

MINUTES

February 10, 2005

BOARD MEETING

A quorum was established and the meeting was called to order at 1:03 pm by Chairman Dennis Carter. Board members present were Dennis Carter and James Newton. Staff Members present were Andy Newton and Sherry Evertson.

James moved to approve the minutes of the January 13, 2005 Board Meeting. Dennis seconded. Motion carried unanimously.

Guests: Lily Raff with The Bulletin was present as an observer and reporter.

Operation Manager's Report:

Andy discussed the Lagoon Construction Project and gave a rough report. He said it looks like we are coming in under budget by about \$20,000. He said he will probably go ahead with a change order for the electric gate at the entrance to the property.

He said that Dick is going to say the project is "substantially complete" as of February 9, 2005. That will end the \$500 per day liquidated damages that have been accruing since December 18th. The damages are for every workday including Saturdays. Dick will be at the next Board Meeting to discuss the damages issue as well as answer any questions about the project.

The generator for the Pump Station Project shipped on February 7th. This project should be done next month.

Guests: Rex Leseur arrived late. He wanted to ask the Board to allow him to Purchase SDC's from his neighbor and transfer them to his property. His argument is that since an SDC represents capacity at the plant, it should not matter where it is located. He feels it will help the community by encouraging urban growth. Tenants could also purchase SDC's and take them when they move. Or, you could purchase a site and sell off some of the SDC's with it in order to finance the building on the site.

Discussion ensued. Andy pointed out that it would be a problem on delinquent accounts. Currently we turn them to the county for collection with property tax of the property they are associated with. If held by non-land owner, where would we collect? He said it could also be a conflict with Measure 5 if they were paying a monthly bill and receiving no service.

Dennis said the Board will seek legal counsel and respond in writing to him.

Old Business:

Ordinance #05-1, An ordinance defining certain terms; establishing sewer user charges; identifying those responsible for payment; providing for collection of user charges; repealing ordinance No 04-1; and declaring an emergency was read for the second time.

James moved to accept the reading and to adopt Ordinance #05-1. Dennis seconded. Motion carried unanimously.

February billing for the construction project was reviewed. James moved to approve the February billing and payment to Vic Russell Construction and the extras to be reimbursed to LSSD. Dennis seconded. Motion carried unanimously.

Change Order #3 for R&G Excavation was reviewed. James moved to approve Change Order #3 for R&G Excavation. Dennis seconded. Motion carried unanimously.

New Business:

Andy said Richard will have an estimate of what the twenty year plan will cost us when he attends the next meeting.

Resolution #05-1, classifying certain fees and charges as not subject to the limitations of Article XI, Section 11b of the Oregon Constitution (Measure 5) was read. James moved to adopt Resolution #05-1 as read. Dennis seconded. Motion carried unanimously.

Resolution #05-2, a Resolution establishing fees for obtaining public records was read. James moved to adopt Resolution #05-2 as read. Dennis seconded. Motion carried unanimously.

Delinquent accounts were reviewed.

Bills to pay were reviewed. James moved to pay the bills. Dennis seconded. Motion carried unanimously.

There being no further business, the meeting adjourned at 2:15 pm

Sherry Evertson