

EAGLE SEWER DISTRICT

June 14, 2010

Regular Monthly Meeting

6:00 p.m.

Minutes

I. Roll Call

Chairman Jim Brooks called the meeting to order at 6:00 p.m. Board members present: Jim Gruber, Jim Brooks, Chuck Ferguson and Erv Ballou. Ed Hendershot is absent. A quorum is present.

Consultants present: Phil Johnson, MWH Engineers and Evan Robertson, legal counsel.

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

II. Approval of Minutes

Ferguson moved, Ballou seconded, to approve the minutes of the May 10, 2010 Regular Meeting. The motion passed unanimously.

III. Monthly Reports

Because the council representative was not present, Brooks asked Lake to give his report first:

C. Operations Report/RJ Lake – Lake reported the total plant flow for May 2010 was 53.66 million gallons, for an average of 1.73 million gallons per day. Lake reported on the repairs done to the north effluent pump and the level sensor on the fine screen. Smith Power has completed the generator maintenance at the plant and Mace Road liftstation. This year's annual operators' conference was held in Boise and the operations staff took advantage of the training to secure required Continuing Education Units. Due to the high level of the Boise River, staff has been regularly checking all manholes along the river. A citizen report alerted staff to a damaged and open manhole located near the Fun Days rodeo grounds. This is an above-grade manhole and it appears that it was hit by a mower or grater while the area was being prepared for the rodeo. The manhole has been repaired and better identified with posts driven in around the manhole

A. Eagle City Council/Norm Semanko – Semanko reported that the mayor position has not been officially filled and Council President, Michael Huffaker, is still the acting mayor. It appears that it may stay that way for a while because the council motion for a special election failed to be approved.

Using salary savings from the unfilled mayor position, the council gave a special financial gift to the Eagle Library with the intent of the library using the money to increase the library hours. Budget cuts had forced the council to cut the library hours back from 58 hours per week to 40 hours per week. With this gift the library will introduce new summer hours. Beginning July 1, the library will be open for 51 hours per week. This is still the lowest amount of open hours offered by any library in the area.

Semanko reported on draft ordinances regarding the time-line and process on Design Review approvals. The Council has finalized the Request for Proposals for city hall space and the RFP is currently being published. Budget discussions have started and all city contracts are being put out to bid. The new Eagle Downtown Plan is completed and an open house will be held to present the proposal to the public. There was also discussion regarding the development proposed at the northeast corner of Linder Road and Chinden Boulevard.

Board member Hendershot joined the meeting at 6:15.

B. ESD Board of Directors:

Ferguson and Ballou reported on their monthly meeting with Operations; and they discussed the progress on the new headworks project. Hendershot reported that he and his wife have sold their Eagle home and he will be renting a home outside the District boundaries. He asked if the move will affect his position on the ESD Board. Moser and Robertson will review the matter again, but state code seems to indicate that the candidate must reside within the district boundaries to be eligible to run for office, but the code is silent on what happens if a sitting Board member moves outside the District.

IV. Unfinished Business

A. Wastewater Headworks Project – Johnson reported the masonry contractor is nearing completion. The roof and HVAC system over the electrical portion of the building have been finished. The odor control unit is being installed and the screening wall around the unit is in place. The vault at the new headworks has been installed. A second vault will be located at the existing headworks and it will not be installed until the flows in the Boise River go down.

B. Request for Time Extension/Park Lane Sewer Construction Credit – *This item was tabled from the May 10 meeting.* In November 2006, the Church of Jesus Christ of Latter Day Saints (LDS) earned \$107,906 in construction credit for extending sewer service to a new church building on the corner of Floating Feather Road and Park Lane. The connection permit for the new building used \$15,041 of the credit, leaving a construction credit balance of \$92,865. District policy requires the construction credit to be used within 10 years.

The District has been contacted by LDS legal counsel stating that it is unlikely that the LDS will have another project within ESD boundaries in the next 6 years. Therefore, they have requested an extension of the credit lifetime to 20 years, or until November 2026.

At the Board's request, Robertson wrote to the LDS indicating the Board's reluctance to change the line credit policy and pointing out that there are six years remaining before the current credit would expire. Robertson explained that if the credit was not used in the remaining six years, the ESD Board would be willing to reconsider an extension of time when the expiration of the current credit period draws closer.

There was Board discussion about the amount of construction credit currently held by the District. A report on the credit was included in the Directors' meeting packets. Currently six individuals or development companies hold credit. The total amount of the credit is \$478,385. The board did not feel that the time-line should be extended for just one of the credit holders and also felt it would be premature to change the existing policy now.

Gruber moved, Hendershot seconded, that the Board not act on the request to change the construction credit time-line at this time; but, the matter could be revisited again at a date closer to the existing expiration date. The motion passed unanimously.

Robertson will send another letter to the LDS legal counsel confirming the Board's discussion and the Board's decision to not extend the time available for using the construction credit.

V. New Business

A. Appoint Fiscal Year 2011 ESD Budget Committee – A proposed schedule for preparing and certifying the next fiscal year budget was included in the Directors' meeting packets. Brooks asked Gruber to work with staff to prepare the draft budget. Gruber accepted the assignment. A copy of the draft will be given to Brooks for his review. The completed draft will be presented to the full Board at the July 12 meeting.

VII. Ratification of Claims Paid Against the District

Ferguson moved, Ballou seconded, to pay the claims against the District. The motion passed unanimously.

VIII. Adjournment

Hendershot moved, Gruber seconded, to adjourn the meeting. The motion passed unanimously. The Regular Meeting adjourned at 6:40 p.m.

Respectfully submitted:

Lynne Sedlacek