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, Mary Shustov, Tom Harman, and Nav Otal was present. Also present were District staff Jay Krauss, Kyle Wong, Jay Regenstreif, Chip Corder, Shelley Jurgensen, Andy Tuchscherer, Uma Singh, Gary Chittim, Jackson Dove, Zachary Foulger, Mike Lillejord, and Marissa Huntley. Charlotte Archer, District legal counsel, was also present.

APPROVAL OF THE AGENDA
Warren requested to amend the agenda to move the Executive Session to follow after Active Agenda Item A.

➤ Motion: Commissioner Hooshangi made a motion to approve the agenda as amended. Commissioner Otal seconded the motion.
The motion carried unanimously.

PUBLIC COMMENTS
Mark Cross – 247 208th Ave NE, Sammamish, WA
• Provided comment in support of the Louis Thompson Area Sewer Utility Local Improvement District project.

Jeff Iris – 211 210th Ave NE, Sammamish, WA
• Provided comment in opposition of the Louis Thompson Area Sewer Utility Local Improvement District project.

Mary Wictor – 408 208th Ave NE, Sammamish, WA
• Summarized the two written public comments she submitted.

Huntley advised that three written comments were received; one was shared in the packet as part of Active Agenda Item B and two were transmitted to the Board.

CONSENT AGENDA

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<th>Minutes:</th>
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<td>June 12, 2023 Regular Meeting</td>
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<th>Approvals:</th>
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<td>Commissioner Assignments Revision for Commissioner Otal for the Association of Metropolitan Water Agencies (AMWA)</td>
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<tr>
<td>Request for Refund of Sewer Connection Fees – Parcel 3575300995</td>
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➤ Motion: Commissioner Otal made a motion approving the consent agenda as presented. Commissioner Harman seconded the motion.
The motion carried unanimously.
A. ZACHARY FOULGER – RECOGNITION FOR 5 YEARS OF SERVICE
   The Board recognized and thanked Zachary Foulger for five years of service at the District.

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 3:50 p.m. on that basis. Before convening the executive session, Commissioner Warren advised that the executive session would conclude at approximately 4:20 p.m. with no action related to the session to follow. The Commissioners, Krauss, and Archer then attended the executive session. The executive session was subsequently extended three additional times to 4:25 p.m., 4:30 p.m., and 4:35 p.m. Huntley announced each extension in the hybrid public meeting. The executive session concluded at 4:35 p.m., and the open public meeting reconvened.

B. CONSIDERATION OF WATER AND SEWER LATECOMERS REIMBURSEMENT AGREEMENTS FOR LANCASTER 223RD PROJECT
Dove reviewed the proposed water, sewer, and lift station latecomers reimbursement agreements for the Lancaster 223rd project, as well as provided comment in response to the Cochrane’s comment letter submitted.

- **Motion:** Commissioner Otal made a motion to adopt Resolution No. 5207, approving the water latecomers reimbursement agreement for the Lancaster 223rd project. Commissioner Hooshangi seconded the motion.
  The motion carried unanimously.

- **Motion:** Commissioner Otal made a motion to adopt Resolution No. 5208, approving the sewer latecomers reimbursement agreement for the Lancaster 223rd project. Commissioner Shustov seconded the motion.
  The motion carried unanimously.

- **Motion:** Commissioner Otal made a motion to adopt Resolution No. 5209, approving the lift station latecomers reimbursement agreement for the Lancaster 223rd project. Commissioner Harman seconded the motion.
  The motion carried unanimously.

C. LOUIS THOMPSON SEWER UTILITY LOCAL IMPROVEMENT DISTRICT (ULID) PETITION AND PROJECT REPORT
Regenstreif reviewed the results of the Louis Thompson Area Sewer ULID petition, advising that the minimum requirement of 51% was not met. Regenstreif then requested direction from the Board on the proposed sewer project design.

- **Motion:** Commissioner Otal made a motion directing staff to complete the sewer design and bring back to the Board for review prior to bidding the project. Commissioner Harman seconded the motion.
  The motion failed 2-3, with Commissioners Warren, Hooshangi, and Shustov voting no.
Motion: Commissioner Hooshangi made a motion directing staff to stop work on the sewer design. Commissioner Shustov seconded the motion.
The motion carried by a vote of 4-1, with Commissioner Otal voting no.

There was Board agreement for Warren and Krauss to develop a communication to the City of Sammamish informing the City of the District’s public process conducted and the decision made today as a result of the lack of support from the area’s property owners. In addition, the Board indicated that staff should send letters to the property owners informing them of the decision and the impacts to future sewer availability.

Due to the time, Active Agenda Item D was moved to after the Public Hearing.

PUBLIC HEARING: WATER & SEWER GENERAL FACILITY CHARGES & LOCAL FACILITY CHARGES
Commissioner Warren convened the public hearing at 5:30 p.m. on the proposed revisions to the District’s Water and Sewer General Facility Charges (GFCs) and Local Facility Charges (LFCs). A quorum represented by Commissioners Lloyd Warren, Ryika Hooshangi, Mary Shustov, Tom Harman, and Nav Otal was present.

During opening remarks, Warren inquired of District staff whether any written comments had been submitted. Huntley responded that no written public comments were received for the hearing.

Following Warren’s opening remarks, Archer, the District’s General Counsel, provided an explanation regarding the District’s statutory authorities for imposing general facility charges and local facility charges.

Wong, the District’s Engineering Manager, then presented the engineer’s report that was provided in the packet regarding the proposed revisions to the charges.

Warren then invited the public to comment on the proposed revisions to the connection charges:

Mary Wictor – 408 208th Ave NE, Sammamish, WA
  • Provided general comment on how the cost of connecting to the District can vary widely and includes more than just District connection charges, and on water and sewer infrastructure planning.

As there were no further comments to receive, Warren closed the public comment portion of the hearing.

Before taking action on the proposed resolutions, Warren inquired if District staff had a response to Mary Wictor’s comments, to which Regenstreif clarified how the LFCs are calculated as the rates per lineal foot.

Motion: Commissioner Otal made a motion to adopt Resolution No. 5211, adopting revised Water General Facility Connection Charges. Commissioner Hooshangi seconded the motion.
The motion carried unanimously.
Motion: Commissioner Hooshangi made a motion to adopt Resolution No. 5212, adopting revised Sewer General Facility Connection Charges. Commissioner Otal seconded the motion. The motion carried unanimously.

Motion: Commissioner Hooshangi made a motion to adopt Resolution No. 5213, adopting revised Standard Water Local Facility Charges. Commissioner Otal seconded the motion. The motion carried unanimously.

Motion: Commissioner Hooshangi made a motion to adopt Resolution No. 5214, adopting revised Standard Sewer Local Facility Charges. Commissioner Otal seconded the motion. The motion carried unanimously.

Hooshangi made a motion to close the public hearing at 5:49 p.m. and Otal seconded the motion. The motion carried unanimously.

D. CONSIDERATION OF CIVIL RIGHTS POLICIES TO COMPLY WITH FEDERAL REQUIREMENTS TO ACCESS FUNDING

Huntley reviewed the proposed civil rights policies and explained that these policies comply with federal requirements necessary for agencies who receive federal funding.

Motion: Commissioner Hooshangi made a motion to adopt Resolution No. 5210, adopting civil rights policies and grievance procedure. Commissioner Otal seconded the motion. The motion carried unanimously.

ATTORNEY/MANAGER/COMMISSIONER REPORTS

General Manager

- Provided an update on District staff efforts to access the Department of Ecology’s (DOE) Capital Budget grant for the District’s PFAS removal treatment plant project. Krauss reported that a grant agreement is anticipated by the end of August.
- Offered comment that, due to low public participation during the annual GFCs and LFCs Public Hearings and with no statutes requiring a hearing be held, the Board may consider future updates to GFCs and LFCs as part of the regular meeting.
- Reported that there have been social media comments about the District’s water quality. Krauss advised that District staff have responded and are continuing to monitor the matter.
- Advised that he participated in a meeting with other agencies today on long term rate forecasting of King County’s Wastewater Treatment Division (WTD) which will be presented at a future Regional Water Quality Committee (RWQC) meeting.

Commissioners

Commissioner Harman

- Reported on his attendance at a recent Emergency Management Advisory Committee (EMAC) meeting.
Commissioner Shustov
  • Reported on an upcoming Washington Association of Sewer & Water Districts (WASWD) Scholarship Committee meeting.

Commissioner Hooshangi
  • Advised that, at an upcoming WASWD Government Relations Committee meeting, Senator Mullet will be in attendance to receive an award for his work on the Public Works Trust Fund.

Commissioner Otal left the meeting at 6:07 p.m.

Commissioner Warren
  • Advised that there is a WASWD Section IV meeting tonight.
  • Reported on his attendance at a recent RWQC meeting.

ADJOURN
As there were no further persons to be heard or business to discuss, the meeting was adjourned at 6:10 p.m.

Mary Shustov, Secretary