

Board President Ryika Hooshangi called the regular meeting to order at 3:30 p.m. A quorum represented by Commissioners Ryika Hooshangi, Lloyd Warren, 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 Sailer, Jackson Dove, and Marissa Huntley. Eric Frimodt, District legal counsel, was also present. 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 Otal 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 written public comment submitted for the regular meeting.

For the record, one written comment was received for the regular meeting.

CONSENT AGENDA

<i>Approval:</i>		
Establishment of Assistant Finance Manager Position		
<i>Resolution:</i>		
5077 – Approve Strategic Communications Plan		
<i>Developer Extension Agreements:</i>		
5078 – Moore SE 42nd Sewer Extension – Initial Acceptance Resolution – Parcel 1724069089		
<i>Vouchers:</i>		
Maintenance Fund	134951-135006	\$824,860.89
Joint Fund	200528	\$32.99
Construction Fund	303276-303282	\$100,259.00
Payroll	DD.24274-24333	\$171,906.23
Department of Retirement – Public Employees Retirement System	WT.135007	\$36,971.04
Health Equity – Health Savings Account	WT.135008	\$1,850.99
ICMA – Deferred Compensation	WT.135009	\$4,547.68
King County Finance – Payroll Taxes	WT.135010	\$68,219.53
WA State Support Registry (Division of Child Support)	WT.135011	\$230.76

WA State Treasurer – Deferred Compensation	WT.135012	\$3,085.50
Employer Funding HSA/HRA/FSA	WT.135013	\$197,813.89
Department of Labor and Industries – Maintenance Fund	WT.135014	\$13,723.64
State of WA – Excise Tax – Maintenance Fund	WT.135015	\$69,018.54
State of WA – Excise Tax – Joint Fund	WT.200529	\$1,332.69
Maintenance Fund	135016-135079	\$1,058,296.29
Construction Fund	303283-303287	\$383,003.53
Payroll	DD.24334-24398	\$172,875.86
Department of Retirement – Public Employees Retirement System	WT.135080	\$38,608.30
Health Equity – Health Savings Account	WT.135081	\$1,935.99
ICMA – Deferred Compensation	WT.135082	\$4,922.99
King County Finance – Payroll Taxes	WT.135083	\$70,467.21
WA State Support Registry (Division of Child Support)	WT.135084	\$276.92
WA State Treasurer – Deferred Compensation	WT.135085	\$2,835.50
Total		\$3,227,075.96

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

A. DISCUSS MARCH RETREAT TOPICS

Following Board input on potential retreat topics, Hooshangi advised that she will work with Krauss to finalize the list of retreat topics.

Some reports were given as there was time before the start of the Public Hearing.

ATTORNEY/MANAGER/COMMISSIONER REPORTS

Attorney

- Advised that he received an email from the City of Issaquah’s attorney about code interpretation regarding a tree impacting the District’s design of the PFAS Treatment Facility. Frimodt explained that the City did not agree with the District’s position, but had offered an alternative solution to address the code dispute through an administrative process. Frimodt further advised that he is working with District staff with this administrative process.

General Manager

- Reported on a recent meeting he and Shustov had with John McClellan, Chair of Metropolitan Water Pollution Abatement Advisory Committee (MWPAAC) about the committee.
- Reported on District staff’s efforts for funding opportunities for the PFAS Treatment Facility, including working with Cascade Water Alliance on the federal infrastructure bill, as well as inquiring with the Depart of Ecology to understand if the project is eligible for the State’s Safe Drinking Water Grant.

Commissioners

Commissioner Shustov

- Provided additional comment on the meeting with John McClellan.

Commissioner Harman

- Inquired about the King County Franchise Ordinance litigation, to which Frimodt provided an update explaining he had held a meeting with the districts involved in the litigation last Friday regarding the process of rent and franchise negotiations.

PUBLIC HEARING: SPECIAL SEWER AND WATER LOCAL FACILITY CONNECTION CHARGES FOR SAMMAMISH TOWN CENTER SE 4TH STREET WATER AND SEWER MAIN PROJECT

Commissioner Hooshangi convened the Public Hearing at 4:00 p.m. for the Special Sewer Local Facility Connection Charges and Special Water Local Facility Connection Charges for the SE 4th Street Water & Sewer Main Project. A quorum represented by Commissioners Ryika Hooshangi, Lloyd Warren, Mary Shustov, Tom Harman, and Nav Otal was present. Also present were District Staff Jay Krauss, Angel Barton, Kevin Fuhrer, Jay Regenstreif, Andy Tuchscherer, Tammy Whipple, Kyle Wong, Jackson Dove, Janet Sailer, and Marissa Huntley. Eric Frimodt, District legal counsel, was also present. Due to the COVID-19 pandemic emergency, the public hearing of the Board of Commissioners was conducted via remote meetings.

Following Hooshangi's introductory comments, Frimodt reviewed statutes and the District's policies for imposing special local facility connection charges.

Before inviting public comment, Regenstreif and Dove presented an overview of the proposed special local facility connection charges.

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

- Summarized written public comment submitted for the Public Hearing that had posed several questions.

Hooshangi directed District staff to contact Mary Wictor to respond to her questions.

Bob and Gloria Miller – 403 222nd PL SE, Sammamish, WA

- Summarized written public comment submitted regarding the methodology of how costs have been allocated. In addition, inquired why Tract A, a community property, is being assessed 100% of the costs on their property.

Hooshangi then inquired with District staff if any written comments were submitted. Huntley responded that three comments were received. Huntley explained two had been emailed to the Commissioners today and one was included in the packet. Hooshangi acknowledged receipt of the comments and advised that the comments are entered as part of the record of today's public hearing.

Hooshangi inquired with staff and legal if they had any additional comments.

Regenstreif then provided information on the community parcel to explain why 100% of the costs were being allocated to the Miller's property.

As there were no other public comments, Hooshangi closed the public comment portion of the hearing and moved to deliberation.

Additional discussion was held regarding the methodology of how sewer costs were allocated, regarding the Miller's property in particular.

- **Motion:** Commissioner Otal made a motion to defer action on the proposed SE 4th Special Sewer Local Facility Connection Charges until more information is provided from staff. Commissioner Harman seconded the motion.
The motion carried unanimously.

- **Motion:** Commissioner Warren made a motion to adopt Resolution No. 5080, approving the proposed SE 4th Special Water Local Facility Connection Charges. Commissioner Shustov seconded the motion.
The motion carried unanimously.

Hooshangi closed the public hearing at 5:30 p.m.

ATTORNEY/MANAGER/COMMISSIONER REPORTS CONTINUED

Commissioner Warren


- Reported on his attendance at a recent Regional Water Quality Committee meeting.

Commissioner Otal

- Reported on her attendance at the January 29, 2022 Washington Association of Sewer & Water Districts Commissioners Workshop.

ADJOURN

As there were no further persons to be heard or business to discuss, the meeting was adjourned at 5:37 p.m.


[Mary Shustov \(Feb 28, 2022 16:55 PST\)](#)

Mary Shustov, Secretary