Total: 1
Payment Method: WARRANT

District Name: Sammamish Plateau Water and Sewer District
File Name: AP_SAMWTSWR_APSUPINV_20230501145644.csv
Fund #: 090821010
Joint Fund: 200580

CONTACT INFORMATION
Preparer’s Name: Vicha Whitney
Email Address: Accountspayable@spwater.org

PAYMENT CERTIFICATION
RCW (42.24.080)

I, the undersigned, do hereby certify under penalty of perjury, that the materials have been furnished, the services rendered, the labor performed as described, or that any advance payment is due and payable pursuant to a contract or is available as an option for full or partial fulfillment of a contractual obligation, and that the claim(s) is(are) just, due and unpaid obligation against the above-named governmental unit, that I am authorized to authenticate and certify to said claim(s).

Authorized District Signature(s) for Payment of Claims (Auditing Officer(s) or Board Member(s)) :

<table>
<thead>
<tr>
<th>Authorize District Signature</th>
<th>Date</th>
<th>Authorize District Signature</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jay Krauss by email</td>
<td>05/02/2023</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Authorized District Signature</td>
<td>Date</td>
<td></td>
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</tr>
<tr>
<td>Authorized District Signature</td>
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</tr>
<tr>
<td>Authorized District Signature</td>
<td>Date</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Comm Target date: 06/05/2023

SUBMIT SIGNED DOCUMENT TO:
King County Accounts Payable
Attn: Special Districts
401 5th Avenue, Room 323
Seattle, WA 98104
Email: SpecialDist.AP@kingcounty.gov
Fax: (206) 263-3767

KING COUNTY FINANCE USE ONLY:
Batch Processed By: 
Date Processed: 

Printed On Monday, May 1, 2023 at 02:56:51 PM
## District Name: Sammamish Plateau Water and Sewer District

### Payee (Vendor Name) | Vendor No. | Vendor Site | Invoice No. | Invoice Date | Inv. Amount | Description
---|---|---|---|---|---|---
Sammamish Plateau Water/Sewer | | | 200580 | 05/10/2023 | $34.23 | WATER @ 3 MG TANK
COMMISSIONER FUND SUMMARY APPROVAL DOCUMENT
Government Unit: SAMMAMISH PLATEAU WATER & SEWER DISTRICT ALL FUNDS

BOARD OF COMMISSIONERS APPROVAL:
We the undersigned Board of Commissioners of the above named Governmental unit of King County, Washington do hereby certify that the merchandise or services hereinafter specified have been received and the vouchers identified below are approved for payment.
Commissioner Meeting Target Date: 6/5/2023

<table>
<thead>
<tr>
<th>Position #1: Tom Harman</th>
<th>Date Signed:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Position #2: Ryika Hooshangi</td>
<td>Date Signed:</td>
</tr>
<tr>
<td>Position #3: Nav Otal</td>
<td>Date Signed:</td>
</tr>
<tr>
<td>Position #4: Lloyd Warren</td>
<td>Date Signed:</td>
</tr>
<tr>
<td>Position #5: Mary Shustov</td>
<td>Date Signed:</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>FUND NAME</th>
<th>FUND #</th>
<th>VOUCHER #'S</th>
<th>TOTAL VOUCHER AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>#10 ELECTRONIC REMITTANCE Bank of America-Sect 125- maint fund (Health Equity Monthly Fees for April 2023, May 2023)</td>
<td>09-082-0010</td>
<td>WT.137696</td>
<td>$345.25</td>
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</table>

CORRECT GRAND TOTAL $345.25

BUC010-1-D1(King County) EFT request Date: 05/05/2023
COMMISSIONER FUND SUMMARY APPROVAL DOCUMENT
Government Unit: SAMMAMISH PLATEAU WATER & SEWER DISTRICT ALL FUNDS

BOARD OF COMMISSIONERS APPROVAL:
We the undersigned Board of Commissioners of the above named Governmental unit of King County, Washington do hereby certify that the merchandise or services hereinafter specified have been received and the vouchers identified below are approved for payment.

Commissioner Meeting Target Date 6/5/2023

<table>
<thead>
<tr>
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<td>Date Signed:</td>
</tr>
<tr>
<td>Position #3: Nav Otal</td>
<td>Date Signed:</td>
</tr>
<tr>
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<td>Date Signed:</td>
</tr>
<tr>
<td>Position #5: Mary Shustov</td>
<td>Date Signed:</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>FUND NAME</th>
<th>FUND #</th>
<th>VOUCHER #'S</th>
<th>TOTAL VOUCHER AMOUNT</th>
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<tbody>
<tr>
<td>#10 ELECTRONIC REMITTANCE (Payroll)</td>
<td>09-082-0010</td>
<td>DD 26586-26648</td>
<td>$185,775.86</td>
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<tr>
<td>#10 ELECTRONIC REMITTANCE (Dept of Ret - PERS)</td>
<td>09-082-0010</td>
<td>WT. 137697-137698</td>
<td>$43,173.39</td>
</tr>
<tr>
<td>#10 ELECTRONIC REMITTANCE (Health Equity -Health Savings Acct)</td>
<td>09-082-0010</td>
<td>WT. 137699</td>
<td>$2,117.24</td>
</tr>
<tr>
<td>#10 ELECTRONIC REMITTANCE (ICMA - Def Comp)</td>
<td>09-082-0010</td>
<td>WT. 137700</td>
<td>$4,941.08</td>
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<td>#10 ELECTRONIC REMITTANCE (King Co Fin - PR Taxes)</td>
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<td>WT. 137701</td>
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<td>#10 ELECTRONIC REMITTANCE (Division of Child Support)</td>
<td>09-082-0010</td>
<td>WT. 137702</td>
<td>$276.92</td>
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<tr>
<td>#10 ELECTRONIC REMITTANCE (WA State Treasurer - Def Comp)</td>
<td>09-082-0010</td>
<td>WT. 137703</td>
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BUC010-1-D1(King County)  CORRECT GRAND TOTAL $316,335.85

EFT request Date: 05-12-23
COMMISSIONER FUND SUMMARY APPROVAL DOCUMENT
Government Unit: SAMMAMISH PLATEAU WATER & SEWER DISTRICT ALL FUNDS

BOARD OF COMMISSIONERS APPROVAL:
We the undersigned Board of Commissioners of the above named Governmental unit of King County, Washington do hereby certify that the merchandise or services hereinafter specified have been received and the vouchers identified below are approved for payment.

| Position #1: Tom Harman | Date Signed: |
|Position #2: Ryika Hooshangi | Date Signed: |
|Position #3: Nav Otal | Date Signed: |
|Position #4: Lloyd Warren | Date Signed: |
|Position #5: Mary Shustov | Date Signed: |

Commissioner Meeting Target Date 6/5/2023

<table>
<thead>
<tr>
<th>FUND NAME</th>
<th>FUND #</th>
<th>VOUCHER #'S</th>
<th>TOTAL VOUCHER AMOUNT</th>
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<tr>
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<td>09-082-0010</td>
<td>137704-137772</td>
<td>$220,430.32</td>
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<td>WARRANTS - Joint Fund</td>
<td>09-082-1010</td>
<td>200581</td>
<td>$1,078.98</td>
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<td>WARRANTS - Const Fund</td>
<td>09-082-3510</td>
<td>303459-303463</td>
<td>$270,666.95</td>
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</table>

BUC010-1-D1(King County)  
CORRECT GRAND TOTAL $492,176.25

Warrant Date: 05-24-2023
Hi Vicha. You have my authorization to process the vouchers.

Jay Krauss
General Manager
e-mail website facebook twitter youtube

Clean water is always there because we’re always here.™
1510 228th Avenue SE; Sammamish, WA 98075; main 425.392.6256 fax 425.391.5389

Good morning Jay,

As the District’s designated Auditing Officer, please approve the attached Special District Voucher Approval Document by replying to this email confirming approval.

The District Board of Commissioners has authorized the District’s Auditing Officer to approve warranted expenditures and to provide the Board information on the warranted expenditures at the next available Commissioner meeting.

In addition, during the COVID-9 pandemic, King County is accepting email approvals by the Auditing Office in lieu of signatures for warrant submission.

Attached are the Auditing Officer Blanket Vouchers for the check run date of 05/24/2023 with a summary of these items below:

<table>
<thead>
<tr>
<th>Voucher ID</th>
<th>Fund Type</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>AP_SAMWTSWR_APSUPINV_20230516072445</td>
<td>Maintenance Fund 09-082-0010</td>
<td>$ 220,430.32</td>
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<tr>
<td>AP_SAMWTSWR_APSUPINV_20230515161650</td>
<td>Joint Fund 09-082-1010</td>
<td>$ 1,078.98</td>
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<tr>
<td>AP_SAMWTSWR_APSUPINV_20230516151511</td>
<td>Construction Fund 09-082-3510</td>
<td>$ 270,666.95</td>
</tr>
</tbody>
</table>

Thank you and have a great day!

Respectfully,

Vicha Whitney (She/Her/Hers)
Payroll – Accounts Payable Specialist
direct 425.295.3202 e-mail website facebook twitter youtube
Clean water is always there because we’re always here.™
1510 228th Avenue SE; Sammamish, WA 98075; main 425.392.6256 fax 425.391.

NOTICE OF PUBLIC DISCLOSURE: Public documents and records are available to the public as required under the Washington State Public Records Act (Chapter 42.56 RCW). Accordingly, this e-mail, in whole or in part, may be subject to disclosure pursuant to the Public Records Act, regardless of any claim of confidentiality, privilege or exemption asserted by a third party.
Special District Voucher Approval Document

Scheduled Payment Date: 05/24/2023
Total Amount: $220,430.32
Control Total: 69
Payment Method: WARRANT

District Name: Sammamish Plateau Water and Sewer District
File Name: AP_SAMWTSWRAPSUPINV_20230516072445.csv
Fund #: 090820010
Main Fund: 137704-137772

CONTACT INFORMATION
Preparer's Name: Vicha Whitney
Email Address: Accountspayable@spwater.org

PAYMENT CERTIFICATION
RCW (42.24.080)
I, the undersigned, do hereby certify under penalty of perjury, that the materials have been furnished, the services rendered, the labor performed as described, or that any advance payment is due and payable pursuant to a contract or is available as an option for full or partial fulfillment of a contractual obligation, and that the claim(s) is(are) just, due and unpaid obligation against the above-named governmental unit, that I am authorized to authenticate and certify to said claim(s).

Authorized District Signature(s) for Payment of Claims (Auditing Officer(s) or Board Member(s)):

<table>
<thead>
<tr>
<th>Name</th>
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<th>Authorized District Signature</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jay Krauss by email</td>
<td>05/16/2023</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Authorized District Signature</td>
<td>Date</td>
<td>Authorized District Signature</td>
<td>Date</td>
</tr>
<tr>
<td>Authorized District Signature</td>
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<td>Date</td>
<td>Authorized District Signature</td>
<td>Date</td>
</tr>
</tbody>
</table>

Comm Target date: 06/05/2023

SUBMIT SIGNED DOCUMENT TO:
King County Accounts Payable
Attn: Special Districts
401 5th Avenue, Room 323
Seattle, WA 98104

Email: SpecialDist.AP@kingcounty.gov
Fax: (206) 263-3767

KING COUNTY FINANCE USE ONLY:
Batch Processed By: 
Date Processed: 

Printed On Tuesday, May 16, 2023 at 07:27:40 AM
### Payee (Vendor Name) | Vendor No. | Vendor Site | Invoice No. | Invoice Date | Inv. Amount | Description
---|---|---|---|---|---|---
AMAZON | 137704 | 137705 | 05/24/2023 | $1,477.39 | VEHICLE MAINT - UNIT 134 WO#122926
AMERICAN EXPEDITING COMPANY | 137706 | 05/24/2023 | $96.00 | MESSENGER SERVICE: 4/26/23
ASSOC PETROLEUM PRODUCTS INC | 137707 | 05/24/2023 | $11,581.99 | UNLEADED FUEL
BLACKPOINT IT SERVICES INC | 137708 | 05/24/2023 | $3,600.00 | MONTHLY BILLING FOR JUNE
CADMAN INC | 137709 | 05/24/2023 | $517.22 | WASHED GRAVEL
CALLAWAY AUTO GLASS INC | 137710 | 05/24/2023 | $489.65 | GLASS REPAIRS UNIT 67 UNIT 92 AND UNIT 4
CAYLE TRUST | 137764 | 05/24/2023 | $656.34 | CUST REIMB
CDM SMITH INC | 137711 | 05/24/2023 | $2,336.87 | HYDROGEOLOGIC SERVICES FROM FEBRUARY
CENTURY LINK | 137712 | 05/24/2023 | $159.90 | INTERNET FOR SCADA: WELL 4
CHRIS NORRIS | 137743 | 05/24/2023 | $88.01 | CUST REIMB
CITY OF ISSAQUAH | 137713 | 05/24/2023 | $11,371.50 | WELL 7 & 8 STORM - 6601 E LK SAMM PW SE
CITY OF REDMOND | 137714 | 05/24/2023 | $2,379.18 | WHEELING CWA WATER PURCHASE
CITY OF SAMMAMISH | 137715 | 05/24/2023 | $32,150.00 | SPWSD UTILITY ADJUSTMENTS - 2022
CIVICPLUS LLC | 137716 | 05/24/2023 | $1,095.50 | ONLINE CODE HOSTING SERVICE
CORONA ENVIRONMNTAL CONSULTING | 137717 | 05/24/2023 | $4,366.25 | PFAS RESPONSE SUPPORT 2022 - 2023
CUES INC | 137718 | 05/24/2023 | $1,363.00 | GRANITENET OFFICE ANNUAL SUPPORT PLAN 20
DATABAR INC | 137719 | 05/24/2023 | $9,049.43 | UB STMT PRINTING MAILING & POSTAGE SVS
DEEANN PAXTON | 137744 | 05/24/2023 | $576.93 | CUST REIMB
DEREK & KELLY SMITH | 137758 | 05/24/2023 | $222.86 | CUST REIMB
DIRECT TV | 137720 | 05/24/2023 | $95.99 | DIRECT TV MONTHLY SERVICE
DRUG FREE BUSINESS | 137721 | 05/24/2023 | $106.00 | 2X RANDOM DRUG TESTS
EUROFINS EATON ANALYTICAL INC | 137724 | 05/24/2023 | $2,450.00 | PFOS - 4/11/2023
GENUINE PARTS COMPANY | 137726 | 05/24/2023 | $9.08 | NAPA GOLD OIL FILTER
GRAINGER INC | 137727 | 05/24/2023 | $2,784.19 | SAFETY HARNESS
HOME DEPOT/GEFC | 137728 | 05/24/2023 | $108.91 | PARTS FOR WO#124935
INDUSTRIAL BOLT AND SUPPLY INC | 137729 | 05/24/2023 | $320.61 | PARTS AND SUPPLIES WO#120648
INNOVIZE INC | 137730 | 05/24/2023 | $4,636.32 | INFOCARE RENEWAL: 8/15/23 - 8/14/24
INTERSTATE ALL BATTERY | 137731 | 05/24/2023 | $209.90 | BATTERY REPLACEMENT UNIT 115 WO#120874
IRON MOUNTAIN | 137732 | 05/24/2023 | $566.33 | OFFSITE RECORDS STORAGE: MAY 2023
JEFFREY & CYNTHIA SATTLER | 137755 | 05/24/2023 | $293.75 | CUST REIMB
JIM & NANCY BEAUMONT | 137707 | 05/24/2023 | $412.02 | CUST REIMB
JON EBBERT | 137723 | 05/24/2023 | $21.20 | CUST REIMB
JON EBBERT & VANESSA VANASIN | 137733 | 05/24/2023 | $366.52 | CUST REIMB
KAISER PERMANENTE - OCC HEALTH | 137734 | 05/24/2023 | $125.00 | COMMERCIAL DRIVERS MED EXAM FOR GABRIEL
<table>
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<tr>
<th>Payee (Vendor Name)</th>
<th>Vendor No.</th>
<th>Vendor Site</th>
<th>Invoice No.</th>
<th>Invoice Date</th>
<th>Inv. Amount</th>
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<td>WORKWEAR - U SINGH 2023</td>
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<tr>
<td>THEODORE &amp; RENEE WOLKEN</td>
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<td></td>
<td>05/24/2023</td>
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<td>UNIFIRST CORPORATION</td>
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<td>Payee (Vendor Name)</td>
<td>Vendor No.</td>
<td>Vendor Site</td>
<td>Invoice No.</td>
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<td>Inv. Amount</td>
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<td>ZONES INC</td>
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</table>
Scheduled Payment Date: 05/24/2023
Total Amount: $270,666.95
Control Total: 5
Payment Method: WARRANT

District Name: Sammamish Plateau Water and Sewer District
File Name: AP_SAMWTSWRAPSUPINV_20230515161511.csv
Fund #: 090823510
Const Fund: 303459-303463

CONTACT INFORMATION
Preparer's Name: Vicha Whitney
Email Address: Accountspayable@spwater.org

PAYMENT CERTIFICATION
RCW (42.24.080)
I, the undersigned, do hereby certify under penalty of perjury, that the materials have been furnished, the services rendered, the labor performed as described, or that any advance payment is due and payable pursuant to a contract or is available as an option for full or partial fulfillment of a contractual obligation, and that the claim(s) is(are) just, due and unpaid obligation against the above-named governmental unit, that I am authorized to authenticate and certify to said claim(s).

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<td></td>
<td></td>
</tr>
<tr>
<td>Authorized District Signature</td>
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<tr>
<td>Authorized District Signature</td>
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<td>Authorized District Signature</td>
<td></td>
</tr>
</tbody>
</table>

Comm Target date: 06/05/2023

SUBMIT SIGNED DOCUMENT TO:
King County Accounts Payable
Attn: Special Districts
401 5th Avenue, Room 323
Seattle, WA 98104

Email: SpecialDist.AP@kingcounty.gov
Fax: (206) 263-3767

KING COUNTY FINANCE USE ONLY:
Batch Processed By: ___________________
Date Processed: ___________________
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<th>Invoice No.</th>
<th>Invoice Date</th>
<th>Inv. Amount</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
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Special District Voucher Approval Document

Scheduled Payment Date: 05/24/2023
Total Amount: $1,078.98
Control Total: 1
Payment Method: WARRANT

District Name: Sammamish Plateau Water and Sewer District
File Name: AP_SAMWTSWR_APSSUPINV_20230515161650.csv
Fund #: 090821010
Joint Fund: 200581

CONTACT INFORMATION
Preparer's Name: Vicha Whitney
Email Address: Accountspayable@spwater.org

PAYMENT CERTIFICATION
I, the undersigned, do hereby certify under penalty of perjury, that the materials have been furnished, the services rendered, the labor performed as described, or that any advance payment is due and payable pursuant to a contract or is available as an option for full or partial fulfillment of a contractual obligation, and that the claim(s) is(are) just, due and unpaid obligation against the above-named governmental unit, that I am authorized to authenticate and certify to said claim(s).

Authorized District Signature(s) for Payment of Claims (Auditing Officer(s) or Board Member(s))

<table>
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Comm Target date: 06/05/2023

SUBMIT SIGNED DOCUMENT TO:
King County Accounts Payable
Attn: Special Districts
401 5th Avenue, Room 323
Seattle, WA 98104

Email: SpecialDist.AP@kingcounty.gov
Fax: (206) 263-3767

KING COUNTY FINANCE USE ONLY:
Batch Processed By: ___________________
Date Processed: ___________________
## District Voucher Approval Document

**District Name:** Sammamish Plateau Water and Sewer District  
**File Name:** AP_SAMWTSWR_APSUPINV_20230515161650.csv

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Active Agenda
Active Agenda
Item A

Executive Session:
Potential Litigation –
RCW 42.30.110(1)(i)
Active Agenda

Item B

Louis Thompson Area Sewer Utility Local Improvement District (ULID) Formation Consideration
INTRODUCTION:
The City of Sammamish is proceeding with a project to install stormwater facilities and other road improvements along Louis Thompson Road. In conjunction with the City of Sammamish project relocation of existing District water facilities along Louis Thompson is also proceeding.

The District held a public meeting on May 8, 2023 for the proposed Louis Thompson Area Sewer ULID project and received input from the public regarding the proposed project. At the May 15, 2023 Board meeting, staff was directed to continue preparing for the Louis Thompson Area Sewer ULID.

In today’s meeting the Board will consider adoption of a resolution declaring the District’s intent to form the Louis Thompson Area Sewer ULID, ULID S-23, by the resolution process. This resolution sets a ULID Formation Hearing date (aka Preliminary Assessment Hearing), and directs District staff to send notices of the ULID Formation Hearing, and to publish the notice of the Formation Hearing in the Seattle Times.

POLICY:
Board approved funding for design of the sewer in Louis Thompson Road.

2022 Wastewater Comprehensive Plan Policy Section 6.7.2
6.7.2.1 Support Sewer Extensions when Funds Available for
   a. Transition customers (septic to sewer), especially in fully developed areas.
   b. Interagency projects providing an opportunity for significantly reduced project costs for transition customers.

BACKGROUND:
The City of Sammamish project extends in Louis Thompson Road from East Lake Sammamish Pkwy to 210th Pl SE.

The proposed Louis Thompson Area Sewer ULID S-23 project includes:
   • Louis Thompson Road from the existing sewer at 205th Ave NE and extending to Main Street;
   • Side Streets off of Louis Thompson Road in Eden View, Eden Creek Estates, Short Plat 278021, and in the Tamarack development including 208th Ave NE, 210th Ave NE, Main Street & 210th Pl NE.

The boundary was modified slightly following the May 8, 2023 Public Meeting. The modifications:
   • Removed Tax Parcel 8562900370 on 210th Pl NE. This property, a double-lot where Lots 36 and 37 were merged, was previously split by the project boundary, with the south half within the boundary. The property has gravity sewer service available at the north end of the property,
and the existing house straddles the original lots. The property owner was consulted prior to removing the property from the proposed project.

- Added Tax Parcels 8562900890 and 8562900950, both on 208th Ave NE. These properties were adjacent to the prior northern project boundary, and have the potential of service from either the north (requiring a sewer main extension) or south (as part of this proposed project). The District was contacted by both property owners, and they indicated an interest in being included in the proposed ULID project, that would provide gravity sewer service to each lot.

As modified, the boundary of the proposed ULID now includes 87 lots.

The Board may now decide to move the proposed Sewer ULID project forward, and hold a ULID Formation Hearing. This step would allow the District to receive both oral and written input at a public hearing, and also formal written input from property owners. The Board could then ascertain:

- If there is support for the ULID, or
- If there are enough property owners that oppose the ULID to stop the ULID process by written objection. If property owners representing 40% of the area within the ULID provide written objection to the ULID, the ULID process is stopped.

A map showing the proposed ULID S-23 area follows.
**BUDGET STATUS:**

**Sewer Cost Estimates**
- Louis Thompson Road Sewer: $2,324,000
- Side Streets Sewer: $3,260,000
- Total Sewer*: $5,584,000

*This cost has been updated from prior information based on the revised project scope.

**FISCAL IMPACT:**
- Total Sewer Local Facility Charge (LFC) = 87 Lots at $65,000 per Lot = $5,655,000
- ULID S-23 Proposed Assessment = 50% of Total Sewer LFC = $2,827,500

For each property (all costs are estimates):
- Total Sewer LFC = $65,000
- The ULID Assessment = 50% of Total LFC = $32,500 per lot
- ULID term of 20 years.
  - At an estimated interest rate of 4%, this would result in 20 annual payments = $2,392
- The remaining Sewer Local Facility Charge = $32,500
  - Included with the ULID Assessment at each property owner’s direction
  - Collected upon connection.

**OPTIONS:**
1. Adopt a resolution
   - A. Declaring the District’s intent to form the Louis Thompson Area Sewer ULID, ULID S-23
   - B. Setting the Formation Public Hearing for July 17, 2023 at 6 PM
   - C. Directing District Staff to provide notice of the Formation Hearing through publication and mailing notices as required.

2. Adopt a resolution to form ULID S-23 as in Option 1, but with a different Public Hearing Date

3. Determine to not proceed with the ULID for the Louis Thompson Area Sewer, and provide District staff with direction on any additional work to be pursued for the sewer in the Louis Thompson area.

**STAFF RECOMMENDATIONS:**
1. Adopt a resolution
   - A. Declaring the District’s intent to form the Louis Thompson Area Sewer ULID, ULID S-23
   - B. Setting the Formation Public Hearing for July 17, 2023 at 6 PM
   - C. Directing District Staff to provide notice of the Formation Hearing through publication and mailing notices as required.

This will provide all property owners in the ULID S-23 area the opportunity to formally support or oppose the proposed ULID S-23.

**ATTACHMENTS:**
- Sample of letter sent to property owners within the ULID S-23 area informing them of the 6/5/2023 Board Meeting
- Resolution of intent to form ULID S-23
- Presentation will be provided at the Board Meeting.
May 25, 2023

«Name_2022»
«Mailing_Address1»
«Mailing_Address2»
«CityStateZip»

Re:  Louis Thompson Area - Potential Sewer Project: Tax Parcel «TaxParcel»
Board Meeting June 5, 2023 to Consider Forming a Sewer ULID.

Dear Property Owner:

We are informing you of important next steps in the process for the potential Louis Thompson Area Sewer Project. During the June 5, regular meeting the Sammamish Plateau Water Board of Commissioners will consider the formation of a Utility Local Improvement District (ULID) to install sewer in the Louis Thompson area.

IMPORTANT: If adopted, the ULID would advance the process of installing sewers but is not the final word. Property owners will have the opportunity to support or object to the project following a public hearing on July 17, 2023. Forms will be provided at that meeting and owners will have 10 days to respond in writing.

If more than 40% of property owners within the boundaries of the proposed project object to it, the project will not move forward.

The District is considering this project now to coincide with a City of Sammamish project that will expose other underground utilities.

The estimated cost share to each property owner is $65,000 per property, with $32,500 included in a ULID Assessment to be paid over 20 years, and the remaining $32,500 Local Facility Charge (LFC) to be paid upon connection to the sewer system.

A complete breakdown of the costs, other details and a map of the proposed project area are on our website: https://spwater.org/422/Louis-Thompson-Road-Sewer-Project

Board Meeting Information: June 5, 2023 starting at 3:30 PM.
IN PERSON
Sammamish Plateau Water Headquarters
1520 228th Ave. SE
Sammamish, WA. 98075

VIRTUALLY - ONLINE
MEETING CONNECTION
https://us02web.zoom.us/j/87385578915
Additional meeting connection options are available on the District’s website: https://spwater.org/371/Board-Meetings

Important dates:
- 06/05/2023 Board of Commissioners Meeting – ULID consideration
- 07/17/2023 ULID Public Hearing – 10-day appeal period begins. Property owners provided with forms to support or object to project.
- 08/07/2023 Board of Commissioners meeting – Results of property owners written objections

Please provide questions and comments to the District at meetings or by email.
Jackson.Dove@spwater.org and Jay.Regenstreif@spwater.org

WHEREAS, the Board of Commissioners (the "Board") of the Sammamish Plateau Water and Sewer District, King Count, Washington (the "District"), adopted the Final 2022 Wastewater Comprehensive Plan on March 6, 2023 by Resolution No. 5182; and

WHEREAS, the Board of the District now desires to proceed with the carrying out of the construction and installation of a part of the Comprehensive Plan applicable to the utility local improvement district hereinafter described and to create such utility local improvement district in connection therewith; now, therefore,

BE IT RESOLVED, by the Board of Commissioners of Sammamish Plateau Water & Sewer District, King County, Washington, as follows:

Section 1. It is the intention of the Board of Commissioners of the District to order the construction and installation of a part of the Comprehensive Plan applicable to the proposed utility local improvement district consisting of the construction and installation of improvements set forth in Exhibit A, attached hereto and by this reference made a part hereof, and to form a utility local improvement district in connection therewith, subject to a written protest in conformance with RCW 57.16.060.

Section 2. To carry out the plan referred to in Section 1 there shall be formed a utility local improvement district to be known and designated as Utility Local Improvement District No. S-23 ("ULID") of the District, the boundaries thereof being more particularly described in Exhibit B, and the territory thereof being depicted in Exhibit C, each attached hereto and by this reference made a part hereof.

Section 3. The estimated cost and expense of the proposed improvements designed to serve the property within the proposed ULID is declared to be approximately $5,655,000.00, of which fifty percent (50%), $2,827,500.00, will be paid by special assessments levied against the
property within the proposed utility local improvement district specially benefited by the proposed improvements.

Section 4. A public hearing on the ordering of the improvements and the formation of the ULID shall be held before the Board of Commissioners at 6:00 P.M., local time, on July 17, 2023, at the District office, located at 1510 228th Avenue S.E., Sammamish, Washington 98075 and virtually using the Zoom meeting platform. Meeting participation information will be available on the District’s website at https://spwater.org. At this hearing, the Board of Commissioners will hear oral objections from any persons affected by the formation of the proposed ULID and may make such changes in the boundaries thereof or such other modifications in the plans for the proposed improvements as shall be deemed necessary in response to public comment and as permitted by law, provided oral objections provided at the hearing do not count towards the 40% threshold to trigger termination of the proposed ULID’s formation as set out in Section 5 hereof.

Section 5. Per RCW 57.16.062, The proposed ULID shall not be formed until the Board of Commissioners takes a future action to adopt a Resolution Forming the ULID. The Board of Commissioners is not permitted to form the ULID until all persons desiring to object to the formation of the proposed ULID are provided with ten days from the date of the public hearing to submit a written protest to the Board of Commissioners at 1510 228th Avenue SE, Sammamish, WA 98075. Accordingly, all persons desiring to object to the formation of the proposed ULID must file a written protest with no later than ten days after the public hearing (due date is July 27, 2023). If the Board receives written protests representing 40% of the area of land within the proposed ULID by July 27, 2023, the power of the Board of Commissioners to form a ULID is divested and the ULID process ends. Oral objections provided at the hearing do not count towards the 40% threshold to trigger termination of the proposed ULID’s formation.

Section 6. The Secretary of the Board of Commissioners is authorized and instructed to cause notice of the adoption of this resolution to be given to each owner or reputed owner of any lot, tract, parcel of land or other property within the proposed utility local improvement district by mailing such notice at least fifteen (15) days before the date fixed for the public hearing to the owner or reputed owner of the property as shown on the tax rolls of the county treasurer of King County at the address shown thereon, as required by law. The Secretary of the Board of Commissioners is authorized and instructed further to cause notice of the adoption of this resolution and of the public hearing to be given to each owner or reputed owner of any lot, tract, parcel of land or other property outside of the proposed utility local improvement district that is required by the Federal Housing Administration as a condition of loan qualification to be connected to the proposed improvements, by mailing such notice at least fifteen (15) days before the date fixed for the public hearing to the owner or reputed owner of the property as shown on the tax rolls of the
county treasurer of King County at the address shown thereon, as required by law. The Secretary of the Board of Commissioners is directed to keep on file and make available for public perusal at the office of the District a list of the owners or reputed owners receiving either notice.

Notice of adoption of this resolution shall also be published in at least two consecutive issues of the Seattle Times, a newspaper of general circulation in the proposed utility local improvement district, the date of the first publication to be at least fifteen (15) days prior to the time fixed for the hearing before the Board of Commissioners.

**ADOPTED** by the Board of Commissioners of Sammamish Plateau Water and Sewer District, King County, Washington, at a regular open public meeting held on the 5th day of June 2023.

**Individual Commissioner's Vote on this Resolution:**

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<th>Lloyd Warren, President and Commissioner</th>
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EXHIBIT “A”

ULID S-23

DESCRIPTION OF IMPROVEMENTS

The installation of approximately 5,760 lineal feet of 8 inch diameter sewer main, and approximately 1,065 lineal feet of 2-inch and 3-inch diameter sewer main, including appurtenances such as, but not limited to, manholes, clean-outs, valves, gravity and low-pressure side sewer stubs necessary for the provision of sewer service to the area within ULID S-23.
EXHIBIT “B”

ULID S-23

LEGAL DESCRIPTION

Lots 1 through 9 of the plat of Eden Creek Estates, as per plat recorded in Volume 99 of Plats, page 40, records of King County, Washington; together with Tract G, Montage, according to the plat thereof, recorded in volume 153 of Plats, pages 47-56, in King County;

AND

Lots 1 through 30 of the plat of Eden View, according to the plat thereof recorded in Volume 105 of Plats, pages 40 and 41, records of King County, Washington;

AND

Lots 31 through 36, and lots 46 through 52, and lots 62 through 74, and lots 77 through 89, and lots 95 and 96, and Lot B of Assessors Plat of Tamarack Division No. 1, as per plat recorded in Volume 76 of Plats, Pages 36 and 37, records of King County Auditor;

AND

Lots 27 and 36 of Assessors Plat of Tamarack Division No. 2, as per plat recorded in Volume 76 of Plats, Pages 36 and 37, records of King County Auditor;

AND

Lot 42 of Assessors Plat of Tamarack Division No. 2, except the southerly 5.00 feet of said Lot 42, as per plat recorded in Volume 76 of Plats, Pages 36 and 37, records of King County Auditor;

AND

Lots 1, 2 and 3 of Short Plat No. 278021 as recorded August 18, 1978 under Recording No. 7808181040, records of King County Auditor;

AND

The East 240.00 feet of the Southwest 1/4 of the Northeast 1/4 of Section 32, Township 25 North, Range 6 East W.M., lying Southerly of the Lewis Thompson road; except the East 50 feet; and except the South 237 feet thereof; (also known as Tract D of Revised Short Plat No. 873005 unrecorded); situate in the County of King, State of Washington;

AND

The Easterly 450 feet of the Southwest 1/4 of the Northeast 1/4 of Section 32, Township 25 North, Range 6 East, W.M., in King County, Washington, lying Southerly of the Louis Thompson Road No. 1087, except that portion lying easterly of the East 240 feet, northerly of the South 237 feet and westerly of the East 50 feet, situate in the County of King, State of Washington.

ALL located in Section 32, Township 25 North, Range 6 East, W.M., in King County, Washington.
EXHIBIT “C”

ULID S-23

BOUNDARY
Jordan T. Carleton  
215 210th Ave NE  
Sammamish, WA 98074  

Sammamish Plateau Water and Sewer District  
1510 228th Ave SE  
Sammamish, WA 98075  

Re: Formal Request to Cancel or Delay the Louis Thompson Road Sewer Project  

Dear Commissioners,  

I am writing to formally request the prompt cancellation or, at the very least, a significant delay of the Resolution of Intent regarding the Louis Thompson Road Sewer Project, currently scheduled for June 2023. It is essential to safeguard the rights and avoid potential harm to the financial well-being of the affected property owners.  

First and foremost, I want to express my appreciation for the opportunity to engage in discussions regarding the project during our meeting on May 8th. However, during this discussion, it became evident that the proposed timeline places an unfair burden on property owners, warranting prompt action to rectify this situation.  

It is unclear how the lack of active support during the survey period has resulted in the burden falling on those who are not in favor of the project. It is essential to address the significant opposition from property owners. The interest survey revealed a clear disparity, with only 14 out of 42 homes actively supporting the project and a substantial 20 homes actively opposing it. This means that 59% of decided voters are against the proposed project. The opposition's strong stance, combined with the lack of consensus and no indication that those that did not respond would disproportionately be in favor, raises serious doubts about the validity and appropriateness of the ULID process. Further, given the concentration of those opposed — such as the majority of property owners on 210th Ave NE — we need to ensure a fair and objective process without prejudice to avoid potentially causing financial harm without reasonable justification.  

It was noted in the meeting that ULID was the chosen mechanism to measure community interest. I wish to highlight the inadequacy of this approach as an effective means for gathering this data. Rather than implementing a proactive approach that requires a demonstrated positive intent, the chosen process places the onus on property owners to halt the ULID. This not only stifles the voices of those with legitimate concerns, but also undermines the principles of fairness and transparency that should govern the decision-making process.  

Of most concern, the timeline severely impedes property owners' ability to exercise due diligence in comprehensively understanding the project's complete scope and the extensive financial implications it imposes. The provided cost estimate of $65,000 fails to account for numerous ancillary expenses that property owners would bear. These expenses include the decommissioning of septic tanks and fields, which can amount to thousands of dollars. Additionally, connecting the sewer pipe to our homes entails significant costs, ranging from thousands to tens of thousands of dollars, considering the complexities involved in driveways, hardscapes, landscaping, and the unique topography of our properties. The absence of accurate and comprehensive financial projections jeopardizes property owners' ability to make informed decisions.  

The absence of a thorough cost-benefit analysis and the failure to provide property owners with a comprehensive understanding of the financial obligations they will assume render the proposed project untenable. It is unreasonable to expect homeowners to make significant financial decisions without sufficient access and reasonable time to gather vital information that directly impacts their rights and financial well-being. Proceeding hastily without due consideration for the best interests and financial security of property owners may overlook the trust and fiduciary responsibility placed in your commission.  

I respectfully urge the Commissioners of the Sammamish Plateau Water and Sewer District to carefully reconsider the evident lack of compelling evidence supporting the sewer project, the significant opposition from property owners, and the lack of access and time to gather comprehensive financial information. In light of these concerns, I reiterate my formal request for the immediate cancellation or significant delay of the Resolution of Intent scheduled for June 2023. This would allow for a thorough reassessment of the project's feasibility, a comprehensive evaluation of the financial implications for property owners, and a fair decision-making process that upholds the rights and safeguards the interests of all affected parties.  

By taking this action, you will demonstrate a commendable commitment to transparency, fairness, and responsible governance. Thank you for your attention to this matter.  

Sincerely,  

[Signature]  

Jordan T. Carleton
Active Agenda
Item C

East King County Regional Water Association Water Rights Application Discussion with Seattle Public Utilities
Active Agenda
Item D

If needed, Executive Session:
Potential Litigation –
RCW 42.30.110(1)(i)
Active Agenda
Item E

PFAS Update and Project Implementation Discussion
Wells 7/8/9 PFAS Update

June 5, 2023 Board Meeting
Timeline

2016
• PFAS detected in Wells 7, 8, and 9

2017
• Groundwater modeling and monitoring initiated
• Production changes, Wells 7 & 8 taken out of service

2020
• Treatment plant design initiated

2021
• State SAL’s adopted

2022
• Board adopted a revised Approach to PFAS Policy
• Schrier Appropriation (EPA funds) awarded - $1.585 million (80% / 20% match)

2023
• EPA proposes MCL’s
• State Capital Appropriation approved May 16, 2023 - $7.857 million (50% / 50% match)
General Status

› Treatment plant design is at 90%

› Design was paused to access Schrier appropriation/EPA funds

› State funding will be available after 7/1/2023 pending execution of a grant agreement

› EPA requirements have precluded the District from accessing funds to date
Project Cost Estimates / Rate Impacts

› Treatment plant cost estimate
  $16.0-$20.0 million

› CWA replacement supply cost
  $120.0 million

› Rate impact of $8.25325 million
  amortized at 3% over 20 years
  – $2.36/month if all rate funded
  – $1.65/month if 30% GFC/70% rate
    funded

› Annual O&M costs $250-500k
  – $1.07 - $2.14/month

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AVAILABLE FUNDING RECAP

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Funding Requirements / Access

› Grant agreement with State – pursuing

› EPA Agreement – prolonged process with red tape

› District GFC balance available – $5,760,000

› Internal financing required for EPA and State match

› Design has been paused pending regulatory clarity and access to Schrier/EPA funds
EPA Challenges / Considerations

EPA REQUIREMENTS

› Civil Rights Compliance – Extended until **August 20, 2023**
  – Translation Services for meeting and documents
  – Civil Rights grievance process
  – Maintain demographic data base
› Build America Buy America (Waiver Requested)
› American Iron and Steel (Waiver Requested)
› Use of recycled products
› Disadvantaged Business Enterprise
› NEPA – Archeologist will be required on site
› Uncertainty whether we can continue with current design engineer due to EPA procurement protocols

› Have been attempting to access funds since 7/2022
› Although EPA funding is less than 8%, EPA rules apply to the entire project
› Concerns that the cost of compliance will exceed the Schrier appropriation
› EPA will not make a determination on BABA and AIS waivers for 2-4 months
› Need a grant agreement to be eligible for prior incurred costs
Well 9 Treatment Plant Project Schedule

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*Project schedule is estimated.*
Board Considerations

- When to Authorize Completing Design
- Approach to EPA
- Internal Financing Authorization
Other Considerations

› Staff will continue to pursue additional funding
  • DOH State Revolving Fund Cycle Fall 2023
› EPA MCLs not yet finalized
› Future direction for Wells 1, 2, and 10
› Issaquah and Eastside Fire & Rescue DOE agreed orders – pending
› WA State initiated lawsuit against PFAS manufacturers
Appropriation:

Model Toxics Control Capital Account—State. . . . . . $4,450,000
Prior Biennia (Expenditures). . . . . . . . . . . . . . . . $0
Future Biennia (Projected Costs). . . . . . . . . . . . $17,800,000
TOTAL. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $22,250,000

NEW SECTION. Sec. 3012. FOR THE DEPARTMENT OF ECOLOGY
2023-25 ASARCO Everett Smelter Plume Cleanup (40000529)

Appropriation:

Model Toxics Control Capital Account—State. . . . . . $7,679,000
Prior Biennia (Expenditures). . . . . . . . . . . . . . . . $0
Future Biennia (Projected Costs). . . . . . . . . . . . $21,358,000
TOTAL. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $29,037,000

NEW SECTION. Sec. 3013. FOR THE DEPARTMENT OF ECOLOGY
2023-25 PFAS Contaminated Drinking Water (40000530)

The appropriations in this section are subject to the following conditions and limitations:

(1) $1,500,000 of the state building construction account—state appropriation is provided solely for the investigation of PFAS contaminated drinking water in the Lower Issaquah Valley.

(2) $7,857,000 of the model toxics control capital account—state appropriation is provided solely as state grant assistance to the Sammamish Plateau Water and Sewer District for a municipal water treatment plant. State grant assistance is provided as matching funds, not to exceed 50 percent of the estimated total capital cost or actual cost of the project, whichever is less.

Appropriation:

Model Toxics Control Capital Account—State. . . . . . $7,857,000
State Building Construction Account—State. . . . . . $1,500,000
Subtotal Appropriation. . . . . . . . . . . . . . . . . . . . $9,357,000
Prior Biennia (Expenditures). . . . . . . . . . . . . . . . $0
Future Biennia (Projected Costs). . . . . . . . . . . . $0
TOTAL. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . $9,357,000

NEW SECTION. Sec. 3014. FOR THE DEPARTMENT OF ECOLOGY
2023-25 Eastern Washington Clean Sites Initiative (40000533)
WA AG sues PFAS manufacturers, seeks money for cleanup of drinking water

May 30, 2023 at 6:01 pm

A round cap marks the top of a monitoring well where groundwater has been contaminated at Eastside Fire and Rescue in Issaquah. The state Ecology Department is testing techniques...

By Isabella Breda and Manuel Villa

Seattle Times staff reporters

The state attorney general’s office has filed a lawsuit against nearly two dozen manufacturers
of so-called “forever chemicals,” asserting the companies knew about their risks to the environment and humans for decades but lied and kept that knowledge hidden from the government and public to protect their businesses.

The chemicals, per- and polyfluoroalkyl substances, or PFAS, have been found in fish tissue, human breast milk and about 200 of the state’s water sources so far as new statewide drinking-water testing requirements roll out. PFAS have been linked to several health problems, including cancer, and are emerging as one of the most pervasive sources of pollution on the planet.

The lawsuit, filed in King County Superior Court, relates to the PFAS in a type of firefighting foam often used around airports and military sites. It alleges companies including 3M, DuPont and 18 others violated state laws, including Washington’s law against public nuisances, the Products Liability Act and Consumer Protection Act. The complaint asks the court to order the companies to pay the cost to clean up PFAS contamination.

The highest levels of PFAS in state drinking water have largely been found near places where those foams were used for decades in firefighting training exercises. Estimates cited in the complaint suggest cleanup costs could range between $5.3 million and $62.8 million for a single site contaminated with PFAS from firefighting foam.

Massive filtration systems can remove the contamination, but for many water system managers, the cost is out of reach. In Lakewood, Pierce County, where PFAS entered drinking water via the firefighting foam used at nearby Joint Base Lewis-McChord, city officials spent more than $5 million on filtration systems.

In the suit, Attorney General Bob Ferguson submitted internal company documents that he says prove the manufacturers knew for decades about “the serious risks these chemicals posed to humans and the environment. The companies likely made many millions in profit while actively deceiving the public.”
“Their corporate greed caused significant damage, and they need to be held accountable,” said Ferguson in a statement.

Washington is now among thousands of plaintiffs — individuals, cities, counties and states — that have filed lawsuits against PFAS manufacturers. Last year, because of their similarities, this avalanche of lawsuits was consolidated into a multidistrict litigation in the U.S. District Court of South Carolina. Brionna Aho, communications director of the attorney general’s office, said they expect this lawsuit will also be transferred to the multidistrict litigation.

The chemicals were first developed in the ’50s and ’60s by Minnesota-based 3M, at the request of the U.S. Navy, which was looking for a more effective substance than water to fight fires.

In January, the state Department of Health began requiring that some drinking water systems be monitored for PFAS, including 4,000 wells across the state. Just over a quarter of those wells have been tested and about 2% have come back with PFAS above a level that would require further action. The lack of a finding doesn’t guarantee the chemicals’ absence, but may only mean the concentration was below what present technology is able to detect.

For communities that rely on the wells where PFAS has been confirmed, the health and financial repercussions have been serious.

In drinking water sources near the Army’s Yakima Training Center, tests have revealed PFAS contamination more than 1,300 times new limits proposed by the U.S. Environmental Protection Agency. And in Moses Lake, the site of a former Air Force base and landfill, city officials recently chose to shut off its drinking water source after testing revealed PFAS contamination in some of its 16 wells.

One well on Whidbey Island near the Naval Air Station registered 4,720 parts per trillion for one type of PFAS, more than 300 times the state action level for that chemical. On San Juan Island, where the source of the contamination remains elusive, recent tests revealed PFAS concentration up to 164 times the level considered safe by the state.
The chemicals have also been detected in at least 15 of the state’s bodies of water, fish tissue, soil and sediment samples.

In the human body, some of the chemicals may disrupt the immune system; interfere with hormones; increase the risk of prostate, kidney and testicular cancers as well as high blood pressure in pregnant women; and harm the reproductive system, according to studies cited by the U.S. Environmental Protection Agency.

Isabella Breda: 206-652-6536 or ibreda@seattletimes.com; on Twitter: @BredaIsabella. Seattle Times staff reporter Isabella Breda covers the environment.

Manuel Villa: 206-464-2262 or mvilla@seattletimes.com; on Twitter: @mvilla1859. Manuel Villa is the data reporter for The Seattle Times' investigative team.
May 24, 2023

United States Environmental Protection Agency (USEPA)


On behalf of the Sammamish Plateau Water and Sewer District, please accept the following comments regarding the proposed rules related to regulating Per- and Polyfluoroalkyl Substances (PFAS) under the National Primary Drinking Water Regulations. The proposed rules would require public water systems to:

- Monitor for PFAS;
- Provide public notification of the levels of PFAS in drinking water; and
- Reduce the levels of PFAS in drinking water if they exceed the proposed Maximum Contaminant Levels (MCLs).

The Sammamish Plateau Water and Sewer District (District) first detected PFAS in three of its potable groundwater wells as an outcome of UCMR3 testing in 2016. PFAS was detected in three additional wells in 2021. As a result, the District has been conducting extensive testing and monitoring for PFAS. Since PFAS is an unregulated contaminant, the District has been eagerly awaiting USEPA or the Washington State Department of Health to establish formal drink water limits/MCLs so that the District can mitigate PFAS in its potable groundwater based upon an official regulatory standard. As such we commend and support USEPA’s effort to implement formal MCLs.

The District notes that water utilities throughout the country are not the responsible parties for causing PFAS to enter the environment and contaminate drinking water. Rather, water utilities and their customers, are the unfortunate recipients of the adverse impacts of PFAS contaminants in our water resources found through UCMR or independent proactive testing for PFAS. The proposed rules should orient towards supporting water utilities in a facilitative approach as they address potential health impacts and PFAS mitigation in drinking water. Rules that mandate PFAS reduction, and/or removal, should carry appropriate corresponding federal funding to offset capital expenditures mandated to reduce or remove PFAS from drinking water. Funding should be provided on an equal basis to all impacted water utilities regardless of demographics or economics.

Given that “EPA anticipates that if fully implemented the rule will prevent tens of thousands of PFAS-attributable illnesses or deaths”, Federal appropriations should be administered in a manner which brings efficient access to funds so PFAS reduction can be implemented in an efficient and timely manner, absent of unnecessary red tape. As an example, in March 2022, our District was awarded a $1.585 million congressionally directed appropriation through
Representative Schrier’s office to assist in funding an $18.0-$20.0 million PFAS removal treatment plant. Efforts to access the funding have been frustrating to say the least. To date, we have not been able to access the appropriation, and it appears USEPA will be applying its requisites to the entire project, not just the elements funded by the appropriation. This has delayed our ability to build treatment. The $1.585 million is now controlling the entire project, and USEPA BABA, and AIS standards may increase the entire project cost by more than the appropriation.

The proposed rule is particularly unclear in the following areas, and should be revised to provide clarity to water utilities by addressing the following:

- The rule should provide clarity on what initial PFAS detection/limit would result in the need for ongoing monitoring. The rule should clarify whether this based on an exceedance of the proposed MCL or a percentage of the MCL. Additionally, regardless of the percentage of the MCL requiring a response (.3 versus .5 MCL), it would be helpful to provide clarity as to what levels will require the need for treatment.

- The compliance date for reducing PFAS levels in the event of an MCL exceedance is unclear. Clarity is important both for responding with treatment and mitigation plans, but also to assure USEPA recognizes the practical aspects of designing and constructing treatment.

Since water utilities are not the responsible party for PFAS contamination, but may be required to implement PFAS treatment/removal as mandated under the rule, USEPA should recognize that spent treatment media will become a byproduct of the proposed rule. As such, USEPA should acknowledge the need for corresponding Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) exemption/immunity for agencies mandated to treat for PFAS removal. In addition, any MCL which would require a water utility to treat for PFAS should be applied as the same standard for parties responsible contaminating potable groundwater with PFAS who will be required to conduct remediation activities.

Last, the rule states that for an exceedance of the proposed MCL, agencies may implement alternative water sources in lieu of treatment. Due to state regulation and water rights administration, alternative water sources will not exist or be available, thus defaulting in the need for treatment. Federal funding for treatment, available to all impacted water utilities, is an essential element of a holistic approach to PFAS management.

Thank you for the opportunity to comment and contribute in the rulemaking process.

Sincerely,

John C. Krauss
General Manager

cc: Sammamish Plateau Water Board of Commissioners
    Judi Gladstone, Washington Association of Sewer and Water Districts
    Ray Hoffman, Cascade Water Alliance
May 29, 2023

Michael S. Regan, Administrator
U.S. Environmental Protection Agency
EPA Docket Center
Mail Code 2822IT
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Subject: PFAS National Primary Drinking Water Regulation Rulemaking Comments - Docket ID No. EPA-HQ-OW-2022-0114

Dear Mr. Regan,

Thank you for the opportunity to review this proposed rulemaking for regulating PFAS. The Washington State Department of Health (DOH) has reviewed the proposed PFAS National Primary Drinking Water Regulation in Federal Register Volume 88, No. 60, dated March 29, 2023. This letter represents DOH’s general and detailed comments on the proposed per- and polyfluoroalkyl substances (PFAS) drinking water standards.

DOH strongly supports the proposed PFAS drinking water standards. This represents an important step in reducing exposure to PFAS to consumers of drinking water supplied by public water systems. Based upon our implementation experience of state PFAS rules, we recommend clarification, additional information, and guidance are addressed in the attached general and detailed comments document and include the following important areas of the rule:

1. Hazard Index methodology.
2. Data challenges for compliance.
3. Implementation challenges.
4. Laboratory capability and capacity.
5. Monitoring waivers.

In the absence of adopted National Primary Drinking Water Standards (NPDWS) for PFAS, DOH developed State Action Levels (SALs) for PFAS in drinking water. The Washington State Board of Health adopted SALs for 5 PFAS analytes on January 1, 2022. DOH also developed informational materials, publications, fact sheets, and a PFAS dashboard to educate and communicate key information to drinking water consumers, local health departments, and public water systems.

We also needed to develop informational resources including PFAS exposure routes, clinician resources, home treatment devices and filter options, and accredited laboratories to perform drinking water sample
analysis. Informational materials to address general questions and concerns about potential health effects of exposure to PFAS from the drinking water pathway were developed and posted on our website.

Under Washington State’s rule, Group A Community, Non-Transient Non-Community and some Transient Non-Community water systems are required to monitor for PFAS beginning in January 2023 through December 2025. Systems must collect samples at the entry point to the distribution system and have them analyzed by EPA method 531.7 or 533 by a laboratory accredited for these analytes in Washington State. DOH sponsored a PFAS sampling project starting in early 2022 to allow public water systems to have their PFAS samples analyzed at no cost, and results satisfied state requirements that began in 2023. A total of 698 systems so far have actively participated in the PFAS monitoring project and approximately 1,136 system sources were sampled for PFAS.

A critical component to successful implementation of the proposed PFAS drinking water standards depends upon EPA providing additional clarification, guidance, and direction in several areas that could represent significant implementation challenges. It is essential these resources are developed and made available prior to adoption of the rule.

The attached document contains comments grouped into two sections: the first section is comprised of general comments, and the second section is comprised of specific comments to questions posed in the proposed regulation.

Again, thank you for the opportunity to review and provide comments on the proposed PFAS drinking water standards. Feel free to contact Trace Warner by phone (360) 236-3160 or email trace.warner@doh.wa.gov if you have any questions about attached comments provided, or items that require clarification.

Sincerely,

Lauren Jenks
Assistant Secretary, Environmental Public Health
Washington State Department of Health

Enclosure: PFAS Rulemaking Comments to EPA

cc:
Introduction

The Washington State Department of Health (DOH), Office of Drinking Water (ODW) has reviewed the proposed PFAS National Primary Drinking Water Regulation in Federal Register Volume 88, No. 60, dated March 29, 2023. This document represents DOH’s general and specific detailed comments on the proposed per- and polyfluoroalkyl substances (PFAS) drinking water standards Docket ID No. EPA-HQ-OW-2022-0114.

General Comments

The Washington DOH strongly supports the EPA proposed PFAS drinking water standards. This is an important step in reducing exposure to PFAS to consumers of drinking water supplied by public water systems. There are areas within the proposed rule we would like to see clarification, additional information, further evaluation, and more specific guidance to help support successful implementation of the proposed PFAS rule.

- We ask that EPA provide clear definitions of all PFAS terms, including how they relate to levels of PFAS in drinking water.

- DOH agrees that tier 2 public notification is appropriate as it is consistent with the current framework for MCLs for contaminants with chronic effects. DOH asks that EPA clarifies language for health effects above the MCL and differentiates between health advisory language addressing potential health effects and lower PFAS levels.

- DOH asks that EPA develop tools to aid with implementing the Hazard Index (HI) calculations for different state data systems. Multiple calculations for determining a HI result introduce a level of complexity for our data system. Also, as additional PFAS substances are evaluated and potentially regulated, it is important to consider how this will impact the current proposed HI calculations and allow for provision of additional PFAS to the proposed HI methodology.

- Please consider short- and long-term solutions for insufficient laboratory capability and capacity. This rule could cause laboratories to be overburdened when the rule becomes effective and initial monitoring requirements trigger quarterly monitoring.
• Costs to public water systems including funding treatment design and installation, operation and maintenance, availability of certified operators for implementing treatment options, and potential treatment supply chain product availability represent challenges especially to small water systems.

• While DOH agrees with EPA that source vulnerability should not allow a waiver for initial monitoring of PFAS, DOH supports the use of monitoring waivers if appropriate safeguards are in place for public water system sources. If both sampling history, source vulnerability, and geographic location indicate no historical PFAS detections, and there are no potential PFAS sources that could impact public water system sources. Allowing public water systems to apply for monitoring waivers is consistent with EPA’s approach previously implemented for other drinking water contaminants.

• DOH supports using the EPA suggested alternative values of 2.0 ppt for PFOA and PFOS and 0.5 for the HI PFAS as the trigger level. This alternative trigger level is more consistent with trigger levels previously used in EPA’s Standardized Monitoring Framework.

• DOH supports the ability of public water systems with sources reliably and consistently (R&C) below PFOA and PFOS trigger levels to qualify for reduced monitoring.

Specific Comments

Page 18639. Executive Summary: EPA is proposing to use a Hazard Index (HI) approach to protecting public health from mixtures of four PFAS: PFHxS, HFPO-DA, PFNA and PFBS because of their known and additive toxic effects and occurrence and likely co-occurrence in drinking water.

• Effective implementation and data system support is needed to implement the HI.

Page 18667. Paragraph 2. Measuring PFOA and PFOS results below the PQLs may not be achievable from all laboratories and may not have the same precision as higher-level measurements, nor does EPA believe it is appropriate to make potentially costly compliance decisions based on such lower-level measurements”. Nonetheless, the ability to know that PFOA and PFOS may be present within a certain range at these low concentrations (i.e., below the PQLs) can be used to inform decisions for already installed treatment (e.g., a utility can evaluate when break through is most likely to occur or is imminent) and to judge appropriate monitoring frequency”.

• Not every laboratory applied to participate in UCMR5. Assuming 1.3 ppt is an achievable target nationwide may not be appropriate. Using an analytical result below the PQL only indicates that PFAS is present. Very little, if anything, is known about the actual concentration of PFAS in this instance. Relying upon low concentrations below the PQL
for ongoing monitoring, reduced monitoring or compliance monitoring is not appropriate. Using a trigger level greater than or equal to 2.0 ppt for PFOS and PFOA would be preferred, as well as using 0.5 for the hazard index. This will allow laboratories flexibility, balance variability in the measurement, and allow for reduced monitoring for systems with sample results at or below 50% of the MCL.

**Page 18683. IX. Monitoring and Compliance Requirements. E. Can primacy agencies grant monitoring waivers?**

- DOH supports allowing for provisions for systems to apply for monitoring waivers based on source vulnerability combined with sampling results that show PFAS below trigger levels or non-detects. One sample per source is appropriate for source(s) in low-risk areas with a documented history of no PFAS detections.

**Page 18729. Section III – Regulatory Determinations for Additional PFAS.**

*EPA requests comment on its preliminary regulatory determination for PFHxS and its evaluation of the statutory criteria that supports the finding. EPA also requests comment on if there are additional data or studies EPA should consider that support or do not support the Agency’s preliminary regulatory determination for PFHxS, including additional health information and occurrence data.*

- DOH supports the regulatory determination to regulate PFHxS. This PFAS co-occurs at very high levels with PFOS in drinking water supplies in Washington State. Impacted areas are mostly near fire training areas and military bases that used Aqueous Fire Fighting Foam (AFFF). The multistate ATSDR PFAS Exposure Assessment showed that a community in Washington State near Fairchild Airforce base had higher average serum levels of PFHxS than seven other sites included in the study. After PFOA and PFOS, PFHxS is the most common PFAS to occur above our state action levels in drinking water.

*EPA requests comments on its preliminary regulatory determination for PFNA and its evaluation of the statutory criteria that support the finding. EPA also requests comment on if there are additional data or studies EPA should consider that support or do not support the Agency’s preliminary regulatory determination for PFNA, including additional health information and occurrence data.*

- DOH supports the regulatory determination to regulate PFNA and PFBS. Both occur in Washington State drinking water supplies. PFNA has been occasionally found at high levels in our state around firefighting facilities.

*EPA requests comment on its preliminary regulatory determination for PFBS and its evaluation of the statutory criteria that supports the finding. EPA also requests comment on if there are additional data or studies EPA should consider that support or does not support the Agency’s*
preliminary regulatory determination for PFBS, including additional health information and occurrence data.

- DOH supports the regulatory determination to regulate PFNA and PFBS. Both occur in Washington State drinking water supplies. PFNA has been occasionally found at high levels in our state around firefighting facilities.

EPA requests comment on whether there are other peer-reviewed health or toxicity assessments for other PFAS the Agency should consider as a part of this action.

- PFBA has a completed toxicity value. EPA should consider adding it to the HI approach or as an individual MCL. This action should consider whether sufficient laboratory capacity is available since establishing an MCL for PFBA would force water systems to use test method 533. Method 531.7 does not measure PFBA.

Page 18729. There is no section IV. This page goes from section 3 to section 5.

**Page 18729. Section V – Maximum Contaminant Level Goal.**

EPA requests comment on the derivation of the proposed MCLG for PFOA and its determination that PFOA is Likely to be Carcinogenic to Humans and whether the proposed MCLG is set at the level at which there are no adverse effects to the health of persons, and which provides an adequate margin of safety. EPA is also seeking comment on its assessment of the noncancer effects associated with exposure to PFOA and the toxicity values described in the support document on the proposed MCLG for PFOA.

- DOH appreciates that EPA updated the literature review and added a systematic review of study quality for their determination of the PFOA and PFOS MCLGs. We also appreciate that EPA added the modified Verner model to account for transplacental and trans-lactational exposure in developing children.

EPA requests comment on the derivation of the proposed MCLG for PFOS, its determination that PFOS is likely to be Carcinogenic to Humans and whether the proposed MCLG is set at the level at which there are no adverse effects to the health of persons, and which provides an adequate margin of safety. EPA is also seeking comment on its assessment of the noncancer effects associated with exposure to PFOS and the toxicity values described in the support document on the proposed MCLG for PFOS.

- DOH appreciates that EPA updated the literature review and added a systematic review of study quality for their determination of the PFOA and PFOS MCLGs. We also appreciate that EPA added the modified Verner model to account for transplacental and trans-lactational exposure in developing children.
While there is solid evidence that PFOS is a rodent carcinogen, there is currently only weak and inconsistent epidemiological evidence that PFOS has caused cancer in humans. EPA classification of PFOS as a likely human carcinogen is reasonably supported by mechanistic data showing PFOS to have several characteristics of carcinogens, structural similarity to PFOA, and functional similarity to PFOA on other health endpoints.

**EPA requests comment on the general HI approach for the mixture of four PFAS.**

- DOH supports the HI approach.

**EPA requests comments on the merits and drawbacks of the target-specific HI or RPF approach.**

- DOH supports the HI approach.

**Page 18730. Section V – Maximum Contaminant Level Goal.**

**EPA requests comment on significant figure use when calculating both the HI MCLG and the MCL.**

EPA has set the HI MCLG and MCL using two significant figures (i.e., 1.0). **EPA requests comment on the proposed use of two significant figures for the MCLG when considering underlying health information and for the MCL when considering the precision of the analytical methods.**

- DOH supports using all digits of precision in calculations but rounding to two significant figures for the final reported value. Using the significant figure only changes how we round before an HI MCL is reached. A system would exceed the MCL with a RAA of 1.05 instead of 1.5 ppt.

**EPA requests comment on the derivation of the HBWCs for each of the four PFAS considered as part of the HI.**

**PFBS**

- DOH concurs with the RfD, but request EPA consider infants when selecting the drinking water intake rate for the PFBS Health-Based Water Concentration (HBWC). Infants should be considered a sensitive life stage since neonatal thyroid function also supports infant growth and neurodevelopment.\(^1\)\(^2\)\(^3\) Thyroid tissue stores of T4 are low in newborn children making them less able than adults to compensate for reductions in T4.\(^4\) Washington State included infants as a sensitive group for this endpoint and used the 95th percentile water intake rates for infants (birth to <1 year old) to protect the developing child (see Table below). Michigan and California risk assessors also used infant drinking water intake rates to derive their state regulations for PFBS in drinking water based on this same **endpoint.**

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PFHxS

- WA concurred with state health risk assessors in Michigan in selecting Minnesota Department of Health’s RfD of 9.7 ng/kg-day for PFHxS as the base for our state action on PFHxS. We think this is a better basis for the HBWC than the ATSDR MRL.

- The Minnesota Department of Health derived their RfD from a study by the National Toxicology Program (NTP) 2019. Specifically, a 28-day oral gavage study in adult male and female Harlan Sprague Dawley rats. The study measured growth and gross behavior, serum hormone levels, and evaluated all organs for gross and histopathological findings at the end of 28 days. Serum measurements of PFHxS were collected for assessment of internal dose at the end of the experiment. There was a dose-dependent decrease in serum thyroid hormone levels in both sexes with more marked reductions in T3, fT4 and tT4 in male. [National Toxicology Program, NTP Technical Report on the Toxicity Studies of Perfluoroalkyl Sulfonates (Perfluorobutane Sulfonic Acid, Perfluorohexane Sulfonate Potassium Salt, and Perfluorooctane Sulfonic Acid) Administered by Gavage to Sprague Dawley Rats 2019, U.S. Department of Health and Human Services: Research Triangle Park, NC.]

- These study results were supported by Ramhøj et al. 2018 experiments in pregnant Wistar rats. Oral administration of PFHxS produced marked, dose-dependent reductions in serum total T4 in pregnant and lactating dams and in pups. [Ramhøj, L., et al., Perfluorohexane Sulfonate (PFHxS) and a Mixture of Endocrine Disrupters Reduce Thyroxine Levels and Cause Antiandrogenic Effects in Rats. Toxicol Sci, 2018. 163(2): p. 579-591.]

- WA also considered infants a sensitive group for thyroid hormone reduction (see reasons above under PFBS) and we encourage EPA to pair this lower RfD with a translactational exposure model that accounts for higher exposures of breastfed infants. In our model based on Goeden et al. 2019, infants had more than twice the PFHxS serum concentration of their mothers after breast-feeding exclusively for 6 months and then tapering their breastmilk consumption while introducing foods over the following 6 months.
PFNA

- Consider amending the ATSDR MRL to account for a more recent estimate of serum half-life published after the ATSDR MRL: Yu, C.H., et al., Biomonitoring: A tool to assess PFNA body burdens and evaluate the effectiveness of drinking water intervention for communities in New Jersey. Int J Hyg Environ Health, 2021. 235: p. 113757. Yu et al. 2021 published a three-year biomonitoring study in a New Jersey community exposed to elevated PFNA in their drinking water. The geometric mean of the study group was five times higher than the mean PFNA levels in U.S. adults as measured in 2015-2016 by the CDC. The study collected three blood samples one year apart in 99 participants from 2017 to 2020. Residents ranged in age between 20 – 74 years old and were 68 percent female. Half-life estimates of PFNA in serum were 3.52 years for the 68 most highly exposed participants. We suggest that EPA consider the PFNA serum half-life in the more highly exposed members to minimize bias from ongoing background exposure to PFNA. Modifying the ATSDR MRL with the new half-life estimate of 3.52 years (1,285 days) from Yu et al. 2021, would result in:

- MRL (mg/kg-day) = POD (mg/L) x DAF (L/Kg-day) ÷ UF
  - POD = 6.8 mg/L PFNA in serum
  - DAF = Vd x (Ln(2)/T1/2) = 0.2 L/kg x (Ln(2)/1,285 days) =1.08 x 10^-4 L/kg – day.
  - UF = 300
- MRL = 6.8 mg/L x 1.08 x 10^-4 L/kg – day ÷ 300 = 2.45 x10^-6 mg/kg-day (or 2.5 ng/kg-day)

Page 18730. EPA requests comment on its proposed determination to set MCLs at 4.0 ppt for PFOA and PFOS and whether 4.0 ppt is the lowest PQL that can be achieved by laboratories nationwide.

- We cannot provide meaningful comment without reviewing the MDL/MRL studies used to determine the PQL.

Page 18730. Section VI – Maximum Contaminant Level

Page 18730. EPA requests comment on the underlying assumptions that sufficient laboratory capacity will be available with the proposed MCLs; that demand will be sufficiently distributed during rule implementation to allow for laboratory capacity; and on the cost estimates related to these assumptions.

- The 4.0 ng/L MCL/PQL should be high enough not to affect laboratory capacity. These proposed monitoring requirements and those already implemented by some states have helped create a new market for laboratories. In the proposed regulations, the overwhelming majority of UCMR 5 laboratory applicants had limits of quantitation (LOQ’s) that were lower than 4.0 ng/L.
• The volume of samples required for quarterly monitoring may create laboratory capacity issues even as more laboratories are accredited for PFAS analysis. The preliminary testing in Washington has shown approximately 20 percent of sources have detections above 5 ppt. Using 1.3 ppt as the trigger will likely increase the number of water systems with detections required to monitor quarterly with no reduced monitoring options. Laboratories are already experiencing problems hiring and maintaining qualified staff.

Page 18730. EPA requests comment on its proposal of using an HI approach for PFHxS, HFPO–DA, PFNA, and PFBS, including whether it can be clearly implemented and achieves the goal of protecting against dose additive noncancer health effects.

• The HI approach is reasonable for regulating PFAS with additive toxicity. This will be challenging to implement as proposed due to the tracking of multiple compounds and automating this into existing data systems. DOH has limited IT resources to prepare for migration to SDWIS state. Timing will be a key consideration for successful implementation of this area of the proposed PFAS rule. As written, this approach will have a considerable resource impact on compliance activities.

Page 18730. EPA requests comment on its proposed decision to establish stand-alone MCLs for PFOA and PFOS in lieu of including them in the HI approach.

• DOH supports this approach to compliance in the PFAS rule. Establishing MCLs is consistent with the current nationwide Standard Monitoring Framework implementation.

• EPA has set the MCLs for PFOS and PFOA at what the Agency determined are the PQLs for these compounds. Given that, it doesn’t make sense to consider an approach where lower concentrations would contribute to the HI of a mixture.

Page 18730. EPA requests comment on whether establishing a traditional MCLG and MCL for PFHxS, HFPO–DA, PFNA, and PFBS instead of, or in addition to, the HI approach would change public health protection, improve clarity of the rule, or change costs.

• DOH supports using both the traditional and HI approach for MCLs.

• These chemicals frequently occur in mixtures. When two or more are present, the HI approach effectively lowers the acceptable limit for each. Since PFAS health impacts are likely additive, a combined standard is appropriate.
Page 18730. Section VII – Occurrence

**EPA requests comment on the number of systems estimated to solely exceed the HI (but not the PFOA or PFOS MCLs) according to the approach outlined in USEPA (2023e).**

- Based on an initial and limited review of Washington water systems, a very small percentage of systems exceed the HI but not the PFOA or PFOS MCLs. Most systems with high levels of the other PFAS also have PFOA or PFOS as the drivers.

Page 18730. There is no section VIII in the Federal Register document. This page goes from section 7 to section 9.

Page 18730. Section IX – Monitoring and Compliance Requirements.

**EPA requests comment on the proposed monitoring flexibility for groundwater systems serving 10,000 or fewer to only collect two samples at each EPTDS to satisfy initial monitoring requirements.**

- In Washington State, there are more detections in groundwater than in surface water. Detections are generally consistent over time with little seasonal variability.

**EPA requests comment on monitoring-related flexibilities that should be considered to further reduce burden while also maintaining public health protection including a rule trigger level at different values than the currently proposed values of 1.3 ppt for PFOA and PFOS and 0.33 for the HI PFAS (PFHxS, HFPO-DA, PFNA, and PFBS), specifically alternative values of 2.0 ppt for PFOA and PFOS and 0.50 for the HI PFAS. EPA also requests comments on other monitoring flexibilities identified by commenters.**

- A trigger for PFOA and PFOS of 2 ppt would place less burden on labs and PWSs while still allowing for public health protection. Since all results below the PQL for the HI PFAS are calculated as zero, it might make sense to use 0.5 as the trigger. Increasing these triggers would allow for some reduction in monitoring for sources that don’t exceed the slightly higher trigger but are below the MCL. To ensure public health protection, EPA could also assign two years of annual monitoring or an R&C annual for sources with detections consistently below the MCL instead of having them remain on quarterly.

**EPA requests comment on the proposed allowance of a water system to potentially have each EPTDS on a different compliance monitoring schedule based on specific entry point sampling results (i.e., some EPTDS being sampled quarterly and other EPTDS sampled only once or twice during each three-year compliance period), or if compliance monitoring frequency should be consistent across all the system’s sampling points.**
• While PFAS contaminant plumes can be extensive, they likely follow groundwater flow directions in such a way that timing monitoring in sources in distinctly different areas would be more burdensome than helpful. This is especially true for water systems where sources are spread across a wide area. For those systems which have been collecting quarterly samples there have not been significant differences in the concentrations temporally. Impacts were identified to surrounding/downgradient source concentrations when a large producing source was taken offline due to high PFAS detections while the PWS installed treatment. Systems assigned quarterly monitoring will likely collect samples at sources in a similar area at the same time to save on labor and shipping costs. We have also had multiple issues with lab analysis, which has required repeat samples be taken from sources; this could negate any timing attempts. This level of timing would only serve to make the rule more complex. Please ensure states continue to have the authority to increase monitoring as needed.

EPA requests comments on whether water systems should be permitted to apply to the primacy agency for monitoring waivers. Specifically, EPA is requesting comment on the allowance of monitoring waivers of up to nine years if after at least one year of sampling results are below the proposed rule trigger level. Similarly, EPA also requests comment on whether allowance of monitoring waivers of up to nine years should be permitted based on previously acquired monitoring data results that are below the proposed rule trigger level. Additionally, EPA is also requesting comment on the identification of possible alternatives to traditional vulnerability assessments that should be considered to identify systems as low risk and potentially eligible for monitoring waivers.

• EPA and states have provided waiver opportunities for other contaminants as well and still provide public health protection. We believe states can develop a waiver model that allows sources that are less vulnerable and susceptible, and have non-detect PFAS, can reduce monitoring to a 6 or 9-year schedule while still providing public health protection. Our current waiver model allows us to rescind waivers if conditions change. Please allow states the flexibility to develop and provide waivers.

EPA requests comment on its proposal to allow the use of previously acquired monitoring data to satisfy initial monitoring requirements including the data collection timeframe requirements and if other QA requirements should be considered.

• We support the use of previously acquired monitoring data to satisfy initial monitoring requirements. In Washington State, approximately 698 public water systems participated in a PFAS sampling pilot project in 2022 and approximately 1,136 sources were sampled for PFAS. Under Washington’s current regulation all community and non-transient non-communities must complete initial PFAS monitoring by December 31, 2025.

EPA requests comment on whether EPA should consider an alternative approach to what is currently proposed when calculating compliance with proposed MCLs. Specifically, in the case where a regulated PFAS is detected but below its proposed PQL, rather than using zero for the
measurement value of the specific PFAS in the running annual average compliance calculation, that the proposed rule trigger levels (1.3 ppt for PFOA and PFOS and 0.33 of each of the HI PFAS PQLs (i.e., PFHxS=1.0, HFPO-DA=1.7, PFNA=1.3, and PFBS=1.0)) be used as the values in calculating the running annual average for compliance purposes.

- We are concerned with the concept of using estimated data to impact so significantly a utilities action and a laboratories ability to analyze at the proposed triggers. If a PFAS is detected above the MDL but below the PQL, then it would bias the running annual average downwards to tally as a zero. It appears that anything below the PQL is considered an estimate, but that depends on where the laboratory MDL and LOQ are in relation the PQL. It is unclear whether laboratories can analyze with accuracy or precision at the triggers set in the proposed rule, especially for PFHxS and PFBS.

Page 18730. Section IX-Monitoring and Compliance Requirements Continued.

EPA requests comment on other monitoring related considerations including laboratory capacity and QA/ QC of drinking water sampling.

- Increased emphasis on meeting all method required QC would help ensure consistent data quality and aid state Primacy agencies.

- Given turnaround times for laboratories and lack of certified laboratories in Washington state, we are concerned that laboratory capacity may not match demand after implementation of this rule.

EPA seeks comment on the Agency’s proposed initial monitoring timeframe, particularly for NTNCWS or all systems serving 3,300 or fewer.

- The initial monitoring of 2 samples in 90 days is acceptable.

- We have time and cost concerns over the impact from increased quarterly monitoring for detected results below the PQL, and the challenge in computing HI for PWS that have detections of other PFAS with MCLs.

Page 18731. Section X – Safe Drinking Water Right to Know

EPA requests comment on its proposal to designate violations of the proposed MCLs as Tier 2.

- This is consistent with how EPA addresses 2,3,7,8-TCDD (dioxin), which is also a bioaccumulating contaminant that that poses immune, developmental and cancer risks.

EPA requests comment on what may be needed for water systems to effectively communicate information about the PFAS NPDWR to the public.
• Please provide guidance for electronic delivery for public notice (PN), and include different methods of communication in consideration of cost reductions for regular PN. Alternating methods of communication in addition to providing language translation allows for a broader reach to diverse audiences. Electronic delivery is allowed for CCRs, for which EPA has provided guidelines, but not for tier 2 PN.

• Be transparent in communication related to what is known and understood. This allows public water systems to communicate to their consumers with facts and resources when a PN is issued. DOH developed a historical PFAS timeline highlighting milestones from when PFAS substances were invented in 1938-present. Informational materials to address general questions and concerns about potential health effects of exposure to PFAS via the drinking water pathway were developed and made available on our website.

Page 18731. Section XI – Treatment Technologies

This section combines treatment technologies with generation and disposal of PFAS waste. Recommend further separation of these two topics to further clarify and address each topic in greater detail.

• DOH ODW does not have enough data to provide meaningful comments on treatment technologies for PFAS in drinking water.

EPA requests comment on the estimates for disposing of drinking water treatment residuals or regenerating drinking water treatment media including assumptions related to the transport distance to disposal sites and other costs that arise out of disposal of PFAS contaminated drinking water treatment residuals.

• This response was prepared by the Washington State Department of Ecology. In Washington State, water treatment residuals might be designated as Washington State Only Dangerous Waste if the concentration of persistent PFAS compounds exceeds state only designation criteria. If it does, then that waste stream must be diverted to a Subtitle C landfill designed to manage PFAS waste. All subtitle C landfills are out of state (closest are in Idaho and Oregon), making transportation and treatment costs high.

• This response was prepared by the Washington State Department of Ecology. PFAS waste disposal in Washington State is governed by WAC 173-303. Appropriate disposal of PFAS waste generated from removal from drinking water depends upon the specific waste category designation. Thresholds have been established by the State Department

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5 334-488 PFAS Timeline (wa.gov)
6 Local Health Jurisdiction PFAS Resources | Washington State Department of Health
EPA requests comments on the availability of facilities to dispose of or regenerate drinking water treatment media that contains PFAS. EPA requests comment on whether there will be sufficient capacity to address the increased demand for disposal of drinking water treatment residuals or to regenerate media for reuse by drinking water treatment facilities.

- This response was prepared by the Washington State Department of Ecology. Currently, waste disposal facilities are not engineered to manage PFAS waste streams. There are questions around how effective and appropriate disposal methods are in either destroying PFAS or storing it indefinitely in a landfill. Although most landfills take this waste currently (e.g., there are a lot of available landfills to send this waste too), that is only because it is not regulated.

- This response was prepared by the Washington State Department of Ecology. Washington State Department of Ecology is currently developing an EIS to research and determine the least impactful disposal method. A draft EIS is due later this summer.

EPA requests comment on the impacts that the disposal of PFAS contaminated treatment residuals may have in communities adjacent to the disposal facilities.

- This response was prepared by the Washington State Department of Ecology. With regards to Subtitle D landfills, impacts to adjacent communities would be minor as long as non-dangerous PFAS waste goes to a modern-day lined landfill. Many solid waste landfills capture leachate in lined leachate lagoons that do not discharge. Many also discharge to wastewater treatment plants, which is where any impact would occur in terms of their discharge of treated wastewater or management of biosolids.

- This response was prepared by the Washington State Department of Ecology. Regarding disposal options for high concentration PFAS dangerous waste, there are unknowns on how they could affect adjacent communities. Permitted Subtitle C landfills are preferred if they are designed to manage PFAS. Incineration has shown to destroy the PFAS molecule at prescribed temperature and residence time, but Ecology has not come across environmental data to show no PFAS is being emitted. PFAS would also likely outlive the life of a Subtitle C landfill in the future, so we hesitate to recommend this option for high concentration PFAS wastes because we do not fully understand the effect it could have on adjacent communities.

Page 18731. Section XIII – HRRCA

EPA requests comment on Table 26 which provides the initial treatment technology compliance forecast, presented in percentages of systems adopting GAC, PFAS-selective IX, centralized RO,
system interconnection, and use new wells across system design flows and TOC levels. This information is used in EPA’s cost and benefit modeling. Please also comment on the potential for point-of-use devices, including those using RO or activated carbon as a compliance option.

- DOH ODW does not have enough data to provide meaningful comments on treatment technologies for PFAS in drinking water.

**EPA requests comment on the cost of treatment when additional co-occurring but not targeted PFAS chemicals are found in source water.**

- DOH ODW does not have enough data to provide meaningful comments on treatment technologies for PFAS in drinking water.

**EPA requests comment generally on its estimation of sampling costs. The Agency is also specifically requesting comment on the ability of systems to demonstrate they are reliably and consistently below 1.3 ppt for PFOA and PFOS and 0.33 ppt for PFAS regulated by the HI to qualify for reduced monitoring.**

- EPAs use of trigger levels set at 1/3 the PQL increase the estimated cost of sampling while increasing variability in sampling data. Setting the trigger at ½ the PQL would increase the number of laboratories that can meet QA/QC levels bringing down the cost of sampling and provide better data for decision making. Washington supports using the EPA’s suggested alternative trigger level of ½ the PQL. Currently laboratories are charging for both the PWS sample, and if there are detections, for testing the field reagent blank, effectively doubling the cost for PWSs with detections. It is unclear if EPA considered this in their cost estimates.

**EPA requests comment on the costs associated with the storage, transportation and underground injection of the brine concentrate residuals from the RO/NF process.**

- This response was prepared by the Washington State Department of Ecology. Ecology does not have readily available cost data for storage, transport and underground injection of brine concentrate residuals from the RO/NF process.

**EPA requests comment on the discussion of estimated PN costs provided in the proposed rule.**

- Currently, PN can run from $50,000 – 100,000 per quarter for a larger PWS. It would be beneficial if EPA published some options for electronic delivery methods for tier 2 PN. Consider that different types of communication methods may reach different audiences. Such options could require a balance of methods to both save on costs for repeat PN while attempting to ensure more customers maintain awareness.

- Environmental Justice should be considered and addressed using language translation and accessibility tools in all PN resources.
EPA requests comment on whether factors such as anticipated Federal funding, the structure of PWSs relative to private enterprises, or the nature of the public health benefits should be further explored in the final rule analysis, including as it relates to the estimated range of impacts under the applied discount rates.

- Increased tracking for HI MCL calculations, increased compliance, and increased planning and project reviews for potentially 20% of PWSs will require significant resources to successfully implement. It is unclear if these costs were considered in the cost estimates of the PFAS rule.

**Page 18732. Section XV – Statutory and Executive Order Reviews**

EPA requests comment on all aspects of its EJ analysis, particularly its choice of comparison groups to determine potential demographic disparities in anticipated PFAS exposure and its use of thresholds against which to examine anticipated exposures. For more information, please see section XVJ of this preamble.

*Page 18735 says this EJ evaluation was “based on availability of PFAS occurrence data.”*

- PFAS occurrence data is still fairly limited since public water systems are just now discovering their sources are contaminated with PFAS. Data EPA is using is likely biased, highlighting systems able to test for PFAS and have access to the right information and resources. EPA should consider re-evaluating the EJ impact once more PFAS occurrence data is available.

- More investigation is needed into the smaller, lower income systems that have not yet discovered PFAS contamination. These systems may experience detections of PFAS but may not have the means to install, monitor and maintain ongoing treatment.

- PFAS treatment is expensive, and installation will likely involve pilot studies, which are essential to understanding the effectiveness of treatment, but will increase overall costs. BIL funding is available, but there are barriers to this funding.

- This rule does not explicitly consider costs associated with long-term operation and maintenance of treatment. Promising treatment methods require continual monitoring to assess the effectiveness of PFAS removal. This will potentially require additional operators and frequent replacement of filter media, which will be costly.

- Drinking Water Operators with appropriate and adequate training and certification are challenging to locate and maintain for smaller water systems as there is a qualified labor shortage within the water industry. Therefore, the cost of keeping treatment in perpetuity represents a considerable cost to water delivery.
New treatment and source relocation are potential responses to the new PFAS rule; however, the rule must consider cumulative impacts of multiple forms of drinking water contaminants. Cost and compliance with this rule must be structured to ensure compliance for PFAS without interfering with other contaminant treatment or compliance.

**Page 18752, Table 2 to Paragraph (b)(2)(i)**

- It is unclear what “except as otherwise provided by the State” means in the context of compliance monitoring and Table 2 to Paragraph (b)(2)(i). Does this mean States have the option to devise a different monitoring scheme?

- Using PFAS sample results below the PQL is not appropriate for calculating a running annual average. This approach seems to conflict with Table 1 to Paragraph (f)(1)(iii).

**Page 18752, 141.XX Monitoring Requirements (iv)**

- States may delete results of obvious sampling errors from this calculation. DOH requests the ability to delete sample results that have obvious laboratory errors.
Reports