

Board President Ryika Hooshangi called the regular meeting to order at 3:30 p.m. A quorum represented by Commissioners Ryika Hooshangi, Mary Shustov, Tom Harman, and Nav Otal was present. Also present were District staff Jay Krauss, Angel Barton, Kevin Fuhrer, Jay Regenstreif, Shelley Jurgensen, Kyle Wong, Andy Tuchscherer, Tammy Whipple, Janet Upegui, Mike Lillejord, Dalton Langlois, Ryan Connell, Janet Sailer, Paul Rush, and Marissa Huntley. Eric Frimodt, District legal counsel, was also present. Commissioner Lloyd Warren arrived later, as these minutes indicate. Due to the COVID-19 pandemic emergency, meetings of the Board of Commissioners are currently being conducted via remote meetings.

APPROVAL OF THE AGENDA

- **Motion:** Commissioner Hooshangi made a motion to amend the agenda to add an executive session after reports to review the performance of a public employee for ten minutes. Commissioner Otal seconded the motion.
The motion carried unanimously.
- **Motion:** Commissioner Otal made a motion approving the agenda as amended. Commissioner Shustov seconded the motion.
The motion carried unanimously.

PUBLIC COMMENTS

No verbal comments were made and Huntley advised that there were no written comments.

CONSENT AGENDA

<i>Resolutions:</i>
5075 – Approve Metropolitan Water Pollution Abatement Advisory Committee (MWPAAC) Voting Representatives
5076 – Authorize and Award the General Manager Personal Performance Days

- **Motion:** Commissioner Otal made a motion approving the consent agenda as presented. Commissioner Shustov seconded the motion.
The motion carried unanimously.

A. RYAN CONNELL – RECOGNITION FOR 5 YEARS OF SERVICE

The Board recognized and thanked Ryan Connell for five years of service at the District.

Commissioner Warren joined the meeting at 3:36 p.m.

B. PAUL RUSH – RECOGNITION FOR 25 YEARS OF SERVICE

The Board recognized and thanked Paul Rush for 25 years of service at the District.

C. MIKE LILLEJORD – RECOGNITION FOR 30 YEARS OF SERVICE

The Board recognized and thanked Mike Lillejord for 30 years of service at the District.

D. 2022 DRAFT STRATEGIC COMMUNICATIONS PLAN

Upegui provided a presentation on the draft 2022 Strategic Communications Plan.

E. NORTH SEWER SERVICE AREA – CUSTOMER AND COMMITMENT TRACKING REPORT

Regenstreif reviewed the proposed metrics that District staff will report on a monthly basis related to new sewer customer and commitment tracking in the north sewer service area.

Krauss and Regenstreif will revise the metrics report based upon the Board’s feedback and will bring back to the Board at a future Board meeting for another review.

F. SNO-KING AND AMWA MEMBERSHIP

Harman reported on his attendance at the January 2022 Sno-King Water District Coalition (Sno-King) meeting. Harman explained that the members of Sno-King agreed to the lobbyist’s contract through the current legislative session and that the fund balance of Sno-King should cover the costs of the contract without additional membership dues. Harman further explained that Sno-King members would discuss the future of the coalition in June 2022.

- **Motion:** Commissioner Warren made a motion to continue Sno-King membership at this time, but directing that Harman ask Sno-King not to levy dues at this time and for the Board to take up the matter of the District’s membership again before June 1, 2022. Commissioner Shustov seconded the motion.

The motion carried by an original vote of 4-1, with Commissioner Harman initially voting no. However, Commissioner Harman changed his vote to yes, therefore the motion carried unanimously.

There was Board agreement to table decision on membership with the Association of Metropolitan Water Agencies (AMWA) until additional information can be provided. Warren will inquire whether Cascade Water Alliance (CWA), a member of AMWA, can distribute information to their member agencies as the Board is most interested in the information AMWA shares. In addition, Hooshangi will discuss with Washington Association of Sewer and Water Districts (WASWD) whether membership would be better at the association level rather than an individual district level.

G. SCHEDULE MARCH BOARD RETREAT

- **Motion:** Commissioner Warren made a motion to schedule a special meeting for the Spring Board Retreat on March 14, 2022 at 9:00 a.m. Commissioner Harman seconded the motion.

The motion carried unanimously.

ATTORNEY/MANAGER/COMMISSIONER REPORTS

Attorney

- Advised that he sent a letter to the City of Issaquah's attorney to discuss design issues of the PFAS Treatment Facility and the City's position that removing a tree impacted by the District's project is not allowed under applicable City Code. Frimodt further advised that the City's attorney responded stating that she is meeting with City staff this week on this matter.
- Provided a status update on legislation related to the State's Long Term Care Act.
- Provided an update on the King County Franchise Ordinance litigation. Frimodt advised that he received permission from the County's attorney to speak with County staff directly to gather information on the County's proposed process relating to rent and franchise negotiations.

General Manager

- Advised that several matters related to PFAS require discussion with the Board. However, as the District is engaged in litigation on this matter, he is requesting the Board schedule a special meeting in the near future to conduct an executive session to discuss legal issues relating to the pending PFAS litigation. Additionally, the General Manager asked for an executive session at this Board meeting to review the performance of a public employee.
- **Motion:** Commissioner Warren made a motion to schedule a special meeting on January 31, 2022 at 3:30 p.m. to conduct the requested executive sessions. Commissioner Otal seconded the motion.
The motion carried by a vote of 4-1, with Commissioner Harman voting no.
- Krauss also advised that the Board's packet includes PFAS sampling results technical reports. Krauss explained that the report format has been modified so that, in going forward, there will be four reports shared on a monthly basis, instead of one report.

Commissioners

Commissioner Warren

- Advised that there is a CWA Board meeting on Wednesday. Warren also shared that CWA is in the process of working a temporary sales arrangement with the City of Redmond, similar to the arrangement made with the City of Issaquah, that should go before CWA's Board in the next few months.

Commissioner Harman

- Advised that he will be attending WASWD's annual Commissioner Workshop on January 29, 2022. Otal advised that she will also be attending.

Commissioner Otal

- Reported on her attendance at the recent WASWD Government Relations Committee meeting.
- Reported on her attendance at the recent CWA Finance and Management Committee meeting.

**EXECUTIVE SESSION: TO REVIEW THE PERFORMANCE OF A PUBLIC EMPLOYEE –
RCW 42.30.110(1)(g)**

Commissioner Hooshangi requested an executive session to review the performance of a public employee. Commissioner Hooshangi then convened an executive session at 5:56 p.m. on that basis. Before convening the executive session, Commissioner Hooshangi advised that the executive session would conclude at approximately 6:06 p.m. The Commissioners, Krauss, Jurgensen, and Frimodt then attended the executive session. The executive session was subsequently extended four additional times to 6:11 p.m., 6:16 p.m., 6:21 p.m., and 6:30 p.m., for each of which Huntley announced, in the remote public meeting, that the executive session was being extended. The executive session concluded at 6:30 p.m., and the open public meeting reconvened.

ADJOURN

As there were no further persons to be heard or business to discuss, the meeting was adjourned at 6:31 p.m.


[Mary Shustov \(Feb 28, 2022 16:56 PST\)](#)

Mary Shustov, Secretary