

EAGLE SEWER DISTRICT

July 9, 2007

Regular Monthly Meeting

6:30 p.m.

Minutes

Roll Call

Chairman Michael Gifford called the meeting to order at 6:25p.m. Board members present: Ed Hendershot, Jim Brooks, Michael Gifford, Chuck Ferguson, and Erv Ballou. A quorum is present.

Consultants present: Cyndy Bratz, P.E., and Larry Bennett, P.E., MWH; and Evan Robertson, legal counsel.

Staff present: Lynn Moser, General Manager; RJ Lake, Operations Manager; and Lynne Sedlacek, Office Manager.

Approval of Minutes

Ferguson moved, Ballou seconded, to approve the minutes of the June 11, 2007 Regular Meeting and Executive Session and the June 22, 2007 Special Meeting.

Discussion: Brooks stated that both the Regular Meeting minutes and the Executive Session minutes have recorded the roll call taken for the Executive Session. The roll call should be removed from minutes of the regular meeting. The maker of the motion, and the second, concurred with the correction. The motion passes unanimously.

Gifford modified the agenda and asked Lake to provide the operations report.

Reports

Wastewater Plant/RJ Lake – Lake reported the total plant flow for June 2007 was 48.53 million gallons, for an average of 1.62 million gallons per day. Testing has been done on the newly installed by-pass pumps. After a few minor repairs, the by-pass pumps were put into full time use on July 3. A new pump has been installed in the Old Valley Liftstation. Central Paving has finished the new headworks' access road. They are now installing asphalt grindings on both access roads. Staff continues to collect the elevation data currently missing from the collection system.

Eagle City Council/Scott Nordstrom – Nordstrom was absent and there was no report.

Public Hearings

Annexation Request/L217-1 ID Eagle Linder, LLC – The applicant is requesting the annexation of approximately 120 acres located north of Beacon Light Road and west of Linder Road. The property owner is proposing a 365-lot residential subdivision. Gifford opened the public hearing.

The project was represented by John Bilderback of Stanley Consultants, 1940 S. Bonito, Suite 140, Meridian, ID 83642. The development will need to extend the sewer line north to their project. Robertson stated that the signature on the annexation petition was not that of the owner, but that an affidavit of authorization can be used to cover the signature on the petition. Gifford closed the public hearing.

Ferguson moved, Ballou seconded, to approve the annexation request and authorized legal counsel to prepare the annexation documents with the condition that an affidavit of authorization from the owner is secured. The motion passes unanimously.

Annexation Request/Tri Cedars Management – The applicant is requesting the annexation of approximately 41 acres located south of State Highway 44, and contiguous to, the west boundary of the Eagle Sewer District treatment plant property. The property owner is proposing a 47-lot residential subdivision. Gifford opened the public hearing.

The project was represented by Dave McKinnon, 735 S. Cross Timber, Meridian, Idaho. Moser reported that the 4-acre parcel this developer has secured from Eagle Sewer District is also included in this annexation request. The service route to the property has not been determined. McKinnon reported that they would either be raising the site to allow gravity flow back to the treatment plant, or they may consider boring under State Highway 44 to intercept the gravity sewer line located on the north side of State Highway 44. Gifford closed the public hearing.

Brooks asked if the conditions of approval for this annexation required a plat note indicating the subdivision is being built next to a wastewater treatment facility? After some discussion, Hendershot moved, Ferguson seconded, to approve the annexation request and authorized legal counsel to prepare the annexation documents with the condition that the plat contain a note that states the subdivision is being constructed next to the Eagle Sewer District property which is utilized for wastewater treatment and which may be expanded in the future. The motion passes unanimously.

Gifford modified the agenda to move the Capital Development annexation request ahead of the Pedersen annexation request.

Annexation Request/Capital Development, Inc. – The applicant is requesting the annexation of 7.91 acres located north of Chinden Boulevard and west of North Meridian Road. The property owner is proposing a 6-unit multi-tenant professional office business park. Gifford opened the public hearing.

Dave Yorgeson, 6200 N. Meeker Place, Boise, Idaho, represented the project. The property will be served by the temporary liftstation currently installed to serve the Castlebury West Subdivision. This temporary liftstation will ultimately be replaced with a permanent facility. Gifford closed the public hearing.

Ferguson moved, Hendershot seconded, to approve the annexation request and authorized legal counsel to prepare the annexation documents. The motion passes unanimously.

Annexation Request/Robert and Debbie Pedersen – The applicants are requesting the annexation of 1 acre located south of Hill Road and west of Horseshoe Bend Road. The property owner is proposing a professional office building. Gifford opened the public hearing.

Moser represented the project. He reported that the property owner is aware that if the property cannot gravity serve to the District's collection system, that they will be required to install a private lift to access the sewer lines. Moser reported private lifts are allowable under the District's policy. Gifford closed the public hearing.

Hendershot moved, Brooks seconded, to approve the annexation request and authorized legal counsel to prepare the annexation documents. The motion passes unanimously.

Unfinished Business

MWH Report on Facility Plan Progress – Bratz reported that a meeting has been scheduled for July 24th to discuss how the liner replacement fits into the Facility Plan.

WWTP Liner Replacement Project – Parker Ag Services, LLC will start removing the biosolids on August 1. The service contract for the removal and disposal of the biosolids was included in the Directors' Meeting Packets. Robertson has reviewed and modified the contract. After some discussion Ferguson moved, Ballou seconded, to approve the June 22, 2007 contract for Parker Ag. The motion passes unanimously. Gifford asked Brats to verify that Parker Ag does have a Public Works License.

MWH has completed the liner specifications and has sent them out to six vendors. The quotes were to be submitted back to Eagle Sewer District by Wednesday, July 11. Bratz stated that the new liner would be installed over the existing liner, with a geo-tech fabric installed between the old and new liner.

DEQ – Moser's letter to Pete Wagner at DEQ was included in the Directors' meeting packets. DEQ has asked to see plan specifications. Bratz is sending the drawings and specifications to DEQ. Mark Mason with DEQ has stated that he will expedite the review once he receives the information.

Progress on Landscape Buffer Project – Bratz reported that the work is underway and the contractor is bringing in the fill dirt. There will be a progress meeting again this next Wednesday. Lake reported that several old tires have been found and the contractor has removed an entire semi-truck load of the tires. The old well has also been located and properly abandoned.

Progress on Idaho Transportation Departments Property Transfer – Brooks and Moser reported. The ITD has agreed to transfer the property to Eagle Sewer District for a sum of \$100. The quitclaim deed has been received and reviewed by Robertson. There was discussion regarding modifications to the quitclaim deed. Robertson will rework the deed.

Fiscal Year 2008 Budget Committee Report and Recommendation – Brooks stated that he and Ferguson had met with staff to go over the budget projections. The final budget recommendations were presented to the rest of the Board.

Moser stated that this budget is based on a service fee of \$26 per month. Nothing has been budgeted for a possible bond issue for capital improvements. As revenue now stands, this year's depreciation amount of \$773,000 might not be fully funded. After long discussion, Ferguson moved, Brooks seconded, to accept the budget as prepared and take it to a public hearing at the August 13, 2007 meeting. The motion passes unanimously.

Miscellaneous – None

New Business

Annexation Resolution Orders: *Upon approval of the following Resolutions/Order of Annexation, the Board Chairman is authorized to execute and record the Orders in the records of Ada County ten (10) days after the date signed, unless the Petitioner(s) formally notify the District, in writing, within said ten-day period, that the Petition is being withdrawn pursuant to Idaho Code 42-3218.*

The Board briefly reviewed the following two Orders:

Resolution 07-17/Chad Moffat and Curtis and Sonna Betts – Chad Moffat and Curtis and Sonna Betts have requested the annexation of 5.14 acres located north of Floating Feather road and west of North Park Lane. The intended use for this property is an 8-lot single-family residential subdivision. The Public Hearing for this property was held on June 11, 2007.

Resolution 07-18/William and Wanda Overton – William and Wanda Overton have requested the annexation of 4.83 acres located north of Chinden Boulevard and west of Locust Grove Road. The intended use for this property is a 3-lot single-family residential subdivision. The Public Hearing for this property was held on June 11, 2007.

Hendershot moved, Brooks seconded, to approve both Resolution 07-17 and 07-18. The motion passes unanimously.

Boise City Rental Billing versus Capacity Purchase Billing for May – Moser reported to the Board that Boise Public Works has elected to charge their May 2007 charges under the rental agreement rather than as a capacity purchase. The purchase of capacity would have cost the District \$384,927. Instead, the rental charge was only \$1282. Moser has written a letter of thanks to Boise Public Works.

Sierra Water Company Billing – After this item was discussed at the June meeting, Ferguson met with the Sierra Water representatives and they have agreed to Eagle Sewer District's price increase for processing their water billing. The rate will be increased for the last half of fiscal year 2007 and the price will raise from \$450 per year to \$1000 per year. If additional software is necessary, Sierra Water has agreed to help fund a portion of the cost. Sedlacek will notify the Administrative Clerks of the change.

Miscellaneous – Gifford stated that he wanted to introduce the concept of the Board raising the monthly service fee for Eagle Sewer District. Moser will prepare some financial information for discussion at August meeting.

Ratification of Claims Paid Against the District

Ferguson moved, Ballou seconded, to ratify the claims paid against the District. The motion passes unanimously.

Executive Session

Personnel – Ferguson moved, Brooks seconded, to take a five-minute recess before moving into Executive Session. Roll call vote: Hendershot, aye; Brooks, aye; Gifford, aye; Ferguson, aye; Ballou, aye. The motion passes unanimously. The Regular Meeting was recessed at 7:55 p.m.

Respectfully submitted:

Lynne Sedlacek