

**HAYDEN LAKE RECREATIONAL WATER AND SEWER DISTRICT
MINUTES OF REGULAR MEETING
MARCH 25, 2009**

CALL TO ORDER

Chairman House called the regular meeting to order at 5:00 p.m. Board members present at the meeting were George Anderl, Dave Weinstein and Tom DePew. Board member Ken Sewell was absent. Larry Comer, John Austin, Ken Thompson, Mike Schmidt and Dustin Jacobson were also present as representatives of the Board. Lynn Hagman recorded the minutes of the meeting. Mr. Merlin Duerkson was present as a visitor.

AGENDA

After reviewing the agenda, **Board member WEINSTEIN moved to approve the agenda for this meeting, seconded by Board member ANDERL. The motion carried.**

VISITOR

Mr. Duerkson voiced his concern to the Board regarding the water run off on the Falls at Hayden project. Chairman House informed Mr. Duerkson that this would be discussed later in the meeting, however, the Board has hired Dr. Miller to review this project and he will be reporting to the Board with his findings.

FINANCIAL REPORT

Ken Thompson gave a report on the financial status of the District. Chairman House also reviewed his financial data taken from his meeting with Dustin and Larry Comer. Chairman House presented a break down of expenses for the FY years 2007, 2008 and 2009 to date.

The invoices to be paid were reviewed by the Board. Board member Anderl questioned the Cummins NW. bill and felt that the operators should be able to do most of the maintenance on the generators. Chairman House suggested Dustin Jacobson speak with Ken Windram at HARSB on consolidating the maintenance with the City of Hayden. **Board member WEINSTEIN moved to approve the financial report and the invoices for payment. Board member ANDERL seconded the motion. The motion carried.**

Ken Thompson presented the 2005 audit for review. Page 20 in the audit showed recommendations from the auditor and Mr. Thompson explained the recommendations to the Board.

Board member DEPEW moved to approve the audit for FY 2005, seconded by Board member ANDERL. The motion carried.

MINUTES

The minutes of February 25th and March 10, 2009 were reviewed and a correction on the second page of the February 25th minutes was suggested by Board member DePew. **Board member DEPEW then moved to approve the minutes as amended. Board member ANDERL seconded the motion. The motion carried.**

ATTORNEY REPORT

Mike Schmidt addressed the public records request on behalf of K & L Gates. Lynn Hagman presented a list to the Board of the records to be released. Mike Schmidt approved the list and directed Mrs. Hagman to release them to the Attorney's who sent the request.

The errors and omissions policy with ICRMP was discussed and Board member Weinstein questioned if the Board can defend and indemnify the individual. Mr. Schmidt will review the ICRMP policy on this. **Board member WEINSTEIN moved that if operating in the scope of work for the District the Board would be covered by the District individually. Board member ANDERL seconded the motion. The motion carried.**

Mr. Schmidt informed the Board that Dustin Jacobson had done extensive research at his office on the sewer easements and approximately 75% of the easements were found. Two copies were made of all existing easements.

Mr. Schmidt discussed the North Idaho Water Rights Adjudication. Mr. Schmidt informed the Board that the District will need to file for water rights that are not provided by another entity. The District would need to inventory the spigots around the District and find out the water source.

Mike then informed the Board that OSI Const. is not renewing their public works license. OSI was awarded the bid for the Meadow Wood project and they do have 100% performance and payment bonds. The District will need to follow up on this to insure OSI plans on completing the work. Mr. Schmidt felt that a letter of intent is needed from OSI and then the District would need to contact the bonding company. Larry Comer was directed by the Board to write a letter to OSI Construction and Mike Schmidt will review the letter before it is sent.

ENGINEER REPORT

Larry Comer gave an update on the Lancaster LID6 project. Larry will meet with Dustin Jacobson and Jack Smetana on the costs.

Mr. Comer presented an estimate for converting the English Pt. lift station to a submersible and to revise the design. The estimate is \$13,500 and is Task Order 09-01. **Board member WEINSTEIN moved to approve Task Order 09-01, seconded by Board member DEPEW. The motion carried.**

Mr. Comer informed the Board that Dr. Miller is reviewing the Falls at Hayden project. Larry will notify the County that he will forward the report as soon as the District received it from Dr. Miller. Chairman House asked Mr. Comer to also find out who at the County would the District is dealing with on this issue. Mr. Comer stated that he would email Ben Tarbutton and copy the email to Scott Clark.

BOARD REPORTS

Chairman House reported that the Hayden Lake Water Shed Association has hired Todd Walker as their watershed manager. Chairman House directed Dustin Jacobson to work Mr. Walker when needed.

Chairman House informed the Board that he had received a formal request of an accounting of the LID6 funds to certify that no O & M funds are being used. Larry Comer suggested Chairman House present the latest status report to the concerned citizen. Mike Schmidt agreed that the LID 6 is not complete and the status report would be the best document to give.

ADJOURN

With no further business before the Board, at 7:00 p.m. Board member DEPEW moved to adjourn, seconded by Board member WEINSTEIN. The motion carried.

Kenneth Sewell, SECRETARY

Lynn M. Hagman, ADMINISTRATOR

