



SPOKANE AQUIFER JOINT BOARD MEETING MINUTES

March 1, 2018

SAJB Officers:

President Jeremy Jenkins, VP Shane Sheppard, Secretary Todd Henry, Treasurer Bryan St. Clair

1) CALL TO ORDER

The Board of Directors of the Spokane Aquifer Joint Board (SAJB) met in Regular Session at Spokane County Water District NO. 3. A total of 19 attended the meeting; including 11 SAJB voting representatives, 1 SAJB alternate voting representative, 2 non-voting members, Program Manager Hanson and 4 guests. The sign-in sheet of SAJB members and guests is available upon request.

Consideration of Regular Meeting Minutes

President Jeremy Jenkins called for any additions, corrections or deletions to the Minutes of January 25, 2018. Hearing none, Scott Inch moved to approve the minutes as submitted and Lance Peterson seconded the motion. President Jenkins called for a vote and the motion carried unanimously.

2) FINANCE COMMITTEE REPORT

Bryan St. Clair presented the Treasurer's financial reports for February 2018

SAJB Wellhead Implementation Plan (WIP) Funds

The Spokane County Investment Pool (Implementation) February balance was \$44,585.80. The Washington Trust Administrative account balance is \$249.03, and the Wellhead Implementation account balance is \$27,446.76.

Administration and WIP Bill Payment Summary

Treasurer, St. Clair presented the Bill Payment Summaries for February 2018.

The February Bill Payment Summary totaled \$5,907.96. The February summary detailed SAJB Administration bills of \$1,117.20 and Wellhead Implementation Bills of \$900.00. The Program Manager Consulting Services including mileage and reimbursements for the month of February amounted to \$3,890.76.

Those present reviewed the February summary. Paul Allen moved to approve the February Bill Payment Summary as presented. Rick Neal seconded the motion. President Jenkins called for the vote, the motion carried unanimously.

Treasurer St. Clair also distributed invoices for 2018 WIP Assessment and Administrative Dues to members who provided their 2018 connection numbers. If you have not sent 2018 connection numbers, please do so as soon as possible. Please issue two separate checks for the assessment and dues.

3) OLD BUSINESS

Idaho Washington Aquifer Collaborative (IWAC) – President Jenkins reported that IWAC has distributed draft recommendations for regional irrigation design standards. Comments are requested. IWAC will request funding from the Aquifer Protection District for irrigation design videos. The city of Spokane has already committed funds for the video project. Other organizations will also be approached to help fund this collaborative video project. The next IWAC meeting is March 13, 2018, 1:30 pm at Liberty Lake Sewer and Water District. John Porcello will be the guest speaker discussing water conservation in California.

4) NEW BUSINESS

SBIP - Crown West Water Rights Case - SAJB Amicus Brief – Joe Carroll currently provides legal counsel for eleven of the twenty-one SAJB members. Joe summarized the key issues in the Crown West (SBIP) Water Rights v. WA State Department of Ecology (Ecology) case that is pending in the Court of Appeals. A series of legal actions have occurred in this case to date and in various jurisdictions but the issue that could impact SAJB members is the idea of “active compliance.” Ecology is attempting to establish standing for the idea of active compliance which is not a WAC but rather a rule made by Ecology.

[Ecology Policy 2030](#), page 2 item 9. “Ecology interprets the statute as requiring **active compliance** by conformance with the beneficial use definitions in RCW 90.03.015(4)”. Examples of conformance with the definitions are provided on pages 2-3, items a-d in the attached Policy 2030 document.

Definition: Amicus Curiae: *Literally, friend of the court. A person with strong interest in or views on the subject matter of an action, but not a party to the action, may petition the court for permission to file a brief, ostensibly on behalf of a party but actually to suggest a rationale consistent with its own views. Such amicus curiae briefs are commonly filed in appeals concerning matters of a broad public interest; e.g., civil rights cases.*

Washington Water Utilities Council (WWUC) approved preparation of an amicus brief and has engaged Adam Gravley to lead the effort. Other organizations such as the Pierce County Co-op, PUD, WA Association of Water and Sewer Districts are being approached to participate in the amicus brief. Mr. Carroll asked SAJB members to consider helping to sponsor and participate in the amicus brief. Discussion followed.

Following discussion, Bryan St. Clair made a motion for SAJB to allocate, up to but not to exceed, \$10,000 from SAJB reserve funds to participate in the Crown West Water Rights amicus brief with the Washington Water Utilities Council and other organizations yet to be determined. BiJay Adams seconded the motion. President Jenkins called for further discussion. Hearing none, President Jenkins called for a vote and the motion passed unanimously with 10 ayes and 0 nays.

For the record: On March 1, 2018, Mark Peterson, legal counsel for Crown West (SBIP) sent an email to Joe Carrol and copied Frank Walter, Oliver Lawrence and Cale Hawkinson with the following message:

Dear Joe,

Thank you for your call today. I understand that there is a move afoot to have the Joint Board file an amicus brief in support of Crown's position on municipal water rights. Crown is a member of the SAJB, but since it is already involved in the case as a party, it recuses itself from any discussion and vote regarding such a brief to allow other members an opportunity to use the SAJB as a vehicle for expressing their independent concerns with DOE's position relative to their own municipal water rights.

*Mark Peterson, Peterson & Marquis
509-264-1882, markp@nwi.net,
1227 1st Street, Wenatchee, WA 98801.*

Additional note for the record: Crown West (SBIP), as a private entity, is a non-voting member of SAJB.

If his schedule allows, Joe Carroll will attend the March 22nd SAJB meeting to provide any follow-up information resulting from a conference call on March 7, 2018. Efforts are also being made to schedule a meeting with Ecology's Water Resources Program Manager, Mary Verner.

Following the meeting, President Jenkins sent the [Washington Water Utilities Council \(WWUC\) website link](#) where you can find documents pertaining to the Crown West Realty case. The documents are very useful in characterizing what Mr. Carroll shared with us at the meeting today.

VOTE Resolution 2018-03 SAJB_ Spokane River Forum

Brief Summary of Services	\$10,000.00
<ul style="list-style-type: none"> • Small Business Assistance – EnviroCertified Program <ul style="list-style-type: none"> ◦ Technical Assistance from SRHD Local Source Control Specialists ◦ Recognition for properly managing wastes & conserving resources • Spokane Waste Directory Maintenance • Spring and Fall Waste Directory Media Campaigns • H2O Breakfast 	

Shane Sheppard moved to approve Resolution 2018-03 and Rick Neal Seconded the motion. President Jenkins called for discussion and Doug Greenland asked for clarification on whether or SAJB funding was used for the Local Source Control (LSC) Specialists. Program Manager Hanson clarified that the Spokane Regional Health District pays for LSC with a grant from Ecology. President Jenkins called for a vote and the motion carried unanimously.

VOTE Resolution 2018-04 SAJB_ Anne Francis Web Design

Brief Summary of Services

TASK 1: SAJB Website Technical Maintenance	\$500.00
• Systematic quarterly updates to web platform, WordPress, and site plugins. [\$75/hour x 6.7 hours]	
TASK 2: SAJB Website Technical Assistance	\$1,000.00
• Technical support for updating the Purveyor Service Area Map, issues as needed and new website features. [\$75/hour x 13.3 hours]	
• Total Not to Exceed	\$1,500.00

Shane Sheppard moved to approve Resolution 2018-04 and BiJay Adams seconded the motion. President Jenkins called for discussion. Hearing none. President Jenkins called for a vote and the motion carried unanimously.

VOTE Resolution 2018-04 SAJB_ Emerald Outdoor Advertising

Brief Summary of Services: Emerald Outdoor Advertising will

- produce six (6) 10' x 30' billboard vinyls, from billboard artwork created by Dave Kelley.
 - Production cost \$450 each plus tax for a total of \$2,937.60
- display two (2) billboards per month from April 2, 2108 to December 31, 2018. The billboards will rotate locations throughout the aquifer area as well as rotate among the 6 designs.
 - 2 Billboards on display/ month at a cost of \$1,200.00 per month for 9 months for a total of \$10,800.00.
- Total cost for 2018 billboards production and display = \$13,737.60
- 2018 adopted budget allocated not to exceed \$14,100.00

Paul Allen moved to approve Resolution 2018-05 and Rick Neal seconded the motion. President Jenkins called for discussion. Hearing none. President Jenkins called for a vote and the motion carried unanimously. Program Manager (PM) Hanson asked for feedback on which six of the 8 billboard designs the Board would like to see produced. The artwork from comic 6 cover was confusing so it was eliminated. The Board left the other choices to PM Hanson.

SAJB Meeting Location - Modern Electric Water Company (MEWCO) offered to host all future SAJB meetings. Following discussion, the Board agreed to move the SAJB meeting location to MEWCO located at 904 North Pines Road, Spokane Valley, WA 99206.

Next Meeting – March 22, 2018 at Modern Electric Water Company**5) WELLHEAD PROGRAM IMPLEMENTATION PLAN** Program Manager's Report**Education and Awareness Upcoming Events**

- 2/27/18 - Lakeside High School Science Night
- 2/28/18 – Longfellow Elementary Science Night
- 3/12/18 – Evergreen Elementary Science Fair – Mead
- 3/15/18 – Trentwood Science Night

- 3/21/17 – Otis Orchards Science Night
- 4/14/18 – Eagle Ridge Recycling Event
- 4/21-22/18 – St. Al's Caring for Creation
- 4/21/18 – Earth Day
- 4/28/18 – Arbor Day Compost Fair
- 5/9/18 – H2O Breakfast – Davenport Hotel
- 6/16/18 – Parade of Paws – Spokane Humane Society
- 9/21-22/18 - Valleyfest

In 2018, a **Household Hazardous Waste Disposal Guide** (flipbook) will be developed focused on HHW, stormwater and water conservation. The goal is to have the guide completed, approved and printed in time for the Interstate Fair in September 2018.

Actions Completed to Date:

1. First Draft of HHW and Conservation Content Developed.
2. Advisory Committee Established
 - Jeremy Jenkins, SAJB
 - Kristen Zimmer, Spokane Water/SW
 - Reanette Boese, County Environmental
 - Kris Major, Spokane Solid Waste
 - Angela Maioriello, County Solid Waste
 - Amanda Hess, County Stormwater
 - Stephanie May, SR Clean Air Agency
 - Mike LaScuola, SRHD Environmental
 - Vikki Barthels, Local Source Control
 - Bruce Williams, Local Source Control
- Meetings on 2/26 & 2/27 to review 1st Draft
- Next Meeting scheduled for 3/20/18, 9:30 am at SCWRC –Administrative Bldg. Small Conference room.
- Artist, Eric Miller, selected



EnviroStars transition to EnviroCertified

Completed to Date:

1. Service Mark for EnviroCertified in process
 - a. All Applications have been rebranded: Auto repair, Auto body & paint, Dental, Fleet Services, General (carpet cleaning, property management, MFG, Restoration), Landscaping, Restaurants, and Veterinary medicine
2. Revised: brochures and book marks
3. Rebranded the Website
4. Intern selected to assist with re-certifying EnviroStars businesses

Business Hazardous Waste & Stormwater Guide (flipbook)

- 2/1/18 - 100 copies delivered to Central Premix for customers and employee training.
- 2/7/18 - 100 copies & Waste Directory Magnets delivered to Associated General Contractors.

The **Spokane Kootenai Waste Directory Media Campaign**. Plans are underway for both spring and fall campaigns. Waste Types for the Radio and Facebook promotion are shown below:



DRAFT 2018 Spring & Fall Media Campaigns

Spring Media Campaign	Waste Types	Fall Media Campaign	Waste Types
Auto Repair	oils, antifreeze, batteries, tires and brakes	Auto Repair	oils, coolant, batteries, tires and brakes
Lawn & yard	fertilizer, herbicides, pesticides	Health	pharmaceuticals, sharps, needles & syringes
PCBs in construction demolition	paint pigments (yellow and neon green), fluorescent light ballasts, caulking for windows, sidewalks and bathrooms	PCBs in general house	automotive oils, paint pigments (yellow and neon green), sidewalk chalk, printed newspapers, product packaging

6) OPEN FORUM

7) ADJOURN

There being no further business this 1st day of March 2018, President Jenkins adjourned the meeting at 2:45 PM.

President Jeremy Jenkins

Secretary Todd Henry