

**Sallal Water Association
Work Study Meeting
Minutes of Tuesday, June 1, 2021**

The June Work Study meeting of the Board of Trustees of Sallal Water Association was called to order on Tuesday, June 1, 2021 at 6:01 pm by Mr. McKone. This meeting was held online using Zoom due to the COVID-19 outbreak.

Board members present: Shawn McKone, Daylin Baker, Ann Reed, Larry Costello, Rich Formisano, and Joyce Hibma. Eric O'Brien joined at 6:30 pm.

Staff present: Nikka Rose joined at 6:38 pm and Denny Scott joined at 6:45 pm.

Consultants present: Richard Jonson, Attorney

1. 2001 Water Right Application – Ecology feedback on non-mitigated options

Mr. Formisano reviewed the major points of the last water rights committee/consultant meeting. He also reviewed an email sent by DOE that responded to possible mitigation options involving SPU water from the Cedar River Watershed. Discussion followed. The Board agreed to send a copy of the DOE email to SPU via Adam Gravley and for Adam to solicit a tentative response. That response will help determine whether to schedule an additional meeting involving counsel and Aspect. Possible options for a conceptual mitigation plan (CMP) were discussed. Mr. Formisano stated that the CMP was due in July and was included in Aspect's first phase of work. After discussion, the Board concluded to proceed with filing the CMP showing option 3 as the preferred alternative. This option will include two approaches – (a) purchase mitigation water from SPU, (b) foreign water concept as outlined in the Aspect Phase 1 report.

2. Non-Participant members – discuss proposal to clean up this category

Ms. Rose reported on non-user and non-participator members. Discussion followed concerning the difference between the two categories and whether non-participators had a perpetual right to connect to the system and whether non-participator rights continue to successor owners. Mr. Jonson suggested checking the King County website to determine if original owners that received non-participator memberships still hold the titles to the properties in question. Discussion followed concerning a process for eliminating stale non-participator memberships. Ms. Rose will prepare a DRAFT notice for review by Mr. Jonson. The notice will be issued to non-participators Dodge, Buhler, and Michaelson. The Parsons property may not require action if North Bend proceeds to purchase the property as is the current understanding. Mr. Jonson noted that Riverbend is an emergency intertie with an adjacent Group A water system and questioned whether Riverbend should be shown as a non-participator. He noted that a draft emergency intertie agreement with Riverbend had been circulated several years ago but did not recall it ever being signed. Mr. O'Brien suggested communicating with Riverbend concerning the draft agreement. Ms. Baker offered to work with Mr. Jonson to communicate with the president of Riverbend HOA concerning an emergency intertie agreement.

3. Clean-up of Rules and Regulations

Ms. Rose reported on rules issues presented in an email from Lisa that may require rewording or clarification. The Board will review the rules before the next BOT meeting to address her concerns. Ms. Reed asked that Lisa attend the next BOT meeting to help review the document.

4. 436th Water Main Replacement

Mr. Scott reported that Tucci Construction has submitted a proposal directly to Sallal for installation of new main to avoid City construction of a proposed new roundabout on 436th Ave. SE. The project

has to be performed quickly in order to avoid conflicts with the City's work. Mr. Jonson will send over a sample small works construction contract form and Mr. Scott will circulate the proposal. The Board will review the proposal and vote by email.

5. Policy Discussion: Certificates of Availability for Board Approval

Mr. McKone presented a draft policy for review. Mr. Costello asked for clarification regarding accessory buildings in terms of whether they constitute an ERU. Discussion followed. Mr. Scott stated issuance of CWA's for a standard meter to serve one single family residence and situations involving a non-user member ordering a meter should be left to him. Mr. Costello noted that homes with fire suppression systems require a one-inch meter but are still treated as one ERU. After discussion, the Board concurred with Mr. Scott's request but requested him to inform the Board of all such situations. An accounting of existing ERUs and those for which a CWA has been issued for each BOT meeting was requested. Mr. McKone asked for feedback on the proposed CWA policy for the next BOT meeting.

6. Power Outage

Mr. O'Brien asked about the power outage that occurred today at the office. Mr. Scott reported that PSE lost partial power to the area. The office had power to electrical outlets, but not enough to run all systems. The generator did not kick in as 70 watts were still being supplied. Mr. Scott will follow up to determine if the generator switch was not operating correctly.

Mr. Scott and Ms. Rose exited the meeting at 7:58 pm

An Executive Session was called by President McKone to review legal matters with counsel at 7:58 pm. Mr. Jonson exited at 8:40 pm and the executive session continued for the purpose of the Board reviewing personnel matters. .

Mr. McKone exited executive session at 9:08 pm and regular session of the meeting resumed. Motion to adjourn was made by Mr. O'Brien at 9:08 pm and seconded by Ms. Hibma. Motion carried.