



**DUBLIN SAN RAMON SERVICES DISTRICT  
Board of Directors**

**NOTICE OF REGULAR MEETING**

**TIME:** 6:00 p.m.  
**PLACE:** Regular Meeting Place  
7051 Dublin Boulevard, Dublin, CA

**DATE:** Tuesday, August 5, 2014

**AGENDA**

(NEXT RESOLUTION NO. 40-14)

(NEXT ORDINANCE NO. 335)

**Our mission is to provide reliable water and wastewater services to the communities we serve in a safe, efficient and environmentally responsible manner.**

**BUSINESS:**

**REFERENCE**

**Recommended Action**      **Anticipated Time**

1. CALL TO ORDER
2. PLEDGE TO THE FLAG
3. ROLL CALL – Members: Benson, Duarte, Halket, Howard, Vonheeder-Leopold
4. SPECIAL ANNOUNCEMENTS/ACTIVITIES
5. PUBLIC COMMENT (MEETING OPEN TO THE PUBLIC)

At this time those in the audience are encouraged to address the Board on any item of interest that is within the subject matter jurisdiction of the Board and not already included on tonight’s agenda. Comments should not exceed five minutes. Speakers’ cards are available from the District Secretary and should be completed and returned to the Secretary prior to addressing the Board. The President of the Board will recognize each speaker, at which time the speaker should proceed to the lectern, introduce him/herself, and then proceed with his/her comment.

6. REPORTS
  - A. Reports by General Manager and Staff
    - Event Calendar
    - Correspondence to and from the Board on an Item not on the Agenda
  - B. Agenda Management (consider order of items)
  - C. Committee Reports  
None

7. APPROVAL OF MINUTES - Regular Meeting of  
*July 15, 2014*      District Secretary      Approve by Motion

**BUSINESS:**

**REFERENCE**

<b><u>Recommended Action</u></b>	<b><u>Anticipated Time</u></b>
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8. **CONSENT CALENDAR**

Matters listed under this item are considered routine and will be enacted by one Motion, in the form listed below. There will be no separate discussion of these items unless requested by a Member of the Board of Directors or the public prior to the time the Board votes on the Motion to adopt.

A.	Accept Annual Reporting of Expense Reimbursements over \$100 and Status of Outstanding Receivables	Financial Services Manager	Accept by Motion	
B.	Rescind Resolution No. 33-14 and Approve Out of Area Service Agreement for DSRSD Services for Nielsen Property West of Dublin	Engineering Services Manager	Approve by Resolution	
C.	Approve Health Insurance Contribution for Calendar Year 2015	Organizational Services Manager	Approve by Resolution	
D.	Approve the Transfer of a Budgeted Capital Outlay Expenditure from FYE 2014 to FYE 2015 for the Purchase of a Replacement HMI Control Panel for the WWTP Aeration Blower System	Operations Manager	Approve by Resolution	
E.	Upcoming Board Calendar	General Manager	Accept by Motion	
F.	Report of Checks and Electronic Disbursements Made	Treasurer	Accept by Motion	

9. **BOARD BUSINESS**

A.	Discuss Drought Management Program	General Manger	Provide Direction	5 min
B.	Accept Water Supply and Demand and Drought Response Action Plan Status Reports and Find that the Need for the Community Drought Emergency Still Exists	General Manager	Accept by Motion	10 min
C.	Hold Public Hearing: Adopt Urgency Ordinance Amending Enforcement Actions, Penalties and Provisions for the Enforcement of Water Use Limitations during the Community Drought Emergency	General Manager	Waive Reading by Motion; Hold Public Hearing; Adopt Urgency Ordinance	10 min

**BUSINESS:**

**REFERENCE**

			<b><u>Recommended Action</u></b>	<b><u>Anticipated Time</u></b>
D.	Hold Public Hearing: Determine Whether the Public Interest in Disclosure Clearly Outweighs the Public Interest in Nondisclosure of Customer Name, Addresses, Utility Usage Data and Correspondence with Customers who Operate Publicly-Run Buildings	General Manager	Hold Public Hearing: Approve by Resolution	5 min
E.	Hold Public Hearing: Determine if the Public Interest in Disclosure Clearly Outweighs the Public Interest in Nondisclosure of Street Addresses, Utility Usage Data, Warnings, Citations and Correspondence with Customers who have Violated Water Use Limitations	General Manager	Hold Public Hearing: Approve by Resolution	20 min
F.	Consider Appeal by David Knutsen regarding Staff Denial of an Exemption to Water Use Limitations	Operations Manager	Approve by Motion	10 min

10. **BOARDMEMBER ITEMS**

- Submittal of Written Reports from Travel and Training Attended by Directors

11. **CLOSED SESSION**

- |    |   |  |  |        |
|----|---|--|--|--------|
| A. | Conference with Legal Counsel – Anticipated Litigation. Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9. |  |  | 10 min |
| B. | Public Employee Performance Evaluation – Pursuant to Government Code Section 54957<br>Title: General Manager  |  |  | 15 min |

12. **REPORT FROM CLOSED SESSION**

13. **ADJOURNMENT**

**BOARD CALENDAR\***

<u>Committee &amp; Board Meetings</u>	<u>Date</u>	<u>Time</u>	<u>Location</u>
Finance	August 11, 2014	8:30 a.m.	District Office
External Affairs	August 12, 2014	5:30 p.m.	District Office
Personnel	August 12, 2014	5:45 p.m.	District Office
Wastewater	August 13, 2014	8:30 a.m.	District Office
Regular Board Meeting	August 19, 2014	6:00 p.m.	District Office

\*Note: Agendas for regular meetings of District Committees are posted not less than 72 hours prior to each Committee meeting at the District Administrative Offices, 7051 Dublin Boulevard, Dublin, California

**All materials made available or distributed in open session at Board or Board Committee meetings are public information and are available for inspection at the front desk of the District Office at 7051 Dublin Blvd., Dublin, during business hours, or by calling the District Secretary at (925) 828-0515. A fee may be charged for copies. District facilities and meetings comply with the Americans with Disabilities Act. If special accommodations are needed, please contact the District Secretary as soon as possible, but at least two days prior to the meeting.**

**DUBLIN SAN RAMON SERVICES DISTRICT  
MINUTES OF A REGULAR MEETING OF THE BOARD OF DIRECTORS**

**July 15, 2014**

A regular meeting of the Board of Directors was called to order at 6:00 p.m. by President Georgean M. Vonheeder-Leopold. Boardmembers present: President Georgean M. Vonheeder-Leopold, Director D.L. (Pat) Howard, Director Richard M. Halket, and Director Dawn L. Benson. Vice President Edward R. Duarte was absent. District staff present: Bert Michalczyk, General Manager; Rhodora Biagtan, Interim Engineering Services Manager; John Archer, Interim Financial Services Manager/Treasurer; Dan Gallagher, Operations Manager; Michelle Gallardo, Interim Organizational Services Manager; Carl P.A. Nelson, General Counsel; and Nancy Gamble Hatfield, District Secretary.

1. CALL TO ORDER
2. PLEDGE TO THE FLAG
3. ROLL CALL - Members: Benson, Duarte, Halket, Howard, Vonheeder-Leopold
4. SPECIAL ANNOUNCEMENTS/ACTIVITIES
5. PUBLIC COMMENT (MEETING OPEN TO THE PUBLIC) – 6:01 p.m.
6. REPORTS

A. Reports by General Manager and Staff

- Event Calendar – General Manager Michalczyk reported on the following:
  - o District customers used 30-35% less water this week than they used last year at the same time period. Since the Board enacted mandatory water use limitations on May 5, 2014, the District is using 25% less water than last year.
- Correspondence to and from the Board on an Item not on the Agenda

<b>Date</b>	<b>Format</b>	<b>From</b>	<b>To</b>	<b>Subject</b>
7/14/14	Email	Armstrong Soo	DSRSD Board	Drought violation complaint

- B. Agenda Management (consider order of items) – No changes were made
- C. Committee Reports- None
7. APPROVAL OF MINUTES – Regular Meeting of *July 1, 2014*

Director Howard MOVED for the approval of the July 1, 2014 minutes. Director Benson SECONDED the MOTION.

**DRAFT**

President Vonheeder-Leopold requested the minutes be corrected on the last paragraph of page 4 to change “Lauren” Anthony to “Laura” Anthony.

Director Howard MOVED to accept the amendment to the July 1, 2014 minutes as requested by President Vonheeder-Leopold. Director Benson accepted the amendment and SECONDED the MOTION, which CARRIED with FOUR AYES, and ONE ABSENT (Duarte).

8. CONSENT CALENDAR

Director Howard MOVED for approval of the items on the Consent Calendar. Director Benson SECONDED the MOTION, which CARRIED with FOUR AYES, ONE ABSENT (Duarte).

- A. Approve Casting District Vote in the California Special Districts Association (CSDA) 2014 Election for Representative to the Board of Directors for Region 3, Seat C – Approved
- B. Approve Budget Adjustment to Hypochlorite Tank Replacement (CIP 14-P027) – Approved
- C. Upcoming Board Calendar – Approved

9. BOARD BUSINESS

- A. Discuss Drought Management Program

General Manager Michalczyk reported this is a standing item on each Board meeting agenda and will remain so through the end of the Community Drought Emergency. This item provides members of the public an opportunity to address the Board with questions or concerns they might have related to the drought or the drought management program.

President Vonheeder-Leopold stated that there is no one present in the audience to comment on this agenda item.

Director Halket mentioned that while driving through his neighborhood he observed mostly brown lawns with the exception of just a few that are green. He stated he is pleased that the community is achieving the water reduction goals and he believes staff is handling this drought situation well.

President Vonheeder-Leopold noted the many kudos she has received from several folks on how the District is managing the drought. She commented that there were not any green lawns in her neighborhood. However, one of her clients informed her that a former District director filled the family swimming pool and told neighbors the source water was from EBMUD.

Director Halket asked how the sharing of water use metrics is progressing among the local agencies.

Mr. Michalczyk explained the tracking is better, but not consistent due to different water sources, differing billing cycles, etc. He had hoped Zone 7 would create a web page or something similar where other retailers could post their metric information, but that has not happened. However, there is good communication among the retailers on metrics.

Mr. Michalczyk further discussed that a calculator tool will soon be put on the District's internet site to allow customers to see how the District as a whole is doing regarding water curtailments. He also reported that the State Water Resources Control Board is still meeting today at this hour to discuss mandatory state-wide water use limitations and fines.

General Counsel Nelson mentioned that at the Rodeo Sanitary District board of directors meeting he recently attended, a citizen asked why their District was not providing free recycled water to the public for landscape purposes as is Dublin San Ramon Services District.

The Board acknowledged Operations Manager Gallagher for his efforts with the Regional Water Quality Control Board and the California Department of Health Services which has enabled the District to supply recycled water for residential landscaping purposes in the community.

- B. Public Hearing: Adopt Engineer's Report and Direct Levy of Annual Assessments in the Dougherty Valley Standby Charge District 2001-1 for Fiscal Year 2014-2015

Financial Services Manager Archer reported that this is the report brought to the Board annually. The Board action will allow staff to levy the special assessment for water service in the Dougherty Valley. The per parcel assessment charge is the same as last year and the maximum amount is being charged. There are no changes between last year and now. He noted the full Engineer's Report is contained in the agenda packet materials.

President Vonheeder-Leopold declared the Public Hearing open.

Hearing no public comments, Director Halket MOVED to CLOSE the Public Hearing. Director Benson SECONDED the MOTION, which CARRIED with FOUR AYES, ONE ABSENT (Duarte).

Director Halket stated that the levy is not the District's charge but is a pass through from Zone 7. Since the Zone cannot legally assess the charge to

customers in the Dougherty Valley, which is in Contra Costa County and not Alameda, the District provides the pass through service on behalf of the Zone.

Director Howard MOVED to adopt Resolution No. 39-14, adopting Engineer's Report and Directing the Levy of Annual Assessments in the Dublin San Ramon Services District Dougherty Valley Standby Charge District 2001-1 for Fiscal Year 2014-2015. Director Benson SECONDED the MOTION, which CARRIED with FOUR AYES, ONE ABSENT (Duarte).

10. BOARDMEMBER ITEMS

President Vonheeder-Leopold reported attending the July 10, 2014 Alameda County LAFCo meeting when the out of area service agreement with the Nielsen family was discussed and approved. She stated that LAFCo's approval required some additional changes to the agreement. Mr. Michalczyk noted the District Board will need to approve a replacement out of area service agreement with the Nielsen's to comply with the changes required by the LAFCo approval.

President Vonheeder-Leopold reported she attended the July 9, 2014 Alameda County Special Districts Association (ACSDA) meeting held in the Boardroom at Dublin San Ramon Services District. Unexpectedly, Lt. Col. Christopher P. Gerdes could not attend the meeting as the guest speaker so General Manager Michalczyk gave a presentation on the water supply and Customer Services Supervisor Vicki Goldman gave a demonstration on the District's AquaHawk Customer Portal. She stated that the ACSDA legislative report mentioned that the Department of Finance has authorized \$100 million to special districts, cities and counties for pre-2004 state mandates reimbursements. Dublin San Ramon Services District is scheduled to receive \$8,579 in reimbursement. President Vonheeder-Leopold also mentioned the ACSDA election when Roland Williams from Castro Valley Sanitary District was elected to President, Pat Danielson from Washington Township Healthcare District was elected as Vice President and Director Vonheeder-Leopold was elected as the at large member of the Executive Committee.

Mr. Michalczyk credited District Secretary Hatfield and her staff for preparing and submitting the SB 90 paperwork to receive the reimbursement mentioned by President Vonheeder-Leopold.

11. CLOSED SESSION

At 6:20 p.m. the Board went into Closed Session.

- A. Public Employee Performance Evaluation – Pursuant to Government Code Section 54957  
Title: District General Counsel
- B. Public Employee Performance Evaluation – Pursuant to Government Code Section 54957

Title: General Manager

12. REPORT FROM CLOSED SESSION

At 7:11 p.m. the Board came out of Closed Session. President Vonheeder-Leopold announced that there was no reportable action.

13. ADJOURNMENT

President Vonheeder-Leopold adjourned the meeting at 7:12 p.m.

Submitted by,

Nancy Gamble Hatfield  
District Secretary





Reference Financial Service Manager	Type of Action Accept Reports	Board Meeting of August 5, 2014
Subject Accept Annual Reporting of Expense Reimbursements Over \$100 and Status of Outstanding Receivables		
<input checked="" type="checkbox"/> Motion	<input type="checkbox"/> Minute Order	<input type="checkbox"/> Resolution
<input type="checkbox"/> Verbal	<input type="checkbox"/> Presentation	<input type="checkbox"/> Ordinance
REPORT:	<input checked="" type="checkbox"/> Staff	<input type="checkbox"/> Informational
	J. Archer	<input type="checkbox"/> Other
		<input type="checkbox"/> Board Member

**Recommendation:**

The Financial Services Manager recommends the Board of Directors accept, by Motion, the Annual Reporting of Employee Reimbursements Over \$100 and Status of Outstanding Receivables.

**Summary:**

The following reports are required on an annual basis. The attached reports are for the Fiscal Year Ending June 30, 2014.

**Employee Reimbursements Over \$100** - Section 53065.5 of the California Government Code requires each special district to annually disclose any reimbursement paid by the district within the immediately preceding fiscal year of at least one hundred dollars (\$100) for each individual charge for services or product received. "Individual charge" includes, but is not limited to, one meal, lodging for one day, transportation, or a registration fee paid to any employee or member of the governing body of the district. The District complies with these requirements by including a document listing these expenses in its Board of Directors agenda packet each year in August for the prior fiscal year period.

Attached is the report of expense reimbursements of at least \$100 for the period July 1, 2013 through June 30, 2014.

**Status of Outstanding Receivables** – Section 1.50.050 of the District Code stipulates that the General Manager shall report annually to the Board of Directors on the status of outstanding receivables.

Attached are three reports which reflect the main outstanding receivables as of June 30, 2014:

1. Utility Billing Customer Aging Report – reflects the amounts due from utility customers for water, recycled water, and sewer.
2. Accounts Receivable Customer Aging Summary – reflects amounts due from customers for miscellaneous billings such as industrial waste fees, construction inspections, and services provided to JPA's.
3. Regional Sewer Connection Fee Outstanding Balance – reflects balances due from non-residential customers who entered into an agreement with DSRSD to pay their regional sewer connection fee in monthly installments over a period of 10 years.

Committee Review			Legal Review	Staff Review		
COMMITTEE ---	DATE ---	RECOMMENDATION ---	Not Required	ORIGINATOR JA	DEPARTMENT Fin Serv	REVIEWED BY
<b>ATTACHMENTS</b> <input type="checkbox"/> None						
<input type="checkbox"/> Resolution	<input type="checkbox"/> Minute Order	<input type="checkbox"/> Task Order	<input type="checkbox"/> Staff Report	<input type="checkbox"/> Ordinance		
<input checked="" type="checkbox"/> Cost \$0.00	<input type="checkbox"/> Funding Source A. B.	Attachments to S&R 1. Employee Reimbursements Over \$100 Report 2. Utility Billing Customer Aging - 06/30/14 3. Accounts Receivable Customer Aging - 06/30/14 4. Regional Sewer Connection Fee Outstanding Balance				
H:\Board\2014\08-05-14\Annual Reports\Summary & Rec.docx						9 of 221 06/30/14

**Dublin San Ramon Services District**  
**Employee Reimbursements Over \$100 - FY 2014**  
**July 1, 2013 - June 30, 2014**

Employee	Invoice		Amount	Check	
	Date	Invoice Description		Date	Check#
Amaral, Scott	12/31/2013	Certificate Reimb WWTP Operator	340.00	01/03/14	80124
<b>Amaral, Scott Total</b>			<b>340.00</b>		
Baker, Russel	12/12/2013	Certificate Reimb CWEA Mech Tech 2	308.00	12/12/13	79947
<b>Baker, Russel Total</b>			<b>308.00</b>		
Benson, Dawn	3/6/2014	Reimb Exp At CASA Conf 08/21 - 08/24	421.14	03/06/14	80780
Benson, Dawn	3/28/2014	Reimb Exp At CASA Conf 02/26-02/27/14	187.58	04/03/14	81129
<b>Benson, Dawn Total</b>			<b>608.72</b>		
Biagtan, Rhodora	12/11/2013	Reimb Exp For Marin Water Visit Tokay Proj. 11/19	160.48	12/12/13	79949
	12/11/2013	Reimb Business Exp For 12/05 - 12/06	105.41	12/12/13	79949
	3/28/2014	Reimb Exp At CASA Conf Washington, Dc 2/23-2/27/14	1,873.14	04/03/14	81130
	7/15/2014	Reimb Exp At AWWA Conf 06/24-06/25	268.13	07/17/14	82123
<b>Biagtan, Rhodora Total</b>			<b>2,407.16</b>		
Brackett, Charlie	6/30/2014	Cert Reimb Water Distribution	140.00	07/10/14	82029
	7/9/2014	Reimb Safety Shoes	297.04	07/10/14	82029
<b>Brackett, Charlie Total</b>			<b>437.04</b>		
Delight, Steve	1/29/2014	Reimb Exp At Winter CASA	397.89	01/30/14	80412
	3/14/2014	Reimb Exp At Fuel Cell Workshop 03/5-03/08/14	481.68	03/20/14	80980
<b>Delight, Steve Total</b>			<b>879.57</b>		
Dryden, Jim	10/24/2013	Reimb CWEA Membership	148.00	10/25/13	79452
	3/5/2014	Certificate Reimbursement Cdpw Wtr Dist V	105.00	03/06/14	80763
<b>Dryden, Jim Total</b>			<b>253.00</b>		
Duarte, Edward	10/16/2013	Reimb Exp At CASA Conf 08/21-8/24	334.90	10/18/13	79440
	12/31/2013	Reimb Exp Napa 11/17-11/19	115.56	01/03/14	80128
<b>Duarte, Edward Total</b>			<b>450.46</b>		
Fuller, Levi	12/12/2013	Certificate Reimburse For WWTP Op V	340.00	12/12/13	79952
<b>Fuller, Levi Total</b>			<b>340.00</b>		
Gallagher, Dan	9/24/2013	Reimb Exp For W/E 09/12/2013	204.35	09/26/13	79157
	1/8/2014	Reimb Exp For W/E 12/17/2013	191.56	01/09/14	80197
	2/4/2014	Reimb Exp At CASA 2014 01/16- 01/17/14	166.47	02/06/14	80481
	6/30/2014	Reimb Exp For W/E 06/16/2014	118.74	07/10/14	82036
	6/30/2014	Reimb Exp For W/E 03/24/2014	103.65	07/10/14	82036
<b>Gallagher, Dan Total</b>			<b>784.77</b>		
Garcia, Anna	7/17/2014	Certificate Reimb Exp For Wastewater Grade V	440.00	07/17/14	82129
<b>Garcia, Anna Total</b>			<b>440.00</b>		
Grashuis, Simone	1/16/2014	Education Reimbursement Las Positas	138.00	01/16/14	80284
<b>Grashuis, Simone Total</b>			<b>138.00</b>		
Halliday, Spencer	7/16/2013	Certificate Reimb Water Dist. Operator	120.00	07/18/13	78471
	7/17/2014	Cert Reimb Collection Sys Maint. 1	145.00	07/17/14	82131
<b>Halliday, Spencer Total</b>			<b>265.00</b>		
Hatfield, Nancy Gamble	5/22/2014	Reimb Exp At CCAC Conference 04/21-04/24/14	112.93	05/22/14	81583
<b>Hatfield, Nancy Gamble Total</b>			<b>112.93</b>		
Hendryx, Jeremy	12/12/2013	Certificate Reimb Cdpw Water Dist. Grade 1	100.00	12/12/13	79954
<b>Hendryx, Jeremy Total</b>			<b>100.00</b>		
Holguin, Jesse	4/29/2014	Certificate Reimb For WWTP Operator 3	300.00	05/01/14	81408
<b>Holguin, Jesse Total</b>			<b>300.00</b>		
Howard, Geoff	6/23/2014	Education Reimbursement Ceu Water And Waste	148.73	06/26/14	81933
<b>Howard, Geoff Total</b>			<b>148.73</b>		
Ivy, Louanne	6/18/2014	Reimburse Expenses At Ops Dept Bbq 06/18/14	129.83	06/19/14	81864
<b>Ivy, Louanne Total</b>			<b>129.83</b>		
Kozanda, Stephan	4/29/2014	Certificate Reimb For WWTP Operator V	340.00	05/01/14	81411
<b>Kozanda, Stephan Total</b>			<b>340.00</b>		
Kuefner, Erik	12/3/2013	Certificate Reimbursement CWEA Insp Grade 3	235.00	12/05/13	79886
<b>Kuefner, Erik Total</b>			<b>235.00</b>		
Kurtz, Donald	10/9/2013	Reimb Exp At Lucity 2013 Conference	157.87	10/10/13	79362
<b>Kurtz, Donald Total</b>			<b>157.87</b>		

**Dublin San Ramon Services District**  
**Employee Reimbursements Over \$100 - FY 2014**  
**July 1, 2013 - June 30, 2014**

Employee	Invoice		Amount	Check	
	Date	Invoice Description		Date	Check#
Lathi, Gemma	2/19/2014	Reimb Exp For Engineering Interview Panel 02/04/14	102.11	02/20/14	80618
<b>Lathi, Gemma Total</b>			<b>102.11</b>		
Lawrence, Rick	2/26/2014	Certificate Reimb For Cdph Water Dist. V	105.00	02/27/14	80686
<b>Lawrence, Rick Total</b>			<b>105.00</b>		
Lee, Garry	11/1/2013	Reimburse Expenses For Dave Requa Retirement	350.64	11/07/13	79635
	1/27/2014	Certificate Reimburse Professional Engineer	115.00	01/30/14	80416
	4/10/2014	Reimb BAWWA Dinner Meeting 11/21/13 & 3/06/14	100.00	04/10/14	81148
<b>Lee, Garry Total</b>			<b>565.64</b>		
Madarang, Raquel	10/4/2013	Reimb Exp At Lucity 2013 Training	123.10	10/10/13	79363
<b>Madarang, Raquel Total</b>			<b>123.10</b>		
Martin, Lori	8/8/2013	Reimb Exp For General Employees Meeting 8/6	152.21	08/08/13	78709
	1/30/2014	Reimb Exp For 457 11/12/13 and GE Meeting 1/27/14	585.56	01/30/14	80417
	4/30/2014	Reimb Exp For Car Wash District Vehicle	649.45	05/01/14	81413
<b>Martin, Lori Total</b>			<b>1,387.22</b>		
Michalczyk, Bert	8/29/2013	Reimb Travel Exp Thru 08/26/13	1,002.69	08/29/13	78950
	12/31/2013	Reimb Travel Exp Thru 12/31/13	1,502.17	01/03/14	80171
	1/22/2014	Reimb Travel Exp Thru 01/17/14	529.74	01/23/14	80380
	4/2/2014	Reimb Travel Exp Thru 03/31/14	869.96	04/03/14	81111
	5/28/2014	Reimb Travel Exp Thru 05/30/14	820.57	05/29/14	81697
	6/30/2014	Reimb Travel Exp Thru 06/27/14	351.36	07/10/14	82093
<b>Michalczyk, Bert Total</b>			<b>5,076.49</b>		
Olson, Stefanie	4/11/2014	Reimb Exp At Backflow Reclass Exam	203.14	04/17/14	81206
<b>Olson, Stefanie Total</b>			<b>203.14</b>		
Riddle, Loy	5/30/2014	Certificate Reimb Mech Technologist 3	175.00	06/05/14	81735
<b>Riddle, Loy Total</b>			<b>175.00</b>		
Roberson, Scott	12/12/2013	Certificate Reimb Backflow Prevent Assmby	180.00	12/12/13	79960
<b>Roberson, Scott Total</b>			<b>180.00</b>		
Rummel, Louise	2/11/2014	Reimburse Expenses For Ee Rec. Dinner	608.01	02/13/14	80556
<b>Rummel, Louise Total</b>			<b>608.01</b>		
Russo, Natalie	10/16/2013	Finance Offsite Employee Recognition Event 10/15	256.05	10/18/13	79445
<b>Russo, Natalie Total</b>			<b>256.05</b>		
Thach-Dallabetta, Camnga	5/29/2014	Membership Reimbursement AWWA	101.00	05/29/14	81666
<b>Thach-Dallabetta, Camnga Total</b>			<b>101.00</b>		
Treppa, Bob,	10/29/2013	Reimb Exp At Misac Annual Conference 10/06-08	112.10	11/01/13	79624
<b>Treppa, Bob, Total</b>			<b>112.10</b>		
Vaden, Karen	11/1/2013	Reimb Exp For Retirement Seminar 09/26	109.86	11/07/13	79637
	11/18/2013	Reimb Exp at CAPPO Conf. 11/14/2013	294.24	11/21/13	79773
	4/30/2014	Reimb Expenses For Work Station	350.30	05/01/14	81418
<b>Vaden, Karen Total</b>			<b>754.40</b>		
Valdez, Jessie	9/18/2013	Reimb 2014 Payroll Year End Registration	415.00	09/20/13	79091
	2/25/2014	Reimb 2 Replacement Chairs Valdez & Chen	577.68	02/27/14	80692
<b>Valdez, Jessie Total</b>			<b>992.68</b>		
Vonheeder-Leopold, Georgan	10/16/2013	Reimb Exp At CASA Conf 8/21-24	356.26	10/18/13	79448
	3/12/2014	Reimb Exp At CASA Conf 1/15-17/14	1,170.31	03/13/14	80906
<b>Vonheeder-Leopold, Georgan Total</b>			<b>1,526.57</b>		
Yee, Jackie	9/24/2013	Certificate Reimb Prof Engineering License	115.00	09/26/13	79170
	6/24/2014	Reimb Exp At Bioresources Allinace Sym 06/03-06/04	319.16	06/26/14	81947
<b>Yee, Jackie Total</b>			<b>434.16</b>		
Zavadil, Judy	6/10/2014	Cert Reimb Prof. Engineers License	115.00	06/12/14	81815
<b>Zavadil, Judy Total</b>			<b>115.00</b>		
<b>Grand Total</b>			<b>\$ 21,993.75</b>		

**Dublin San Ramon Services District  
Utility Billing Customer Aging Report as of 06/30/14**

<b>Customer Cycle</b>	<b>Current</b>	<b>31-60days</b>	<b>61-90days</b>	<b>91+days</b>	<b>Total</b>
Accounts referred to collection agency totals :	990.23	38.97	96.72	29,176.74	30,302.66
Bankruptcy totals:				5,613.06	5,613.06
district 1 rte 1-8, even months 2/1 totals :	37,572.23	46.21	40.62	31.08	37,690.14
district 2 rte 9-20, odd months 1/1 totals :	2,964.19	155.37		13.55	3,133.11
district 3 rte 50-51, even months 2/1 totals :	42,996.86	1,289.19			44,286.05
district 4 rte 80, even months 2/1 totals :	2,106.45	1,692.39			3,798.84
district 5-6 rte 39-49, odd months 1/15 totals :	36,183.97	1,577.76	204.68	50.01	38,016.42
district 7 rte 60-79, even months 2/15 totals :	753,815.37	777.37	10.67	48.82	754,652.23
Recycled water accounts-DV & Dublin totals :	19,387.22				19,387.22
<b>Grand Total</b>	<b>\$896,016.52</b>	<b>\$5,577.26</b>	<b>\$352.69</b>	<b>\$34,933.26</b>	<b>\$936,879.73</b>

**Dublin San Ramon Services District**  
**Accounts Receivable Customer Aging Summary As of 6/30/2014**

Cust#	Name/Phone	On Account	Current	30-59 Days	60-89 Days	90-120 Days	over 120 Days	Total	
0014	DERWA		271,094.21	-	-	-	-	271,094.21	
0027	CITY OF PLEASANTON		2,000.00	-	-	-	-	2,000.00	
0052	ZONE 7 WATER AGENCY		1,500.00	-	-	-	-	1,500.00	
0087	RITZ CAMERA/WOLF#1312 (CHAP7)		-	-	-	-	186.09 (1)	186.09	
0090	CITY OF LIVERMORE		2,000.00	7,560.00	-	-	-	9,560.00	
0133	QUARRY LANE SCHOOL	(60.05)	-	-	-	-	-	(60.05)	
0136	SAFEWAY	(165.00)	-	-	-	-	-	(165.00)	
0156	DUBLIN SPORTS PUB & GRILL		-	105.00	-	-	-	105.00	
0171	EAST BAY BMW		-	16.50	-	-	-	16.50	
0200	LUMPIA HOUSE		-	75.00	-	-	-	75.00	
0214	ULFERTS CENTER DUBLIN, INC.	(199.10)	-	-	-	-	-	(199.10)	
0215	ULFERTS CENTER DUBLIN, INC.	(0.45)	-	-	-	-	-	(0.45)	
0229	SCOTT AMARAL	(1,950.00)	-	-	-	-	14,568.63 (2)	12,618.63	
0241	99 RANCH MARKET #71		-	165.00	-	-	-	165.00	
0273	WENDY'S RESTAURANT	(165.00)	-	-	-	-	-	(165.00)	
0281	HOOTER'S		-	165.00	-	-	-	165.00	
0285	POPEYE'S CHICKEN & BISCUITS		-	165.00	-	-	-	165.00	
0299	ULFERTS CENTER DUBLIN, INC.		-	17.37	173.67	-	-	191.04	
0349	WILLIAM SHATTUCK (CAGY)		-	-	-	-	2,377.77 (3)	2,377.77	
0352	BANGKOK 101 THAI CUISINE		-	135.00	-	-	-	135.00	
0359	ST. RAYMOND CATHOLIC PARISH		-	105.00	-	-	-	105.00	
0380	STANFORTH HOLDING COMPANY, LLC	(554.33)	-	-	-	-	-	(554.33)	
0387	PHO SAIGON NOODLE HOUSE		-	-	-	-	342.60 (3)	342.60	
0397	PHO MI RESTAURANT		245.61	-	-	-	-	245.61	
0418	SHANNON COMMUNITY CENTER		-	165.00	-	-	-	165.00	
0453	LINDA MORI DDS	(9.00)	-	-	-	-	-	(9.00)	
0530	FULL HOUSE RESTAURANT (CAGY)		-	-	-	-	118.65 (3)	118.65	
0545	CUTTING EDGE GRADING (CHAP 7)		-	-	-	-	245.32 (1)	245.32	
0600	BRANAGH DEVELOPMENT		62.00	20.00	-	-	-	82.00	
0603	FALLON DENTAL GROUP		33.50	-	335.00	-	-	368.50	
0604	CITY OF PLEASANTON	(160.00)	-	-	-	-	-	(160.00)	
0605	DUN-RITE EXCAVATING INC.		10.00	-	-	-	-	10.00	
0610	FANFA, INC.		107.30	73.00	-	-	-	180.30	
0618	ARCADIS US INC.		73.00	-	-	-	-	73.00	
0622	BRADLEY TANKS INC		73.00	-	-	-	-	73.00	
<b>Grand Total</b>			<b>\$ (3,262.93)</b>	<b>\$ 277,198.62</b>	<b>\$ 8,766.87</b>	<b>\$ 508.67</b>	<b>\$ -</b>	<b>\$ 17,839.06</b>	<b>\$ 301,050.29</b>

(1) Chapter 7 Bankruptcy

(2) Currently in a negotiated repayment plan.

(3) Account sent to collection agency

## Regional Sewer Connection Fee Program

<u>Customer</u>	<b>June 30, 2014</b> <b>Balance</b>
Outback Steakhouse/Dublin Steakhouse eff. 12/01/05	3,748.91
Dublin School District (Includes set up fee)	96,294.42
Denica's Pastry/Taco	2,863.64
Quarry Lane School	18,690.54
Annie Lee/Wok's Up (Out of Business)	14,320.49
Hank Fung/Hacienda Medical, LLC 5924 Stoneridge Dr.	66,471.06
Fairway Family Communities	323,488.78
Chao Chung Ting/E Sushi Restaurant	7,363.55
Dublin Gateway Med Ctr/Triad Partners	24,265.91
Dublin Gateway Rx Bldg/Triad Partners	26,065.26
Shouzhong Dong/Tony's Restaurant	7,788.86
James Choi-M Shaw/House of Sake	6,801.61
Kunnikar Jirasetpatana/Thai Basil Express	5,931.43
Magic Ulferts, LLC/Koi Garden Restaurant	32,267.25
Albert Ng/Quickly Resturant	8,683.01
Shamrock Village Assoc LLC/Amador Karaoke	9,578.80
Stanforth Holding Co LLC/Buffalo Wild Grill & Bar	32,150.66
Joo R Chung/Yanagi Sushi @ Tralee	41,641.06
Garnet Bear LP/Dogtopia Day Care	10,844.34
Ulfert's Center Dublin, Inc/Pho mi	15,227.51
Ulfert's Center Dublin/Pamir Cuisine	14,853.84
Execupreneur 1A, LLC/Fresh Millions	24,089.12
Stanforth Holding Co LLC/Hawaiian Grill	39,846.85
Stanforth Holding Co LLC/Dumpling Factory	100,000.00
Stanforth Holding Co LLC/Little Sheep Mongolian	84,219.30
Stanforth Holding Co LLC/Panera Bread	55,813.09
<b>Grand Total</b>	<b><u>\$ 1,073,309.29</u></b>



Reference Engineering Services Manager	Type of Action Approve Agreement	Board Meeting of August 5, 2014
Subject Rescind Resolution No. 33-14 and Approve Out of Area Service Agreement for DSRSD Services for Nielsen Property West of Dublin		
<input type="checkbox"/> Motion	<input type="checkbox"/> Minute Order	<input checked="" type="checkbox"/> Resolution
<input type="checkbox"/> Ordinance	<input type="checkbox"/> Informational	<input type="checkbox"/> Other
REPORT:	<input type="checkbox"/> Verbal	<input type="checkbox"/> Presentation
	<input checked="" type="checkbox"/> Staff	R. Biagtan
		<input type="checkbox"/> Board Member

**Recommendation:**

The Engineering Services Manager recommends the Board of Directors, by Resolution, rescind Resolution No. 33-14 and approve the Out of Area Service Agreement for DSRSD Services to Nielsen Property West of Dublin (APN 941-0100-007-54).

**Summary:**

On June 3, 2014, the Board approved Resolution No. 33-14 which authorized execution of an Out of Area Service Agreement for the Nielsen Property west of Dublin. The agreement was presented to the Alameda County Local Agency Formation Commission (LAFCo) on July 10, 2014. LAFCo approved the agreement with a condition that the agreement be revised to include language regarding future annexation. The revised agreement herein includes the added language, which states that the property owner consents to being annexed to the District when the District requests annexation in the future; no other substantive changes have been made to the agreement that was previously approved by the Board. The property owner has reviewed the revised language and agrees to it.

Mr. Robert Nielsen, the authorized owner representative for the Nielsen property outside the District’s service area west of Dublin, has requested sanitary sewer service to the District for its operations. Mr. Nielsen’s property is outside the District’s service area boundary and the City of Dublin’s city limits, and is within the District’s sphere of influence. Mr. Nielsen has obtained land use approval from the County of Alameda, which has prepared and certified all documentation required under the California Environmental Quality Act. Mr. Nielsen proposes to connect his operations buildings to the District’s sanitary sewer collection system.

Providing sanitary sewer service to the property is physically feasible. District Code Section 3.20.010, Service Area Requirement, provides that the District may serve the property with the approval of LAFCo and under a service agreement. The Amended and Restated Joint Exercise of Powers Agreement for the Livermore-Amador Valley Water Management Agency (LAVWMA), executed July 21, 1997 by and between the District and the Cities of Livermore and Pleasanton, allow, without LAVWMA Board approval, wastewater collection, treatment and disposal service to unincorporated areas in the interest of protecting public health and safety if the cumulative amount of proposed service is less than ten equivalent residential connections.

The attached Out of Area Service Agreement has been reviewed and approved to form by the District General Counsel. By rescinding Resolution No. 33-14, the earlier version of the agreement is nullified. This agreement will replace the previously approved agreement.

Committee Review			Legal Review	Staff Review		
COMMITTEE ---	DATE ---	RECOMMENDATION ---	Yes	ORIGINATOR S. Delight	DEPARTMENT Engineering	REVIEWED BY RB
<b>ATTACHMENTS</b> <input type="checkbox"/> None						
<input checked="" type="checkbox"/> Resolution	<input type="checkbox"/> Minute Order	<input type="checkbox"/> Task Order	<input type="checkbox"/> Staff Report	<input type="checkbox"/> Ordinance		
<input checked="" type="checkbox"/> Cost \$0	<input type="checkbox"/> Funding Source A. B.		Attachments to S&R 1. 2. 3.			

RESOLUTION NO. \_\_\_\_\_

RESOLUTION OF THE BOARD OF DIRECTORS OF DUBLIN SAN RAMON SERVICES DISTRICT RESCINDING RESOLUTION NO. 33-14 AND APPROVING AND AUTHORIZING EXECUTION OF OUT OF AREA SERVICE AGREEMENT FOR DSRSD TO NIELSEN PROPERTY WEST OF DUBLIN WITH ROBERT J. NIELSEN, JR., THOMAS NIELSEN, JEFF NIELSEN, AND THE N. DUBLIN FAMILY PARTNERSHIP

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WHEREAS, the District supplies, for ranching operations, water service to the Nielsen property west of Dublin (APN 941-0100-007-54) (“Property”) through an existing 5/8-inch water meter at the end of Brittany Lane, Dublin, installed by the District in exchange for title to the property on which District Reservoir 3A was constructed at 11152 Brittany Road, Dublin; and

WHEREAS, Robert J. Nielsen, Jr., Thomas Nielsen, Jeff Nielsen and the N. Dublin Family Partnership (the “Owner”) desires to obtain wastewater services from District, as described below, for the Property; and

WHEREAS, such services will include connection of certain new ranching operation facilities on the Property, specifically a caretaker unit and a mobile home, to the District’s wastewater collection system; and

WHEREAS, the Property is outside the District’s Service Area Boundary and within its sphere of influence; and

WHEREAS, District Code Section 3.20.010, Service Area Requirement, provides that the District may serve property outside the Service Area of the District with the approval of the Local Agency Formation Commission (“LAFCo”) and under a service agreement; and

WHEREAS, the Amended and Restated Joint Exercise of Powers Agreement for the Livermore-Amador Valley Water Management Agency (“LAVWMA”), executed July 21, 1997 by and between the District and the Cities of Livermore and Pleasanton, allow, without LAVWMA Board approval, wastewater collection, treatment and disposal service to



Res. No. \_\_\_\_\_

unincorporated areas in the interest of protecting public health and safety if the cumulative amount of proposed service is less than ten equivalent residential connections; and

WHEREAS, in a November 12, 2013 letter to the District, the Owner requested to enter into an Out of Area Service Agreement with the District; and

WHEREAS, the Owner has obtained from the County of Alameda all land use entitlements determined by the County to be necessary for the improvement of the Property by installing certain new ranching operation facilities, titled “County of Alameda Site Development Review, PLN 2013-00519,” including compliance with the California Environmental Quality Act (CEQA) (the “Land Use Entitlements”), and all relevant appeals periods have expired; and

WHEREAS, pursuant to Government Code section 56133, the District has the authority to provide extended water and wastewater services outside its jurisdictional boundary to respond to an impending threat to public health or safety of the residents of the affected property and the residents in its service area; and

WHEREAS, on June 3, 2014, the Board approved Resolution No. 33-14 authorizing execution of an Out of Area Service Agreement between DSRSD and the Owner (Agreement A14-10); and

WHEREAS, on July 10, 2014, Alameda County LAFCo approved Agreement A14-10, with the condition that the agreement be revised to include language which states that the property be annexed to the District should the District request annexation in the future; and

WHEREAS, in the interest of protecting the public health and safety, the District wishes to provide wastewater services to the Property subject to the terms and conditions for such services described in their entirety in a revised out of area service agreement; and

WHEREAS, the District Code requires that an out of area service agreement be entered into, and that the provision of such services be approved in writing by LAFCo, in order for the District to provide such services to the Property; and

Res. No. \_\_\_\_\_

WHEREAS, the Owner has agreed to the revised language provided by Alameda County LAFCo; and

WHEREAS, the Owner has agreed to pay the LAFCo application processing costs.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF DUBLIN SAN RAMON SERVICES DISTRICT, a public agency located in the counties of Alameda and Contra Costa, California, as follows:

1. Resolution No. 33-14 authorizing Out of Area Service Agreement for DSRSD Services to Nielsen Property West of Dublin, Agreement A14-10, adopted by the Board June 3, 2014 is hereby rescinded.
2. The CEQA requirements for this project were satisfied through categorical exemption, per CEQA Guideline 15302, adopted by the Alameda County Community Development Agency on January 6, 2014.
3. In the interest of protecting the public health and safety, the District wishes to provide wastewater services to the Property subject to the terms and conditions for such services described in their entirety in the revised Out of Area Services Agreement (the "Agreement"), attached hereto and incorporated herein as Exhibit "A."
4. The effectiveness of the Agreement is conditioned upon written final approval by LAFCo.
5. The General Manager is authorized to direct staff to file an application with LAFCo requesting that the District be allowed to provide wastewater service for the Property.
6. The Agreement is hereby approved, and the General Manager and District Secretary are hereby authorized and directed to execute, and to attest thereto, respectively, said agreement for and on behalf of Dublin San Ramon Services District.

Res. No. \_\_\_\_\_

ADOPTED by the Board of Directors of Dublin San Ramon Services District, a public agency in the State of California, counties of Alameda and Contra Costa, at its regular meeting held on the 5th day of August 2014, and passed by the following vote:

AYES:

NOES:

ABSENT:

ATTEST:

\_\_\_\_\_  
Georgan M. Vonheeder-Leopold, President

\_\_\_\_\_  
Nancy G. Hatfield, District Secretary

**OUT OF AREA SERVICE AGREEMENT  
FOR DSRSD SERVICES TO  
NIELSEN PROPERTY WEST OF DUBLIN**

This Out of Area Service Agreement (the "Agreement"), entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2014 (the "Execution Date"), by and between the DUBLIN SAN RAMON SERVICES DISTRICT, a public agency ("District") and Robert J. Nielsen, Jr., Thomas Nielsen, Jeff Nielsen and the N. Dublin Family Partnership (collectively, "Owner").

WITNESSETH:

WHEREAS the District supplies, for ranching operations, water service to the Nielsen property west of Dublin (APN 941-0100-007-54) ("Property"), as more particularly described in Exhibit 1 attached hereto and incorporated by reference herein, through an existing 5/8-inch water meter at the end of Brittany Lane, Dublin, installed by the District in exchange for title to the property on which District Reservoir 3A was constructed at 11152 Brittany Road, Dublin; and

WHEREAS, the Owner desires to obtain wastewater services from District, as described below, for the Property; and

WHEREAS such services will include connection of certain new ranching operation facilities on the Property to the District's wastewater collection system, the respective locations of which are shown on Exhibit 2 attached hereto and incorporated by reference herein; and

WHEREAS, the Property is outside the District's Service Area Boundary and within its sphere of influence; and

WHEREAS, District Code Section 3.20.010, Service Area Requirement, provides that the District may serve property outside the Service Area of the District with the approval of the Local Agency Formation Commission ("LAFCO") and under a service agreement; and

WHEREAS, the Amended and Restated Joint Exercise of Powers Agreement for the Livermore-Amador Valley Water Management Agency (LAVWMA), executed July 21, 1997 by and between the District and the Cities of Livermore and Pleasanton, allow, without LAVWMA Board approval, wastewater collection, treatment and disposal service to unincorporated areas in the interest of protecting

public health and safety if the cumulative amount of proposed service is less than ten equivalent residential connections; and,

WHEREAS, in a November 12, 2013 letter to the District, attached hereto as Exhibit 3 and incorporated by reference herein, the Owner has requested to enter into an Out of Area Service Agreement with the District; and

WHEREAS, Owner has obtained from the County of Alameda all land use entitlements determined by the County to be necessary for the improvement of the Property by installing certain new ranching operation facilities, as described in Exhibit 4 attached hereto and incorporated by reference herein, entitled "County of Alameda Site Development Review, PLN 2013-00519," including compliance with CEQA (the "Land Use Entitlements"); and

WHEREAS, pursuant to Government Code section 56133, the District has the authority to provide extended water and wastewater services outside its jurisdictional boundary to respond to an impending threat to public health or safety of the residents of the affected property and the residents in its service area; and

WHEREAS, in the interest of protecting the public health and safety, the District wishes to provide wastewater services to the Property subject to the terms and conditions for such services described in their entirety in this Agreement; and

WHEREAS, the DSRSD Code requires that an out of area service agreement be entered into, and that the services be approved in writing by the Alameda County LAFCO, in order for the District to provide such services to the Property, and this Agreement is intended to be such an agreement.

NOW, THEREFORE, the parties hereto agree as follows:

1. **PURPOSE.** The sole purpose of this Agreement, and the sole basis upon which services are being provided by the District to the Property, is to protect the public health and safety. The District has not undertaken any new obligation, commitment or responsibility to the Property beyond what is expressly described in this Agreement. The Parties agree that each of the Recitals set forth above is a part

of this Agreement. This Agreement shall become fully effective only upon approval by Alameda County LAFCO.

**2. DEFINITIONS.**

A. DSRSD Code – The Code of Dublin San Ramon Services District as amended from time to time by the District Board of Directors.

B. Standard Specifications – The Standard Procedures, Specifications and Drawings for Design and Installation of Potable Water, Recycled Water, and Wastewater Facilities prepared, maintained and updated from time to time by the District Engineer to implement the rules and regulations in the DSRSD code, and to establish requirements and standards for the planning, design, construction, operation, and maintenance of public water systems and wastewater systems.

C. Property – The Property to which the services herein provided pertain, generally described as the Nielsen Property West of Dublin, APN 941-0100-007-54, and more particularly described in Exhibit 1 attached hereto and incorporated herein by reference. A map showing the general location of the Property is attached hereto, marked Exhibit 2, and by this reference incorporated herein.

D. Ranch Operations Facilities – Those certain agricultural facilities, described as a “caretaker unit” and a “mobile home” on the site plans approved by the County, to be used for ranching operations and caretaker housing on the Property, as to which Owner has acquired the Land Use Entitlements, as described in Exhibits 2 through 4, that are to be serviced with wastewater collection, treatment, and disposal under this Agreement, and are proposed to be connected to the District’s wastewater collection system.

E. Sanitary Sewer Pipeline – The proposed sanitary sewer service pipeline proposed by Owner to connect the Ranch Operations Facilities to the District’s wastewater collection system, the location of which is shown on Exhibits 2 and 3.

F. Water Meter – The existing 5/8-inch water meter at the end of Brittany Lane, Dublin through which the District supplies water service for agricultural operations to the Property.

3. **WASTEWATER SERVICE.** The District shall provide wastewater collection, treatment and disposal service to the Property in accordance with this Agreement. The installation of Sanitary Sewer Pipeline from its Ranch Operations Facilities to a District approved point of connection shall be the sole responsibility of the Owner. The sewer connection for the Property shall solely serve the Ranch Operations Facilities, and shall have no excess capacity to provide service to any other facilities or property or for any purpose other than sanitary sewer service to the Ranch Operations Facilities. No other structures or properties will be served by the sewer connection. The Owner shall obtain a construction permit from the District in accordance with DSRSD Code, Chapter 3.50, Construction Permit, and pay applicable fees related to the installation and connection of the Sanitary Sewer Pipeline in accordance with DSRSD Code Chapter 3.70, Fees and Charges. The Owner shall own and be responsible for the operation and maintenance of the Sanitary Sewer Pipeline up to the point of its connection to the District's sanitary sewer collection system. The Owner shall comply with DSRSD Code in obtaining and maintaining sanitary sewer service from the District. The Owner shall acquire and pay all application and processing fees for LAFCO and for all permits required by any local, state or federal agency with jurisdiction over the service.

A. Construction. The Owner will prepare and submit to District, at Owner's own cost and expense, plans for construction of the Sanitary Sewer Pipeline from the Ranching Operations Facilities to the point of connection to the District's sanitary sewer collection system. The point of connection of the Sanitary Sewer Pipeline to the District's sanitary sewer collection system shall conform to the District's Standard Specifications as it may be amended from time to time. The District will approve conforming plans of the connection, which after such approval shall be deemed to be the "Approved Plans."

B. Inspections; Review. During the course of construction, the Owner shall permit, and does hereby grant, District employees and agents safe and convenient access to the construction site for inspection of the work of construction of the connection for compliance with the

Approved Plans. Likewise, during the course of construction of the connection, Owner shall submit to District for review all shop drawings, design changes, change orders, and other design or construction-related documents, materials, and test results attendant upon such construction. Within ten (10) working days of receipt of such matters, District shall review said drawings, design changes, change orders, and other matters and provide Owner with written notice of District's approval, disapproval, or approval with specified revisions or conditions in conformance with the Approved Plans or other pertinent District Standard Specifications.

C. Work Subject to Approval. The point of connection of the Sanitary Sewer Pipeline to the District's sanitary sewer collection system as provided for in this Agreement and more specifically described in the Approved Plans shall be subject to approval by District's District Engineer. Upon completion of the aforementioned connection, and the release of any security required under DSRSD Code Chapter 3.50, the Owner shall furnish District with a complete set of record plans and drawings showing the point of connection of the Sanitary Sewer Pipeline to the District's sanitary sewer collection system in its actual, or "as-built," condition and location as required in the District's Standard Specifications.

4. **WATER SERVICE.** The District shall continue to provide potable water service to the Water Meter. The Owner shall be responsible for the operation and maintenance of its water pipeline from the Water Meter to the watering trough located on the Property, including the existing backflow prevention device. The Owner shall comply with DSRSD Code Title 4 to maintain water service from the District.

5. **SERVICE FEES AND CHARGES.**

A. Wastewater. Upon the execution of this Agreement, the Owner shall pay the District regional and local wastewater capacity reserve fees in an amount equivalent to the capacity reserve fees applicable to two (2) single family homes in effect at the time of payment in accordance with DSRSD Code Chapter 3.70, Fees and Charges, for the building unit described as a "caretaker unit," in the site plans approved by the County, and for the building unit described as a "mobile home" on the site plans approved by the County. Upon connection of the Ranching



Operation Facilities to the District's sanitary sewer system, the Owner shall thereafter be billed the prevailing charges for wastewater services based on the District's prevailing wastewater service rates and charges structure described in DSRSD Code Chapter 5.30, Rates and Charges. Pursuant to District Code section 3.20.070, the use of the wastewater service connection is limited to the specific use and building units for which the service application is filed, and that before changing use and/or connecting additional building unit(s) or area(s), the Owner shall make application to the District for the additional service, pay the additional fees, and obtain a construction permit, as may be applicable. Wastewater service rates and charges shall be assessed by the District in accordance with the District's wastewater rate and charges structure as it is amended from time to time.

B. Water. The Owner shall continue to be billed the prevailing charges for water services based on the District's prevailing water service rates and charges structure described in DSRSD Code Chapter 4.30, Rates and Charges. Water service rates and charges shall be assessed by the District in accordance with the District's water rate and charges structure as it is amended from time to time.

6. **ANNEXATION**. The Owner hereby consents to the property being annexed to the District when annexation is requested by the District. If applicant withdraws or attempts to withdraw consent to annex the property, District may, at its option, terminate this agreement and all privileges granted hereunder, whereupon this agreement shall be null and void.

7. **LAND USE APPROVAL BY ALAMEDA COUNTY**. Alameda County is the Lead Agency and has prepared and certified all documentation required under the California Environmental Quality Act (Pub. Resources Code, § 21000 et seq.) ("CEQA") for the Project consisting of the Land Use Entitlements. The terms and conditions for service described or referenced in this Agreement will be reflected in the CEQA documents. Responsibility for completion of the CEQA documents and approval of the Land Use Entitlements rests solely with Alameda County and any such approval is left to its sole discretion.

**8. APPROVAL BY LAFCO.** Within ten (10) days after the Execution Date of this Agreement, the District shall, at Owners' expense, prepare and submit all documentation required by LAFCO for its approval of the service contemplated by this Agreement pursuant to Government Code section 56133. The application to LAFCO for approval of the service contemplated by this Agreement will indicate that the District is seeking to provide wastewater service to Owner in response to Owner's request to assist in addressing its concerns with wastewater service at the Property as expressed in the letter attached hereto as Exhibit 3. The application to LAFCO will also indicate that the District intends to continue to provide water service to the Property under the provisions of this Agreement. The Owner shall assist the District, as needed, in the preparation of the application and supporting materials, and if LAFCO requires District to enter into an agreement to indemnify LAFCO, the Owner will fully indemnify District with regard to all such costs, liabilities, charges, and expenses. The parties' mutual intent is that the Owner's responsibility to indemnify District, as confirmed in this Paragraph, shall be neither more nor less extensive than District's responsibility to indemnify LAFCO under the Agreement.

**9. CEQA COMPLIANCE.** The obligations of the Parties under this Agreement are conditioned on the absence of any challenge to the adequacy of the compliance with CEQA. The Parties acknowledge that any modifications to the Project resulting from LAFCO's approval may necessitate amendments to this Agreement in a mutually acceptable manner. None of the Parties will be bound by any unexecuted provisions of this Agreement hereby unless and until LAFCO's approval is completed.

**10. TERMS AND CONDITIONS.** In addition to the terms and conditions contained in this Agreement, all other applicable terms and conditions for water and sewer services described in the DSRSD Code shall apply to the water service and sewer connection for the Property.

**11. FEES, OTHER REQUIREMENTS.** Nothing herein contained shall be deemed to relieve the Owner of Owner's obligation to pay all capacity reserve fees, other rates or charges, or otherwise to comply fully with all pertinent requirements of the DSRSD Code or other provisions of law pertaining to access to, and use of, District's utility facilities.

**12. HOLD HARMLESS.** The Owner shall defend, protect, indemnify, and hold harmless District, its Board of Directors, other boards, commissions, officers, employees, volunteers, agents and consultants (collectively, the “Indemnitees”), from and against any and all liability, losses, damages, claims, demands, causes of actions, or actions arising out of, or alleged to have resulted from, the construction of the sanitary sewer service pipeline described in Paragraph 3, or any component thereof, or any negligent or willful tortious performance of, or failure to perform, any duty or responsibility of Owner hereunder, or any negligent or willful tortious action of, or failure to act by, Owner in furtherance of such duty or responsibility. Owner shall also defend, protect, indemnify, and hold harmless Indemnitees against and from any claims and liability based upon the use, or alleged use, of any patent or patented article by Owner in the construction of the sanitary sewer service pipeline. Owner’s duty to defend and hold harmless shall include the responsibility to provide legal representation, the selection of whom shall be subject to District’s approval.

The duty of Owner to indemnify District shall include the duty to defend as set forth in California Civil Code Section 2778; provided, that nothing herein contained shall require Owner to defend against claims for liability excluded under the provisions of California Civil Code Section 2782.

**13. INDEPENDENT CONTRACTOR.** Neither Owner, nor its officers, employees, agents or contractors are, nor shall they be deemed, officers, employees, agents or contractors of District in connection with the performance of Owner’s obligations hereunder.

**14. DISPUTE RESOLUTION.** In the event of a dispute between the parties in the interpretation of any provision of this Agreement or of the performance of either party expressly or impliedly required hereunder, prior to instituting any legal proceeding or action, the party claiming dispute shall notify the other party in writing of the nature of said dispute and request a meeting to confer regarding resolution thereof. The parties shall meet and confer within thirty (30) days of the date of said notice of dispute and shall endeavor in good faith to resolve the dispute by agreement or may provide, by written agreement, for said dispute to be resolved through mediation or arbitration. If, within the 30-day period, the parties

are unable to resolve the dispute or have not entered into a written agreement to pursue mediation and/or arbitration, they may pursue all available remedies.

**15. TERM OF AGREEMENT; TERMINATION.** This Agreement will remain in effect until terminated. This Agreement may be terminated by mutual written agreement of the Parties. Should either Party seek to terminate this Agreement for any reason absent agreement by the other Party, the dispute resolution procedures set forth in Section 13 of this Agreement will apply. The Parties shall work together to terminate this Agreement in the event that (1) wastewater service is terminated under Subsection A or B below; (2) water service is terminated under Subsection A or B below; or, (3) an application is submitted to Alameda County for (a) approval of a change in use of the Property to any use other than the Ranching Operations contemplated by this Agreement, (b) approval of a subdivision or lot line adjustment that would result in the “caretaker unit” and the “mobile home” (the two units together comprising the Ranch Operations Facilities) being located on separate parcels of land, or both. Following termination of the Agreement, for whatever reason, the Parties will execute and record a Notice of Termination.

A. If District determines that Owner has committed any violation of the DSRSD Code, District will first give thirty (30) days’ written notice to Owner, specifying the nature of the violation and demanding that the violation be cured if it can be cured. If Owner fails to cure a curable violation within the thirty (30) days’ period or if the violation is not curable, District may terminate wastewater or water service to the Property by written notice and based on the determination by District of such a violation. Upon termination of service by District for failure to cure a curable violation, Owner will be required to identify an alternate and adequate source of wastewater and/or water service, and demonstrate that the alternate source is actually available for use at the Property, to remain in compliance with the County Land Use Permit. District will continue to provide wastewater and/or water service to the Property for up to 12 months past the date of the notice of termination or until another source of wastewater and/or water service is provided, whichever is earlier. Upon termination of wastewater and/or water service, District will

disconnect service at the Owner's point of connection to the District's sanitary sewer system and/or remove the Water Meter, all at the Owner's expense. Nothing in the preceding sentence shall be construed to limit District's discretion to allow continued water service to the Property for agricultural use consistent with historical practice.

B. Owner reserves the right to unilaterally terminate the wastewater and/or water service to the Property at any time in its sole discretion by providing written notice of termination to the District. If such termination occurs because of or is related to Owner filing for bankruptcy, Owner shall furnish District adequate assurance of payment in accordance with Section 366 (b) of the Bankruptcy Code (11 U.S.C. 366(b)). If notice of termination is provided following initiation of wastewater service by District, District will continue to provide wastewater service until the earlier of 12 months past the date of the notice of termination, or the provision of another source of wastewater services in compliance with all provisions of law. Upon termination of wastewater and/or water service by District, Owner will be required to identify an alternate and adequate source of wastewater and/or water service, and demonstrate that the alternate source is actually available for use at the Property, to remain in compliance with the County Land Use Permit. In the event that Owner exercises such unilateral termination right, it will be responsible for all out-of-pocket costs reasonably incurred by District that are attributable to the service(s) up through the termination of the service and any costs or work necessary to safely terminate the service(s) and allow the orderly cessation of water and sewer service to the Property.

C. Nothing in this Agreement shall be construed as a waiver by the District of any of the provisions of the District Code.

**16. SUCCESSORS AND ASSIGNS.** This Agreement is binding on and shall inure to the benefit of the Parties and their respective heirs, successors, permitted assigns and representatives. Prior written consent of the District is required before Owner may assign any of its obligations under this Agreement, which consent shall not be unreasonably withheld. Any assignment by Owner of its obligations under

this Agreement will be in writing and will be recorded in the office of the Alameda County Clerk-Recorder, with copies provided by Owner to District.

**17. ENTIRE AGREEMENT.** This Agreement, together with the Public Facility Planning Agreement between the parties dated January 7, 2014 and the construction permit described in Section 3 (when it is obtained), contains the entire agreement among the Parties. No promise, representation, warranty, or covenant not included therein has been or is relied upon by any party hereto.

**18. CONSTRUCTION; INTERPRETATION.** This Agreement is the product of negotiation between and preparation by both Parties. Any rule of construction to the effect that any ambiguity is to be resolved against the drafting party will not be applied to the interpretation of this Agreement. This Agreement will be interpreted in accordance with the laws of the State of California.

**19. SEVERABILITY.** If for any reason any provision of this Agreement shall be determined to be invalid or inoperative, the validity and effect of the other provisions hereof shall not be affected thereby.

**20. NO THIRD PARTY BENEFICIARIES.** The Parties do not intend that any persons not parties to this Agreement occupy the position of intended third-party beneficiaries of the obligations assumed by either Party.

**21. AMENDMENTS AND SUPPLEMENTAL AGREEMENTS.** This Agreement may be amended or supplemented but only in writing, approved and duly executed by the parties in the same manner as this agreement.

**22. CAPTIONS.** Paragraph and subparagraph headings as used herein are for convenience only, and shall not be deemed to alter or modify the contents of the paragraph or subparagraph headed thereby.

**23. ORIGINAL COUNTERPARTS.** This Agreement may be executed in duplicate original counterparts, each of which shall, upon execution, be deemed an original hereof.

**24. RECORDATION.** After this Agreement is fully executed, either party may submit this agreement, or a memorandum thereof (Exhibit 5), to the Clerk-Recorder of Alameda County for recordation in the Official Records of said County.

25. **NOTICES.** Any notice required hereunder, or convenient to the performance hereof, shall be in writing and may be given to the other party by personal delivery, or by mail (first class or equivalent), postage prepaid, addressed in the case of District as follows:

Dublin San Ramon Service District  
7051 Dublin Boulevard  
Dublin, CA 94568  
Attn: General Manager

and in the case of Owner, as follows:

Robert Nielsen  
PO Box 608  
Pleasanton, CA 94566

26. **VOLUNTARY EXECUTION.** The Parties have freely and voluntarily executed this Agreement and are not acting under coercion, fraud, duress, menace, economic compulsion or undue influence, or because of any supposed disparity of bargaining power; rather, the Parties are freely and voluntarily signing this Agreement for their own benefit.

27. **SIGNATURES.** By affixing his/her signature below, each of the persons signing this Agreement warrants and represents that he/she has read and understands this Agreement, that he/she is authorized to sign this Agreement, and that the Party on behalf of whom he/she signs thereby agrees to be bound by its terms.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date first hereinabove written.

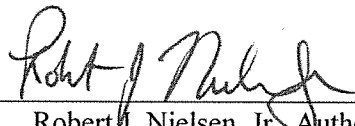
**DUBLIN SAN RAMON SERVICES DISTRICT,**  
A Public Agency of the State of California

By \_\_\_\_\_  
Bert Michalczyk, General Manager

Attest:

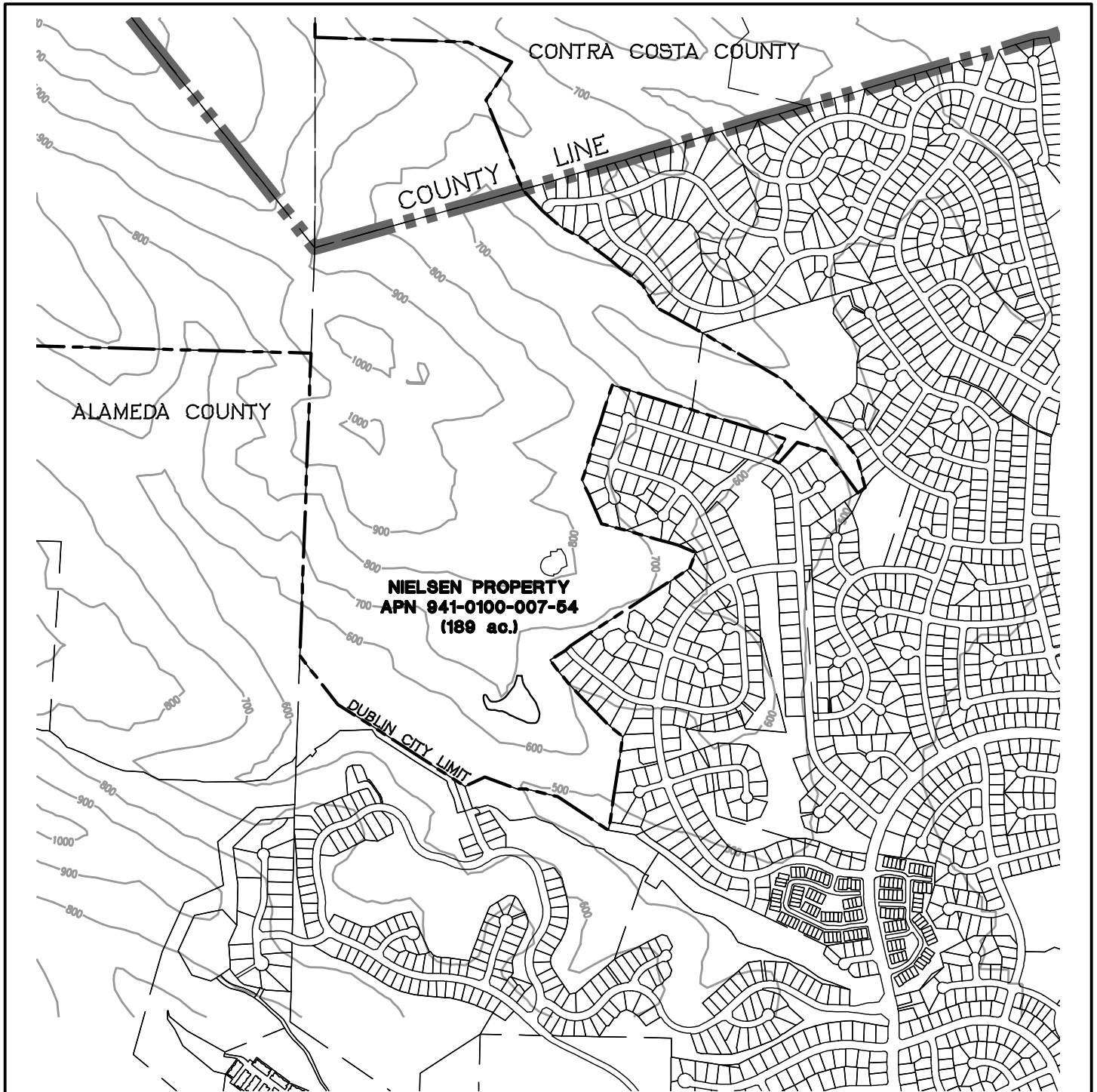
\_\_\_\_\_  
Nancy G. Hatfield, District Secretary

**ROBERT J. NIELSEN, JR., THOMAS NIELSEN,  
JEFF NIELSEN AND THE N. DUBLIN FAMILY  
PARTNERSHIP, Owner**

By   
Robert J. Nielsen, Jr., Authorized Representative

H:\Board\2014\08-05-14\Nielsen OOSA Amendment\Nielsen OOASA 07-18-14.docx



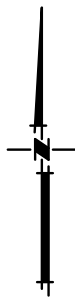


**NIELSEN PROPERTY**  
**APN 941-0100-007-54**  
**(189 ac.)**

**NIELSEN PROPERTY**  
**WEST DUBLIN**  
**EXHIBIT 1**

**MACKAY & SOMPS**

ENGINEERS PLANNERS SURVEYORS  
 5142B FRANKLIN DR, PLEASANTON, CA 94588 (925)225-0690



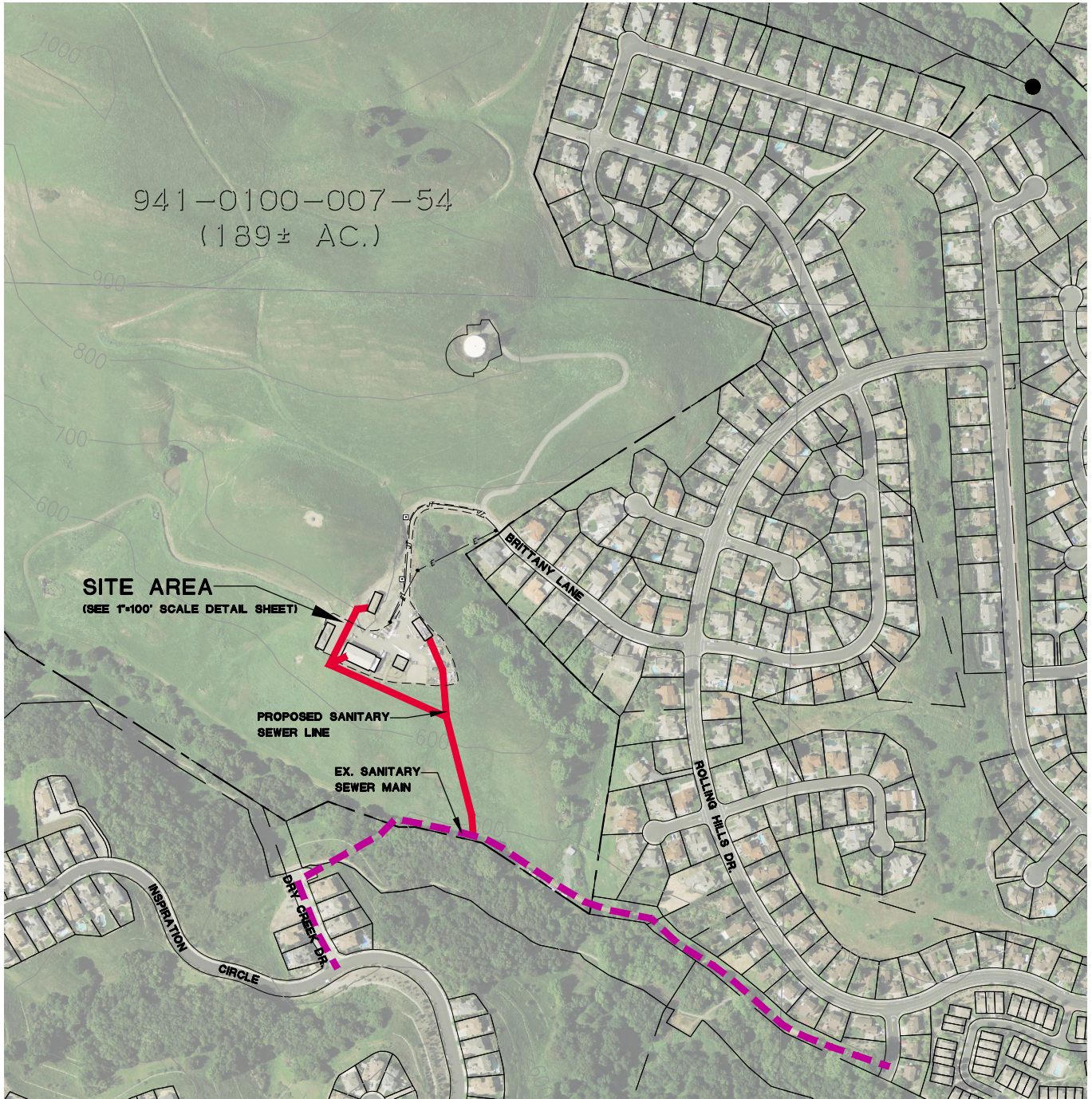
0 500 1000 2000



SCALE: 1" = 1000'

PHOTO: USGS 2011

19380 of 221



941-0100-007-54  
(189± AC.)

**SITE AREA**  
(SEE 1"=100' SCALE DETAIL SHEET)

PROPOSED SANITARY  
SEWER LINE

EX. SANITARY  
SEWER MAIN



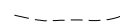
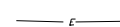

BRITTANY LANE

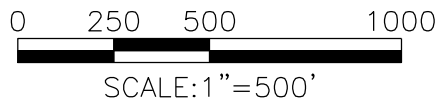
ROLLING HILLS DR

INSPIRATION  
CIRCLE

DRY CREEK DR

**LEGEND:**

-  EXISTING SANITARY SEWER MAIN
-  PROPOSED SANITARY SEWER LINE
-  LIMIT OF EX. GRAVEL AREAS
-  ELECTRIC SERVICE (ABOVE GROUND OPTION)
-  ELECTRIC SERVICE (UNDERGROUND OPTION)



**NIELSEN PROPERTY  
WEST DUBLIN  
SITE PLAN  
(APN 941-0100-007-54)**

**MACKAY & SOMPS**  
ENGINEERS PLANNERS SURVEYORS  
5142B FRANKLIN DR, PLEASANTON, CA 94588 (925)225-0690



November 13, 2013

Dublin San Ramon Services District  
Attn: Bert Michalczyk, PE, General Manager  
7051 Dublin Blvd.  
Dublin, CA 94568

Re: Out of Area Sewer Service  
Nielsen Property, West Dublin (APN: 941-0100-007-54)

Dear Mr. Michalczyk:

With recent changes in our overall operations in Dublin we have been working with the County on modifications to our operation on our West Dublin property. As part of that process we will need to install sewer service. We have attached a basic map of the generally proposed use of the property, the units to be connected and a proposed location for the connection. We believe that the best method to do this, both in terms of efficiency and the environment, would be to connect to the nearby existing sanitary sewer main. We believe that we may need to enter into an out of area service agreement so we need to understand the process that will be involved.

We need to move as quickly as possible, therefore, we would appreciate it if you could provide us with some direction as to the approval process as soon as possible.

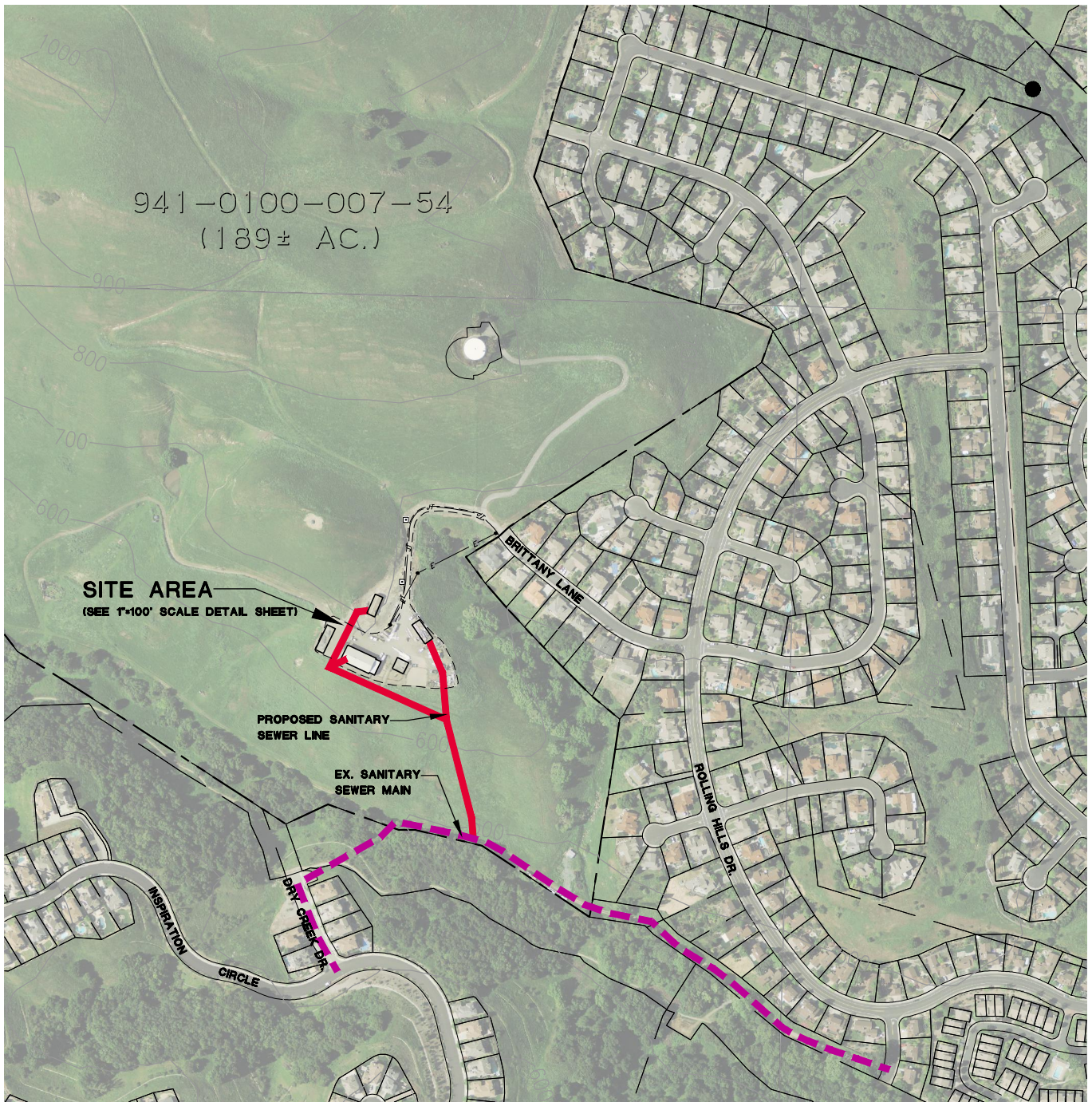
The property is owned by Robert J. Nielsen, Jr., Tom Nielsen and Jeff Nielsen (collectively 50%) and the N Dublin Family Partnership (50%) (collectively the "Ownership Group"). I, the undersigned, am the authorized representative of the Ownership Group for this process.

Thank you for your time.



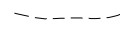
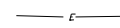

Very truly yours,

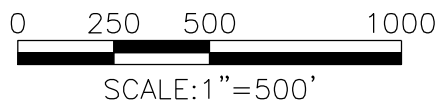
Robert J. Nielsen, Jr.

Enc.



**LEGEND:**

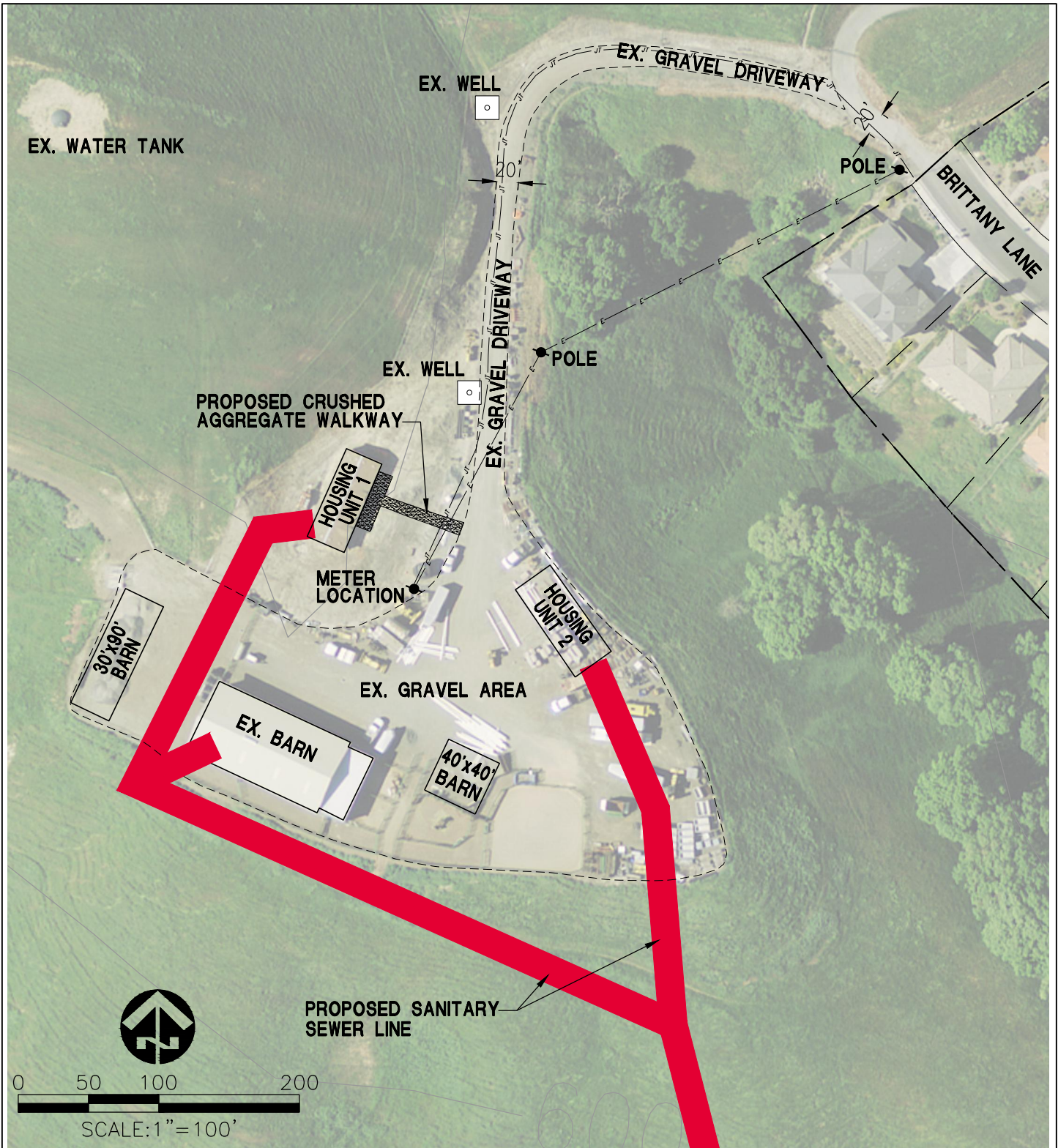
-  EXISTING SANITARY SEWER MAIN
-  PROPOSED SANITARY SEWER LINE
-  LIMIT OF EX. GRAVEL AREAS
-  ELECTRIC SERVICE (ABOVE GROUND OPTION)
-  ELECTRIC SERVICE (UNDERGROUND OPTION)



**NIELSEN PROPERTY  
WEST DUBLIN  
SITE PLAN**

(APN 941-0100-007-54)

**MACKAY & SOMPS**  
ENGINEERS PLANNERS SURVEYORS  
5142B FRANKLIN DR, PLEASANTON, CA 94588 (925)225-0690



**LEGEND:**

- EXISTING SANITARY SEWER MAIN
- PROPOSED SANITARY SEWER LINE
- LIMIT OF EX. GRAVEL AREAS
- ELECTRIC SERVICE (ABOVE GROUND OPTION)
- ELECTRIC SERVICE (UNDERGROUND OPTION)

**AGRICULTURAL SITE DEVELOPMENT REVIEW**

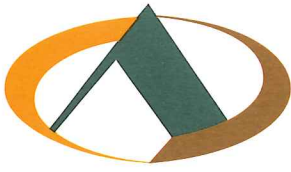
**NIELSEN PROPERTY  
WEST DUBLIN  
SITE PLAN**

**(APN 941-0100-007-54)**

**MACKAY & SOMPS**

ENGINEERS PLANNERS SURVEYORS  
5142B FRANKLIN DR, PLEASANTON, CA 94588 (925)225-0690

PHOTO: USGS 2011 19383700 of 221



ALAMEDA COUNTY COMMUNITY DEVELOPMENT AGENCY  
PLANNING DEPARTMENT

Chris Bazar  
Agency Director

December 31, 2013

Albert Lopez  
Planning Director

H&N Enterprises, Robert J Nielsen Trust  
11637 Alegre Drive  
Dublin, CA 94568

224  
West Winton Ave.  
Room 111

Dear Applicants:

Hayward  
California  
94544

**Site Development Review, PLN 2013-00159**

phone  
510.670.5400  
fax  
510.785.8793

Your application for **PLN 2013-00159**, to allow the demolition of an existing residence and construction of a new single-family residence in the "A" (Agricultural) District, on property located at 11099 Brittany Lane, unincorporated Dublin area of Alameda County, bearing Assessor's Parcel Number: 941-0100-007-54, has been approved subject to the design and conditions shown on Exhibit B, on file with the Alameda County Planning Department.

www.acgov.org/cda

This action may be appealed within 10 days after the date of this letter by submitting a letter to the Planning Department, 224 W. Winton St. Hayward CA 94544. The project applicant will be charged actual County costs for consideration of appeals. An appeal fee of \$250.00 must be submitted by anyone else appealing an action. The Site Development Review number, the condition appealed, and the reason for the appeal should be clearly stated in the letter.

If you have any questions, contact Damien Curry at (510) 670-5400.

Regards,

Albert Lopez  
Planning Director

cc: Robert J Nielsen Trust, 6407 Tassajara Road, Dublin, CA 94568  
Public Works, Grading Department  
Public Works, Building Inspection Department  
Public Works, Land Development  
Alameda County Fire Department

## **CONDITIONS OF APPROVAL, PLN 2013-00159**

**THIS SITE SHALL BE DEVELOPED AND MAINTAINED IN CONFORMANCE WITH THE DESIGN, STATEMENTS, AND CONDITIONS INDICATED HEREON. NO STRUCTURES OR OTHER USES THAN THOSE INDICATED ARE PERMITTED.**

**ANY DESIGN MODIFICATIONS REQUESTED BY ANY PARTY, EITHER PRIOR TO THE ISSUANCE OF A BUILDING PERMIT OR DURING CONSTRUCTION, SHALL BE APPROVED BY THE PLANNING DIRECTOR**

1. This permit approves an existing structure as a primary dwelling, a modular structure as a caretaker dwelling, on the property located at 11099 Brittany Lane, Dublin, CA 94550 (Assessor's APN: 941 -0100-007-54) according to plans marked Exhibit B on file with the Alameda County Planning Department.
2. A Building Permit shall be secured for structures hereon indicated and construction shall commence within three years of approval of this site development review or said approval shall be void.
3. Owner or successor shall defend, indemnify, and hold harmless Alameda County or its agents, officers, and employees from any claim, action, or proceeding against Alameda County or its agents, officers or employees to attack, set aside, void, or annul Site Development Review, PLN2013-00159, the CEQA Categorical Exemption, or any subsequent Site Development Review, or any combination thereof. Such indemnification shall include, but not be limited to, an award of costs and attorney's fees incurred by Alameda County in its defense. The County shall promptly notify owner or successor of any such challenge.
4. Elevations shall be in substantial conformance with those shown on Exhibit "B", PLN2013-159.
5. Any and all lighting shall be designed, installed, and operated so as not to radiate or emit glare towards the neighboring residences. Lighting shall be oriented internally toward the site. The illumination intensity of lighting shall be sufficient only for the intended purpose and neither excessive nor unnecessary. Approval shall be secured from the Planning Director prior to the construction of any accessory structures not shown on said Exhibit.
6. Subject property shall not be used for storage of equipment or material not required in the pursuit of agriculture.
7. Within 60 days of approval, applicant shall submit for Planning Director approval a Landscape Plan using trees and/or shrubs to provide effective screening for the primary residence, the caretaker dwelling, and part of the equipment storage area.
8. Applicant shall install the landscaping per plan prior to unit occupancy, and irrigate and maintain the landscaping throughout the life of the project.
9. Planning Director shall review the landscaping for efficacy and survivability two years and five years after approval.

### **PRIOR TO ISSUANCE OF A BUILDING PERMIT**

10. Owner or successor shall obtain from the Alameda County Department of Environmental Health approval for the onsite water well.
11. The project shall follow the recommendations included in the Biological Resource Analysis for 11099 Brittany Lane dated November 25, 2013.

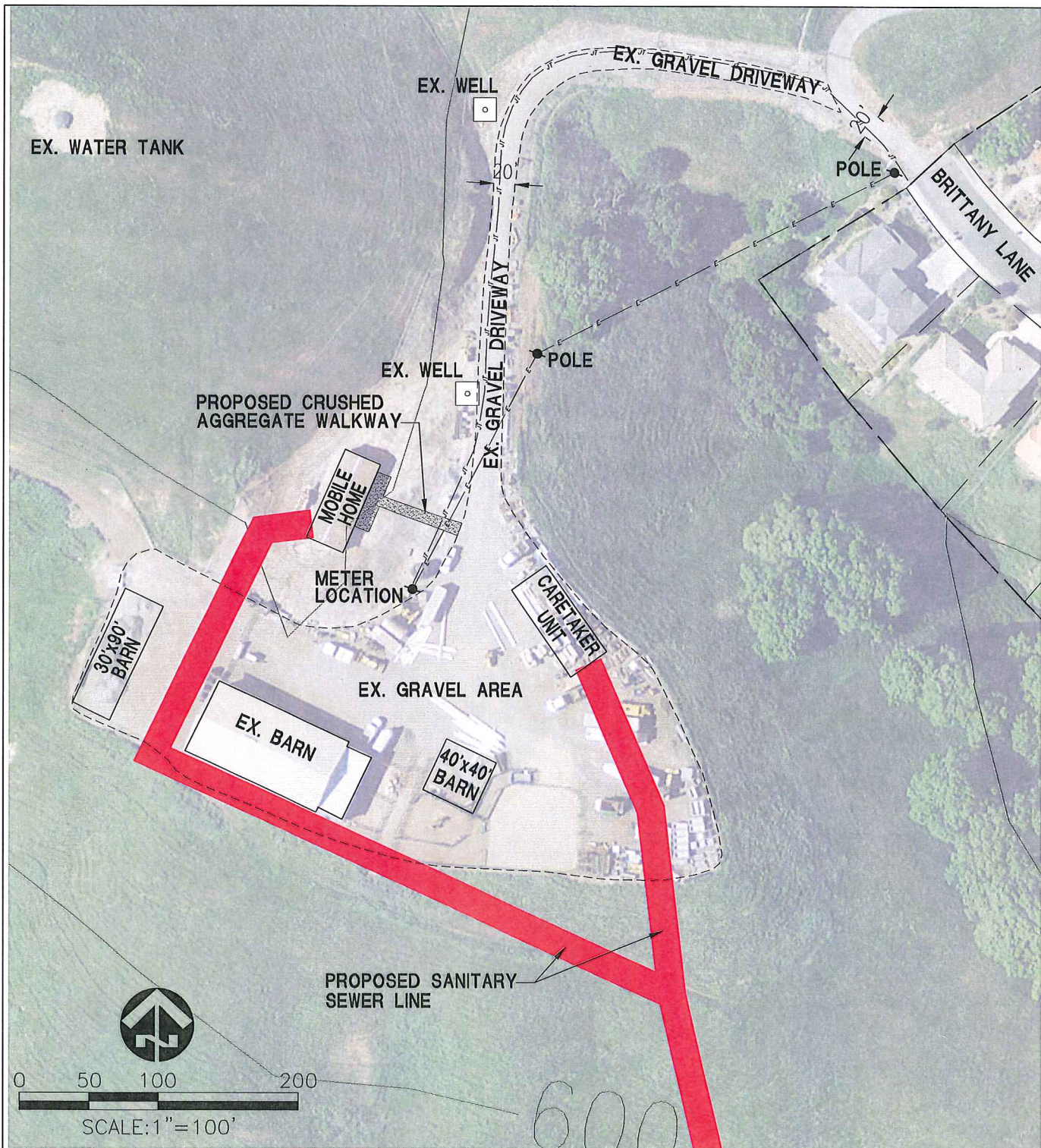
12. The project shall meet the requirements of the following agencies:
  - a. Alameda County Public Works Agency
  - b. Alameda County Fire Department
  - c. Alameda County Department of Environmental Health
13. Applicant shall obtain from the Dublin San Ramon Services District an out of area service agreement.
14. Installation shall follow the following guidelines:
  - a. Sewer line installation shall occur during the dry season from April 1 to October 15, or when there is no imminent inclement weather.
  - b. Applicant shall use straw wattles and other erosion control measures.
  - c. Route of sewer line shall be surveyed within 48 hours to determine the presence of wildlife or nesting birds within the work area. If found, wildlife shall be allowed to leave the work area. If nesting birds are present, sewer line installation shall be delayed until after the young have fledged.
  - d. Applicant shall backfill the sewer line and apply an erosion control seed mix so that the ground surface is returned as closely as possible to pre-disturbance conditions.
  - e. At the sewer line extension connection point with the existing sewer line, orange lattice plastic fencing shall be placed between the outer edge of the woodland vegetation and the excavated areas to prevent accidental intrusion in the riparian zone.

#### **PRIOR TO UNIT OCCUPANCY**



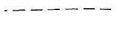


15. Five years after approval or at any time of change in the status of the caretaker dwelling, the applicant shall submit an agricultural caretaker dwelling report to the Planning Director for review pursuant to Alameda County Zoning Ordinance Section 17.06.090. Applicant shall submit a caretaker report to the Planning Director every five years thereafter.

**NOTE:** Minor modifications of this plan may be authorized upon the receipt of a request from the applicant in writing for such modifications accompanied by drawings sufficient to show the proposed changes.





**LEGEND:**

-  EXISTING SANITARY SEWER MAIN
-  PROPOSED SANITARY SEWER LINE
-  LIMIT OF EX. GRAVEL AREAS
-  ELECTRIC SERVICE (ABOVE GROUND OPTION)
-  ELECTRIC SERVICE (UNDERGROUND OPTION)

AGRICULTURAL SITE DEVELOPMENT REVIEW

APPROVED BY THE  
PLANNING DIRECTOR  
*Albert V. Lopez*  
ALBERT V. LOPEZ  
Alameda County Planning Director  
12/31/13  
date

11 - 8 1/2" x 11" Shts.  
1 - 11" x 17" Sht.

**NIELSEN PROPERTY  
WEST DUBLIN  
SITE PLAN**

(APN 941-0100-007-54)

**MACKAY & SOMPS**

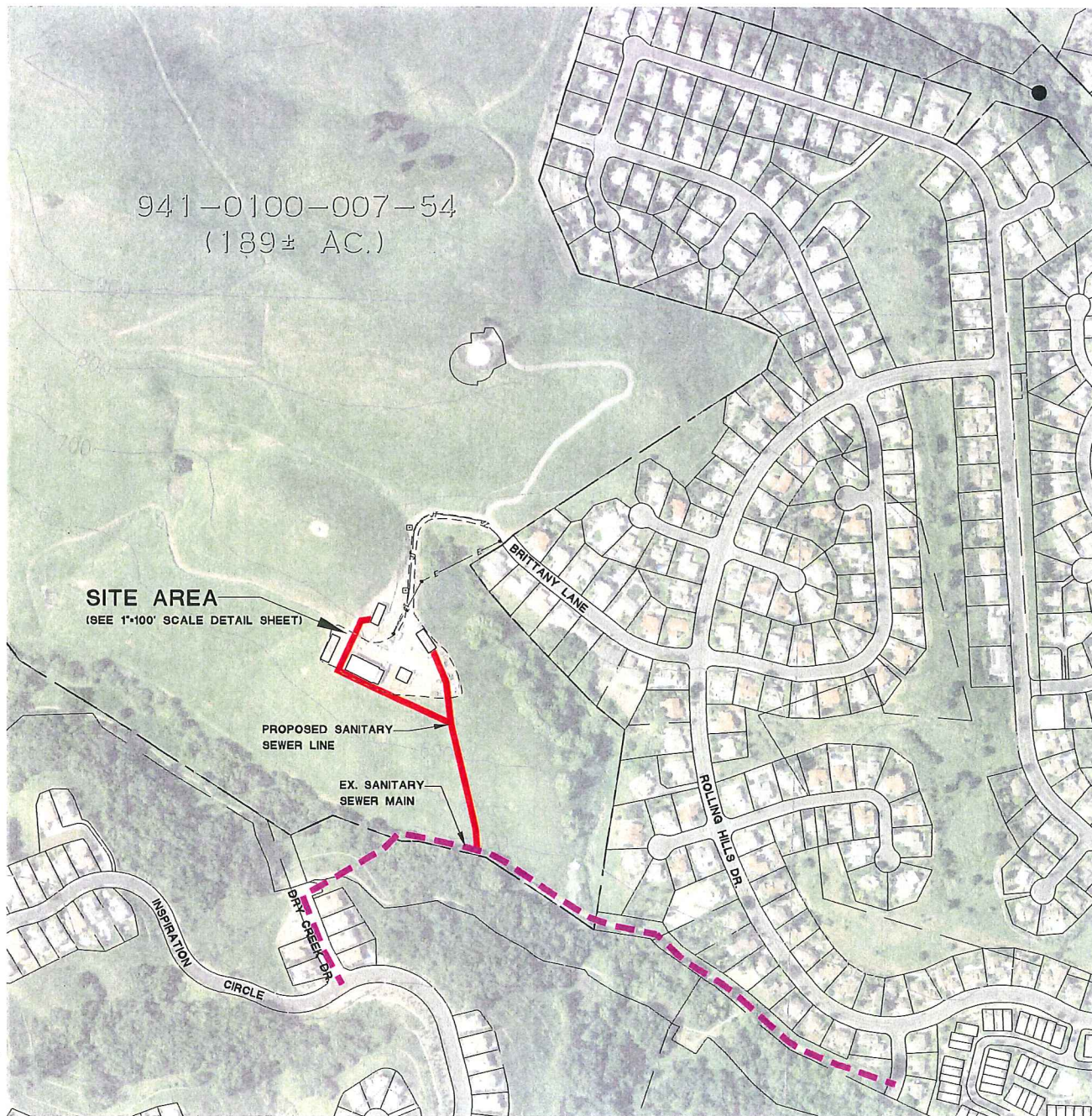
ENGINEERS PLANNERS SURVEYORS  
5142B FRANKLIN DR, PLEASANTON, CA 94588 (925)225-0690

PHOTO: USGS 2011

19380.00 of 221

**EXHIBIT "B", PLN2013-00159**

941-0100-007-54  
(189± AC.)



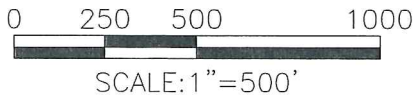
**SITE AREA**  
(SEE 1"=100' SCALE DETAIL SHEET)

PROPOSED SANITARY SEWER LINE

EX. SANITARY SEWER MAIN

**LEGEND:**

- EXISTING SANITARY SEWER MAIN
- PROPOSED SANITARY SEWER LINE
- LIMIT OF EX. GRAVEL AREAS
- ELECTRIC SERVICE (ABOVE GROUND OPTION)
- ELECTRIC SERVICE (UNDERGROUND OPTION)



**NIELSEN PROPERTY  
WEST DUBLIN  
SITE PLAN  
(APN 941-0100-007-54)**

**MACKEY & SOMPS**  
ENGINEERS PLANNERS SURVEYORS  
5142B FRANKLIN DR, PLEASANTON, CA 94588 (925)225-0690

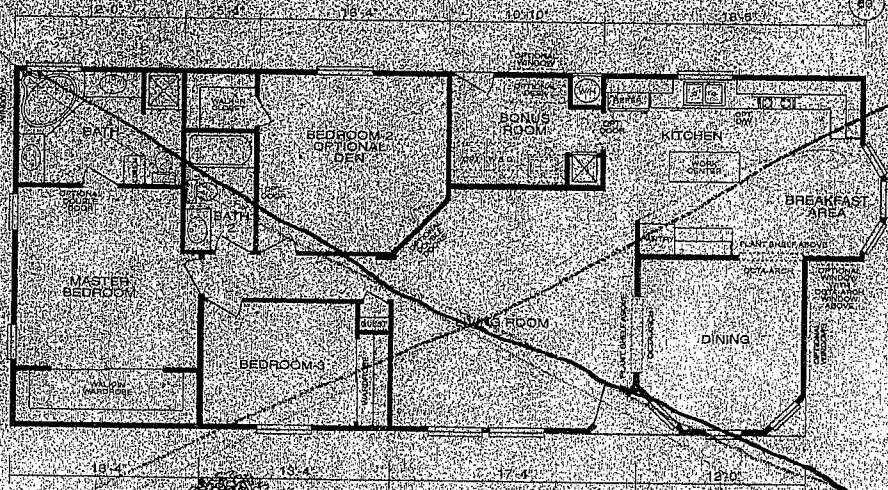
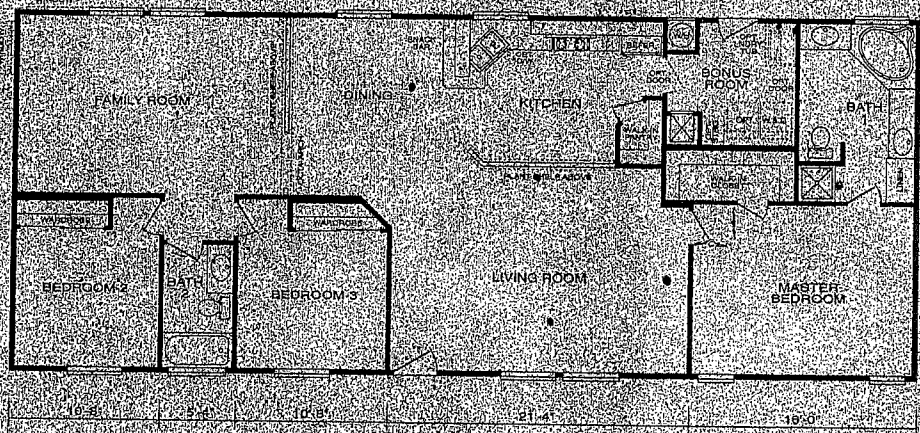
**Simple**  
BUILDS THE BEST



Westwood  
**Plan W-5**

Three Bedrooms, Two Bathrooms  
Approx. 1661 sq.ft.

*out plan*

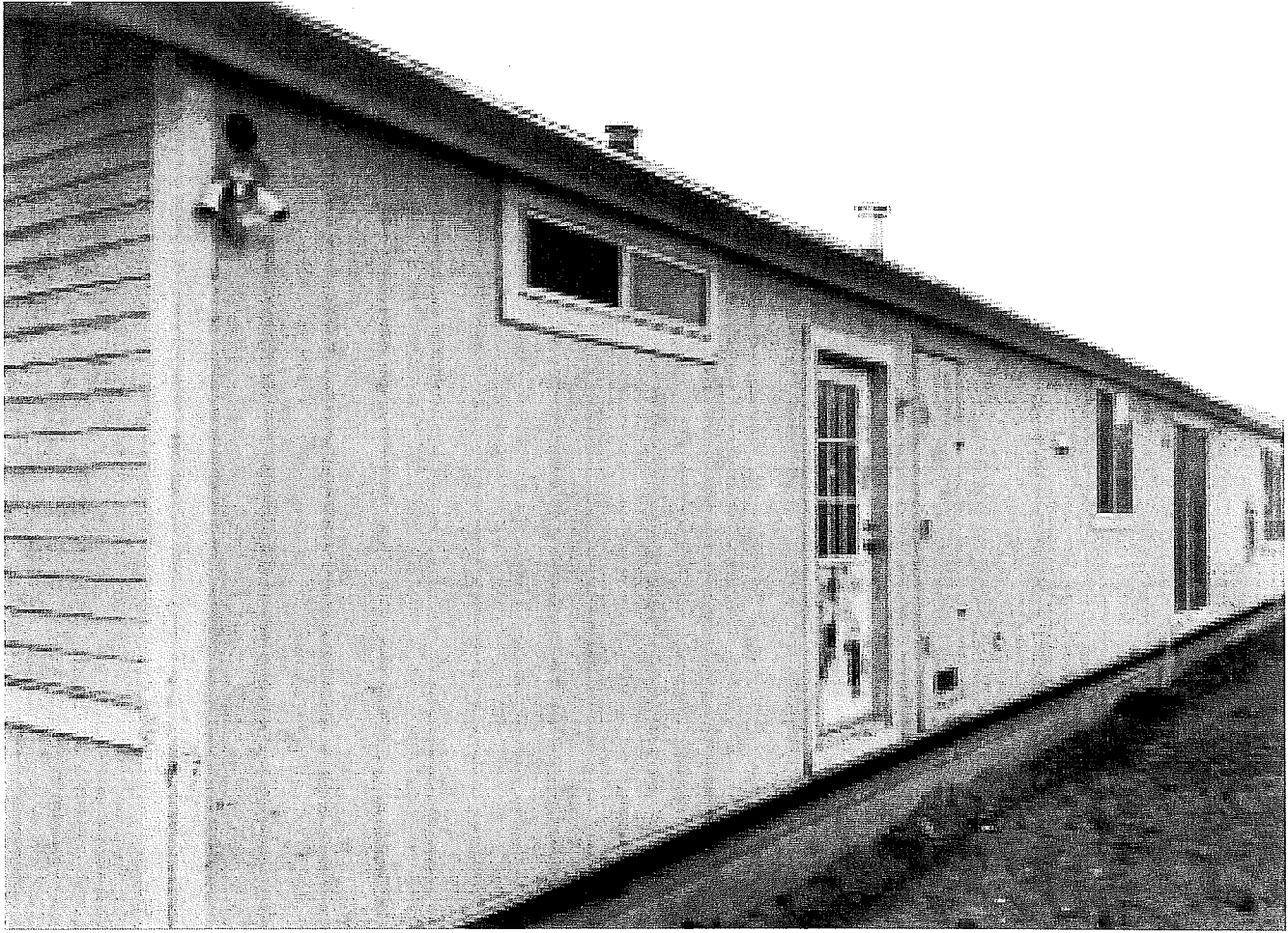


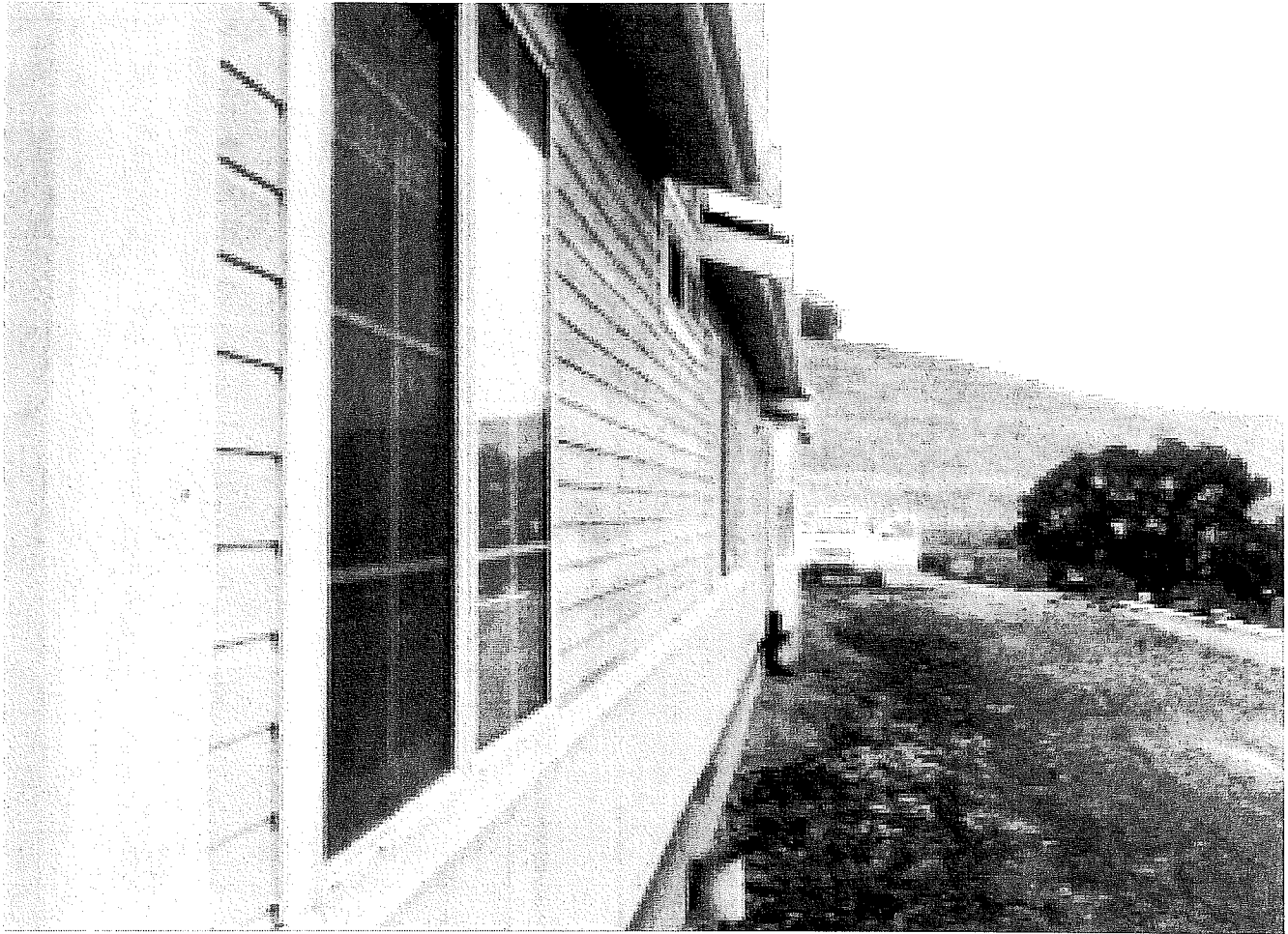
**Plan W-6**

Three Bedrooms, Two Bathrooms  
Approx. 1517.65 sq.ft.

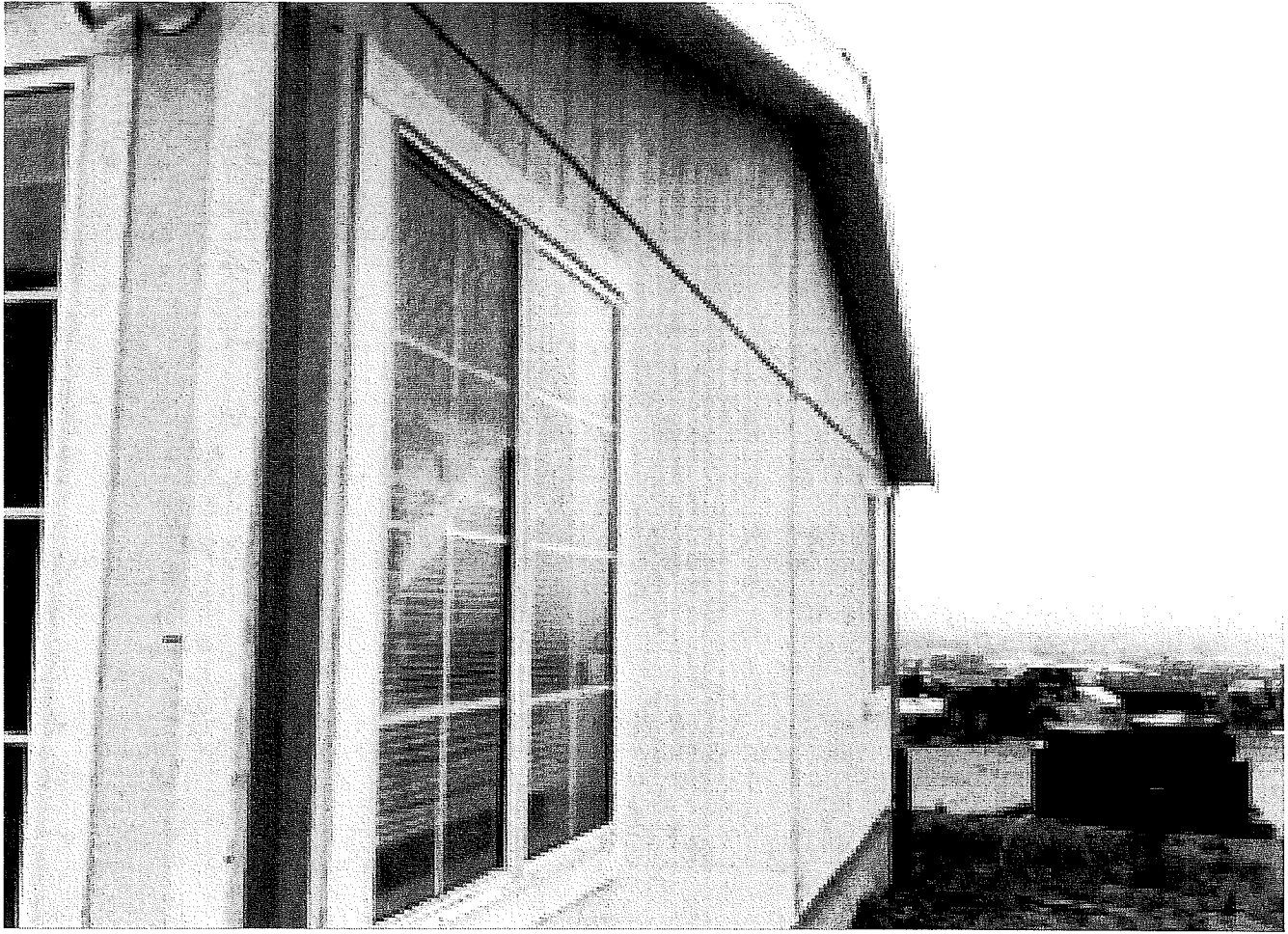














# FUQUA HOMES INC.

## COLUMN SUPPORT SPEC. SHEET

APPROVAL

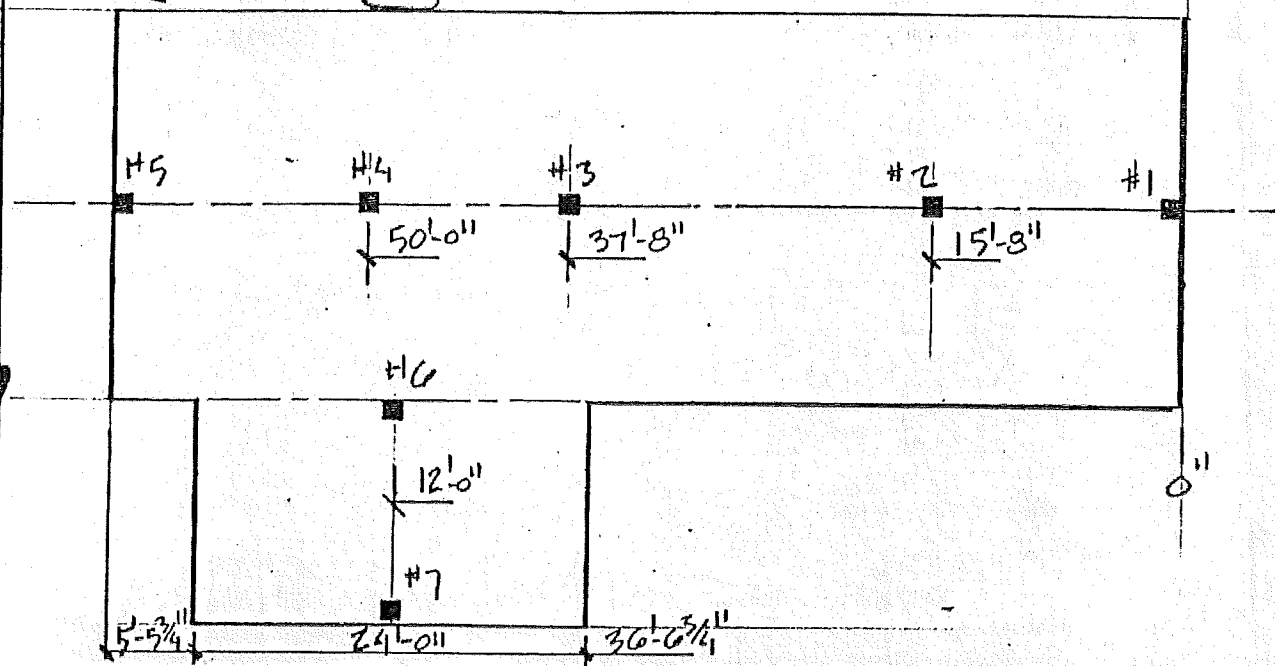
**APPROVED**

**APPROVED**

JUN 04 1987

Federal Mobile  
Home Construction  
and Safety Standards

MODEL	8909 SPECIAL
ROOF LIVE LOAD	40 PSF
ROOF DEAD LOAD	7 PSF
LENGTH	66'-0"
WIDTH	37'-0"



COL.	DOWNWARD LOAD (LBS.)	SPECIAL INSTRUCTIONS	COL.	DOWNWARD LOAD (LBS.)	SPECIAL INSTRUCTIONS
1	2267		9		
2	8609		10		
3	10032		11		
4	5264		12		
5	4058		13		
6	3954		14		
7	3854		15		
8			16		

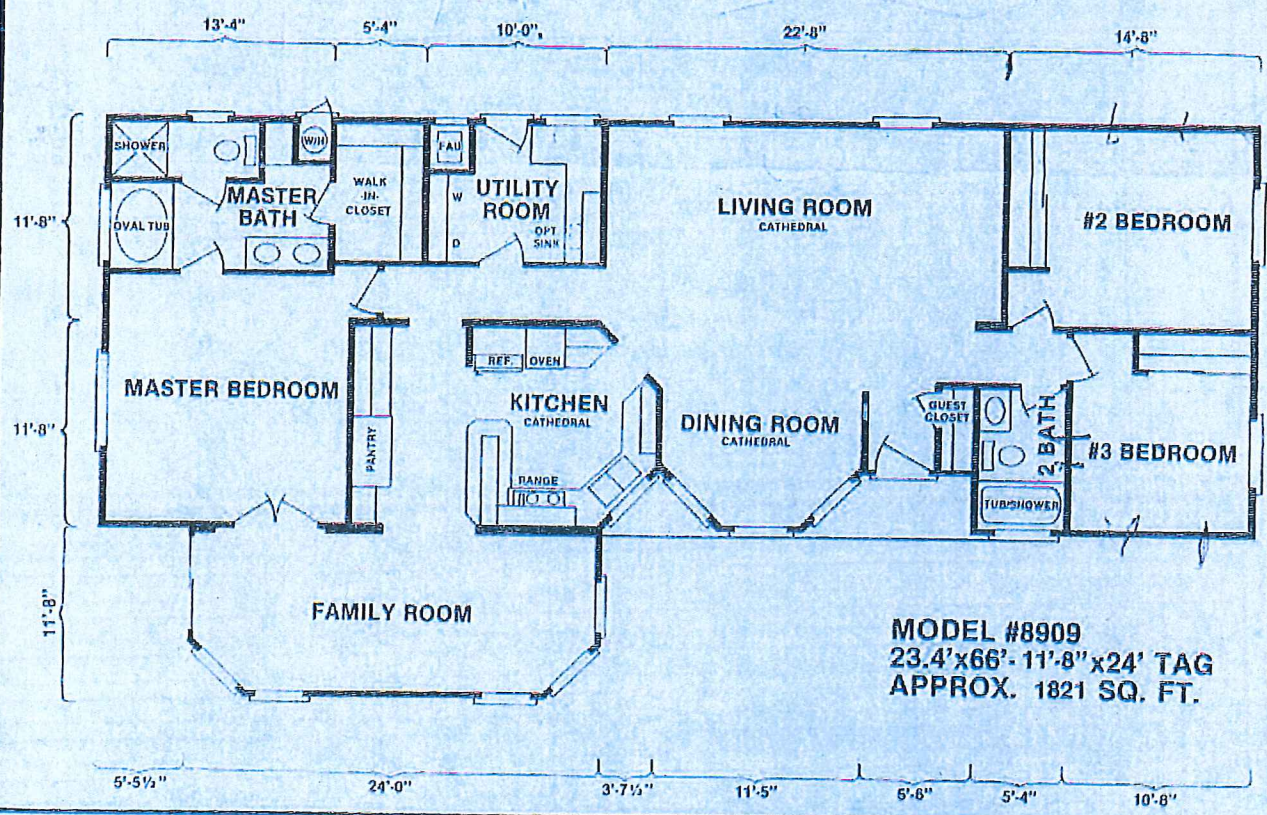
Footing or pad size must be determined by dividing the soil bearing capacity into the downward load. Ex: Soil bearing capacity = 1500 PSF, downward load 3200 LBS.  
 Footing size =  $\frac{3200 \text{ LBS}}{1500 \text{ PSF}} = 2.13 \text{ SQ. FT.}$

13 1/2 Slider Tri Flood Door

600  
Swan tub  
Sky Lites



820 5181



**MANUFACTURED BY:**  
**FUQUA HOMES, INC.**  
 CORONA DIVISION  
 1660 Old Magnolia Avenue  
 Corona, CA 91720  
 714-735-1150

**DISPLAYED BY** ★★★★★  
**FIVE STAR HOMES**  
 2201 W. Capitol Ave., W. Sacramento, CA 95837  
 (916) 371-5000

In addition to providing piers for supporting the frame, piers are also required to support the special roof loads. A strap or label has been fastened at the floor line to indicate the location of the additional piers. Footings and Piers should be sized according to Table 4 below or, to determine the exact pier capacity and loca-

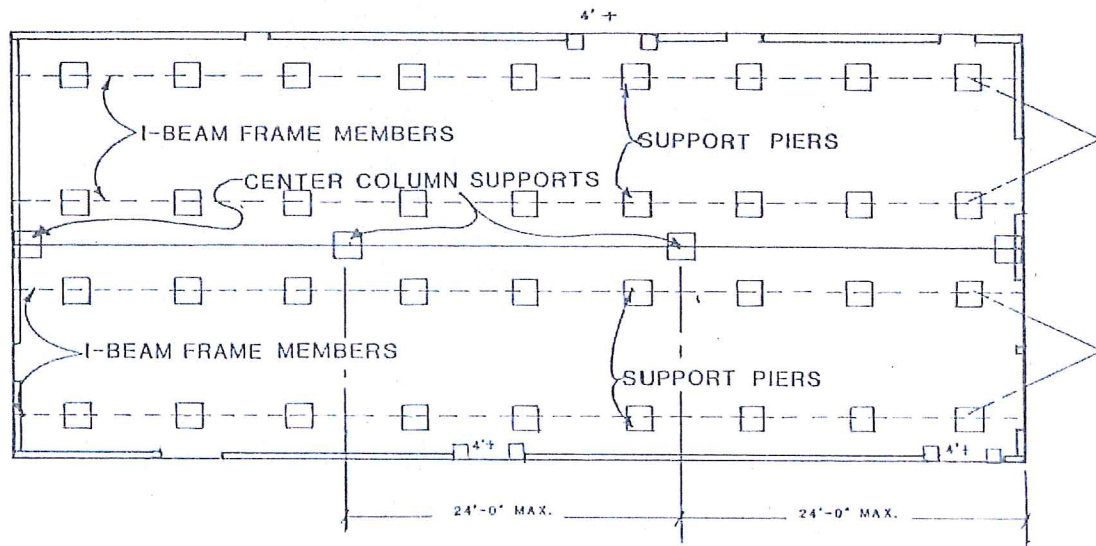
tion for this particular home, a column support specification sheet has been included in this manual and may be used in lieu of the below table. If this sheet was not included, a copy is available from the factory where your home was built.

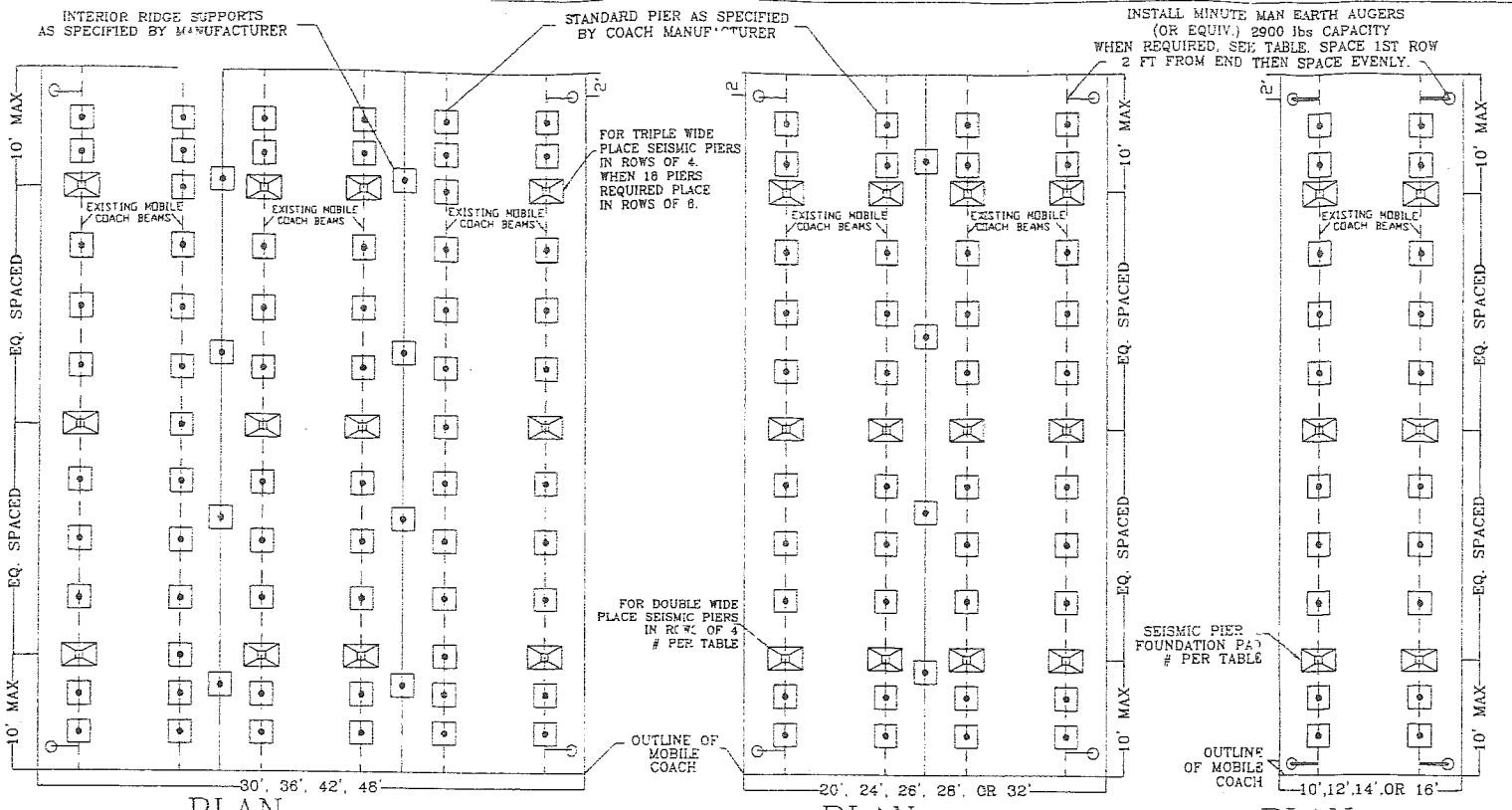
TABLE 4

		TOTAL PIER LOAD					
Roof Live Load		20 psf	30 psf	40 psf	60 psf	80 psf	
End Wall Centerline	24-Wide	3600	5040	6325	9110	11,830	
Piers	28-Wide	4240	5840	7440	10,640	13,840	
Interior Centerline		24-Wide	7200	10,080	12,650	18,220	23,660
Piers	28-Wide	8480	11,680	14,880	21,280	27,680	

NOTES:

1. Footings and piers must be designed to support the concentrated loads under the applicable conditions.
2. Concentrated loads consist only of roof loads.
3. Maximum distance from either end of the home to the first interior pier is 24'-0".
4. Maximum distance between interior piers is 24'-0".
5. Pier locations at the marriage line are marked with metal indicator straps or labels.
6. More than 1 pier may be used, i.e., side by side, to obtain required load capacity. (see illustration 1)
7. Add additional piers at each side of a single sidewall opening and between multiple openings (window and door) larger than 4'0". The required pier capacity equals 100 lbs. X opening size (ft.).

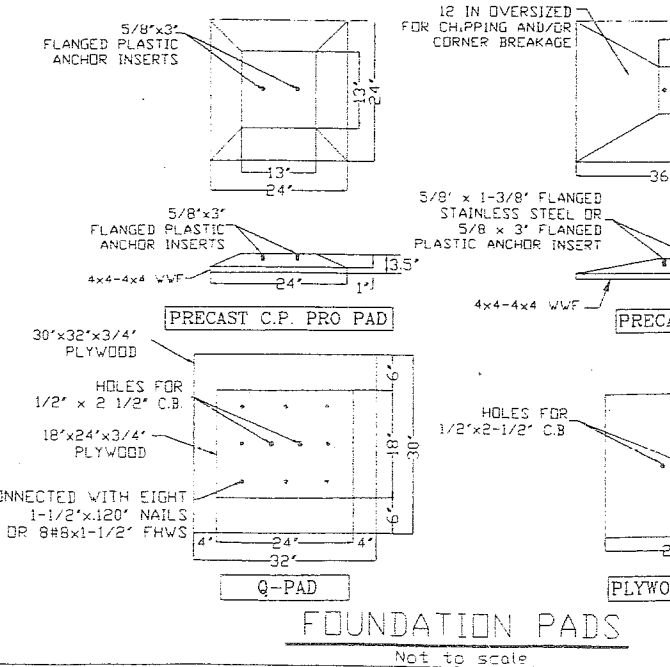




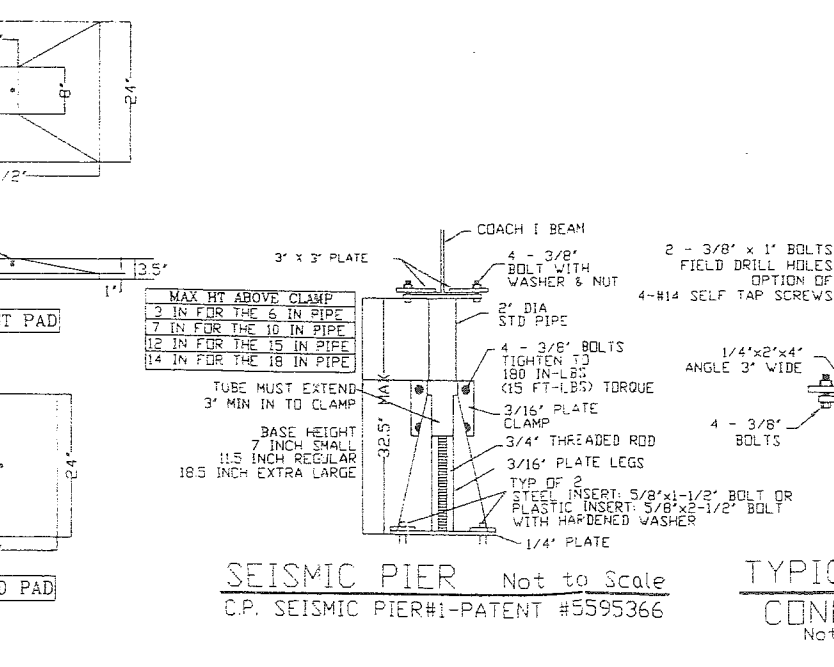
**PLAN** Scale: 1" = 10'  
**TRIPLE WIDE MOBILE COACH**  
**PLAN** Scale: 1" = 10'  
**DOUBLE WIDE MOBILE COACH**  
**PLAN** Scale: 1" = 10'  
**SINGLE WIDE MOBILE COACH**

COACH SIZE	SEISMIC ZONE	3		3 & 4		3 & 4	
		# OF SEISMIC PIERS	# OF TIE-DOWNS	# OF SEISMIC PIERS	# OF TIE-DOWNS	# OF SEISMIC PIERS	# OF TIE-DOWNS
UP TO 48 FT	70B	8	0	8	0	8	4
UP TO 78 FT	70B	12	0	12	0	12	4
UP TO 48 FT	70B, 70C & 80B	8	0	8	0	8	6
UP TO 78 FT	70B, 70C & 80B	12	0	12	4	12	8
UP TO 44 FT	80C	8	0	8	0	12	4
UP TO 86 FT	80C	12	0	12	0	12	4
UP TO 78 FT	80C	16	0	16	0	16	4
UP TO 60 FT	80C	12	0	16	0	16	4
UP TO 78 FT	80C	16	0	16	0	16	4

COACH SIZE	SEISMIC ZONE	3 & 4		3 & 4		3 & 4		3 & 4	
		# OF SEISMIC PIERS	# OF TIE-DOWNS	# OF SEISMIC PIERS	# OF TIE-DOWNS	# OF SEISMIC PIERS	# OF TIE-DOWNS	# OF SEISMIC PIERS	# OF TIE-DOWNS
UP TO 48 FT	70B	8	0	8	0	8	0	8	4
UP TO 78 FT	70B	12	0	12	0	12	0	12	4
UP TO 48 FT	80B	8	0	8	0	8	0	8	6
UP TO 78 FT	80B	12	0	12	4	12	8	12	8
UP TO 44 FT	70C	8	0	8	0	12	4	12	4
UP TO 86 FT	70C	12	0	12	0	12	0	12	4
UP TO 78 FT	70C	16	0	16	0	16	0	16	4
UP TO 60 FT	70C	12	0	16	0	16	0	16	4
UP TO 78 FT	70C	16	0	16	0	16	0	16	4

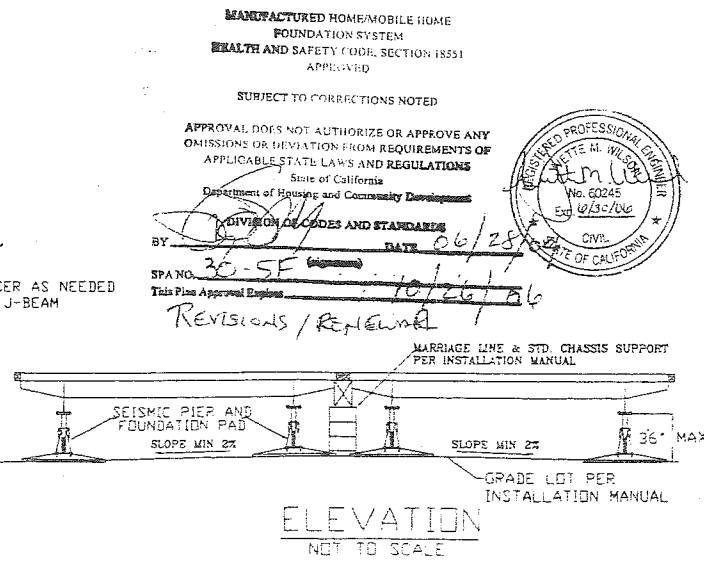


**FOUNDATION PADS**  
Not to scale



**SEISMIC PIER** Not to Scale  
C.P. SEISMIC PIER#1-PATENT #5595366

**TYPICAL BEAM CONNECTION**  
Not to Scale



**ELEVATION**  
NOT TO SCALE

- GENERAL NOTES:**  
 REFERENCE: CALIFORNIA CODE OF REGULATIONS, TITLE 25 AND U.B.C. 1994 EDITION.  
 1. DESIGN LOADS SHALL BE CONSISTENT WITH LOCAL REQUIREMENTS WHERE INSTALLED.  
 2. FOOTINGS ARE TO BE SUPPORTED BY EITHER FIRM, UNSATURATED, UNDISTURBED SOIL OR COMPACTED FILL, ASPHALT OR CONCRETE. FOOTINGS ARE DESIGNED FOR 1000 PSF BEARING CAPACITY AND SHALL BE COMPATIBLE WITH LOCAL SOIL CONDITIONS. ALL FOOTINGS SHALL BE FOUNDED IN ACCORDANCE WITH H.C.D. GUIDELINES AND TITLE 25.  
 3. STRUCTURAL STEEL:  
 a. SHALL CONFORM TO ASTM A36 Fy = 36 KSI MINIMUM.  
 b. SHALL BE FABRICATED ACCORDING TO AISC SPECIFICATIONS.  
 c. SHALL BE WELDED ACCORDING TO AWS SPECIFICATIONS:  
 i. ELECTRODES: E70  
 ii. PLATES: ASTM A36  
 iii. BOLTS: STANDARD ASTM A307  
 iv. THREADED ROD: COLD DRAWN LOW CARBON WELDABLE  
 d. ALL METAL COMPONENTS INCLUDING NAILS & SCREWS ETC. ARE TO BE PROTECTIVE COATED.  
 4. THE C.P. SEISMIC PIER SHALL BE LISTED AND LABELED BY CERTIFIED TESTING AND CONSULTING SERVICES (CTC) FOR THE FOLLOWING LOADS:  
 a. LATERAL X-LARGE PIER: 1907 LBS. ULT. LOAD LARGE PIER: 2423 LBS ULT. LOAD  
 b. VERTICAL : 16000 LBS ULTIMATE LOAD  
 5. THIS FOUNDATION SYSTEM IS FOR PLACING MANUFACTURED BUILDINGS CONSTRUCTED WITH LONGITUDINAL OR CROSS JOISTS.  
 6. THIS FOUNDATION SYSTEM PLAN IS DESIGNED TO BE CONSTRUCTED ON A FAIRLY LEVEL SITE WITH NO EXISTING SOIL PROBLEMS. SEE TITLE 25 SECTION 1334(b)  
 7. STANDARD PIER & FOOTING SPACING PER COACH MANUFACTURER'S INSTALLATION MANUAL. WITHOUT MANUAL, SPACING OF STANDARD PIERS TO BE DETERMINED BY STATE MOBILE HOMES PARK ACT.

- FOUNDATION PAD NOTES:**  
 1. FOUR FOUNDATION PADS ARE AVAILABLE FOR USE WITH THIS SYSTEM. THE CUSTOMER MAY CHOOSE ONE OF THE FOUR PADS FOR THEIR COACH.  
 2. FLTN PADS SHALL BE PLACED ON FIRM, LEVEL UNDISTURBED SOIL (SEE GEN. NOTE 2)  
 3. CONCRETE FOUNDATION PADS  
 A. 3000 PSI AT 28 DAYS AS TESTED AND MANUF. BY STARLITE WEIGHT CONCRETE.  
 B. PREFERRED PAD ORIENTATION WHERE EVER POSSIBLE IS THAT THE LONG DIMENSION OF THE PAD BE PERPENDICULAR TO THE COACH BEAM (AS SHOWN ON THE PLAN).  
 C. WHERE FIELD CONDITIONS REQUIRE PAD ROTATION, NO MORE THAN HALF OF THE PADS IN A TRAVERSE LINE CAN BE ROTATED SO THAT THE LONG DIMENSION OF THE PADS ARE PARALLEL TO THE COACH BEAM.  
 4. PRESSURE TREATED FOUNDATION PAD  
 A. 3/4 INCH A.P.A. 48/24 EXTERIOR P.S.I.-83 CC. PLUGGED, NER-QA397,PRP-108.  
 5. ATTACHMENT TO EXISTING CONCRETE SLAB  
 THE C.P. SEISMIC PIER MAY BE ATTACHED TO AN EXISTING COMPETENT CONCRETE SLAB OR CONCRETE FOOTING ACCORDING TO THE FOLLOWING CRITERIA:  
 1. ATTACH WITH TWO 1/2" DIAM. ITW RAMSET/ REDHEAD TRUBULT WEDGE ANCHORS  
 2. MINIMUM EMBEDMENT = 2.5"  
 3. MINIMUM CONCRETE THICKNESS = 3 1/4"  
 4. MINIMUM EDGE DISTANCE = 2"

- COACH SIZE NOTES:**  
 1. UNLESS APPROVED BY ROCK SOLID ENGINEERING, INC., THE ROOF PITCH SHOULD NOT EXCEED:  
 A. SINGLE WIDES: 3:12 OR 4:12 AS SHOWN IN TABLE  
 B. 20 FEET WIDES: 2 1/2:12 OR 4:12 AS SHOWN IN TABLE  
 C. ALL OTHER DOUBLE WIDES: 4:12  
 D. TRIPLE WIDES: 4:12  
 2. FOR ANY COACH SIZE OTHER THAN AS SHOWN ON THIS PLAN OR REFERENCED ABOVE, LAYOUT SHALL BE REVIEWED AND APPROVED BY ROCK SOLID ENGINEERING, INC.
- INSPECTION REQUIREMENTS:**  
 1. THE DESIGN OF THIS SYSTEM IS BASED ON STANDARD MANUFACTURED HOMES AS BUILT BY THE MANUFACTURER. SITE BUILT ADDITIONS SUCH AS GARAGES AND SECONDARY ROOFS HAVE NOT BEEN INCLUDED IN THIS DESIGN.  
 2. ALL DIMENSIONS INCLUDED ON THIS PLAN, INCLUDING COACH SIZE, ROOF HEIGHT AND PIER HEIGHT, SHOULD BE FIELD VERIFIED BY THE LOCAL BUILDING OFFICIAL. ANY DISCREPANCIES SHOULD BE IMMEDIATELY BROUGHT TO THE ENGINEER'S ATTENTION.  
 3. THE BUILDING PAD SHOULD BE INSPECTED TO ENSURE THAT PROPER DRAINAGE PATTERNS HAVE BEEN ESTABLISHED IN ACCORDANCE WITH TITLE 25 & MANUFACTURER.

**REVISIONS**

REVISIONS	BY
05-02-03	YW
10-01-03	YW
04-07-04	YW

**FOR: CENTRAL PIERS, INC.**  
 284 N. THORNE  
 FRESNO, CA. 93706  
 (559) 268-0828

**ENGINEERED FOUNDATION SYSTEM (SPA 30-5F)**

**DATE:** 04-28-03  
**SCALE:** AS SHOWN  
**DRAWN:** YMW  
**JOB #:** W03002B  
**SHEET:** 1  
 OF 1 SHEETS

**Rock Solid Engineering, Inc.**  
 CIVIL & GEOTECHNICAL CONSULTANTS  
 Foundation Engineering • Site Assessments • Manufactured Home Foundations • Expert Witness

110 LAPIS DRIVE, WATSONVILLE, CA. 95076 (831) 724-5868

RECORDING REQUESTED BY AND  
AFTER RECORDING RETURN TO:

General Manager  
Dublin San Ramon Service District  
7051 Dublin Boulevard  
Dublin, CA 94568

(APN 941-0100-007-54)

SPACE ABOVE THIS LINE FOR RECORDER'S USE

**MEMORANDUM OF OUT OF AREA SERVICE AGREEMENT  
FOR DSRSD SERVICES TO  
NIELSEN PROPERTY WEST OF DUBLIN**

This Memorandum of Out of Area Service Agreement (“Memorandum”), entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2014 (the “Execution Date”), by and between the DUBLIN SAN RAMON SERVICES DISTRICT, a public agency (“District”) and Robert J. Nielsen, Jr., Thomas Nielsen, Jeff Nielsen and the N. Dublin Family Partnership (collectively, “Owner”).

Owner owns a parcel of real property located in unincorporated Alameda County west of Dublin (currently designated as APN 941-0100-007-54) currently used for ranching operations, which is more particularly described in Exhibit 1 attached hereto and incorporated by reference herein (“Property”).

The Property is adjacent to, but outside, the service area of the District, and water service has historically been provided to the Property through an existing 5/8-inch water meter at the end of Brittany Lane, Dublin, installed by the District in exchange for title to the land on which District Reservoir 3A sits.

The Owner now desires to obtain wastewater services from District for the Property, which, pursuant to Government Code section 56133 and District Code Section 3.20.010, Service Area Requirement, requires the approval of the applicable Local Agency Formation Commission (“LAFCo”).

The terms and conditions upon which wastewater service will be provided are set forth at length in the Out Of Area Service Agreement between Owner and District dated \_\_\_\_\_, 2014. The terms and conditions of the Agreement shall govern in the event of any conflict between the Agreement and this Memorandum. The following summary of key terms and conditions is subject to the terms and conditions as fully set forth in the Out Of Area Service Agreement, the terms and conditions of which are made a part of this Memorandum as though fully set forth herein:

1. The sole purpose of the Out Of Area Service Agreement, and the sole basis upon which services are being provided by the District to the Property, is to protect the public health and safety.
2. Under the Out Of Area Service Agreement, wastewater services are being provided to two specific agricultural facilities collectively defined as the “Ranch Operations Facilities” through a sewer lateral installed, owned, and maintained by Owner defined as the “Sanitary Sewer Pipeline.” The Owner shall comply with DSRSD Code in obtaining and maintaining sanitary sewer service from the District, and shall pay the prevailing charges for wastewater services based on the District’s prevailing wastewater service rates and charges described in DSRSD Code Chapter 5.30, Rates and Charges, as amended from time to time.

- 3. The District shall continue to provide potable water service to the Water Meter through the existing meter, and through the backflow prevention device and privately owned pipelines, the operation and maintenance of which the Owner shall be responsible. The Owner shall comply with DSRSD Code Title 4 to maintain water service from the District, and shall pay the District’s prevailing water service rates and charges described in DSRSD Code Chapter 4.30, Rates and Charges, as amended from time to time.
- 4. The Out Of Area Service Agreement specifies that use of the wastewater service connection is limited to the specific use and building units for which the service application is filed, and that the Owner shall apply to the District for the additional service, pay the additional fees, and obtain a construction permit, as may be applicable, before changing use and/or connecting additional building unit(s) or area(s).
- 5. The Parties shall work together to terminate the Out Of Area Service Agreement in the event that (1) wastewater service is terminated as provided in the Agreement; (2) water service is terminated as provided in the Agreement; or, (3) an application is submitted to Alameda County for (a) approval of a change in use of the Property to any use other than the Ranching Operations contemplated by this Agreement, (b) approval of a subdivision or lot line adjustment that would result in the “caretaker unit” and the “mobile home” (the two units together comprising the Ranch Operations Facilities) being located on separate parcels of land, or both. Following termination of the Agreement, for whatever reason, the Parties will execute and record a Notice of Termination.
- 6. This Memorandum is binding on and shall inure to the benefit of the Parties and their respective heirs, successors, permitted assigns and representatives. The Out of Area Service Agreement requires prior written consent of the District before Owner may assign any of its obligations under that Agreement, and further requires that any such assignment by Owner shall be in writing and be recorded in the office of the Alameda County Clerk-Recorder, with copies provided by Owner to District.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date first hereinabove written.

**DUBLIN SAN RAMON SERVICES DISTRICT,**  
A Public Agency of the State of California

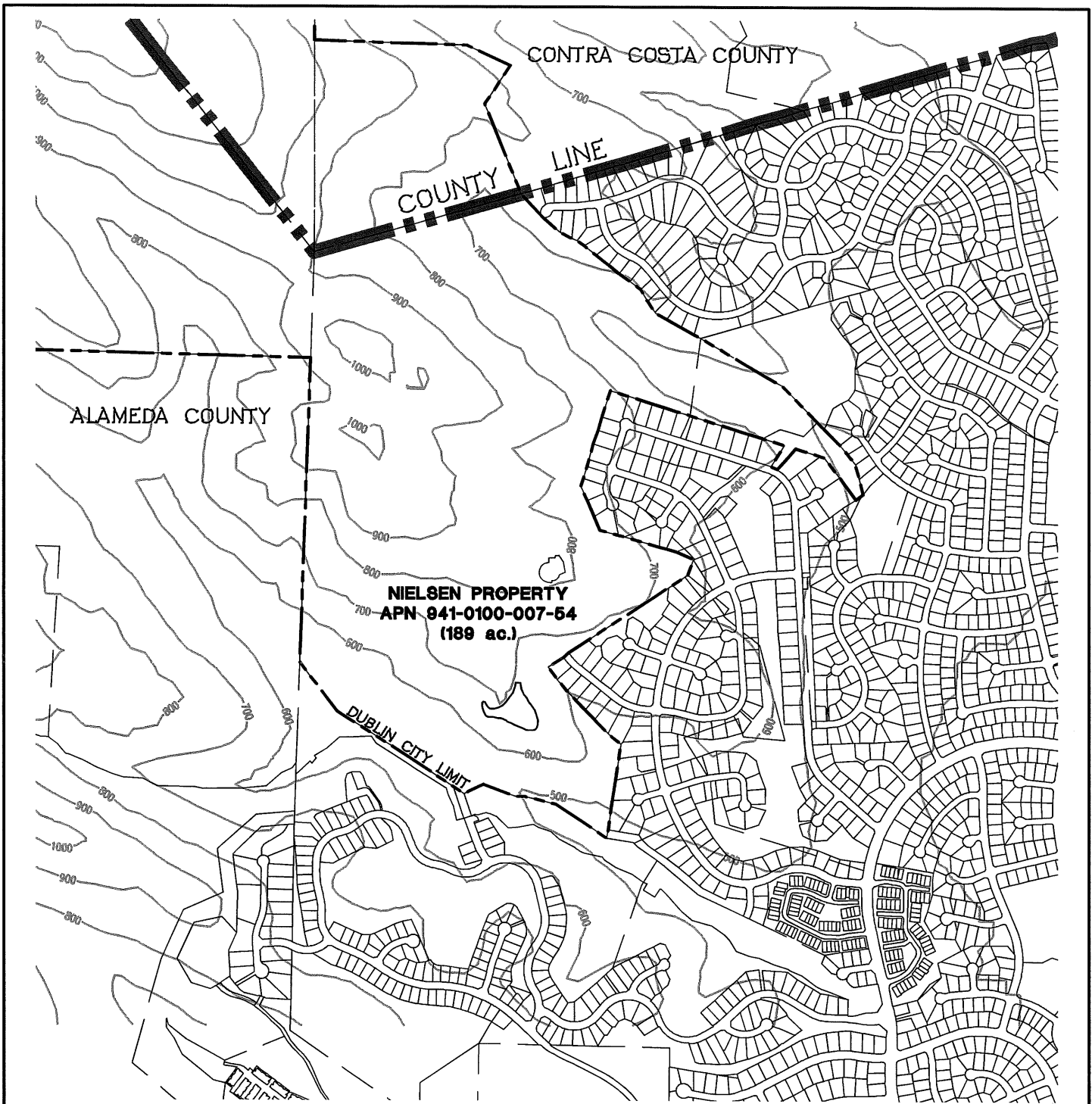
By \_\_\_\_\_  
Bert Michalczyk, General Manager

Attest:

\_\_\_\_\_  
Nancy G. Hatfield, District Secretary

**ROBERT J. NIELSEN, JR., THOMAS NIELSEN,  
JEFF NIELSEN AND THE N. DUBLIN FAMILY  
PARTNERSHIP, Owner**

By \_\_\_\_\_  
Robert J. Nielsen, Jr., Authorized Representative



**NIELSEN PROPERTY  
WEST DUBLIN  
EXHIBIT 1**

**MACKAY & SOMPS**

ENGINEERS PLANNERS SURVEYORS  
5142B FRANKLIN DR, PLEASANTON, CA 94588 (925)225-0690

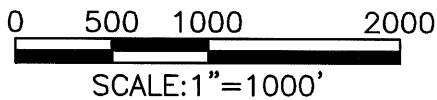


PHOTO: USGS 2011

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Reference Organizational Services Manager	Type of Action Approve Insurance Premium	Board Meeting of August 5, 2014
Subject Approve Health Insurance Contribution for Calendar Year 2015		
<input type="checkbox"/> Motion	<input type="checkbox"/> Minute Order	<input checked="" type="checkbox"/> Resolution
<input type="checkbox"/> Ordinance	<input type="checkbox"/> Informational	<input type="checkbox"/> Other
REPORT:	<input type="checkbox"/> Verbal	<input type="checkbox"/> Presentation
	<input checked="" type="checkbox"/> Staff	M. Gallardo
		<input type="checkbox"/> Board Member

**Recommendation:**

The Organizational Services Manager recommends that, in accordance with Section 22892 of the Public Employees, Medical and Hospital Care Act, the Board of Directors approve, by Resolution, a health insurance premium contribution for the period of January 1, 2015 to December 31, 2015 for Stationary Engineers Local 39 (Local 39), Confidential Employees Bargaining Unit (CEBU), Professional Employees Bargaining Unit (PEBU), Mid-Management Employees Bargaining Unit (MEBU), and Senior Management employees. The Organizational Services Manager similarly recommends that the Board adopt the same level of premium contribution for the Board of Directors.

**Summary:**

In mid-June of 2014, CalPERS notified contracting agencies of medical premium increases effective January 1 of the following calendar year. In accordance with contractual requirements of existing labor contracts and personal services agreements, and on an annual basis, the Board adopts a resolution to revise the employer contribution towards health insurance premiums and a copy of the resolution must be sent to CalPERS. On September 3, 2013, the Board adopted a resolution to set the employer contribution rate beginning January 1, 2014 for health insurance for Local 39, CEBU, PEBU, MEBU, Senior Managers and Board of Directors. All employees currently have the same employer contribution toward medical insurance, which is the District Maximum Contribution amount (cost-sharing of increases over the 2007 baseline amounts at 60% District-paid and 40% Employee-paid), with the Employee-paid share of the base plan at no more than 20%. The maximum District monthly contribution rate for health insurance premiums will increase to the amounts as follows, effective January 1, 2015:

For Stationary Engineers Local 39, Confidential, Professional, and Mid-Management Employees, Senior Managers and Board of Directors:

Employee Only:	\$603
Employee + One:	\$1,207
Employee + Family:	\$1,569

There is no budgetary action required of the Board, as the budgeted amount for the employer’s contribution towards health insurance premiums is estimated to be sufficient to cover these costs. The District has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above.

Committee Review			Legal Review	Staff Review		
COMMITTEE ---	DATE ---	RECOMMENDATION ---	no	ORIGINATOR M. Gallardo	DEPARTMENT Organizational Services	REVIEWED BY
<b>ATTACHMENTS</b> <input type="checkbox"/> None						
<input checked="" type="checkbox"/> Resolution	<input type="checkbox"/> Minute Order	<input type="checkbox"/> Task Order	<input checked="" type="checkbox"/> Staff Report	<input type="checkbox"/> Ordinance		
<input checked="" type="checkbox"/> Cost Current budget sufficient to cover costs	<input type="checkbox"/> Funding Source A. B.	Attachments to S&R 1. 2. 3.				



RESOLUTION NO. \_\_\_\_\_

RESOLUTION OF THE BOARD OF DIRECTORS OF DUBLIN SAN RAMON SERVICES DISTRICT APPROVING THE EMPLOYER'S CONTRIBUTION UNDER THE PUBLIC EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT

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WHEREAS, Government Code Section 22892(a) provides that a local agency contracting under the Public Employees' Medical and Hospital Care Act shall fix the amount of the employer's monthly contribution at an amount not less than the amount required under Section 22892(b)(1) of the Act; and

WHEREAS, Dublin San Ramon Services District ("District") is a local agency contracting with the Public Employees' Retirement System under the Act; and

WHEREAS, the Stationary Engineers, Local 39 (Local 39), Professional Employees Bargaining Unit (PEBU) and Mid-Management Employees Bargaining Unit (MEBU) have met in good faith and agreed to labor contracts effective December 26, 2011 through December 18, 2016; and

WHEREAS, the Confidential Employees Bargaining Unit (CEBU) have met in good faith and agreed to labor contracts effective December 26, 2011 through April 30, 2017; and

WHEREAS, the Senior Management employees have Personal Services Agreements in place effective calendar years 2012 through 2016; and

WHEREAS, the specific language of these contracts establish the employer's monthly health benefit contribution effective January 1, 2015 through December 31, 2015; and

WHEREAS, the Board of Directors' monthly health benefit contribution amounts are set annually by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF DUBLIN SAN RAMON SERVICES DISTRICT, a public agency located in the counties of Alameda and Contra Costa, that:

Res. No. \_\_\_\_\_

(a) The employer's monthly contribution for each employee or annuitant shall be the amount necessary to pay the cost\* of his/her enrollment, including the enrollment of his/her family members, in a health benefits plan or plans, effective January 1, 2015 up to a maximum of:

PERS Code	Bargaining Unit	Employee Only	Employee and One Family Member	Employee and Two or More Family Members
02	Mid-Management Monthly	\$603.00	\$1,207.00	\$1,569.00
03	Senior Management Monthly	\$603.00	\$1,207.00	\$1,569.00
04	Confidential Monthly	\$603.00	\$1,207.00	\$1,569.00
05	Local 39 Monthly	\$603.00	\$1,207.00	\$1,569.00
011	Professional Monthly	\$603.00	\$1,207.00	\$1,569.00
06	Board of Directors	\$603.00	\$1,207.00	\$1,569.00
07	Mid-Management Hourly	\$301.50	\$603.50	\$784.50
08	Senior Management Hourly	\$301.50	\$603.50	\$784.50
09	Confidential Hourly	\$301.50	\$603.50	\$784.50
010	Local 39 Hourly	\$301.50	\$603.50	\$784.50
012	Professional Hourly	\$301.50	\$603.50	\$784.50

\*Plus administrative fees and contingency fund assessment

(b) Dublin San Ramon Services District has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above.

ADOPTED by the Board of Directors of Dublin San Ramon Services District, a public agency in the State of California, counties of Alameda and Contra Costa, at its regular meeting held on the 5th day of August 2014, and passed by the following vote:

AYES:

NOES:

ABSENT:

\_\_\_\_\_  
Georgan M. Vonheeder-Leopold, President

ATTEST: \_\_\_\_\_  
Nancy G. Hatfield, District Secretary

## STAFF REPORT

Human Resources

August 5, 2014

# 2015 Medical Rate Changes

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## Background

Each year, per the requirements of Section 22892 of the California Government Code, and in accordance with established labor agreements and employment contracts, the Board of Directors of the Dublin San Ramon Services District (District) sets the annual maximum contribution toward employee medical premiums for the following year. The calculation for this contribution is determined by Memoranda of Understanding (MOU); by Personal Services Agreement (PSA); and for Board members is set by Resolution.

## Discussion

### Overview

The maximum District contribution toward monthly health premiums will increase in 2015 (see attached, Tables 1 & 2). This amount is calculated based on change since 2007 in the premium of the Base Plan, which is the higher of the lowest cost HMO and PPO offered by CalPERS in the Bay Area region<sup>1</sup>. The cost-share for this increase is split by the District paying 60% and participants absorbing the remaining 40%, as well as paying for any premium cost above that of the base plan. As in Calendar Year (CY) 2014, there are no health plans available to employees that are 100% District-paid; all plans require some contribution toward the cost of premiums by employees.

Premiums for the Bay Area region as a whole increased an average of 8% from 2014 to 2015, with a range from -3.8% (Kaiser) to 23.7% (Blue Shield NetValue) (see attached, Table 3). CalPERS staff reports state that this divergence was a result of the difficulty in pricing HMO plans for the new entries to the CalPERS fund lineup in 2014 and was in part a result of participant selection and utilization in CY 2014.

Based on participation, plan selection, and coverage level, as of June 2014, the District has sufficient funds budgeted for health benefits for CY 2014. The District budgeted \$1,486,769, and projected District contributions based on known factors are for \$1,334,570, leaving a positive amount of \$152,199.

### Health Plan Changes

Impacting all 2015 Bay Area rates was the decision by the CalPERS Board in April 2014 to transfer Yolo County from the Bay Area region to the Sacramento region.<sup>2</sup> No final numbers were released by CalPERS, but preliminary staff analysis estimated a 3% increase to Bay Area counties as a result of this change.

United Healthcare is expanding its service area to include San Joaquin and Solano counties. Blue Shield no longer requires specific clinics for knee/hip replacement, and has reduced copays for outpatient procedures

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<sup>1</sup> The 2015 Base Plan is PERS Select PPO

<sup>2</sup>Robertson, Kathy. CalPERS board reverses rating region decision; Yolo will move to Sacramento health plan region April 16, 2014. <http://www.bizjournals.com/sacramento/news/2014/04/16/calpers-board-reverses-rating-region-decision-yolo.html>

(upper endoscopies, colonoscopies, cataract surgery, and knee injections). Acupuncture and chiropractic benefits have been added or restored to all CalPERS plans – up to a combined 20 visits per year. High Performance Generic Step Therapy, a program by CVS Caremark, has been expanded to include all plans except Kaiser and Blue Shield; this program encourages the appropriate use of generic prescription medications for chronic conditions.

Finally, out of pocket maximums mandated by the Affordable Care Act have been implemented, which is a benefit enhancement to members by limiting the maximum out of pocket for pharmacy benefits to \$5,100/individual and \$10,200/family and makes no change to previously in place out of pocket maximums for medical benefits.<sup>3</sup>

### *Impact to active participants*

Employee contribution to health premiums at the family coverage level will change at significantly different rates for 2015 depending upon plan selection, ranging from a decrease of 29.1% (Kaiser) to an increase of 126.7% (Blue Shield NetValue) (see attached, Table 4).

Due to these changes, the District may expect to see movement of participants between plans during the 2015 Open Enrollment period from September 15, 2014 to October 10, 2014.

### *Active Employee Maximum / Vested Maximum*

As in CY 2014, the maximum amount payable by the District toward retirees who are fully vested is greater at all coverage levels than the amount payable to active employees and to retirees whose contributions are set per MOU at active employee rates (see attached, Table 5).

Requirements to be eligible for the 100% vested rate includes: 1) retirement from the District; 2) a minimum of 20 years of total CalPERS service; and 3) at least 5 years of service with the District to count toward the 20 years. However, employees subject to vesting who retire from the District with fewer than 5 years of District service and/or fewer than 10 years of CalPERS service are ineligible for any District contribution toward retiree health premiums (see attached, Table 6).

## Summary

Due to increased premium rates for the Bay Area as a whole following the April 2014 CalPERS region reassignment of Yolo Counties, and due to continuing impact from the addition of new HMO plans in CY 2014, CalPERS premium rates for 2015 have changed at a widely different rates.

However, due to the formula negotiated by the District in MOUs and PSAs, the District Maximum Contribution has increased at a lower than budgeted amount, leading to District cost savings in health benefits.

## Attached Tables:

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<sup>3</sup> CalPERS Pension & Health Benefits Committee. Agenda Item 5a: Approval of 2015 Health Maintenance Organization Plans Benefits and Rates, June 17, 2014. <http://www.calpers.ca.gov/eip-docs/about/committee-meetings/agendas/pension/201406/item5a-00-revised.pdf>

- Table 1: CY 2015 Maximum Contribution Rate Calculation
- Table 2: District Maximum Contribution since 2011
- Table 3: CalPERS Bay Area Region Basic Plan Monthly Premium Rates
- Table 4: CalPERS Bay Area Region Basic Plan Monthly Premium Rates –Employee Cost-Share Impact Analysis
- Table 5: 2015 Comparison – 100% vested retiree maximum vs. active employee maximum
- Table 6: Dublin San Ramon Services District medical vesting schedule

## Attachments

**Table 1: CY 2015 Maximum Contribution Rate Calculation**

	Single	2-Party	Family
2007 Baseline	\$473	\$946	\$1,230
2015 Base Plan Premium (PERS Select)	\$690	\$1,381	\$1,795
60% of Difference	\$130	\$261	\$339
<b>2015 Maximum District Contribution</b>	<b>\$603</b>	<b>\$1,207</b>	<b>\$1,569</b>

**Table 2: District Maximum Contribution since 2011**

Calendar Year	Single	EE+1	Family	% Chg
2011	\$531	\$1,061	\$1,380	
2012	\$555	\$1,111	\$1,444	4.6%
2013	\$591	\$1,181	\$1,535	6.3%
2014	\$586	\$1,172	\$1,524	-0.7%
<b>2015</b>	<b>\$603</b>	<b>\$1,207</b>	<b>\$1,569</b>	<b>3.0%</b>

**Table 3: CalPERS Bay Area Region Basic Plan Monthly Premium Rates**

Type	Plan	2014 Rates			2015 Rates			% Change Premium
		Single	2-Party	Family	Single	2-Party	Family	
HMO	Anthem HMO Select*	\$657.33	\$1,314.66	\$1,709.06	\$662.41	\$1,324.82	\$1,722.27	0.8%
HMO	Anthem HMO Traditional	\$728.41	\$1,456.82	\$1,893.87	\$827.57	\$1,655.14	\$2,151.68	13.6%
HMO	Blue Shield Access+	\$836.59	\$1,673.18	\$2,175.13	\$928.87	\$1,857.74	\$2,415.06	11.0%
HMO	Blue Shield NetValue	\$704.01	\$1,408.02	\$1,830.43	\$870.60	\$1,741.20	\$2,263.56	23.7%
HMO	Kaiser CA	\$742.72	\$1,485.44	\$1,931.07	\$714.45	\$1,428.90	\$1,857.57	-3.8%
HMO	UnitedHealthcare	\$764.24	\$1,528.48	\$1,987.02	\$850.67	\$1,701.34	\$2,211.74	11.3%
PPO	PERS Choice	\$690.77	\$1,381.54	\$1,796.00	\$700.84	\$1,401.68	\$1,822.18	1.5%
PPO	PERS Select**	\$661.52	\$1,323.04	\$1,719.95	\$690.43	\$1,380.86	\$1,795.12	4.4%
PPO	PERS Care	\$720.04	\$1,440.08	\$1,872.10	\$775.08	\$1,550.16	\$2,015.21	7.6%

\* Anthem HMO Select is the 2015 lowest cost HMO

\*\* PERS Select is the 2015 lowest cost PPO, and as the higher of the two lowest cost plans, is the Base Plan for calculating District maximum contribution

**Table 4: CalPERS Bay Area Region Basic Plan Monthly Premium Rates –Employee Cost-Share Impact Analysis**

Plan	2014 Employee Share			2015 Employee Share			Analysis of Employee Share		
	SINGLE	2-PARTY	FAMILY	SINGLE	2-PARTY	FAMILY	EEs Enrolled*	% Chg (Fam)	\$ Chg (Fam)
Anthem HMO Select	\$71.33	\$142.66	\$185.06	\$59.41	\$117.82	\$153.27	9	-17.2%	(\$31.79)
Anthem HMO Traditional	\$142.41	\$284.82	\$369.87	\$224.57	\$448.14	\$582.68	5	57.5%	\$212.81
Blue Shield Access+	\$250.59	\$501.18	\$651.13	\$325.87	\$650.74	\$846.06	6	29.9%	\$194.93
Blue Shield NetValue	\$118.01	\$236.02	\$306.43	\$267.60	\$534.20	\$694.56	1	126.7%	\$388.13
Kaiser CA	\$156.72	\$313.44	\$407.07	\$111.45	\$221.90	\$288.57	42	-29.1%	(\$118.50)
UnitedHealthcare	\$178.24	\$356.48	\$463.02	\$247.67	\$494.34	\$642.74	1	38.8%	\$179.72
PERS Choice	\$104.77	\$209.54	\$272.00	\$97.84	\$194.68	\$253.18	2	-6.9%	(\$18.82)
PERS Select	\$75.52	\$151.04	\$195.95	\$87.43	\$173.86	\$226.12	13	15.4%	\$30.17
PERS Care	\$134.04	\$268.08	\$348.10	\$172.08	\$343.16	\$446.21	2	28.2%	\$98.11

\* Employee enrollment and plan selection as of June 2014

**Table 5: 2015 Comparison – 100% vested retiree maximum vs. active employee maximum**

Coverage Level	100/90 Formula (100% Vested)	District Max (Active)
Single	\$655	\$603
2-Party	\$1,246	\$1,207
Family	\$1,605	\$1,569

**Table 6: Dublin San Ramon Services District medical vesting schedule**

Years of Service	% of DSRSD contribution toward medical premiums
10	50%
11	55%
12	60%
13	65%
14	70%
15	75%
16	80%
17	85%
18	90%
19	95%
20	100%



Reference Operations Manager	Type of Action Approve Capital Outlay Budget Adjustment	Board Meeting of August 5, 2014
Subject Approve the Transfer of a Budgeted Capital Outlay Expenditure from FYE 2014 to FYE 2015 for the Purchase of a Replacement HMI Control Panel for the WWTP Aeration Blower System		
<input type="checkbox"/> Motion	<input type="checkbox"/> Minute Order	<input checked="" type="checkbox"/> Resolution
<input type="checkbox"/> Ordinance	<input type="checkbox"/> Informational	<input type="checkbox"/> Other
REPORT:	<input type="checkbox"/> Verbal	<input type="checkbox"/> Presentation
	<input checked="" type="checkbox"/> Staff	D. Gallagher
		<input type="checkbox"/> Board Member

**Recommendation:**

The Operations Manager recommends the Board of Directors approve, by Resolution, the transfer of a budgeted capital outlay expenditure from FYE 2014 to FYE 2015 for the purchase of a Replacement HMI Control Panel for the WWTP Aeration Blower System. In addition, the cost of the Control Panel will be \$1,136 less than the amount previously budgeted.

**Summary:**

The approved FYE 2014 Capital Outlay Budget included \$18,295 to purchase a replacement master control panel for the WWTP Aeration Blower System. A replacement panel is needed because the existing panel is obsolete, and parts are no longer available. In addition, the manufacturer no longer supports the older style panel. Staff ordered a replacement panel during FYE 2014 and delivery was accepted about March 1. However, the manufacturer shipped the incorrect panel to the District, which was then returned for exchange. The manufacturer subsequently promised that the correct panel would be delivered quickly, but due to several delays the manufacturer was not able to deliver the correct control panel until July 2, 2014, which was after FYE 2014 closed on June 30, 2014. Because the replacement control panel for the WWTP Aeration Blower System was not received by June 30, the Capital Outlay Budget for the item needs to be transferred to FYE 2015.

The final cost of the delivered item is \$17,158.56, which is less than the amount budgeted in FYE 2014 Regional Replacement (Fund 310).

Committee Review			Legal Review	Staff Review		
COMMITTEE ---	DATE ---	RECOMMENDATION ---	Not Required	ORIGINATOR D. Gallagher	DEPARTMENT Operations	REVIEWED BY
<b>ATTACHMENTS</b> <input type="checkbox"/> None						
<input checked="" type="checkbox"/> Resolution	<input type="checkbox"/> Minute Order	<input type="checkbox"/> Task Order	<input type="checkbox"/> Staff Report	<input type="checkbox"/> Ordinance		
<input checked="" type="checkbox"/> Cost \$0: Transfer from FYE2014 to FYE2015	<input checked="" type="checkbox"/> Funding Source A. 100% Regional Replacement (310) B.	Attachments to S&R 1. 2. 3.				



RESOLUTION NO. \_\_\_\_\_

RESOLUTION OF THE BOARD OF DIRECTORS OF DUBLIN SAN RAMON SERVICES DISTRICT TO APPROVE CAPITAL OUTLAY BUDGET ADJUSTMENT FOR FISCAL YEARS ENDING 2014 AND 2015 FOR THE PURCHASE OF ONE REPLACEMENT AERATION BLOWER CONTROL PANEL

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WHEREAS, the Budget Accountability policy requires the Board to approve all Capital Outlay Budget items; and

WHEREAS, the Board of Directors, through Resolution No. 22-13, adopted the Annual Operating Budgets for Fiscal Years Ending (FYE) 2014 and 2015, which includes Capital Outlay items; and

WHEREAS, as part of the District's ongoing Asset Management Program, the Board approved the purchase of one replacement aeration blower control panel in FYE 2014 for use in secondary treatment process control; and

WHEREAS, the replacement aeration blower control panel was not delivered by the manufacturer until after the close of business on June 30, 2014.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF DUBLIN SAN RAMON SERVICES DISTRICT, a public agency located in the Counties of Alameda and Contra Costa, California, that:

1. The FYE 2014 Operating Budget for Capital Outlay, Account 310.70.54.050.5.555, for a replacement panel for the aeration blower control system is hereby decreased by \$18,295.
2. The FYE 2015 Operating Budget for Capital Outlay, Account 310.70.54.050.5.555, for a replacement panel for the aeration blower control system is hereby increased by \$17,159.

ADOPTED by the Board of Directors of Dublin San Ramon Services District at its regular meeting held on the 5th day of August 2014, and passed by the following vote:

AYES:

NOES:

ABSENT:

\_\_\_\_\_  
Georgian M. Vonheeder-Leopold, President

ATTEST: \_\_\_\_\_  
Nancy G. Hatfield, District Secretary



Reference General Manager	Type of Action Accept Report	Board Meeting of August 5, 2014
Subject Upcoming Board Calendar		
<input checked="" type="checkbox"/> Motion	<input type="checkbox"/> Minute Order	<input type="checkbox"/> Resolution
<input type="checkbox"/> Ordinance	<input type="checkbox"/> Informational	<input type="checkbox"/> Other
REPORT:	<input type="checkbox"/> Verbal	<input type="checkbox"/> Presentation
<input checked="" type="checkbox"/> Staff	B. Michalczyk	<input type="checkbox"/> Board Member

**Recommendation:**

The General Manager recommends that the Board of Directors accept, by Motion, the attached upcoming Board calendar.

**Summary:**

The attached Board calendar presents items anticipated by staff to be presented to the Board at the next two Board meetings. This report represents the most current information available to staff as of the preparation of this agenda. Items that are listed may be deferred or eliminated for various reasons including but not limited to staff work not being fully complete, the need for further management, Committee and/or legal review, needed material or information not being received by the District in a timely fashion, etc. Furthermore, matters not listed may be placed on the Board agenda.

This report should be used only as a general guide of what business the District Board will be considering in the near future. The District Secretary should be contacted to confirm the contents of specific agendas. Agendas will be finalized in accordance with the requirements of the Brown Act (generally 72 hours for regular meetings and 24 hours for special meetings).

Committee Review			Legal Review	Staff Review		
COMMITTEE ---	DATE ---	RECOMMENDATION ---	Not Required	ORIGINATOR BLM	DEPARTMENT Executive	REVIEWED BY
<b>ATTACHMENTS</b> <input type="checkbox"/> None						
<input type="checkbox"/> Resolution	<input type="checkbox"/> Minute Order	<input type="checkbox"/> Task Order	<input type="checkbox"/> Staff Report	<input type="checkbox"/> Ordinance		
<input checked="" type="checkbox"/> Cost \$0	<input type="checkbox"/> Funding Source A. B.	Attachments to S&R 1. Upcoming Board Calendar 2. 3.				

# TENTATIVE BOARD ITEMS

7/31/2014 3:40:18 PM

Board Mtg	Agenda Item	Water	WWC	Finance	Personnel	Ext. Aff.
8/19/2014	Closed Session: Direction for Negotiation on the AT&T Cell Tower Lease at Reservoir 1A	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Approve Agreement for Trustworthy Electronic Content Management System with _____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Water Expansion Fund Management Policy Year End Analysis	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Drought Related Customer Issues and Concerns	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Policy - Risk Management for District Agreements with Contractors and Consultants	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Conf with Labor Negotiators Pursuant to GC Sect 54957.6 Agency Neg: Bert Michalczyk, General Manager Unrep Employees: 1. Interim Eng Serv Mgr 2. Ops Mgr 3. Interim Fin Serv Mgr 4. Interim Org Serv Mgr	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Revise Various Board Policies to Conform to Guidelines for Conducting District Business	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Resolution to Reallocate City of Dublin Excess Sewer Capacity Rights	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Approve Recommendation on Real Property Agent to Represent the District in Real Property Negotiations for Corporation Yard	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	AT&T Cell Tower Lease at Reservoir 1A	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Consider Appeal by {name} of Staff Denial of an Exemption to Water Use Limitations	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Consider Appeal by {name} of Staff Denial of a Waiver of Enforcement Action Related to Violation of Water Use Limitations	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Approve Legal Counsel Contract Amendment	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Approve Amended District Salary Schedule	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
9/2/2014	Accept Water Supply and Demand and Drought Response Action Plan Status Reports and Find that the Need for the Community Drought Emergency Still Exists	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Consider Appeal by {name} of Staff Denial of a Waiver of Enforcement Action Related to Violation of Water Use Limitations	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Board Mtg****Agenda Item****Water****WWC****Finance****Personnel****Ext. Aff.**

9/2/2014

Tri-Valley Intergovernmental Reciprocal Services Agreement

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Presentation - Nutrients in the San Francisco Bay

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Presentation on Desalination by Lawrence Livermore Lab

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Approve Purchase of a CARB PM 10 Capture System for the 2006 Jetter so it can be Retained for Use as a Water Truck and Increase the FYE 2015 Operating Budget (Capital Outlay) by \$16,000

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Consider Appeal by {name} of Staff Denial of an Exemption to Water Use Limitations

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Unexpected Asset Replacement Request for a Replacement Intercooler for the Cogeneration Engines and Increase the FYE 2015 Operating Budget (Capital Outlay) by \$11,700

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Drought Related Customer Issues and Concerns

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Reference Treasurer	Type of Action Accept Report	Board Meeting of August 5, 2014
Subject Report of Checks and Electronic Disbursements Made		
<input checked="" type="checkbox"/> Motion	<input type="checkbox"/> Minute Order	<input type="checkbox"/> Resolution
<input type="checkbox"/> Verbal	<input type="checkbox"/> Presentation	<input type="checkbox"/> Ordinance
REPORT:	<input checked="" type="checkbox"/> Staff	<input type="checkbox"/> Informational
	J. Archer	<input type="checkbox"/> Other
		<input type="checkbox"/> Board Member

**Recommendation:**

The Treasurer recommends the Board of Directors accept, by Motion, the report showing checks and electronic disbursements made since the last Board agenda

**Summary:**

Payments shown have been made in accordance with Board established policies for processing payments and are summarized below:

Date Range	06/24/14 – 07/28/2014
Total Amount Paid	\$ 12,762,314.07

Committee Review			Legal Review	Staff Review		
COMMITTEE ---	DATE ---	RECOMMENDATION ---	Not Required	ORIGINATOR J. Archer	DEPARTMENT Fin Serv	REVIEWED BY
<b>ATTACHMENTS</b> <input type="checkbox"/> None						
<input type="checkbox"/> Resolution	<input type="checkbox"/> Minute Order	<input type="checkbox"/> Task Order	<input type="checkbox"/> Staff Report	<input type="checkbox"/> Ordinance		
<input checked="" type="checkbox"/> Cost As shown above	<input type="checkbox"/> Funding Source A. B.	Attachments to S&R 1. Check History Description Listing 2. 3.				

Check History Description Listing

Dublin San Ramon Services District

From: 6/24/2014 To: 7/28/2014

Bank code: apbank

Date	Check #	Vendor	Description	Amount Paid	Check Total
06/25/2014	6252014	06456 CIGNA GROUP INSURANCE	06/14 - EE LIFE & DISABILITY INSURANCE P	9,280.65	9,280.65
06/25/2014	1000440202	00494 PERS	RETIREMENT: 2014 REPLACEMENT CHARGES	628.62	628.62
06/26/2014	81921	00710 AAI TERMITE & PEST CONTROL	LAWWMA: TERMITE & PEST CONTROL JUN '14	72.00	72.00
06/26/2014	81922	03460 ACCO ENGINEERED SYSTEMS II	BOILER MAINTENANCE BLDG G AC LEAK CHECK & REPAIR - SC #0001 DO BOILER PUMP REPAIR - SC #0001548548	2,238.00 1,629.00 1,598.49	5,465.49
06/26/2014	81923	00031 ALLIED PACKING & SUPPLY INC.	GRACO EP HOSE PUMP FOR NACLO (QTY 1)	4,698.50	4,698.50
06/26/2014	81924	01013 BARRETT BUSINESS SERVICES	M. ATKINSON: W/E 6/8/14 J. KAUFFMAN: W/E 6/1/14 D. LEWIS: W/E 6/1/14 J. KAUFFMAN: W/E 6/8/14 D. LEWIS: W/E 6/8/14 B. THOMSON: W/E 6/1/14 B. THOMSON: W/E 6/8/14 R. LAM: W/E 6/1/14 R. LAM: W/E 6/8/14 M. ATKINSON: W/E 6/1/14 M. MULLER: W/E 6/1/14 N. POON: W/E 6/1/14 N. POON: W/E 6/8/14	1,442.40 1,126.40 1,126.40 1,126.40 1,126.40 844.80 844.80 614.40 614.40 576.96 414.72 409.60 409.60	10,677.28
06/26/2014	81925	00085 RHODORA BIAGTAN	BIAGTAN REIMB EXP THRU 06/03/2014	54.30	54.30
06/26/2014	81926	05359 BURKE, WILLIAMS & SORENSEN	GENERAL COUNSEL SVCS - MAY 2014	1,205.36	1,205.36
06/26/2014	81927	01494 DOC BAILEY CONST EQUIP INC	SERVICE CALL TO CHECK PLANT CRANES	475.00	475.00
06/26/2014	81928	02457 ED CUMMINGS, INC.	CONSULTING FEES/EXPENSES - MAY 2014	500.00	500.00
06/26/2014	81929	06114 EID, INC.	EID - RECORDS MGMT PROGRAM NEEDS ASSESSM	4,200.00	4,200.00

## Check History Description Listing

Dublin San Ramon Services District

From: 6/24/2014 To: 7/28/2014

Bank code: apbank

Date	Check #	Vendor	Description	Amount Paid	Check Total
06/26/2014	81930	00319 FISHER SCIENTIFIC	FILTER .45UM 250ML	184.28	
			AMMONIA PREASSEMBLED BODY	114.87	299.15
06/26/2014	81931	04424 GRAYBAR ELECTRIC COMPANY	DIMMING BALLASTS FOR DO BOARDROOM	549.25	
			ELE PARTS FOR DO IRRIGATION CONTROLLER	74.25	
			1 1/2 NPT IRON C FORM 8 CNDT BODY FOR RE	66.52	
			3/4IN CONDUIT HANGER	2.39	692.41
06/26/2014	81932	00386 HDR ENGINEERING INC.	12-W010 ENGINEERING SERVICES 5/4/14-5/31	7,176.58	
			06-6101 ENGINEERING SERVICES 5/4/14-5/31	4,305.95	
			12-P003 TO NO 4 5/4/14-5/31/14	1,273.16	
			ON-CALL ENGINEERING SERVICES 5/4/14-5/31	1,082.38	
			08-2102 TO NO 2 5/4/14-5/31/14	124.81	13,962.88
06/26/2014	81933	05434 GEOFF HOWARD	HOWARD EDUCATION REIMBURSEMENT CEU WATER	148.73	
			HOWARD CERTIFICATE REIMBURSE WATER DISTR	80.00	228.73
06/26/2014	81934	00439 IUOE LOCAL 39	LOCAL 39 UNION DUES: PAYMENT	4,241.77	4,241.77
06/26/2014	81935	04529 LAI & ASSOCIATES, INC.	FIELD DENSITY TESTING 11606 AMARILLO CT.	621.75	
			6488 KING WAY FIELD DENSITY TESTING 5/31	615.75	1,237.50
06/26/2014	81936	04594 MCCAMPBELL ANALYTICAL INC	SAMPLE ANALYSES	1,200.00	
			USED SAG Media Retest	300.00	1,500.00
06/26/2014	81937	01171 MCGUIRE & HESTER	REPAIRS @ CAMP PARKS BLDG #861 ON 5/12/1	17,018.13	
			EMERGENCY REPAIR @ 7305 GLENN OAKS WAY O	11,754.77	
			12-P004 PP#5 WWTP FENCING AND SECURITY	11,098.61	
			12-P004 MAINT MAY & JUNE 2014	2,000.00	41,871.51
06/26/2014	81938	00608 OFFICE TEAM	M. CHESSING: W/E 6/15/14	1,099.80	1,099.80
06/26/2014	81939	04553 PACHECO BROTHERS GARDENI	MONTHLY LANDSCAPE MAINTENANCE JUN '14	2,490.00	
			WEED ABATEMENT AT RESERVOIR R200B	2,160.00	
			LAVWMA: Replace 2 irrigation isolation	1,120.00	

## Check History Description Listing

Dublin San Ramon Services District

From: 6/24/2014 To: 7/28/2014

Bank code: apbank

Date	Check #	Vendor	Description	Amount Paid	Check Total
			DISTRICT OFFICE - REPAIRS	175.00	
			MONTHLY LANDSCAPE MTCE PS R200A JUN '14	115.00	6,060.00
06/26/2014	81940	01403 PRAXAIR DISTRIBUTION INC 186	ARGON	498.23	498.23
06/26/2014	81941	00730 NATALIE RUSSO	RUSSO REIMB EXP FOR APPRECIATION BBQ 06/	29.28	29.28
06/26/2014	81942	04973 NATERCIA SAUCEDA	CASE ID FL364781: PAYMENT	616.15	616.15
06/26/2014	81943	00801 STATE CHEMICAL MFG. CO.	PAINTS FOR WWTP	995.28	
			CHEMICAL SUPPLIES FOR WWTP	742.04	1,737.32
06/26/2014	81944	04694 VULCAN MATERIALS CO	ROAD MIX FOR SERVICE REPAIRS	570.91	570.91
06/26/2014	81945	00937 W.W. GRAINGER, INC.	FLOAT VALVE FOR #2 WATER TANK AIR GAP	99.04	99.04
06/26/2014	81946	06643 WEIR TECHNICAL SERVICES	MANAGEMENT SVCS/EXPENSES - MAY 2014	3,467.88	3,467.88
06/26/2014	81947	03831 JACKIE YEE	YEE REIMB EXP AT BIORESOURCES ALLINAGE S	319.16	319.16
06/26/2014	81948	01719 A & M PRINTING, INC.	MAILING & PRINTING - COURTESY LETTER #3	693.82	
			DROUGHT - PRINTING VIOLATION HANG TAG	499.03	
			DROUGHT - THINGS KIDS CAN DO TO SAVE WAT	199.85	1,392.70
06/26/2014	81949	00019 A-1 ENTERPRISES	LAWWMA: WEEKLY STREET SWEEPING MAY '14	275.00	275.00
06/26/2014	81950	01482 AAA LOCKSMITHS	EMERGENCY GENERATOR KEYS (10)	32.70	32.70
06/26/2014	81951	01195 AMERICAN BATTERY CO.	GOLF CART BATTERIES	1,227.17	1,227.17
06/26/2014	81952	00052 ARAMARK UNIFORM SERVICES	LOSS UNIFORM CHARGES	764.32	764.32
06/26/2014	81953	06349 ARCSINE ENGINEERING	09-6101 TO NO. 1 4/1/14-4/30/14	55,463.78	55,463.78
06/26/2014	81954	00622 AT&T	SCADA FOD TO DO THRU 06/12/2014 & DO T-1	372.66	
			WWTP TO PS300 DV THRU 06/12/2014	252.95	625.61
06/26/2014	81955	00622 AT&T	LAWWMA PS PHONE & DSL JUN '14	189.23	189.23
06/26/2014	81956	04042 BAY AREA NEWS GROUP	BAYAREA NEWS GROUP-5/10/14 PUBLIC HEARIN	444.57	444.57



Bank code: apbank

Date	Check #	Vendor	Description	Amount Paid	Check Total
06/26/2014	81957	01085 CALPERS LONG-TERM CARE PR	LONG-TERM CARE: PAYMENT	98.26	98.26
06/26/2014	81958	00136 CDW GOVERNMENT INC.	LANDESK MANAGEMENT SUITE AND PROFESSIONA	10,897.70	10,897.70
06/26/2014	81959	00148 CHEVRON & TEXACO CARD SVC	DO GASOLINE PURCHASE 05/23/14 - 06/23/14	75.47	75.47
06/26/2014	81960	00157 CITY OF PLEASANTON	RW STICKERS FOR RESIDENTS TO USE ON THEI	370.60	370.60
06/26/2014	81961	05082 CODE PUBLISHING INC.	CODE PUBLISHING-HTML ONLINE CHANGE-NEW W	250.00	250.00
06/26/2014	81962	01973 CROMER EQUIPMENT	E11 WWTP FOR LIFT PARTS FUEL VAPORIZER	191.28	191.28
06/26/2014	81963	00208 CSRMA	DEDUCTIBLE RECOVERY/CLOSE CLAIM FILE	1,283.92	1,283.92
06/26/2014	81964	00229 DELL MARKETING LP	QTY (11) DELL LATITUDE E6440 LAPTOPS FOR	18,860.10	18,860.10
06/26/2014	81965	06693 DUBLIN SR LIMITED PARTNERSH	REFUND 7606 AMADOR VALLEY BLVD/FL	266.07	266.07
06/26/2014	81966	00300 ENVIRONMENTAL SCIENCE ASS	RESTORATION MONITORING - MAY 2014	2,031.90	2,031.90
06/26/2014	81967	00270 E-Z-GO DIVISION OF TEXTRON	GOLF CART PARTS	2,585.79	2,585.79
06/26/2014	81968	00307 FAIRWAY EQUIPMENT & SUPPLY	DROUGHT: MATERIALS & PARTS FOR FILL STAT	404.51	
			(6) GASKETS	321.66	
			DROUGHT: GATE VALVE FOR FILL STATION	142.10	
			C0-GEN: HOUR METER FOR FUEL SKID	71.25	939.52
06/26/2014	81969	00313 FASTSIGNS	DROUGHT - LAWN SIGNS	1,360.20	1,360.20
06/26/2014	81970	00314 FEDEX	LAWWMA: OVERNIGHT DELIVERY	31.48	
			WWTP: OVERNIGHT DELIVERY CHARGES JUN '14	28.82	
			WWTP: OVERNIGHT DELIVERY CHARGES JUN '14	27.79	88.09
06/26/2014	81971	02914 STATE OF CALIFORNIA FRANCHI	FRANCHISE TAX BOARD: PAYMENT	70.00	70.00
06/26/2014	81972	03900 GARTON TRACTOR INC	DLD HARVESTING: TRACTOR RENTAL JUN '14	5,514.75	5,514.75
06/26/2014	81973	06478 GENERAL AIR COMPRESSORS N	NEW REBUILD KIT FOR COMPRESSOR REBUILD O	2,301.36	2,301.36
06/26/2014	81974	00352 GOLDEN STATE FLOW MEASURI	GSFM - EP & PROGRAMMING DEVICES	12,816.22	

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Date	Check #	Vendor	Description	Amount Paid	Check Total
			GSFM ENDPOINTS	11,301.12	
			GSFM - AMI HOSTING FEE	6,249.99	
			10 SEN-9025 METERS	2,125.50	
			1 3" METER	1,760.35	34,253.18
06/26/2014	81975	00388 HEATH'S WELDING SUPPLY	WELDING SUPPLIES	334.08	
			WELDING SUPPLIES	206.39	540.47
06/26/2014	81976	00394 HILTI, INC.	EXP ANCHORS	1,921.32	1,921.32
06/26/2014	81977	00417 IDEXX DISTRIBUTION, INC	COLILERT	2,434.21	
			Simplate	105.46	2,539.67
06/26/2014	81978	03730 KRAMER WORKPLACE INVESTIC	EMPLOYMENT RELATED LEGAL SERVICES	12,780.00	12,780.00
06/26/2014	81979	00509 LIEBERT CASSIDY WHITMORE	EMPLOYMENT RELATED LEGAL SERVICES	6,120.00	
			GENERAL LEGAL FEES 05/14	2,938.50	
			EMPLOYMENT RELATED LEGAL SERVICES	840.00	
			EMPLOYMENT RELATED LEGAL SERVICES	208.00	10,106.50
06/26/2014	81980	05852 LOOKING POINT, INC.	PROFESSIONAL SERVICES	4,800.00	4,800.00
06/26/2014	81981	06567 M.S.ELECTRICAL	ELECTRICAL AND CABLING WORK	6,800.00	6,800.00
06/26/2014	81982	06641 MANAGEMENT PARTNERS, INC.	ORGANIZATIONAL ASSESSMENT AND CONSULTING	7,541.30	7,541.30
06/26/2014	81983	05897 MERIT RESOURCE GROUP	A. MCCAFFERY: W/E 6/8/14	1,260.00	
			A. MCCAFFERY: W/E 6/1/14	855.00	2,115.00
06/26/2014	81984	04231 MSC INDUSTRIAL SUPPLY CO	POWER REELS FOR ELE SHOP	1,148.40	
			STEEL TOE RUBBER BOOT - PPE STOCK	31.99	1,180.39
06/26/2014	81985	04796 NAPA AUTO PARTS	CREDIT FOR CORE DEPOSIT FOR TRUCK #87	-16.35	
			OIL/AIR FILTERS; BRAKLEEN; STOCK ORDER	380.09	
			STOCK ORDER	163.42	
			BATTERY, CORE DEPOSIT, BULB FOR TRUCK #8	119.95	

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Date	Check #	Vendor	Description	Amount Paid	Check Total
			TOW LIGHTS FOR #21	60.24	
			GREASE GUNS FOR DREDGE	54.48	761.83
06/26/2014	81986	06190 NATIONAL METER & AUTOMATIO	2 GMI 3800 SERIES COVERS	1,127.80	
			POLLARD METER LID WRENCH	32.70	1,160.50
06/26/2014	81987	06203 NAVEX GLOBAL, INC.	HOTLINE/HELPLINE SUBSCRIPTION FEES FY15	2,500.00	2,500.00
06/26/2014	81988	06579 NETWORKS 2000	HP CAREPACK RENEWAL FOR IHISTORIAN SERVE	1,354.50	1,354.50
06/26/2014	81989	01257 OMEGA INDUSTRIAL SUPPLY INC	FY14 DIV 53 - OPERATING PARTS & SUPPLIES	877.23	877.23
06/26/2014	81990	02109 ONE HOUR DELIVERY SERVICE,	ONE HOUR DELIVERY - BOD MAIL DELIVERY 5/	120.00	
			ONE HOUR DELIVERY - BOD MAIL DELIVERY 6/	120.00	240.00
06/26/2014	81991	00620 P G & E	LAWWMA PS FEEDER A JUN '14	31,618.25	
			LAWWMA PS FEEDER B JUN '14	30,984.77	
			MISC PUMP STNS; DUBLIN LIFT STN - MAY 20	18,531.20	
			PUMP STATION 20B ELEC - MAY 2014	14,963.26	
			PUMP STATION R20 ELEC - JUNE 2014	5,491.12	
			FSL AERATORS; LAB HVAC; FLEET - MAY 2014	2,186.74	
			PUMP STATION R300A ELEC - MAY 2014	1,578.98	
			TO NO. 4; RES 3B W/PS 4B ELEC - JUNE 201	1,445.36	
			RESERVOIR 10B ELECTRICITY - JUNE 2014	75.70	
			ALTITUDE VALVE (RES 10B) ELEC - JUNE 201	9.86	106,885.24
06/26/2014	81992	04211 PLATT ELECTRIC SUPPLY	ELE PARTS FOR MCC & RESERVOIR POWER @ RE	937.85	
			(3) 20A GFCI FOR BLDG A CART CHARGING OU	123.51	1,061.36
06/26/2014	81993	04951 PLEASANTON TRUCKING	TRUCKING SERVICES FOR FOD: BASE ROCK FOR	353.03	353.03
06/26/2014	81994	05543 ADMINISTRATORS (PBIA) PREFE	JULY 2014 - DENTAL	22,458.66	22,458.66
06/26/2014	81995	00679 QUADRANT SYSTEMS INC.	QUADRANT ANNUAL MAINTENANCE SUPPORT	1,300.00	1,300.00
06/26/2014	81996	00680 QUENVOLD'S SAFETY SHOEMOI	BSMITH: SAFETY SHOES	196.20	

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Date	Check #	Vendor	Description	Amount Paid	Check Total
			LRIDDLE: SAFETY SHOES	175.49	
			BLOHMAN: SAFETY SHOES	137.34	509.03
06/26/2014	81997	02316 RECORDS CONTROL SERVICES	RECORD CONTROL SERVICES - RECORDS RETENT	3,750.00	3,750.00
06/26/2014	81998	00696 RED WING SHOE STORE	SAFETY SHOES - DAVE BAILEY	166.76	
			SAFETY SHOES-CONNIE SANCHEZ	142.24	309.00
06/26/2014	81999	00699 REDWOOD COAST PETROLEUM	GASOLINE DELIVERY TO THE WWTP 6-5-14	2,010.49	
			GASOLINE DELIVERY TO THE WWTP 6/12/14	1,828.91	3,839.40
06/26/2014	82000	02466 RICOH AMERICAS CORP	COPIER LEASES MAIL RMS, HR/FIN JULY 14	1,778.28	1,778.28
06/26/2014	82001	03830 APPLIED FILTER TECHNOLOGY I	MONTHLY TESTING OF SAG MEDIA	765.00	765.00
06/26/2014	82002	05449 SAMBA HOLDINGS, INC.	DMV REPORTING FOR 05-14	170.13	170.13
06/26/2014	82003	04698 SAMPLE TRAPS, LLC	Sample Bottles	333.05	333.05
06/26/2014	82004	02470 SHRED-IT	SHREDDING SERVICES JUNE 2014	84.53	84.53
06/26/2014	82005	00786 SNAP-ON INDUSTRIAL	PARTS WASHER	6,385.06	
			SHOP TOOLS (SMOKE MACHINE)	892.70	
			LITHIUM DRILL KIT FOR FLEET	258.16	7,535.92
06/26/2014	82006	00786 SNAP-ON INDUSTRIAL	SHOPKEY PRO ONLINE ANNUAL SUBSCRIPTION	1,368.00	1,368.00
06/26/2014	82007	00596 SPRINT/NEXTEL	CELL PHONES MAY 15 - JUNE 14, 2014	1,690.26	1,690.26
06/26/2014	82008	00810 STUDIO BLUE REPROGRAPHICS	13-P007 CONTRACT DOCUMENT REPRODUCTION	636.92	636.92
06/26/2014	82009	00848 THE LIGHTHOUSE	STOCK ORDER: WIPER BLADSES; LAMPS	581.21	581.21
06/26/2014	82010	05781 THERMO ELECTRON NORTH AM	ICAPQ QUARTZ TORCH	249.61	249.61
06/26/2014	82012	05824 TJC AND ASSOCIATES, INC.	22CI276 WWTP ELECTRICAL SYSTEM MODELING	6,878.00	6,878.00
06/26/2014	82013	04464 UNISON SOLUTIONS	FUEL SKID: REPLACEMENT OF FLATPLATE HEAT	7,242.78	7,242.78
06/26/2014	82014	00903 UNITED RENTALS, INC.	RENTAL-CONCRETE CUTTING SAW FOR SPORTS A	118.79	118.79

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06/26/2014	82015	00556 UNITED WAY OF THE BAY AREA	UNITED WAY: PAYMENT	233.93	233.93
06/26/2014	82016	05026 UNIVAR USA INC.	SODIUM HYPOCHLORITE FOR THE WWTP ON 06/0 SODIUM HYPOCHLORITE FOR THE WWTP ON 06/1 SODIUM HYPOCHLORITE FOR DERWA OPS ON 06/ SODIUM HYPOCHLORITE FOR DERWA OPS ON 06/	2,337.12 2,291.79 2,102.97 2,100.00	8,831.88
06/26/2014	82017	00912 VALLEY CARE HEALTH SYSTEM	WORKERS COMP - GASKIN	216.50	216.50
06/26/2014	82018	00914 VALLEY PLUMBING HOME CTR, I	PIPE REPLACEMENT AT 5132 LONDONDERRY DR.	665.66	665.66
06/26/2014	82019	06004 VANGUARD CLEANING SYSTEMS	JUN 2014: CUSTODIAL SERVICES - WWTP AND	2,600.00	2,600.00
06/26/2014	82020	00928 VINCENT ELEC MOTOR CO., INC	REPLT MOTOR FOR WWTP COMPACTOR WASHER	1,463.24	1,463.24
06/26/2014	82021	06210 VISION INTERNET	PROJECT PAYMENT 5 - COMPLETION WEBSITE HOSTING 6/6/14-6/5/15	7,986.00 6,000.00	13,986.00
06/26/2014	82022	00933 VWR INTERNATIONAL, INC.	CHEMICALS & SUPPLIES BIOINDICATR,PHOSPHBUFF,CONDSTD,PIPET AID HYDROCHLORIC ACID BOD BOTTLE UNSTOPPERED COD DIGESTION VIAL LR COD DIGESTION VIAL HR ACETIC ACID CHEMICALS & SUPPLIES BIOINDICATOR STRIKN PLUS	2,614.58 303.87 220.17 212.28 203.02 202.97 146.46 129.39 41.68	4,074.42
06/26/2014	82023	02918 WALNUT CREEK FORD	#71 SEAT BELT KIT (BUTTON) #71 DOOR SWITCH	85.69 26.85	112.54
06/26/2014	82024	00941 WASTE MANAGEMENT COL & RE	STANDARD APPROVAL FEE (2-5 DAYS) SERVICE	90.00	90.00
06/26/2014	82025	05785 WAUKESHA PEARCE INDUSTRIE	RETURN: STUD (DOUBLE DELIVERY) REF INV 3 Top Overhaul CO-GEN PARTS: pistons,	-218.57 28,401.69	

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			CO-GEN PARTS	4,935.17	33,118.29
06/26/2014	82026	00966 WHITLEY BURCHETT & ASSOCIA	12-W021 RESPONSE TO USBR COMMENTS	2,860.50	
			14-R025 ROUND 3 PROP 84 GRANT ASSISTANCE	1,722.00	4,582.50
06/30/2014	7952	05511 CALIFORNIA STATE	CHILD SUPPORT GARNISHMENT: PAYMENT	380.30	380.30
06/30/2014	6302014	03718 HR SIMPLIFIED	2013 FSA / 2014 FSA,POS,DCA	3,223.16	3,223.16
06/30/2014	607063014	01098 NATIONWIDE RETIREMENT SOLI	NATIONAL DEFERRED COMPENSATION: PAYMENT	41,433.39	41,433.39
06/30/2014	1000440242	00494 PERS	RETIREMENT: PAYMENT	45,343.85	45,343.85
07/01/2014	7012014	01108 CALPERS	FY15 EMPLOYER CONTRIB PREPAYMENT	1,716,224.00	1,716,224.00
07/01/2014	22691982	00558 IRS - PAYROLL TAXES	FEDERAL WITHHOLDING TAXES: PAYMENT	125,688.09	125,688.09
07/01/2014	608070114	01098 NATIONWIDE RETIREMENT SOLI	NATIONAL DEFERRED COMPENSATION: PAYMENT	65.00	65.00
07/01/2014	610070056	00559 EDD - PAYROLL	CALIFORNIA STATE TAXES: PAYMENT	22,251.77	22,251.77
07/02/2014	7022014	01160 DSRSD - MGMT CHECKING	MGMNT CHECKING REIMB 06/30/14	141.00	141.00
07/02/2014	95826197	00558 IRS - PAYROLL TAXES	FEDERAL WITHHOLDING TAXES: PAYMENT	368.65	368.65
07/02/2014	593489056	00559 EDD - PAYROLL	CALIFORNIA STATE TAXES: PAYMENT	10.00	10.00
07/07/2014	7072014	00501 LAVWMA	FY2015 LAVWMA 1/2 O&M AND DEBT PMT	5,564,850.44	5,564,850.44
07/08/2014	7082014	03718 HR SIMPLIFIED	2014 POS	865.01	865.01
07/10/2014	82027	00053 JOHN ARCHER	ARCHER REIMB EXP FOR TRAVEL TO ZONE 7	25.20	25.20
07/10/2014	82028	01013 BARRETT BUSINESS SERVICES	M. ATKINSON: W/E 6/15/14	1,442.40	
			D. LEWIS: W/E 6/15/14	1,126.40	
			J. KAUFFMAN: W/E 6/15/14	1,126.40	
			R. LAM: W/E 6/15/14	614.40	
			B. THOMSON: W/E 6/15/14	563.20	
			N. POON: W/E 6/15/14	409.60	
			M. MULLER: W/E 6/15/14	368.64	

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			M. MULLER: W/E 6/8/14	115.20	5,766.24
07/10/2014	82029	06202 CHARLIE BRACKETT	BRACKETT REIMB SAFETY SHOES	297.04	
			BRACKETT CERT REIMB WATER DISTRIBUTION	140.00	437.04
07/10/2014	82030	00103 C. OVERAA & CO.	FLARE - REPLACEMENT OF PLUG VALVE, ARRES	20,837.00	
			12-P002 PCO 24 AIR PIPING PERIOD 3/31/14	9,506.00	30,343.00
07/10/2014	82031	03614 CAROLLO ENGINEERS	620C520 TO OC 9 5/1/14-5/31/14	534.20	534.20
07/10/2014	82032	00228 STEVE DELIGHT	DELIGHT REIMB EXP AT AWWA DROUGHT 05/19/	7.19	7.19
07/10/2014	82033	01494 DOC BAILEY CONST EQUIP INC	CRANE INSPECTIONS	925.00	
			BLOWER BUILDING CRANE REPAIRS	562.10	1,487.10
07/10/2014	82034	00319 FISHER SCIENTIFIC	BOD INCUBATOR MODEL815 PRECISION	4,164.07	4,164.07
07/10/2014	82035	03466 BETH FREELAND	FREELAND REIMB EXP FOR DROUGHT APPRICIAT	24.96	24.96
07/10/2014	82036	02749 DAN GALLAGHER	GALLAGHER REIMB EXP FOR W/E 06/16/2014	118.74	
			GALLAGHER REIMB EXP FOR W/E 03/24/2014	103.65	222.39
07/10/2014	82037	03930 GEXPRO GENL SUPPLIES &	FOD: 900 RS232 RADIO (QTY 1)	1,258.95	1,258.95
07/10/2014	82038	04424 GRAYBAR ELECTRIC COMPANY	LAWWMA: REPLACEMENT WIRE	6,220.18	
			WIRE FOR POWER TO RESERVOIR R20, 20A & 3	6,128.05	
			ENLCOSURES FOR GAS STATION SECURITY	868.04	
			ELE SUPPLIES	328.38	
			FUSE FOR STOCK	214.51	
			PARTS FOR 2WATER AIR GAP TO SEAL WATER	99.97	13,859.13
07/10/2014	82039	00386 HDR ENGINEERING INC.	08-2102 TO NO 2 5/4/14-5/31/14	3,191.24	
			LOCAL LIMITS STUDY TO NO. 1 5/4/14-5/31/	1,566.02	
			TO NO 3 ENGINEERING SERVICES 5/4/14-5/31	307.78	5,065.04
07/10/2014	82040	01242 INFO SEND, INC	UB BILLING PRINTING/MAILING SVCS JUNE 14	2,332.44	2,332.44
07/10/2014	82041	00473 KEMIRA WATER SOLUTIONS INC	FERROUS CHLORIDE DELIVERY ON 06/17/14	5,745.94	5,745.94

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Date	Check #	Vendor	Description	Amount Paid	Check Total
07/10/2014	82042	00478 FLORENCE KHAW	KHAW CERT REIMB ENVIRO COMP INSPECT GRAD	77.00	77.00
07/10/2014	82043	04594 MCCAMPBELL ANALYTICAL INC	SAMPLE ANALYSES	190.00	190.00
07/10/2014	82044	01171 MCGUIRE & HESTER	09-6101 FALLON RD CONDUIT INSTALL	31,307.00	31,307.00
07/10/2014	82045	02072 KAPIL MOHAN	KAPIL MOHAN CERT REIMB LAB ANALYST GRADE	77.00	77.00
07/10/2014	82046	02076 NORTHERN TOOL & EQUIPMENT	GOLF CART TIRES	697.25	
			COOLER WATER TREATMENT	246.90	944.15
07/10/2014	82047	00608 OFFICE TEAM	M. CHESSING: W/E 6/22/14	1,128.00	
			M. CHESSING: W/E 6/29/14	1,128.00	2,256.00
07/10/2014	82048	01078 STEFANIE OLSON	OLSON REIMB EXP AT WORKSHOP 05/29/2014	60.66	
			OLSON REIMB EXP AT AWWA DROUGHT WORKSHOP	54.42	
			OSLSON RIEMBURSE EXPENSES AT DROUGHT SEM	25.59	140.67
07/10/2014	82049	00685 R.S. HUGHES CO., INC.	GRINDING DISCS	452.53	
			GRINDING DISCS	90.23	542.76
07/10/2014	82050	00688 RMC WATER & ENVIRONMENT	14-P005 TO NO. 1 4/26/14-5/30/14	7,514.30	7,514.30
07/10/2014	82051	04973 NATERCIA SAUCEDA	CASE ID FL364781: PAYMENT	616.15	616.15
07/10/2014	82052	00805 SUE STEPHENSON	STEPHENSON REIMB EXP ON 05/20/2014 & 05/	32.99	32.99
07/10/2014	82053	00866 DUC-TRI (TROY) TO	CWEA LAB CERTIFICATE	87.00	87.00
07/10/2014	82054	05127 VISION SERVICE PLAN - CA (VSF	JULY 2014 - VISION	2,398.06	2,398.06
07/10/2014	82055	00937 W.W. GRAINGER, INC.	RUBBER OVERBOOTS	41.86	41.86
07/10/2014	82056	01719 A & M PRINTING, INC.	DROUGHT- LIMITATION VIOLATION LTR #5 MAI	736.41	
			BUSINESS CARDS - MULTIPLE EMPLOYEES	392.16	
			DROUGHT MAILING & PRINTING - COURTESY LT	388.85	1,517.42
07/10/2014	82057	01482 AAA LOCKSMITHS	REKEY 2 DESK & (3) KEYS	129.81	129.81
07/10/2014	82058	01076 ALSCO INC	WWTP TOWEL SERVICE JUN '14	196.40	



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			FOD TOWEL SERVICE JUN '14	129.80	326.20
07/10/2014	82059	01195 AMERICAN BATTERY CO.	STOCK BATTERY	90.87	90.87
07/10/2014	82060	01954 ANDERSON'S UNIFORMS	K. LEWIS - UNIFORM ITEMS	252.61	
			D. BONN - UNIFORM ITEM	54.23	306.84
07/10/2014	82061	00045 ANDREWS GLASS CO	Mididistillation Glassware	1,401.56	1,401.56
07/10/2014	82062	01528 AQUADYNE ASSOCIATES	LAVWMA: VENTO-MAT, CAV REBUILD PARTS	2,602.92	2,602.92
07/10/2014	82063	06349 ARCSINE ENGINEERING	09-6101 TO NO 1 5/1/14-5/31/14	35,910.83	35,910.83
07/10/2014	82064	00622 AT&T	TELE SVCS & USAGE THRU 06/12/2014	1,679.47	
			DO T-1 TO FOD THRU 06/12/2014	186.33	
			LAVWMA PS & SANLEANDRO DECHLOR STATION J	98.28	1,964.08
07/10/2014	82065	00079 BAY AREA AIR QUALITY MGMT.	AQMD Permit: Toxic Inventory Gas	176.00	176.00
07/10/2014	82066	01254 BAY AREA BARRICADE SVC, INC	TRAFFIC STAND BRACES	256.69	256.69
07/10/2014	82067	05098 BIOVIR LABORATORIES, INC.	CLASS A BIOSOLIDS FSL3 MAY 2014	1,265.02	1,265.02
07/10/2014	82068	02217 BSK ASSOCIATES INC.	SAMPLE ANALYSES	570.00	570.00
07/10/2014	82069	06696 BURNETT AND SONS PLANING M	LUNCHROOM CABINETS (INLCUDES DRAWINGS)	4,450.00	4,450.00
07/10/2014	82070	05404 CALIFORNIA FIRST AID AND SAF	LIQUID STITCH AND AED RESPONSE POUCHES	274.03	
			INSPECTION & RESTOCKING OF FIRST AID CAB	88.24	362.27
07/10/2014	82071	01085 CALPERS LONG-TERM CARE PR	LONG-TERM CARE: PAYMENT	98.26	98.26
07/10/2014	82072	00105 CAL-STEAM	LF P/BTN ASSY	222.98	222.98
07/10/2014	82073	04574 CALTROL, INC.	P.S. 10A SPARE SOLENOID VALVE	150.23	150.23
07/10/2014	82074	00130 CASA	S. DELIGHT TO ATTEND CASA 59TH ANNUAL CO	500.00	500.00
07/10/2014	82075	01167 CITY OF DUBLIN	ENCROACHMENT PERMIT FOR 8050 CROSSRIDGE	256.00	256.00
07/10/2014	82076	06614 COAST RADIO COMPANY, INC.	RADIO AD FOR JUNE 2014 - DROUGHT MESSAGE	22,680.00	

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Date	Check #	Vendor	Description	Amount Paid	Check Total
			DROUGHT - TOTE BAG SPONSORSHIP	6,000.00	28,680.00
07/10/2014	82077	00202 CREATIVE SUPPORTS INC	ANTI-FATIGUE MAT FOR SIT/STAND STATIONS	250.85	250.85
07/10/2014	82078	01156 CWEA	S. OLSON - CWEA CERTIFICATES AND MEMBERS	307.00	307.00
07/10/2014	82079	01156 CWEA	ANNUAL MEMBERSHIP DUES: JACKIE YEE	148.00	148.00
07/10/2014	82080	00241 DGS OFS SVC REVOLVING FUNE	NATURAL GAS SERVICE AT THE WWTP - MAY 20	45,824.06	45,824.06
07/10/2014	82081	05269 DUBLIN UNIFIED SCHOOL DISTR	REFUND CAP RESERVE FEE CONVERTED TO RECY	30,414.00	30,414.00
07/10/2014	82082	00307 FAIRWAY EQUIPMENT & SUPPLY	OPERATING SUPPLIES	1,678.19	
			PLANT SUPPLIES	1,563.51	
			PLANT SUPPLIES	1,533.43	
			PARTS FOR FEED WATER LINES	637.39	
			PLANT SUPPLIES	569.44	5,981.96
07/10/2014	82083	00314 FEDEX	WWTP: OVERNIGHT DELIVERY CHARGES JUN '14	8.67	8.67
07/10/2014	82084	02914 STATE OF CALIFORNIA FRANCHI	FRANCHISE TAX BOARD: PAYMENT	70.00	70.00
07/10/2014	82085	04342 GENERAL WHOLESALE ELECTR	POWER SUPPLY	2,444.81	
			MEASURING TAPE FOR RES 30A AND RES 20A	635.63	3,080.44
07/10/2014	82086	00368 HACH COMPANY	LAB SUPPLIES	473.89	
			LAB SUPPLIES	21.96	495.85
07/10/2014	82087	00388 HEATH'S WELDING SUPPLY	FORKLIFT: (2) LIQUEFIED PETROLEUM GAS	98.10	98.10
07/10/2014	82088	00392 HEUSSER NEWEIGH	THERMOMETER CALIBRATION	307.50	307.50
07/10/2014	82089	04873 KIMBALL MIDWEST	MISC OPERATING SUPPLIES	650.26	650.26
07/10/2014	82090	05957 LANDIA, INC.	REFURBISHMENT OF AERATION MIXER	8,811.90	8,811.90
07/10/2014	82091	06641 MANAGEMENT PARTNERS, INC.	ORGANIZATIONAL ASSESSMENT AND CONSULTING	5,433.25	5,433.25
07/10/2014	82092	05897 MERIT RESOURCE GROUP	A. MCCAFFERY: W/E 6/15/14	1,140.00	1,140.00
07/10/2014	82093	00545 BERT MICHALCZYK	MICHALCZYK REIMB TRAVEL EXP THRU 06/27/1	351.36	351.36

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Date	Check #	Vendor	Description	Amount Paid	Check Total
07/10/2014	82094	06684 MOUNTZ, INC.	CO-GEN: CLD 105 PNEUMATIC MULTIPLIER & R	9,242.11	9,242.11
07/10/2014	82095	04231 MSC INDUSTRIAL SUPPLY CO	EAR PLUGS AND DISPENSERS (FOD HIGH NOISE	427.63	427.63
07/10/2014	82096	04231 MSC INDUSTRIAL SUPPLY CO	HYPO PPE AND SAFETY GLASSES	181.12	181.12
07/10/2014	82097	04796 NAPA AUTO PARTS	SHOP TOOL: LED CORDED LIGHT	81.54	81.54
07/10/2014	82098	00585 NCBPA	J. HAYES TO ATTEND NCBPA ANNUAL PRODUCT	40.00	40.00
07/10/2014	82099	04970 NCM ODOR CONTROL	SL-2000 REODORANT FOR THE WWTP	8,247.81	8,247.81
07/10/2014	82100	02109 ONE HOUR DELIVERY SERVICE,	ONE HOUR DELIVERY - BOD MAIL DELIVERY 6/	120.00	120.00
07/10/2014	82101	00620 P G & E	PUMP STATION 300B ELEC - JUNE 2014	8,983.19	
			PUMP STATION R200A ELECTRICITY - JULY 20	5,402.03	
			PUMP STATION 30A ELEC - JUNE 2014	2,741.48	
			PUMP STATION R300B ELEC - JUNE 2014	1,793.55	
			PUMP STATION 300C ELEC - JUNE 2014	1,366.95	
			PUMP STATION 4A ELEC - JUNE 2014	564.71	
			RESERVOIRE R200 ELECTRICITY - JULY 2014	44.66	
			RESERVOIR R100 DERWA TANK 1 ELEC - JUNE	18.21	
			ALAMO TRUNK SEWER ELEC - JUNE 2014	16.64	
			JOHNSON DRIVE STREETScape ELEC - JUNE 20	12.59	
			RESERVOIR 20A ELECTRICITY - JUNE 2014	7.23	20,951.24
07/10/2014	82102	06217 HOSE & FITTINGS ETC PARKER	PS 20B: SUPPLY LINE HOSE	143.07	143.07
07/10/2014	82103	06685 PICTOMETRY INTERNATIONAL C	14-W007 IMAGERY MAPPING SERVICE	6,200.00	6,200.00
07/10/2014	82104	04951 PLEASANTON TRUCKING	TRUCKING MATERIAL FROM VULCAN TO CAMP PA	184.13	184.13
07/10/2014	82105	00680 QUENVOLD'S SAFETY SHOEMOI	SAFETY SHOES R. MADDUX AND J. RODRIGUEZ	294.30	294.30
07/10/2014	82106	00699 REDWOOD COAST PETROLEUM	OIL DELIVERY TO THE WWTP ON 6/18/14	6,195.14	
			RED DIE DIESEL FUEL DELIVERY ON 6/18/14	6,179.61	
			GASOLINE DELIVERY TO THE WWTP ON 6/19/14	1,499.01	13,873.76

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Date	Check #	Vendor	Description	Amount Paid	Check Total
07/10/2014	82107	00721 ROCHESTER MIDLAND CORP	JUN 2014: HANDSFREE RESTROOM MONTHLY SRV	116.85	116.85
07/10/2014	82108	00756 SECURITY ETC.	FIRE ALARM AND BURGLAR ALARM SYSTEM MONI FIRE ALARM MONITORING SERVICE Q1 - DERWA FIRE ALARM SYSTEM MONITORING Q1 - WWTP	252.00 165.00 165.00	582.00
07/10/2014	82109	05264 STEVEN PHILLIPS CONSTRUCTI	MAINTENANCE CASH BOND RELEASE	800.00	800.00
07/10/2014	82110	00810 STUDIO BLUE REPROGRAPHICS	MISC SCANNING FOR ENGINEERING	80.22	80.22
07/10/2014	82111	06690 TEQUIPMENT.NET	FLUKE POWER ANALYZER	7,188.40	7,188.40
07/10/2014	82112	00872 TRANSCAT	RTD TEMP CALIBRATOR	1,115.02	1,115.02
07/10/2014	82113	00556 UNITED WAY OF THE BAY AREA	UNITED WAY: PAYMENT	233.93	233.93
07/10/2014	82114	00920 VASCO ROAD LANDFILL	UNLOADING OF WWTP SOLIDS/GRIT ON 6/5 & 6	760.60	760.60
07/10/2014	82115	00933 VWR INTERNATIONAL, INC.	PIPET AID	221.30	221.30
07/10/2014	82116	02918 WALNUT CREEK FORD	RETURN FOR CREDIT TAG #36 ANITLOCK MODULE AND SOLENOID PACK	-211.59 969.34	757.75
07/10/2014	82117	02884 WEST VALLEY CONSTRUCTION	103 MONTARO CT. PULLED NEW 1" SERVICE 5- PULLED NEW SERVICE @ 6488 KINGS WAY, DUB PULLED 1" SERVICE @ 11606 AMARILLO CT., REPAIRED BROKEN HYDRANT @ DUBLIN BLVD. &	5,617.02 3,491.80 3,431.80 3,353.40	15,894.02
07/10/2014	82118	00957 WEST YOST & ASSOCIATES	14-W007 TO NO. 1 5/10/14-6/6/14	3,726.00	3,726.00
07/10/2014	82119	03149 WHITE CAP CONST SUPPLY	LAVWMA: MARKING PAINT	54.54	54.54
07/10/2014	82120	00987 ZONE 7 WATER AGENCY	DOUGHERTY VALLEY O&M 3/30/14 THROUGH 5/2	1,950.25	1,950.25
07/10/2014	1000439825	01111 CALPERS	JULY 2014 - ER CODE 0740 & 7316	174,692.73	174,692.73
07/14/2014	1363	00494 PERS	RETIREMENT: PAYMENT	45,601.20	45,601.20
07/14/2014	7953	05511 CALIFORNIA STATE	CHILD SUPPORT GARNISHMENT: PAYMENT	380.30	380.30

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Date	Check #	Vendor	Description	Amount Paid	Check Total
07/14/2014	607071414	01098 NATIONWIDE RETIREMENT SOLI	NATIONAL DEFERRED COMPENSATION: PAYMENT	41,433.39	41,433.39
07/15/2014	1626467	00591 NEOPOST USA INC.	POSTAGE ADVANCE 07/14/2014	1,000.00	1,000.00
07/15/2014	7152014	03718 HR SIMPLIFIED	2014 POS/FSA/DCA	1,261.06	1,261.06
07/15/2014	13656056	00559 EDD - PAYROLL	CALIFORNIA STATE TAXES: PAYMENT	22,440.47	22,440.47
07/15/2014	33547089	00558 IRS - PAYROLL TAXES	FEDERAL WITHHOLDING TAXES: PAYMENT	126,663.88	126,663.88
07/17/2014	82121	03536 U S BANK/ CORP PMT SYSTEMS	SERVICE CALL AT PS2	150.00	
			C. HOFFMANN - 2014 CALPELRA CONFERENCE R	995.00	
			MISC OPERATING SUPPLIES	143.80	
			QTY (2) 24" LCD MONITORS/STANDS FOR RON	579.57	
			STEPHENSON- CASA 59TH ANNUAL CONFERENCE	500.00	
			IT ANALYST APPRAISAL BOARD EXPENSE (6/3/	133.01	
			DROUGHT: MATLS FOR FILL STATION	497.96	
			TOM - SIT/STAND DESK ADD-ON AND MAT	463.48	
			GALLARDO- 2014 CALPELRA CONFERENCE REG	995.00	
			COPY PAPER, TONER, BATTERIES, ETC	418.42	
			MANUAL PROJECTOR SCREEN FOR BLDG S TRNG	67.45	
			AWWA J.DRYDEN WHOLE WATER CONF 6-24-26,	395.00	
			MISC SUPPLIES: BULLDOG CORDS, HOSES, ETC	392.35	
			AED SUPPLIES	384.75	
			BHI MANAGMENT CONSULTING- GOODBOARDWORK.	756.00	
			DELIGHT - DESK CHAIR ORDER	294.29	
			REFRESHMENTS FOR WWTP BBQ	290.34	
			1 X 20 L HARD COP TUBE FOR SHOP	92.85	
			AMAZON- 2 COPIES OF GOVERNING THE TAP	46.74	
			BIAGTAN STATE OF COUNTY LUNCHEON 6/18/14	45.00	
			NUL MODEM ADAPTER TO COMMUNICATION WITH	43.59	
			BOAT PADDLES FOR SAMPLING WORK	65.40	

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Date	Check #	Vendor	Description	Amount Paid	Check Total
			OPERATING SUPPLIES FOR WWTP	65.01	
			DISTRICT ORGANIZATION FOCUS GROUP MEETIN	65.00	
			FRAME - COVER PME MAGAZINE FEB 2014 FEAT	59.12	
			DERWA: PARTS FOR HYPO REPAIR	57.49	
			FLOAT FOR BOILER ROOM 2WATER TANK	56.61	
			SOLAR CONTROLLER FOR FSL HARVEST FLOW ME	56.00	
			MISC SUPPLIES: AA BATTERIES, PURNER, HAM	54.88	
			REPAIR KIT FOR DO DRINKING FOUNTAIN	54.50	
			NETWORK INTERFACE FOR BOSCH INSTRUSION A	50.00	
			ENR RENEWAL 6/1/14 - 5/31/15	49.95	
			#60 UTILITY BOX DOOR LATCH AND LOCK	41.95	
			METER LID WRENCH	41.70	
			ICONS FOR NEW WEBSITE	39.00	
			DAILY PLANNER REFILL - STEPHENSON	37.56	
			IT ANALYST - PANEL INTERVIEWS BUS EXPENS	34.09	
			MATLS FOR BLDG S BATHROOM REPAIRS	32.06	
			VIDEO ADAPTER CABLE FOR FOD SERVER	31.98	
			ARMA - 2014 ARMA JUNE CHAPTER MEETING -	30.00	
			1 YR SUBSCRIPTION FOR HOW MAGAZINE	29.96	
			DISTRICT ORGANIZATION FOCUS GROUP MEETIN	25.95	
			DERWA: HOSE FOR SAND FILTER TURBIDITY MO	25.55	
			FASTRAK REPLENISHING CHARGE	25.00	
			5PC RATCHET OFFSET & DEWALT RETRACT KNF	24.50	
			TONER COLLECTION UNIT FOR PID HP PRINTER	22.55	
			HR BUSINESS EXPENSE (COMPUTER SPEAKERS)	21.79	
			REPLT TOOLS FOR BILL'S TRUCK	20.55	
			MISC SUPPLIES: ANGLE BROOM, PLANT/LAMP H	20.46	
			PRO SUBSCRIPTION (JUNE 2014)	19.95	
			CARD TEMPLATES FOR RW CARDS FOR RESIDENT	19.61	

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From: 6/24/2014 To: 7/28/2014

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Date	Check #	Vendor	Description	Amount Paid	Check Total
			TIMER FOR RES10A SAMPLE PUMP	19.59	
			DISTRICT ORGANIZATION FOCUS GROUP MEETIN	16.99	
			REPAIR PARTS	15.22	
			TILE ADHESIVE FOR BLDG S BATHROOM REPAIR	14.11	
			POSTERBOARD FOR RESIDENTIAL RW STATION	13.07	
			DROUGHT: POLY TARP FOR FILL STATION	13.07	
			WEATHER STRIPPING FOR RES10A	10.88	
			REFRESHMENTS FOR WWTP BBQ	10.75	
			WALL CLOCK	9.25	
			CELLPHONE CASE	8.71	
			PINS FOR DUMP TRUCK	8.57	
			FAXAGE FAX LINE - MAY 2014	7.95	
			DROUGHT: PIPE CLAMP FOR FILL STATION	7.01	
			STRAIGHT TROUGH SERIAL EXTENSION	4.36	
			TEK SCREWS FOR DO IRRIGATION CONTROLLER	4.35	
			DROUGHT - FASTENERS FOR DOOR HANGERS	2.15	
			REUND FOR INSTANT KNIFE	-25.07	
			PENS, LABEL TAPE, TONER, ETC	651.31	
			REPLT PUMP FOR LAB EQUIPMENT	486.05	
			ANNUAL CALIBRATION OF DOSIMETER	450.00	
			QTY (2) DELL E2414H 24" MONITORS FOR IT	435.04	
			AWWA CONFERENCE MONTEREY 6/24	395.00	
			REGISTRATION FOR WHOLE WATER CONF-AWWA J	395.00	
			MATLS FOR ELE SHOP TOOL ORGANIZATION	327.26	
			SHADE CANOPIES - HEAT SAFETY PROTECTION	304.73	
			MISC SUPPLIES: TRACT KNIFE, INSTANT KNIV	287.71	
			DIESEL FOR TRUCK #35 FUEL TANK FOR BACKO	280.00	
			PARTS & MATLS FOR 2WATER TANK IN BOILER	269.83	
			GLEE: 2014 MEMBERSHIP RENEWAL	249.00	

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From: 6/24/2014

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Date	Check #	Vendor	Description	Amount Paid	Check Total
			D. WINTON CWEA RENEWAL COLLECTION SYSTEM	240.00	
			ACID AND BASE SPILL KIT FOR LABORATORY	220.62	
			BUILDING MATERIALS	201.96	
			CONCRETE FOR SERVICE REPAIRS	188.40	
			SUN SCREEN FOR GRIT	185.24	
			PARTS FOR H2S ANALYZER REPAIR	173.94	
			FRAME - COVER & ARTICLE FROM PME MAGAZIN	173.09	
			AED BATTERY	171.12	
			CLASSIFICATION FOLDERS, PENS, POST-ITS,	169.66	
			SECURITY SYSTEM BADGE PRINTER INK	168.00	
			REPLT RADIOS FOR SCADA BACKBONE	167.90	
			CHAIR MAT	163.49	
			STEPHENSON - UTILITY BRANDING MTG 8/28/1	160.00	
			COMPUTER VACUUM CLEANER	159.99	
			OFFICE SUPPLIES - FILE BOX, TONERS	158.98	
			MISC SAFETY SUPPLIES AND EQUIPMENT	156.96	
			A. CIGLIUTI CWEA ANNUAL MEMBERSHIP RENEW	148.00	
			V. SEVILLA: CWEA RENEWAL	148.00	
			PCARNEY: MEMBERSHIP RENEWAL	148.00	
			PARTS FOR PLANT WIRELESS ACCESS POINT IN	147.49	
			OFFICE SUPPLIES: BATTERIES, PENS, PAPER,	135.60	
			PID TEAM BUILDING	134.51	
			OFFICE SUPPLIES: LABEL TAPE, PENS, FOLDER	127.96	
			WWTP: NETWORK INTERFACE FOR WIRELESS ACC	120.21	
			OFFICE SUPPLIES: FILE FOLDERS, BATTERIES	109.95	
			SUNSCREEN POUCHES (HEAT SAFETY)	108.13	
			S. ROBERSON AWWA MEMBERSHIP RENEWAL	101.00	
			MMANC-2014 SUMMER SYMPOSIUM REGISTRATION	100.00	
			MMANC-2014 SUMMER SYMPOSIUM REGISTRATION	100.00	



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Date	Check #	Vendor	Description	Amount Paid	Check Total
			LG BLUETOOTH HEADSET	99.49	
			NETWORK INTERFACE FOR BOSCH INSTRUSION A	98.90	
			RESCUE CAN FOR SAMPLING WORK	89.69	
			MOLDING FOR FLOOR IN KITCHEN-OPS BLDG	85.26	
			ANN CIGLIUTI ENVIRON COMPL INSP GRADE 2	82.00	
			KAPIL MOHAN ENVIRON COMPL INSP GRADE 2 C	82.00	
			SHALLIDAY: MT-2 CERTIFICATE RENEWAL	82.00	
			D. LEONARDO CWEA RENEWAL	82.00	
			R. LAWRENCE CWEA RENEWAL COLLECTION SYST	82.00	
			J. KILLIPS CWEA RENEWAL COLLECTION SYSTE	82.00	
			OFFICE SUPPLIES FOR RESIDENTIAL R/W STAT	79.46	
			DISTRICT ORGANIZATION FOCUS GROUP MEETIN	75.17	
			SUPPLIES FOR RESIDENTIAL R/W FILL STATIO	71.81	
			SERIAL INTERFACE TO BOSCH INTRUSION ALAR	69.99	19,184.63
07/17/2014	82122	01013 BARRETT BUSINESS SERVICES	M. ATKINSON: W/E 6/22/14	1,442.40	
			J. KAUFFMAN: W/E 6/22/14	1,126.40	
			D. LEWIS: W/E 6/22/14	1,126.40	
			B. THOMSON: W/E 6/22/14	844.80	
			N. POON: W/E 6/22/14	409.60	
			M. MULLER: W/E 6/22/14	345.60	
			N. POON: W/E 6/29/14	204.80	5,500.00
07/17/2014	82123	00085 RHODORA BIAGTAN	BIAGTAN REIMB EXP AT AWWA CONF 06/24-06/	268.13	268.13
07/17/2014	82124	00216 DAIHOS U.S.A. INC.	HOT BEVERAGE @ DO - JULY 2014	159.13	159.13
07/17/2014	82125	00228 STEVE DELIGHT	DELIGHT REIMB EXP AT RW PERMIT MEETING S	28.95	28.95
07/17/2014	82126	06733 SAMAN DIAS	REFUND 5008 RASHELLE WAY	3,263.05	3,263.05
07/17/2014	82127	01387 JIM DRYDEN	DRYDEN REIMB EXP AT W2C WHOLE WATER CONF	56.00	56.00
07/17/2014	82128	00319 FISHER SCIENTIFIC	BARNSTEAD CALIBRATION MODULE	178.72	178.72

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Date	Check #	Vendor	Description	Amount Paid	Check Total
07/17/2014	82129	05828 ANNA GARCIA	GARCIA CERTIFICATE REIMB EXP FOR WASTEWA	440.00	440.00
07/17/2014	82130	04424 GRAYBAR ELECTRIC COMPANY	WIRE FOR POWER TO RESERVOIR R20, 20A & 3 FUSES FOR CO-GEN PORTABLE TRISTAND CHAIN VISE FOR CONDUIT HAND EMT BENDERS ELE PARTS FOR METERING PUMP OUTLET AT MI REPLENISH FUSE STOCK BREAKER FOR FLEET MAINT SHOP	1,142.33 425.08 372.38 262.12 149.78 108.00 57.87	2,517.56
07/17/2014	82131	03602 SPENCER HALLIDAY	HALLIDAY CERT REIMB COLLECTION SYS MAINT	145.00	145.00
07/17/2014	82132	01134 DANIEL LEONARDO	LEONARDO REIMB EXP AT W2C WHOLE WATER CO	62.67	62.67
07/17/2014	82133	04594 MCCAMPBELL ANALYTICAL INC	SAMPLE ANALYSES	285.00	285.00
07/17/2014	82134	00608 OFFICE TEAM	TEMP SVCS W/E 07/04/14 - MONTAGUE TEMP SVCS W/E 06/27/14 - MONTAGUE	694.69 641.25	1,335.94
07/17/2014	82135	01389 SCOTT ROBERSON	ROBERSON REIMB CWEA MAINT GRADE 2 CERTIF ROBERSON CERT REIMB MECHANIC 1	82.00 77.00	159.00
07/17/2014	82136	00774 SIEMENS INDUSTRY, INC	TRANSDUCERS	10,463.47	10,463.47
07/17/2014	82137	00762 TESTAMERICA LABORATORIES I	SAMPLE ANALYSES SAMPLE ANALYSES	70.00 25.00	95.00
07/17/2014	82138	01516 TREPPA, BOB	TREPPA REIMB EXP AT SEC INDUST CONTROL N	34.78	34.78
07/17/2014	82139	06726 DANIEL ABEBE	REFUND 111 ALVO CT	95.82	95.82
07/17/2014	82140	06705 ACORN MEDIA	REPLACEMENT FIRE BLANKET - ANALYTICAL LA	88.68	88.68
07/17/2014	82141	00256 ALLIANT INSURANCE, INC.	COMMERCIAL CRIME PROGRAM 7/1/2014 - 7/1/	537.00	537.00
07/17/2014	82142	06565 AM CONSERVATION GROUP	DROUGHT- WATER CONSERVATION DEVICES	2,467.54	2,467.54
07/17/2014	82143	02158 AMADOR VALLEY INDUSTRIES	DO GARBAGE- DO 107786 JUNE 2014	295.62	295.62

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Date	Check #	Vendor	Description	Amount Paid	Check Total
07/17/2014	82144	06552 BILLING SOLUTIONS INC. AMERI	AMCOBI PROGRAMMING FOR PORTAL JULY 2015 FEE FOR PORTAL	12,500.00 1,250.00	13,750.00
07/17/2014	82145	04473 BOGETTI WATER TRUCKS INC	UB Refund Cst #00061551	521.84	521.84
07/17/2014	82146	00091 BOLD, POLISNER, MADDOW, NEI	MONTHLY LEGAL SERVICES - 06/14	7,206.00	7,206.00
07/17/2014	82147	02217 BSK ASSOCIATES INC.	DLD HARVEST CROP TESTING Crop Testing	1,237.50 60.00	1,297.50
07/17/2014	82148	06713 JEFF CHAPMAN	REFUND 11579 CIRCLE WAY	120.54	120.54
07/17/2014	82149	06716 SARAH CHEN	REFUND 7900 RIDGELINE PL	123.99	123.99
07/17/2014	82150	06712 ALANA CHRISTENSEN	REFUND 6945 PRINCE DR	88.24	88.24
07/17/2014	82151	01167 CITY OF DUBLIN	ENCROACHMENT PERMIT VILLAGE PKWY 6/24 &	410.00	410.00
07/17/2014	82152	06107 COGENT COMMUNICATIONS INC	DUBLINSA00001 INTERENT SERVICE 07/01/201	2,300.00	2,300.00
07/17/2014	82153	05196 COMCAST	BUSINESS TV BASIC 07/07/14-08/06/14	13.97	13.97
07/17/2014	82154	05011 CRAIG PROPERTY MGT	REFUND 3457 FINNIAN WAY	101.60	101.60
07/17/2014	82155	00202 CREATIVE SUPPORTS INC	R. MADDUX - ERGONOMIC CHAIR	399.95	399.95
07/17/2014	82156	01973 CROMER EQUIPMENT	GENE LIFT BOOM CONTROL	752.11	752.11
07/17/2014	82157	00212 CUMMINS PACIFIC LLC.	COOLANT FOR DREDGE	336.27	336.27
07/17/2014	82158	06686 D-A LUBRICANT COMPANY	OIL 5 GALLON PAILS (QTY 4) FOR FUEL SKID	685.03	685.03
07/17/2014	82159	00237 DERWA	JUNE 2014 OPER EXP - DSRSD SHARE	225,894.29	225,894.29
07/17/2014	82160	06700 DETECTOR SERVICE CENTER, II	DETECTOR LEAK TEST	35.00	35.00
07/17/2014	82161	06592 DRAKE CONTROLS	COGEN - ECM (QTY 1) FY2014	7,552.33	7,552.33
07/17/2014	82162	06730 DBA: DCCP VENTURE LLC DUBL	CIP 12-W009 CAMP PARKS CROMWELL MAIN REP CIP 14-S001 CAMP PARKS SEWER REHAB PROJE	25,370.00 21,296.00	46,666.00
07/17/2014	82163	00280 ECOWATER SYSTEMS	LAB WATER SOFTENER EXCHANGE TANKS JUL '1	205.20	205.20

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07/17/2014	82164	05116 ERIC FARNHOLTZ	REFUND 7064 YORK CT	62.30	62.30
07/17/2014	82165	00313 FASTSIGNS	SIGNS AND BARRICADES FOR THE WWTP	1,866.33	1,866.33
07/17/2014	82166	00314 FEDEX	WWTP: OVERNIGHT DELIVERY CHARGES JUN '14	36.79	36.79
07/17/2014	82167	06721 DAVID FONG	REFUND 4359 TALLE WAY	37.25	37.25
07/17/2014	82168	06715 MICHAEL FOSTER	REFUND 7294 KOLB PL	177.07	177.07
07/17/2014	82169	06714 TARYN FRIERSON	REFUND 6288 KERRY CT	93.28	93.28
07/17/2014	82170	03900 GARTON TRACTOR INC	DLD HARVESTING: TRACTOR RENTAL JUN '14	5,514.75	
			LOADER CONNECTION PART: QUICK ATTACH PAL	1,083.92	6,598.67
07/17/2014	82171	05930 GOLDEN PROPERTIES	REFUND 1100 BELLINGHAM SQ	160.97	160.97
07/17/2014	82172	01949 GOODFELLOW TOP GRADE CON	REFUND METER # 64192954	2,971.21	2,971.21
07/17/2014	82173	06727 ROBERT GREER	REFUND 3575 YORK LN	25.00	25.00
07/17/2014	82174	00368 HACH COMPANY	LAB SUPPLIES	804.42	804.42
07/17/2014	82175	06657 JPA LANDSCAPE AND CONSTRU	RESIDENTIAL CONTROLLER INSPECTION AT 717	69.85	69.85
07/17/2014	82176	05052 K. HOVNANIAN HOMES	REFUND 2250 VALENTANO DR	115.05	115.05
07/17/2014	82177	06166 KBA	COPIERS UCC & LEASE 07/01-07/31/14	805.52	805.52
07/17/2014	82178	06166 KBA	COPIER FOD/ENGR/MAINT 06/1/14 - 06/30/14	337.26	337.26
07/17/2014	82179	04634 LABWORKS EQUIPMENT SRVC,	AUTOCLAVE PREVENTIVE MAINTENANCE 2014	536.58	536.58
07/17/2014	82180	06722 CHING C LAI	REFUND 6105 LEDGEWOOD TERR	119.11	119.11
07/17/2014	82181	06282 LILY LEE	REFUND 1717 BLAKESLEY DR	144.97	144.97
07/17/2014	82182	00509 LIEBERT CASSIDY WHITMORE	EMPLOYMENT RELATED LEGAL SERVICES	1,080.00	1,080.00
07/17/2014	82183	03958 LIVERMORE AUTO GROUP	KEYS FOR #18 AND #71	76.67	76.67
07/17/2014	82184	06720 HASAN LODHI	REFUND 2027 FORINO DR	922.17	922.17

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07/17/2014	82185	02166 MAZE & ASSOCIATES	FYE2014 AUDIT - JUNE SERVICES	14,320.00	14,320.00
07/17/2014	82186	00536 MC MASTER-CARR SUPPLY CO.	HEAVY DUTY STEEL SHELVES (QTY 3)	3,200.18	
			HEAVY DUTY STEEL SHELVES (QTY 2)	1,802.10	
			FITTING BAP FOR 1/4" TUBE OD; TAPERED SH	36.74	5,039.02
07/17/2014	82187	05897 MERIT RESOURCE GROUP	A. MCCAFFERY: W/E 6/22/14	1,140.00	1,140.00
07/17/2014	82188	04231 MSC INDUSTRIAL SUPPLY CO	IMPACT DRIVER KIT; IMPACT DRIVER ACCY SE	446.05	446.05
07/17/2014	82189	04796 NAPA AUTO PARTS	DROP LIGHT	76.29	
			TOOL FOR FLEET - PLIERS	23.34	
			TRUCK #60 TRUCK PLUG	21.79	
			DRAIN PLUG FOR COGEN	1.99	123.41
07/17/2014	82190	02109 ONE HOUR DELIVERY SERVICE,	ONE HOUR DELIVERY - BOD MAIL DELIVERY 6/	120.00	120.00
07/17/2014	82191	00620 P G & E	PUMP STATION R200B ELEC - JUNE 2014	7,985.89	
			PUMP STATION 200A ELEC - JUNE 2014	5,016.08	
			DISTRICT OFFICE ELECTRICITY - JUNE 2014	4,793.00	
			PUMP STATION 300A ELEC - JUNE 2014	1,286.73	
			DISTRICT OFFICE GAS SERVICE - JUNE 2014	274.94	
			DO UTILITY BUILDING ELEC - JUNE 2014	136.39	
			PUMP STATION 2B ELEC - JUNE 2014	93.59	
			DO UTILITY BUILDING GAS SVC - JUNE 2014	12.45	19,599.07
07/17/2014	82192	00649 PERKIN ELMER HEALTH SCIENC	REMOTE WINLAB AA INTERFACE DEV,TESTING,	1,850.00	1,850.00
07/17/2014	82193	06718 JAMES PERKINS	REFUND 11552 ROLLING HILLS DR	105.32	105.32
07/17/2014	82194	06719 LAWRENCE PIERCE	REFUND 1850 N TERRACINA DR	160.11	160.11
07/17/2014	82195	04211 PLATT ELECTRIC SUPPLY	PARTS FOR POWER TO RESERVIOR R20, 20A &	2,245.32	
			CAMERA - WWTP FRONT GATE	1,843.33	
			MCC & RESERVOIR POWER	897.33	4,985.98

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07/17/2014	82196	00663 PLEASANTON GARBAGE SVC IN	TRANSPORT OF SOLIDS/GRIT SCREENINGS JUN	3,786.47	3,786.47
07/17/2014	82197	03442 RABBIT OFFICE AUTOMATION	COPIER LEASE LAB/CUST SVC - JULY 2014	440.36	440.36
07/17/2014	82198	02316 RECORDS CONTROL SERVICES	RECORDS CENTER MANAGEMENT ASSISTANCE	1,284.72	1,284.72
07/17/2014	82199	00694 RED LINE SYNTHETIC OIL	LUBRICANTS & SYNTHETIC OIL	2,867.40	2,867.40
07/17/2014	82200	00699 REDWOOD COAST PETROLEUM	GASOLINE DELIVERY TO THE WWTP ON 6/27/14	1,923.88	1,923.88
07/17/2014	82201	06444 RICHERT LUMBER	DROUGHT: MATLS FOR FILL STATION	411.45	411.45
07/17/2014	82202	02466 RICOH AMERICAS CORP	COPIER USAGE APR. - JUNE 2014	907.29	
			COPIER USAGE APR. - JUNE 14 HR/FIN	457.26	1,364.55
07/17/2014	82203	06723 BENJAMIN ROGERS	REFUND 3361 MONAGHAN ST	47.70	47.70
07/17/2014	82204	06593 ROSS PROPERTY MANAGEMEN	REFUND 7143 PITT CT	165.44	165.44
07/17/2014	82205	02125 SEEVER & SONS TIRE	#66 AND #90 TIRES	984.80	984.80
07/17/2014	82206	06717 EKATERINA SHEVCHENKO	REFUND 7586 TOPAZ CIR	80.27	80.27
07/17/2014	82207	00779 SIGMA-ALDRICH, INC.	EPA601 PURGEABLE HALOCARBONS MIX	74.91	74.91
07/17/2014	82208	05689 SIGNATURE DEVELOPMENT GR	MAINTENANCE CASH BOND RELEASE TRALEE VIL	1,122.50	1,122.50
07/17/2014	82209	00798 STANDARD PACIFIC HOMES	REFUND METER # 60661159	918.86	918.86
07/17/2014	82210	05711 STANFORTH HOLDING COMPAN	MAINTENANCE CASH BOND RELEASE FOR BJ'S	850.00	850.00
07/17/2014	82211	00848 THE LIGHTHOUSE	WIPER BLADES	3.36	3.36
07/17/2014	82212	00862 TIFCO INDUSTRIES	RETURN FROM INV 70931915	-40.16	
			NUTS & BOLTS	811.64	771.48
07/17/2014	82213	00903 UNITED RENTALS, INC.	LAWWMA: SAW CUTTING RENTAL FOR NEW MANHO	196.26	196.26
07/17/2014	82214	05026 UNIVAR USA INC.	SODIUM HYPOCHLORITE FOR THE WWTP ON 06/2	2,317.68	
			SODIUM HYPOCHLORITE FOR THE WWTP ON 6/23	2,315.37	
			SODIUM HYPOCHLORITE FOR DERWA OPS 06/26/	2,129.72	6,762.77

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07/17/2014	82215	02414 VASUDEVA VANAM	REFUND 2456 VALENTANO DR	211.74	211.74
07/17/2014	82216	06728 SANDRA VANDERZEE	REFUND 6752 ABERDALE CIR	85.90	85.90
07/17/2014	82217	04901 VEOLIA TECH SOLUTIONS VEOL	HAZARDOUS WASTE DISPOSAL	3,422.40	3,422.40
07/17/2014	82218	00924 VERIZON WIRELESS	ON-CALL OP'S CELL PH SVC 06/04 -07/03/14	1,599.59	1,599.59
07/17/2014	82219	06724 AILEEN VICENCIO	REFUND 3678 WHITWORTH DR	125.00	125.00
07/17/2014	82220	00933 VWR INTERNATIONAL, INC.	CHEMICALS & SUPPLIES	113.95	
			COLOR STD	102.98	216.93
07/17/2014	82221	02918 WALNUT CREEK FORD	#90 AND #91 BLOWER MOTORS AND RESISTOR	213.83	
			#71 RADIO REPAIR	204.90	
			#37 RADIO REPAIR	204.90	
			#60 BRAKES	149.69	
			#55 RADIO AND SPARE	131.29	
			#93 BRAKE PARTS	124.73	1,029.34
07/17/2014	82222	05294 WESTERN TRUCK FAB	TRUCK FABRICATION	8,259.50	8,259.50
07/17/2014	82223	03508 XYLEM WATER SOLUTIONS USA	CREDIT FOR 10% DISCOUNT THAT WAS NOT APP	-93.42	
			DERWA: SENSOR HOUSING (QTY 9)	7,679.09	7,585.67
07/17/2014	82224	06729 RAJANI YELKUR	REFUND 7338 BALMORAL WAY	1,376.16	1,376.16
07/17/2014	82225	06725 VIVIEN YU	REFUND 3247 CARPENTER WAY	38.61	38.61
07/17/2014	82226	00987 ZONE 7 WATER AGENCY	JUNE 2014 CONNECTION FEES	1,498,751.10	1,498,751.10
07/21/2014	7212014	03718 HR SIMPLIFIED	2014 POS	520.62	520.62
07/25/2014	82227	00710 AAI TERMITE & PEST CONTROL	LAVWMA: TERMITE & PEST CONTROL JUL '14	72.00	72.00
07/25/2014	82228	01013 BARRETT BUSINESS SERVICES	M. ATKINSON: W/E 6/29/14	1,370.28	
			D. LEWIS: W/E 6/29/14	1,126.40	
			J. KAUFFMAN: W/E 6/29/14	1,126.40	

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			R. LAM: W/E 6/29/14	614.40	
			R. LAM: W/E 06/22/14	614.40	
			L. RIDDLE: W/E 6/29/14	563.20	
			M. MULLER: W/E 6/29/14	230.40	5,645.48
07/25/2014	82229	00103 C. OVERAA & CO.	14-P024 PCO 25 CHEMICAL TANKS RAILING PE	53,973.00	53,973.00
07/25/2014	82230	06733 SAMAN DIAS	REFUND 5008 RASHELLE WAY, REPLACE EFT 07	3,263.05	3,263.05
07/25/2014	82231	01623 EAST BAY DISCHARGERS AUTH	O&M ASSESSMENT - JULY 1, 2014 QTR	160,639.25	160,639.25
07/25/2014	82232	04691 INC. EQUIFAX INFORMATION SV	EQUIFAX	586.30	586.30
07/25/2014	82233	04424 GRAYBAR ELECTRIC COMPANY	ELE OPERATING PARTS & SUPPLIES	1,771.21	
			TOOLS FOR ELE SHOP: HAMMER KIT, SHOP VAC	868.39	
			ELE OPERATING PARTS & SUPPLIES	295.95	
			TOOL: COMPACT BAND SAW	294.47	
			CONDUIT & COVERS FOR LIT CHANGE-OUT PROJ	228.59	
			LAVWMA: WATER-PROOF SPLICE KITS FOR LAVW	207.03	
			ELE OPERATING PARTS & SUPPLIES	140.65	
			HANGERS FOR PIPE TO NEW PLANT AIR COMPRE	105.40	
			FAN FOR FOD BATHROOM	48.59	3,960.28
07/25/2014	82234	01123 JEREMY HENDRYX	HENDRYX CERT REIMB WWTP SYSTEM OPERATOR	105.00	105.00
07/25/2014	82235	01242 INFO SEND, INC	UB BILLING PRINTING/MAILING SVCS JUNE 14	3,487.73	3,487.73
07/25/2014	82236	00439 IUOE LOCAL 39	LOCAL 39 UNION DUES: PAYMENT	4,261.51	4,261.51
07/25/2014	82237	00473 KEMIRA WATER SOLUTIONS INC	DERWA PAX-XL8 ON 06/14/14	14,187.33	14,187.33
07/25/2014	82238	00491 ERIK KUEFNER	KUEFNER CWEA CERT REIMB CWEA LAB ANALYST	77.00	77.00
07/25/2014	82239	04529 LAI & ASSOCIATES, INC.	FIELD DENSITY TESTING 8203 VILLAGE PKWY	734.85	
			8050 CROSSRIDGE RD. FIELD DENSITY TESTIN	638.55	
			PROFESSIONAL SERVICES 6/7/14 FOR FIELD D	638.55	2,011.95



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07/25/2014	82240	00608 OFFICE TEAM	M. CHESSING: W/E 7/13/14 TEMP SVCS W/E 07/11/14 - MONTAGUE M. CHESSING: W/E 7/6/14	1,128.00 1,050.94 902.40	3,081.34
07/25/2014	82241	04553 PACHECO BROTHERS GARDENI	MONTHLY LANDSCAPE MAINTENANCE JUL '14 DERWA MONTHLY LANDSCAPE MAINTENANCE JUL	3,360.00 75.00	3,435.00
07/25/2014	82242	01086 JOHN PETTINICHIO	PETTINICHIO CERTIFICATE REIMB CWEA COLL	82.00	82.00
07/25/2014	82243	01403 PRAXAIR DISTRIBUTION INC 186	ARGON	498.23	498.23
07/25/2014	82244	00730 NATALIE RUSSO	RUSSO REIMB EXP AT CALPERS CLASS 07/16	16.00	16.00
07/25/2014	82245	04973 NATERCIA SAUCEDA	CASE ID FL364781: PAYMENT	616.15	616.15
07/25/2014	82246	00774 SIEMENS INDUSTRY, INC	FY2015: BUILDING AUTOMATION PM SERVICES	17,988.00	17,988.00
07/25/2014	82247	00843 THE COVELLO GROUP INC	PRO SVCS MAINT BLDG RECORD DWGS 6/1/14-6	600.00	600.00
07/25/2014	82248	05387 TIMMINS & ASSOCIATES	SULFATREAT 410 CHP MEDIA & FOAM SUPPORT	12,466.23	12,466.23
07/25/2014	82249	05490 JESSIE VALDEZ	VALDEZ REIMB EXP AT CALPERS CLASS 07/16	66.99	66.99
07/25/2014	82250	04694 VULCAN MATERIALS CO	ROAD MIX FOR FOD MISC REPAIRS FOD ROCK MATERIAL FOR REPAIRS ROAD MIX FOR FOD REPAIRS	404.44 297.74 283.24	985.42
07/25/2014	82251	06643 WEIR TECHNICAL SERVICES	MANAGEMENT SVCS/EXPENSES - JUNE 2014	3,107.88	3,107.88
07/25/2014	82252	01719 A & M PRINTING, INC.	DROUGHT- LIMITATION VIOLATION LTR #6 MAI DROUGHT MAILING ENVELOPES DROUGHT- NEW CUSTOMER LTR #1 MAILING, PR	647.87 636.79 473.08	1,757.74
07/25/2014	82253	01482 AAA LOCKSMITHS	KEYS FOR GOLF CARTS	55.59	55.59
07/25/2014	82254	03597 ALAMEDA CTY ENVIRONMENTAL	HMBP FEE: PS 4A FACILITY NO. FA0315501	273.00	273.00
07/25/2014	82255	05022 ALCO EMA, TREASURER	ALAMEDA COUNTY EMERGENCY MGRS ASSOC MEMB	50.00	50.00
07/25/2014	82256	02158 AMADOR VALLEY INDUSTRIES	FOD JUNE BILLING FOR DUMPSTER RENTAL	295.62	295.62

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07/25/2014	82257	00068 AMERICAN WATER WORKS ASSC	AWWA 2014 MEMERSHIP RENEWAL	3,435.00	3,435.00
07/25/2014	82258	00058 ARROWHEAD MOUNTAIN SPRING	OPS DEPT BOTTLED WATER JUN '14	245.76	
			OPS DEPT BOTTLED WATER MAY '14	104.82	
			BOTTLED WATER LAB	82.09	432.67
07/25/2014	82259	06211 ASSOCIATED SERVICES CO.	OPS DEPT HOT BEVERAGE SERVICE JUN '14	169.95	169.95
07/25/2014	82260	00622 AT&T	TELE SVCS & USAGE THRU 07/12/2014	1,895.46	
			WWTP TO PS300 DV THRU 07/12/2014	252.95	
			DO T-1 TO FOD THRU 07/12/2014	186.33	
			SCADA FOD TO DO THRU 07/12/2014	186.33	2,521.07
07/25/2014	82261	00622 AT&T	LAWWMA PS PHONE & DSL JUL '14	189.25	189.25
07/25/2014	82262	01085 CALPERS LONG-TERM CARE PR	LONG-TERM CARE: PAYMENT	98.26	98.26
07/25/2014	82263	00148 CHEVRON & TEXACO CARD SVC	DO GASOLINE PURCHASE 06/23/14 - 07/23/14	138.35	138.35
07/25/2014	82264	01044 CLIPPER CONTROLS INC.	KURZ FLOW METERS (QTY 3 TOTAL)	17,142.37	17,142.37
07/25/2014	82265	06656 COMCAST SPOTLIGHT	DROUGHT - TELEVISION ADVERTISING FOR JUN	3,187.50	3,187.50
07/25/2014	82266	04376 CONVERGINT TECHNOLOGIES L	SECURITY SYSTEM HARDWARE	6,147.16	
			KEYPADS - SECURITY SYSTEM EQUIPMENT	2,133.62	8,280.78
07/25/2014	82267	00202 CREATIVE SUPPORTS INC	ERGONOMIC SIT STAND WORK STATION - J. RO	597.65	
			ERGONOMIC PORTABLE SIT STAND STATION	596.62	1,194.27
07/25/2014	82268	00208 CSRMA	WORKERS COMP COVERAGE RENWAL '15	296,809.00	
			PROPERTY INSURANCE PREMIUM RENEWAL '15	42,255.03	339,064.03
07/25/2014	82269	05771 CWEA - GCVCS	JOHN P & SCOTT R. CWEA TRAINING 8-5-14 C	50.00	50.00
07/25/2014	82270	00222 DATCO SERVICES CORP.	JUL/AUG/SEP 2014 - MONTHLY CHARGES	382.00	382.00
07/25/2014	82271	02802 DTSC	DEPT. OF TOXIC SUBSTANCES CONTROL 2014 A	207.50	207.50
07/25/2014	82272	06215 EAST BAY LEADERSHIP COUNCI	EAST BAY LEADERSHIP COUNCIL - RENEWAL 8/	690.00	690.00

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07/25/2014	82273	01559 EATON CORPORATION	TECH SUPPORT: POWERNET ENGINEER ONSITE 3	1,998.25	1,998.25
07/25/2014	82274	00277 EBMUD	LAVWMA LEWELLING WTR & SWR JUL '14	114.46	114.46
07/25/2014	82275	06615 ECHOLOGICS LLC	100% PB FOR ACOUSTIC LEAK DETECTION AND	7,075.20	7,075.20
07/25/2014	82276	05201 EMERSON NETWORK POWER	2015 ANNUAL PM SERVICE - YEAR 2 OF A 3-Y	2,966.00	2,966.00
07/25/2014	82277	02656 FASTENAL COMPANY	FORKLIFT INSPECTION TAGS	40.67	40.67
07/25/2014	82278	00314 FEDEX	LAVWMA: OVERNIGHT DELIVERY	122.84	
			SHIPPING CHARGES 07/9/14 TO AOMAR BAHLOU	30.28	
			13-P007 FEDEX CONTRACT DOCUMENTS	25.68	178.80
07/25/2014	82279	02914 STATE OF CALIFORNIA FRANCHISE	FRANCHISE TAX BOARD: PAYMENT	70.00	70.00
07/25/2014	82280	03900 GARTON TRACTOR INC	DLD HARVESTING: TRACTOR RENTAL DELIVERY	613.65	613.65
07/25/2014	82281	00352 GOLDEN STATE FLOW MEASUREMENT	GSFM-AMI ANNUAL HOSTING	25,000.00	
			GSFM ADJUSTMENT-CREDIT 2X'S	2,829.20	27,829.20
07/25/2014	82282	03420 DBA NEOGOV GOVERNMENT JOINT	NEGOV LICENSE SUBSCRIPTION RENEWAL FY2015	3,600.00	3,600.00
07/25/2014	82283	03810 HALOGEN SOFTWARE, INC.	PERFORMANCE MGMT / ELMS / HOSTING SOFTWARE	9,888.71	9,888.71
07/25/2014	82284	04482 HAZARD MANAGEMENT SERVICES	ASBESTOS TRAINING 6/27/2014	500.00	500.00
07/25/2014	82285	00413 HYDEC	PARTS FOR INTERTIES	14,024.38	14,024.38
07/25/2014	82286	06623 KIMLEY-HORN & ASSOCIATES, INC.	14-R009 TO NO. 1 SERVICES THRU 6/30/14	3,500.00	3,500.00
07/25/2014	82287	00509 LIEBERT CASSIDY WHITMORE	EMPLOYMENT RELATED LEGAL SERVICES	7,294.29	
			EMPLOYMENT RELATED LEGAL SERVICES	6,864.00	
			EMPLOYMENT RELATED LEGAL SERVICES	3,504.00	
			EMPLOYMENT RELATED LEGAL SERVICES	1,750.80	
			GENERAL LEGAL FEES 06/14	1,486.50	20,899.59
07/25/2014	82288	05852 LOOKING POINT, INC.	AVC NBAR2 UC AND NETWORK DEPLOYMENT	11,353.98	11,353.98
07/25/2014	82289	00344 LUCITY INC.	FY2015-CONSTANT CONNECTION PROGRAM	15,559.50	15,559.50

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07/25/2014	82290	06641 MANAGEMENT PARTNERS, INC.	ORGANIZATIONAL ASSESSMENT AND CONSULTING	1,385.00	1,385.00
07/25/2014	82291	05897 MERIT RESOURCE GROUP	A. MCCAFFERY: W/E 6/29/14	1,140.00	1,140.00
07/25/2014	82292	04796 NAPA AUTO PARTS	A/C VACUUM PUMP OIL FOR COGEN THERMOMETER - REPLACEMENT TOOL	14.63 14.17	28.80
07/25/2014	82293	00585 NCBPA	C. BRACKETT - NCBPA MEMBERSHIP 2014	30.00	30.00
07/25/2014	82294	00591 NEOPOST USA INC.	NEOPOST-2014 YEARLY MAINTENANCE/2014 MET	2,020.52	2,020.52
07/25/2014	82295	02109 ONE HOUR DELIVERY SERVICE,	ONE HOUR DELIVERY - BOD MAIL DELIVERY 6/	120.00	120.00
07/25/2014	82296	00620 P G & E	LAWWMA PS FEEDER B JUL '14 LAWWMA PS FEEDER A JUN '14 MISC PUMP STNS; DUBLIN LIFT STN - JUNE 2 PUMP STATION 20B ELEC - JUNE 2014 PUMP STATION R20 ELECTRICITY - JULY 2014 FSL AERATORS; LAB HVAC; FLEET - JUNE 201 PUMP STATION 10A ELEC - JUNE 2014 LAWWMA Pipeline & Livermore Line Jul '14 RESERVOIR 10B ELECTRICITY - JULY 2014 ALTITUDE VALVE (RES 10B) ELECTRICITY - J	34,377.94 21,476.98 18,735.90 14,419.48 4,810.13 2,159.54 1,300.32 402.42 81.50 10.51	97,774.72
07/25/2014	82297	04951 PLEASANTON TRUCKING	TRUCKING MATERIAL FROM VULCAN TO CAMP PA	175.13	175.13
07/25/2014	82298	05876 PRIEST CONSULTING	PROFESSIONAL SERVICES	400.00	400.00
07/25/2014	82299	06093 PUMP REPAIR SERVICE CO.	DERWA: TIPS PUMP REPAIR DERWA: TIPS #3 PUMP REPAIR	36,104.07 32,834.32	68,938.39
07/25/2014	82300	04105 R&B COMPANY	MISC PARTS FOR METER REPAIRS	3,535.14	3,535.14
07/25/2014	82301	02316 RECORDS CONTROL SERVICES	RECORDS CONTROL SERVICES - RECORDS RETEN	1,065.97	1,065.97
07/25/2014	82302	00696 RED WING SHOE STORE	K. MOHAN SAFETY SHOES	157.50	157.50
07/25/2014	82303	02939 ROYAL WHOLESALE ELECTRIC	ETHERNET INTERFACE FOR CO-GEN FUEL SKID	891.98	891.98

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07/25/2014	82304	05449 SAMBA HOLDINGS, INC.	DMV REPORTING FOR 06-14	170.13	170.13
07/25/2014	82305	02470 SHRED-IT	SHREDDING SERVICES JUNE 2014	92.82	92.82
07/25/2014	82306	00847 THE IMPRINT WORKS	2X8 BLK/WHT SIGNS (LAVWMA)	29.30	29.30
07/25/2014	82307	03759 THERMO FISHER SCIENTIFIC LL	PC BOARD FOR NANOPURE WATER SYSTEM	801.97	801.97
07/25/2014	82308	02902 TORRENT LABORATORY, INC	SAG Testing	568.00	568.00
07/25/2014	82309	00014 TREASURER OF ALAMEDA COU	JUNE 2014 FUEL CHARGES	4,704.90	4,704.90
07/25/2014	82310	00556 UNITED WAY OF THE BAY AREA	UNITED WAY: PAYMENT	233.93	233.93
07/25/2014	82311	05026 UNIVAR USA INC.	SODIUM HYPOCHLORITE FOR THE WWTP ON 07/0	2,274.01	2,274.01
07/25/2014	82312	02449 VALLEY POWER SYSTEMS INC	13-P011 WOODWARD CONTROLLER	52,944.54	52,944.54
07/25/2014	82313	06004 VANGUARD CLEANING SYSTEM	JUL 2014: CUSTODIAL SERVICES AT THE DO A	1,450.00	1,450.00
07/25/2014	82314	00920 VASCO ROAD LANDFILL	UNLOADING OF WWTP SOLIDS/GRIT ON 4/01 & UNLOADING OF WWTP SOLIDS/GRIT ON 6/18 &	-23.00 648.16	625.16
07/25/2014	82315	00928 VINCENT ELEC MOTOR CO., INC	REPLT MOTOR FOR COMPACTOR WASHER #1 GRIN REPLT BLOWER MOTOR FOR BLDG A EC OFFICE	1,467.49 297.18	1,764.67
07/25/2014	82316	04112 CONSULTING VINNEDGE ENVIR	PROVIDE CEQA COMPLIANCE FOR DOCUMENTS FO PROVIDE CEQA COMPLIANCE DOCS FOR RW IMP	920.00 920.00	1,840.00
07/25/2014	82317	00933 VWR INTERNATIONAL, INC.	CHEMICALS AND SUPPLIES CHEMICALS AND SUPPLIES	32.33 30.50	62.83
07/25/2014	82318	02918 WALNUT CREEK FORD	#66 BRAKE BOOSTER	211.59	211.59
07/25/2014	82319	00957 WEST YOST & ASSOCIATES	14-W007 PROF SERVICES FROM 6/7/14 - 6/30	2,473.00	2,473.00
07/25/2014	82320	00987 ZONE 7 WATER AGENCY	TREATED WATER SERVICE FOR JUNE	779,283.99	779,283.99
07/28/2014	1367	00494 PERS	RETIREMENT: PAYMENT	45,781.86	45,781.86
07/28/2014	7954	05511 CALIFORNIA STATE	CHILD SUPPORT GARNISHMENT: PAYMENT	380.30	380.30

Bank code: apbank

Date	Check #	Vendor	Description	Amount Paid	Check Total
07/28/2014	607072814	01098	NATIONWIDE RETIREMENT ; NATIONAL DEFERRED COMPENSATION: PAYMENT	40,958.39	40,958.39

426 checks in this report

**Total Checks: 12,762,314.07**



Reference General Manager	Type of Action Provide Direction	Board Meeting of August 5, 2014
Subject Discuss Drought Management Program		
<input type="checkbox"/> Motion	<input type="checkbox"/> Minute Order	<input type="checkbox"/> Resolution
<input type="checkbox"/> Ordinance	<input type="checkbox"/> Informational	<input checked="" type="checkbox"/> Other
REPORT:	<input checked="" type="checkbox"/> Verbal	<input type="checkbox"/> Presentation
	<input checked="" type="checkbox"/> Staff	B. Michalczyk
		<input type="checkbox"/> Board Member

**Recommendation:**

The General Manager recommends the Board of Directors receive comments from the public related to the District’s Drought Management Program, discuss those as appropriate and, by Consensus, provide appropriate direction to staff and/or Board Committees for follow-up.

**Summary:**

On May 5, 2014 the Board took various actions (collectively the “Drought Management Program”) in response to the drought including the following:

- Declared a Community Drought Emergency;
- Established Water Use Curtailment Goals;
- Adopted Water Use Limitations;
- Adopted Penalties and Enforcement Provisions;
- Adopted Water Shortage Rate Stage 3;
- Approved a Wise Water User Credit;
- Approved an Enhanced Rebate Program;
- Endorsed a Drought Response Action Plan; and
- Approved a Budget Amendment related to Drought Management Activities.

The various aspects of the Drought Management Program affect all customers of the District in various ways. To be as open and transparent as possible, the Board wishes to allow the public an opportunity to address the Board on the various aspects of the Drought Management Program in a manner that can lead to a productive outcome. The public may always address the Board under the “Public Comment” portion of the Board agenda. However, for public comment made at that time, the Board is precluded from having substantive discussions in response to the public comment received. This agenda item allows the Board to engage in a substantive discussion of issues that may be raised by the public and also to provide staff or a Board Committee with appropriate direction related to the Drought Management Program in a timely fashion.

This item will be a standing item on the Board agenda throughout the duration of the Community Drought Emergency.

Committee Review			Legal Review	Staff Review		
COMMITTEE ---	DATE ---	RECOMMENDATION ---	Not Required	ORIGINATOR BLM	DEPARTMENT Executive	REVIEWED BY
<b>ATTACHMENTS</b> <input checked="" type="checkbox"/> None						
<input type="checkbox"/> Resolution	<input type="checkbox"/> Minute Order	<input type="checkbox"/> Task Order	<input type="checkbox"/> Staff Report	<input type="checkbox"/> Ordinance		
<input checked="" type="checkbox"/> Cost \$0	<input type="checkbox"/> Funding Source A. B.	Attachments to S&R 1. 2. 3.				



Reference General Manager	Type of Action Accept Reports and Make Finding	Board Meeting of August 5, 2014
Subject Accept Water Supply and Demand and Drought Response Action Plan Status Reports and Find that the Need for the Community Drought Emergency Still Exists		
<input checked="" type="checkbox"/> Motion	<input type="checkbox"/> Minute Order	<input type="checkbox"/> Resolution
<input type="checkbox"/> Ordinance	<input type="checkbox"/> Informational	<input type="checkbox"/> Other
REPORT:	<input type="checkbox"/> Verbal	<input checked="" type="checkbox"/> Presentation
	<input checked="" type="checkbox"/> Staff	B. Michalczyk
		<input type="checkbox"/> Board Member

**Recommendation:**

The General Manager recommends the Board of Directors, by Motion, (a) accept the Water Supply and Demand Report and the Drought Response Action Plan Status Report (b) find that there still exists a need for continuing the Community Drought Emergency which the Board declared on May 5, 2014.

**Summary:**

On May 5, 2014 the Board declared a state of Community Drought Emergency which declaration, in part, directed the General Manager to inform the Board, at its first meeting of each calendar month that the Declaration remains in effect, of:

- Developments regarding the water supply available to Zone 7 and the District;
- The water demand in the District’s service area and in the Tri-Valley;
- Operational issues encountered or anticipated to be encountered related to the effect of the limited water supply on the District’s water system;
- Pertinent policy level decisions made at the local, regional and State level related to the drought; and
- Other information relevant to the continuing need for the State of Community Drought Emergency.

The Water Supply and Demand Report, included as Attachment 1, provides the requested information and is the basis for the Board’s finding of a continuing need for the state of Community Drought Emergency. Based on information in the report, there is no substantial change in conditions that would warrant the Board changing or rescinding the Community Drought Emergency.

In addition, on May 5, 2014 when the Board endorsed the Drought Response Action Plan, it directed that while the Community Drought Emergency exists that a status report be prepared at regular intervals of activities undertaken on the various aspects of the Drought Response Action Plan and the results achieved; Attachment 2 provides that information.

The Water Supply and Demand Report and the Drought Response Action Plan Status Report are current as of the cut-off date for the preparation of the agenda for this Board meeting. Any substantive developments will be reported at the meeting.

Committee Review			Legal Review	Staff Review		
COMMITTEE ---	DATE ---	RECOMMENDATION ---	Not Required	ORIGINATOR B. Michalczyk	DEPARTMENT Executive	REVIEWED BY
<b>ATTACHMENTS</b> <input type="checkbox"/> None						
<input type="checkbox"/> Resolution	<input type="checkbox"/> Minute Order	<input type="checkbox"/> Task Order	<input type="checkbox"/> Staff Report	<input type="checkbox"/> Ordinance		
<input checked="" type="checkbox"/> Cost \$0	<input type="checkbox"/> Funding Source A. B.	Attachments to S&R 1. Water Supply and Demand Report 2. Status Report – Drought Action Plan				



*The information in this Water Supply and Demand Report is current through July 29, 2014<sup>1</sup>.*

## **SUMMARY AND BACKGROUND**

***As documented herein, there have been no changed conditions or situations that would warrant changes to or the rescission of the state of the Community Drought Emergency.***

On May 5, 2014 the Board declared a state of Community Drought Emergency which declaration, in part, directed the General Manager to inform the Board, at its first meeting of each calendar month that the Declaration remains in effect, of:

1. Developments regarding the water supply available to Zone 7 and the District;
2. The water demand in the District's service area and in the Tri-Valley;
3. Operational issues encountered or anticipated to be encountered related to the effect of the limited water supply on the District's water system;
4. Pertinent policy level decisions made at the local, regional and State level related to the drought; and
5. Other information relevant to the continuing need for the State of Community Drought Emergency.

This report satisfies that direction for the month of August, 2014. and will serve as the basis for the Board making a finding that there is a continuing need for the state of Community Drought Emergency.

### **1 - DEVELOPMENTS REGARDING THE WATER SUPPLY**

***There have been no substantial changes to the Water Supply situation that would warrant changes to or the rescission of the state of the Community Drought Emergency.***

In terms of the supply, the traditional wet season is over. The following is a summary of the most recent hydrological information available. A seven year historic summary of this same information is presented in Table 1 below. Table 2 presents a month by month summary for the current water year showing how the situation evolved over the course of the winter season.

Precipitation. Northern Sierra precipitation was significantly below normal levels at (58%) in the Sacramento, Feather, American and Yuba River basins where our water supply physically originates.

Snowpack. Snow pack in the northern Sierra snowpack (really snow water content) was significantly below normal throughout the winter season and was 23 % of average on April 1 which is the typical maximum value for the year. At this time there is no meaningful snowpack remaining in the northern Sierras.

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<sup>1</sup> Any substantive information that becomes available after posting of the agenda will be verbally reported at the Board meeting

Reservoir Storage. Lake Oroville is filled to 36% capacity and is 49% of what it would normally be at this time of the year. Drawdown of the lake has already started due to the lack of snowmelt which would otherwise still be filling that lake. This is the earliest that drawdown has ever started.

Water Year Type. Based on criteria that included rainfall, snow pack, reservoir storage and runoff, DWR has classified 2014 as a “Critically Dry” year.

DWR Allocation. DWR has allocated only 5% of SWP water for the year which water will 80% of which will not be delivered until after September 1, 2014.

Zone 7 Supply. Zone 7 has notified the District that, in accordance with our water Supply Contract that the Zone will be reducing the District’s delivery request by 25% with a substantial portion of the reduction occurring during the summer months. Zone 7 has established curtailment levels for the Tri-Valley at 25% overall based on 5% indoor and 50-60% outdoor curtailments while adopting several mandatory prohibitions for water usage.

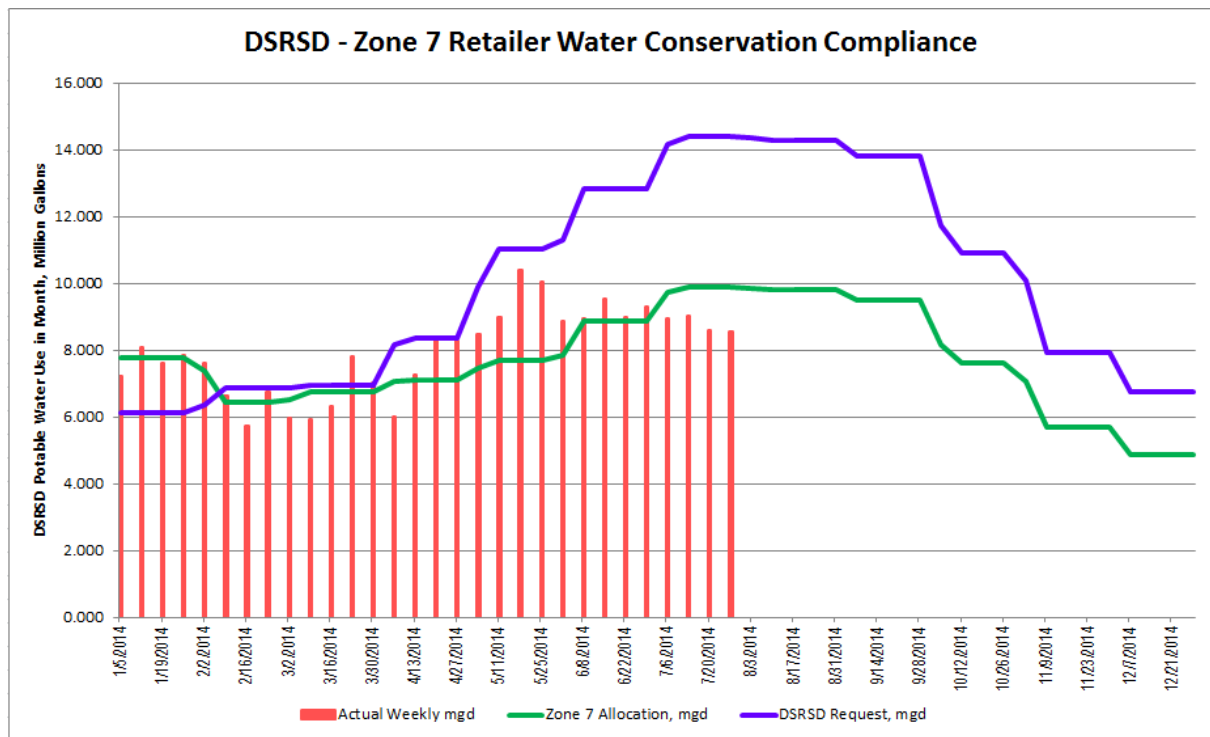
Possible Water Transfers. In May, Zone 7 staff received direction from their Board to work on a water transfer with the Metropolitan Water District of Southern California that would allow Zone 7 to access 8,000 AF of water it has stored at Cawelo Water Bank and another 3,000 AF stored at the Semi-Tropic Water Storage District (the latter for deliveries after September 1). The Delta Wetlands project, in cooperation with the Semi-Tropic Water Storage District is also attempting to have a water transfer approved that would benefit agencies around the State including the Tri-Valley. Neither of the transfers has been finalized and at this time it is very unlikely that either transfer will actually occur. Zone 7 is presently in discussions with to other agencies that could result in August deliveries of 1,000 AF of water to the Tri-Valley; those discussions are very preliminary at this time.

## **2 - WATER DEMAND**

***While the District’s service area is not yet achieving the overall 25% demand curtailment level on a year-to-date basis, progress towards that level is being made and we are at that level from the time of the declaration of the emergency on May 5, 2014. Some degree of caution remains regarding demand management during the upcoming next 8 weeks of anticipated hot weather but at this time those are not strong enough to warrant changes to or the rescission of the state of the Community Drought Emergency.***

The month of May was devoted to customer outreach to publicize the need for curtailment which became most critical as temperatures increase. The month of June was devoted to publicizing the capabilities of Aqua Hawk as a conservation tool. The month of July was devoted to enforcement actions aimed at violators of the water use limitations who were deemed to be the highest priority for enforcement actions.

Water demand (really water furnished to District customers) is monitored on a weekly basis. The declaration of Community Drought Emergency calls for system wide water use curtailment of twenty five percent (25%) overall with five percent (5%) coming from indoor curtailment and fifty to sixty percent (50-60%) from outdoor curtailment as compared to the same period in calendar year 2013. Between February 18, 2014 and May 5, 2014 a 20% curtailment level was in effect. In addition, in accordance with the terms of the District – Zone 7 Water Supply Contract Zone 7 has provided the District with a water delivery allocation schedule that incorporates the overall 25% curtailment goal but which also incorporates physical delivery limitations that have arisen due to the lack of surface water availability.



Demand 021814 to 050514. During this period in 2014 the District’s service area used 1,668 AF of water as compared to 2020 AF used during the same period in 2013; this represents an overall system wide curtailment of 17%. Thus, the overall curtailment level of 20% was not achieved during this period.

Demand 050514 to Present. From May 5, 2014 through July 27, 2014 (the most current data available prior to the publication of the agenda) the District’s service area used 2,367 AF of water as compared to 3,237 AF used during the same period in 2013; this represents an overall system wide curtailment of 26.9%. Thus, the overall curtailment level of 25% was achieved during this period.

Actual Usage vs. Zone 7 Delivery Allocation. The chart below presents data showing how demand in the District’s service area has tracked as compared to the adjusted Zone 7 allocation schedule.

- Since the beginning of 2014, the sum of the allocated deliveries is 5,003 AF while demand in the District's service area has been 5,136 AF. The District's service area is thus using 2.7% more water than allocated for the calendar year to date.
- However, the most current allocation schedule was received by the District on May 6, 2014. Since that time, the sum of the allocated deliveries is 2,274 AF while demand in the District's service area has been 2,367 AF. The District's service area is thus using 4.1 % more water than allocated since May 6, 2016.
- Overall, for 2014 Zone 7 has allocated the District 8,592 AF; the District's service area has used 59.8% of that amount to date.

Tri-Valley Wide Demand. Despite efforts to create a central repository of comparable water demand curtailment data for the Tri-Valley retailers that effort has not been successful. The following represents the most current curtailment information District staff has available from the other retailers:

- Cal Water 26% year to day (July 8, 2014)
- Livermore 18% year to date (June 30, 2014)
- Pleasanton No information reported

### **3 - OPERATIONAL ISSUES**

***There have been no operational issues that would warrant changes to or the rescission of the state of the Community Drought Emergency.***

Reservoir storage is the single most critical parameter that the District will be monitoring during the Community Drought Emergency to ensure adequate reserves for health and safety and fire-fighting purposes. However, there are other operational challenges related to which of the five existing turnouts Zone 7 will deliver water given various constraints that arise from operating with very limited amounts of surface water.

Reservoir Storage At no time has overall reservoir storage been compromised. Minimum total system storage since the May 5, 2014 Board action occurred on June 1 with 10.09 MG in storage. During July the minimum quantity that was in storage was 12.59 MG, which occurred at 12:00 PM on July 2. These are as compared to 6.30 MG required system wide per standard operating criteria for health and safety and fire storage. In addition, at no time has reservoir storage within any single pressure zone been compromised.

System Operation During Drought Emergency At the direction of Zone 7 DSRSD has been receiving water only through turnouts No. 2 (Stagecoach Road) and No. 5 (Fallon Road) since late March. Turnouts No. 1 (Dougherty Road), No. 3 (Camp Parks), and No. 4 (Arnold) have remained out of service. This allowed Zone 7 to reduce the pressure on their western loop from 90 PSI to 70 PSI, which allows an increase of about 400 GPM in the maximum flow that the wells connected to the western loop can produce. The District has been able to move sufficient amounts of water from the two turnouts to each District pressure zone where it is needed. District staff modeled the water system and determined that the system can be operated in this manner under typical

summertime demands as long as all of the District's reservoirs and pump stations are in service. Reservoir 10A was returned to service on June 3 following the completion of cleaning and rehabilitation work. Pump station 10A works in conjunction with Reservoir 10A and was also out of service during the time the reservoir was being rehabilitated. PS 10A has now been returned to service and is operating normally, and the programming was revised so that PS 10A would work correctly with turnout No. 4 off line. Therefore, all of the District's pumps stations and reservoirs are currently operating normally.

#### **4 - PERTINENT POLICY DECISIONS**

***There have been no further pertinent policy made that would warrant changes to or the rescission of the state of the Community Drought Emergency.***

There were several policy level decisions made at the local, regional, State and Federal levels prior the District declaring a state of Community Drought Emergency on May 5, 2014. Since May 5, 2014 a few additional policy level decisions have been made. In addition, there have been various legal and regulatory activities related to water issues in California.

Prior to May 5, 2015 Policy level decisions made prior to May 5, 2014 include the following:

- January 15, 2014 – U.S. Dept. of Agriculture declares Contra Costa and Alameda Counties natural disaster areas due to drought;
- January 17, 2014 California Governor Edmund G. Brown issued a Proclamation of a State of Emergency, and encouraged all Californians to reduce their water usage by 20%;
- January 29, 2014 the Zone 7 Water Agency issued a Proclamation of a Local Drought Emergency and established a system-wide conservation goal of 20% for 2014 as compared to 2013 usage, which was based on demand reductions of 5% for indoor water use and 40% for outdoor water use;
- January 31, 2014 the Department of Water Resources reduced from 5% to 0% the anticipated allocation of water to customers of the State Water Project, including the Zone 7 Water Agency;
- February 18, 2014 the District declared a State of Community Drought Emergency and established a goal of curtailing overall District water usage by twenty percent (20%) base on five percent (5%) curtailment of inside water use and forty percent (40%) curtailment of outside water use as compared to the same period in 2013;
- February 24, 2014 the City of Livermore declared a Water Shortage Emergency;
- March 18, 2014 the City of Dublin declared a Local Drought Emergency;
- March 18, 2014 the City of Pleasanton approved an urgency ordinance amending their water conservation plan as needed to protect the immediate threat of the potentially significant drought to preserve public health and safety;
- April 5, 2014 the City of Livermore declares a Stage 3 drought emergency;

- April 16, 2014 the Zone 7 Water Agency directed the local water supply retailers and untreated water customers to assure a 25% total reduction for 2014 with 5% coming from indoor curtailment and 50-60% from outdoor curtailment, and adopting mandatory conservation measures to achieve these reductions;
- April 18, 2014 the California Department of Water Resources announced that anticipated 2014 water allocations to the State Water Contractors (including Zone 7) will be increased to 5% but only on condition that delivery of water occur after September 1, 2014; and
- April 25, 2014 Governor Edmund G. Brown proclaimed a Continued State of Emergency in the State of California and ordered that California residents should refrain from wasting water, specifying many practices that waste water and directing urban water suppliers to implement drought response plans to limit outdoor irrigation and other wasteful water practices; and
- April 28, 2014 the City of Livermore adopts Stage 3 Water Shortage rates and mandatory conservation measures.

Subsequent to May 5, 2015 Policy level decisions made after May 5, 2014 include the following:

- May 6, 2014 the City of Pleasanton adopts water shortage penalty water rates and mandatory conservation measures; and
- May 12, 2014 the City of Livermore adopts an ordinance extending mandatory water use limitations to entire City including Cal Water service area.
- Throughout May and June the State Water Resources Control Board issued diversion curtailment letters to about 9,500 junior water rights appropriators in the Sacramento and San Joaquin watershed.
- July 15, 2014 the State Water Resources Control Board adopted mandatory water use limitations to be applicable throughout California along with \$500 per violation fines.

Legal and Regulatory Issues There remains a great deal of legal and regulatory uncertainty about the reliability of water supplies from the Sacramento-San Joaquin Delta. This uncertainty develops due to interwoven legislation, regulation, legal actions and basic hydrology of the Delta. This situation has existed in some form for several decades but has become particularly critical in recent years. It is very likely that the uncertainties will continue for at least several years into the future. Attachment A to this report provides specific information about what is driving the various legislative, regulatory and legal uncertainties related to the Delta water supply.

## **5 - OTHER RELEVANT INFORMATION**

***There is no other relevant information to report at this time that would warrant changes to or the rescission of the state of the Community Drought Emergency.***

<b>TABLE 1</b>							
<b>TABULAR SUMMARY OF HISTORIC HYDROLOGICAL AND WATER SUPPLY CONDITIONS<sup>2</sup></b>							
	<b>WY2007</b>	<b>WY2008</b>	<b>WY2009</b>	<b>WY 2010</b>	<b>WY 2011</b>	<b>WY 2012</b>	<b>WY 2013</b>
Precipitation <sup>3</sup>	75%	73%	93%	107%	145%	80%	85%
Snowpack <sup>4</sup>	52%	101%	89%	126%	165%	74%	49%
Oroville Storage (% of Normal)	101%	90%	59%	78%	135%	115%	92%
Oroville Storage (% of Capacity)	62%	55%	38%	50%	86%	99%	79%
<b>Unimpaired Runoff</b>							
Percent of Normal Year <sup>5</sup>	53%	58%	64%	84%	138%	63%	64%
Water Supply Index	Critical	Critical	Dry	Below Normal	Wet	Below Normal	Dry
<b>Water Delivery Allocation</b>							
DWR to State Water Cont.	60%	35%	40%	50%	80%	65%	35%
<b>Statewide and Regional Conservation</b>							
State of California Short Term	----		20%		Strongly encourage conservation and minimal water use		
State of California Long Term	---			10% per capita reduction target by 2015 20% per capita reduction mandate by 2020			
Zone 7	Voluntary 10%						
<b>DSRSD CONSERVATION SUMMARY<sup>6</sup></b>							
<b>Pre SB 7X7 Methodology</b>							
Target	Voluntary 10%		Stage I- Vol. 20%				
% Achieved	2.4%	4.5%	13.8%	21.1%	21.5%	26.8%	
<b>Post SB 7X7 Methodology</b>							
SB 7x7 Baseline							204
2015 Target							183
2020 Mandate							163
UWMP Prediction							138
Actual							126

<sup>2</sup> Unless noted, data shown is for June of the Water Year shown.  
<sup>3</sup> Percent of Normal; 8 Station Northern Sierra for the water year  
<sup>4</sup> Percent of Normal; Northern Sierra Average as of April 1 which is historically peak snowpack for the year  
<sup>5</sup> Runoff in percent of average year for Sacramento River watershed  
<sup>6</sup> Expressed on a per account basis with the baseline year (July 06 to June 07 for WY 2007 through 2012).

<b>TABLE 2 TABULAR SUMMARY OF HYDROLOGICAL AND WATER SUPPLY CONDITIONS FOR WY 2014<sup>7</sup></b>								
	<b>Nov 2013</b>	<b>Dec 2013</b>	<b>Jan 2014</b>	<b>Feb 2014</b>	<b>Mar 2014</b>	<b>Apr 2014</b>	<b>May 2014</b>	<b>June 2014</b>
Precipitation <sup>8</sup>	27%	26%	19%	17%	38%	51%	56%	54%
Snowpack <sup>9</sup>	NA	NA	11%	5%	11%	23%	5%	0%
Oroville Storage (% of Normal)	67%	72%	58%	54%	57%	64%	65%	59%
Oroville Storage (% of Capacity)	41%	43%	36%	36%	39%	49%	53%	50%
<b>Projected Unimpaired Runoff</b>								
Expected <sup>10</sup>	NA	65%	48%	33%	35%	41%	39%	35%
Chance of Normal	NA	20%	Nil	Nil	Nil	Nil	Nil	Nil
<b>Projected Type of Water Year</b>								
WY Classification	NA	Dry	Critical	Critical	Critical	Critical	Critical	Critical
<b>Water Delivery Allocation</b>								
DWR to State Water Cont.	NA	5%	5%	0%	0%	0%	5% (After 9-1-14)	5% (After 9-1-14)
<b>Adopted Statewide and Regional Conservation Targets</b>								
California Short Term Policy	<u>January 17, 2014</u> : Governor Brown proclaimed that a state of emergency exists due to current drought conditions and called on Californians to curtail water usage by 20% <u>April 25, 2015</u> : Governor Brown proclaimed continued State of Emergency and ordered various water use limitations							
California Long Term Policy	10% per capita reduction interim target by 2015 and 20% per capita reduction mandated by 2020							
Zone 7	<u>April 16, 2014</u> : Zone 7 declared a drought emergency within its service area and established curtailments at 25% system-wide (5% indoor curtailment and 50-60% outside curtailment) and adopted various mandatory prohibitions							
<b>DSRSD CONSERVATION SUMMARY<sup>11</sup></b>								
DSRSD Stage	<u>May, 2013</u> : For rate purposes - Baseline water shortage condition (i.e. maintain current per person water use); and <u>Feb. 18, 2014</u> : declared State of Drought Emergency and set target curtailment consistent with Zone 7							
SB 7x7 Baseline	204							
2015 Target	183							
2020 Mandate	163							
UWMP Prediction	138 for CY 2013			143 for CY 2014				
Current	132	134	135	136	135	134	131	128

<sup>7</sup> Data shown is current as of the first day of the month shown

<sup>8</sup> Percent of Normal at this time of year; 8 Station Northern Sierra

<sup>9</sup> Percent of Normal at this time of year; Northern Sierra Average

<sup>10</sup> Projected water year runoff in percent of average year for Sacramento River watershed

<sup>11</sup> Values shown are in gallons per person per day



## ATTACHMENT A LEGAL AND REGULATORY ISSUES

### ***SIGNIFICANT CHANGES SINCE THE LAST REPORT ARE HIGHLIGHTED***

#### **DELTA PLANNING**

**Bay Delta Conservation Plan:** The Bay Delta Conservation Plan (BDCP) is designed to be a planning process for meeting the requirements of endangered species laws and achieving the co-equal goals of (1) conservation and management of the Delta's ecological functions and (2) improving current water supplies and the reliability of Central Valley Project (CVP) and State Water Project (SWP) water deliveries. Significant opposition to the Plan and the process has been voiced by residents and entities from Delta and Central Valley communities, and by some state and federal water contractors which question who will pay for water for wildlife refuges and for environmental uses under the BDCP, as well as who will pay for construction and operations costs of any conveyance facilities. The end of the BDCP process cannot now be predicted with any degree of confidence. In July 2012, the state and federal governments announced their joint commitment to a proposed BDCP that would include two gravity-fed tunnels with a diversion capacity of 9,000 cubic feet of water per second (cfs), each of which would be 40 feet in diameter and 35 miles long, plus restoration of 113,000 acres of freshwater marsh, 50,000 of which would be restored in the next 15 years. Current estimates say the tunnels will take at least 10 years to build, will result in excavation and the need to dispose of 7 million cubic yards of "tunnel muck," and will cost an estimated \$24.5 - 28 Billion to construct and operate the conveyance facility as well as fund the mitigation and adaptive management for the 50-year implementation period. Current estimates indicate that 60 - 70% of that cost would be paid by water users (and approximately 60% of that amount would be paid by SWP contractors), with the balance coming from a variety of state and federal sources. Construction costs for the 9,000 cfs dual-bore tunnel are now estimated at \$14.5 Billion, but since that estimate is based on a 10% design, the draft BDCP says that the actual construction costs could be 50% higher or 25% lower than that number. On May 6, the Department of Water Resources (DWR) announced that it is setting up at least two new organizational units focused on implementation of the conveyance component of the BDCP. There will be a BDCP Program Manager, who will not be a DWR employee, and the new "Design and Construction Enterprise" will be some form of "joint powers arrangement" that will include a mix of DWR, local agencies, and consulting firm employees. Since there is not yet an approved project, BDCP critics have asserted that this new organization is premature. Governor Brown has appointed former Zone 7 employee Karla Nemeth as Deputy Secretary for Water Policy at the California Natural Resources Agency, where she will be his senior advisor on water policy. She has worked on the BDCP since 2009.

The draft BDCP and draft EIR/EIS were released for public comment on December 9, 2013; the comment period has been extended twice, and comments are now due by July 29, 2014. The draft documents are more than 41,000 pages. DWR's current schedule is vague, but apparently calls for the Certification of the EIR, Plan approval and the federal Record of Decision no earlier than the winter of 2014. Intended beneficiaries do not yet fully know what benefits they can anticipate, and federal agencies have given no indication if or when they will do a feasibility analysis that is required before federal funds for the implementation of the BDCP could be appropriated. Current estimates are that only about 25% of CVP contractors would actually receive any water supply benefits if the project is fully

implemented. The principal unknown is how the new system would be operated, which will determine water supply, water quality, and fisheries impacts. Fisheries agencies have suggested that current science requires high flows through the Delta and to the sea; such flow requirements would mean that future exports would be less than what contractors currently receive. Export contractors – especially irrigation entities -- are hoping to see far lower flows for fish and water quality protection so that farmers and ranchers can avoid having to pay large amounts of money for less water. Operations criteria will have to take into account the recent hydrology, which indicates that between 1949 and 2009, Sacramento River flow conditions in 47% of all years were below normal, dry, or critically dry. Complex negotiations resulted in a May 30, 2014 draft Implementation Agreement concerning how the BDCP will be operated, including the governance structure, but not including the cost split between federal and state contractors or other financial components, and only providing broad general details regarding how operations will actually work. The 60-day public review process for that Agreement will also end on July 29. In July 2013, federal agencies submitted comments on the administrative draft EIR/EIS which raised numerous difficult issues; some commentators have suggested that the federal fisheries agencies may believe that the proposed project may not be “permissible” under the Federal Endangered Species Act (FESA). The interplay between state and federal fisheries agencies and the CVP and SWP will be critical to ultimate governmental determinations concerning the proposed BDCP.

Some stakeholders (including ACWD, CCWD, EBMUD, SFPUC, San Diego and the San Diego County Water Authority, numerous environmental groups, Contra Costa County, and the Contra Costa Council, plus 22 Democratic members of the State Senate or Assembly) urged DWR to add a “Portfolio Alternative” that would include, among other things, a smaller conveyance facility because their studies to date indicate a 3,000 cfs conveyance could meet the BDCP’s and Delta Plan’s water supply and ecosystem restoration goals. DWR now estimates that the capital construction cost for a single-bore 3,000 cfs tunnel would be \$8.56 Billion (down from the previously estimated \$11.5 billion). DWR did not analyze this alternative (or the suite of proposed actions making up the Portfolio Alternative) in the EIR. Zone 7 signed a multi-agency letter favoring the BDCP proposal and opposing the Portfolio Alternative. A number of environmental groups have announced opposition to the BDCP, but some agricultural interests that joined them in opposing the proposed Peripheral Canal in 1982 support the current proposal. The key question for many water agencies will be their share of the costs burdens for the proposed project. DWR has indicated that up to \$1.6 billion will be needed for completion of planning and environmental work over the next 3 years – apparently some CVP and SWP contractors are being asked to put up at least \$500 Million for those purposes. If the project is ultimately approved and implemented, the earliest construction could begin is 2017 (engineering work to date is only at the 10% level), and the earliest date for operation of the new conveyance would be 2027. Largely because there is not yet an approved project, to date there are no firm funding commitments for the costs of construction or operation of the proposed facilities. DWR has estimated overall BDCP costs at about \$25 Billion; economists have indicated that total costs (including interest on bonds) could approach \$67 Billion. Entities both inside and outside the “water community” have raised questions about BDCP financing and cost-sharing.

**Delta Stewardship Council’s Delta Plan and EIR:** The 2009 legislative package that included the Delta Reform Act tried to address long-standing issues about Delta planning and the possibility of insuring water supply reliability and simultaneously reaching the co-equal goal of restoring/enhancing the Delta ecosystem. At the heart of this measure was establishment of the Delta Stewardship Council and a mandate that it develop a Delta Plan and the necessary environmental analysis by December 31, 2011. The goal of the Plan was to provide guidance to state and local agency actions to meet the coequal goals. (That statutory deadline was not met.) On May 16-17, 2013, the Council adopted the Delta Plan,

certified the completion of the EIR, and approved the process for implementing the regulations. The adopted Plan contains 14 policies, which the Council has attempted to turn into legally enforceable state regulations. No substantial action based on the Plan will happen very quickly, and the EIR has been the subject of substantial criticism from all sides. Numerous parties, including the State Water Contractors, filed suit in Sacramento Superior Court challenging the Plan and arguing that it is not consistent with the 2009 legislation because it does not achieve the co-equal goals of Delta ecosystem restoration and water supply reliability, and challenging the regulations. Those cases are all pending.

The Delta Plan called for adoption of Delta flow objectives by June 2014; implementation measures to reach those objectives would then be analyzed and recommended to the SWRCB in approximately one year after that. The SWRCB started the process for setting those objectives, in conjunction with its triennial review of the Water Quality Control Plan for the Delta (WQCP), and indicated that it would seek to set flow objectives for “primary tributaries to the Bay-Delta” by June, 2018. However, the heavy workload the SWRCB is facing due to the current drought has slowed that schedule. This effort will inevitably be controversial, since an earlier and non-precedential SWRCB decision related to flow objectives established criteria that would dedicate between 50% and 75% of the available flows in the Delta to in-stream uses, which would result in drastic cutbacks in water available for export.

On December 31, 2012, the SWRCB released its proposed revisions to flow requirements (plus a 2000-page environmental analysis) for the San Joaquin River and 3 tributaries (Merced, Stanislaus, and Tuolumne Rivers), which featured establishment of a threshold of 35% of the unimpaired flow of the tributaries to be set aside for Delta protection. Historically about 20% of unimpaired flow in those rivers reached the Delta. Water users and water rights holders on those rivers are vigorously resisting implementation of that threshold, arguing that it would result in a supply cut of 15% in average water years, and up to 50% in dry years. The SWRCB began a hearing on San Joaquin flows on March 20, 2013. A “final” version of the WQCP objectives and environmental impact analysis was issued in May, but the SWRCB has now postponed any action on this still-controversial subject until an as-yet unknown date in 2014.

**California Water Action Plan:** On October 31, 2013, CalEPA, the Department of Food & Agriculture, and the Natural Resources Agency issued a draft Water Action Plan for the State, in response to direction from the Governor to identify key actions for the next one to five years to address urgent needs and “provide the foundation for sustainable management of California’s water resources.” The final plan was issued in conjunction with the Governor’s “State of the State” address on January 22, 2014. The 22-page plan is broad and general, and does not call for any specific actions; it is intended to be a broad-brush guide for state efforts to enhance water supply reliability, restore damaged and destroyed ecosystems, and improve the resilience of infrastructure. Part of the scientific backdrop for this Plan is a recent study, based on satellite data collected by NASA, which indicates that the Sacramento and San Joaquin basins contained about 24 million acre-feet (AF) less water in March 2010 than in October 2003, with about 2/3 of the decline due to groundwater depletion. The FYE 2015 State Budget includes approximately \$600 Million in funding for implementation of near-term Plan actions, including water efficiency projects, conservation, and integrated water resources management.

## **LEGISLATION**

**2014 Water Bond:** The November 2009 water legislation package passed on to the voters the question of whether to authorize issuance of \$11.14 billion in General Obligation bonds, for which debt service

payments of about \$700 million per year would have to come from the State's General Fund. The bond issue was to be on the November 2010 ballot, but the Legislature subsequently passed a bill delaying the election to 2012, largely because of the state's precarious financial situation. Unless the Legislature takes action by June 26 (by a 2/3 vote in both Houses), the 2009 bond issue will be on the ballot. On June 23, the leading bill (SB 848, Wolk authorizing \$10.4 Billion) failed to get a 2/3 vote in the State Senate. Negotiations seeking to find an acceptable bill continued through June 26, and legislators could waive the applicable law and delay their action until August to place a revised bond proposal before the voters in November. On June 25, 2014 the Governor stated his position that the bond measure should be capped at \$6 Billion. If the Legislature fails to act, the original 2009 bond measure will appear on the November 2014 ballot.

## **DELTA ECOSYSTEM ISSUES**

**Delta Smelt and Salmonid Species:** Federal litigation concerning the interaction of the Federal Endangered Species Act (FESA) and NEPA with the operations of the Bureau of Reclamation's Central Valley Project (CVP) and the Department of Water Resources' (DWR) State Water Project (SWP) has dominated all considerations of Delta water export operations in the last few years. Most of that litigation has concerned the balance between water exports and the need to restrict or limit exports in an effort to protect Delta smelt and a variety of salmonid species. For salmonids, litigation challenging the Biological Opinion is on appeal to the 9<sup>th</sup> Circuit US Court of Appeal; oral argument is set for September. For Delta smelt, a trial court decision overturning the BiOp was reversed by the 9<sup>th</sup> Circuit on March 13, but the Court held that Reclamation must complete additional NEPA documentation on certain actions before accepting the smelt BiOp. There is still some uncertainty as to the practical effect of that aspect of the ruling, but in the meantime, Delta operations are being managed in accordance with both BiOps, while the federal fisheries agencies are working on new ones under court-established deadlines (12/1/14 for smelt and 4/30/16 for salmon). The 2013 fall mid-water trawl, one of the key scientific indicators of the abundance of critical fish species, showed that the four species of greatest concern were at near-record lows; in particular, Delta smelt were at the 2<sup>nd</sup>-lowest year on record. Since the decline of pelagic organisms (i.e., aquatic species that feed in the middle of the water column) such as Delta smelt, began in the Delta in 2002, the smelt index has ranged from a high of 151 to a low of 4 (it was 7 in 2008 and 2013), as compared to values that were occasionally greater than 1000 in prior years). The population indices used to track 4 key fish species have declined by 95.6% to 99.8% since the trawl began in 1967. The combination of record low precipitation and fish-related operations restrictions is making export operations particularly difficult for 2014, and is limiting the use of cross-Delta water transfers and recovery of water in groundwater banks that might otherwise have been available to assist in areas dependent on Delta export pumping. On July 11, the federal district court in Fresno denied an injunction sought by fisheries groups seeking to halt transfers of water from north of the Delta to the San Joaquin Valley because of a perceived threat to Delta smelt; the Judge decided that the courts must give deference to the federal fisheries agencies, which have long been addressing smelt issues.

**Ammonia in Wastewater Discharges:** On December 9, 2010, the Central Valley Regional Water Quality Control Board (RWQCB) unanimously adopted a new NPDES discharge permit for the large regional wastewater treatment plant operated by the Sacramento Regional Sanitation District (SacReg). Zone 7, Alameda County Water District, and Santa Clara Valley Water District (SCVWD), plus a number of other water agencies, had for 10 years sought to have the RWQCB order SacReg to significantly reduce the volume of pathogens and certain chemical contaminants in its effluent – particularly ammonium, which is believed to have a substantial adverse impact on Delta smelt. A partial settlement was reached late in April 2013, and SacReg is commencing implementation of remedial measures. Remaining issues

in the litigation concern the NPDES permit requirement for tertiary treatment to remove pathogens and other pollutants from the discharge; settlement discussions were completed on May 23; SacReg now plans to start construction on a \$1.5 to 2 Billion expansion/improvement project this year.

### **LOCAL WATER SUPPLY CONTRACTS**

**State Water Project Contract:** On May 1, 2013 DWR began what was originally planned to be three months of public negotiations with the SWC on contract amendments to the contract term and on certain financial provisions of the current basic water supply contract between DWR and each member of the SWC. DWR wants to issue 30-year bonds for its debt financing, but there are only 21 years left on the present contract. DWR has urged a 40-year extension, but some of the SWC have argued that it should be 75 years. DWR uses revenue bond financing for capital improvements and upgrades of existing systems; in recent years it has sold as much as \$200 Million in such bonds per year, and it estimates that it needs \$2.5 Billion to repair, restore, and strengthen existing infrastructure. DWR also estimates that the BDCP improvements would require the SWC to pay another \$10 Billion, and the current contract negotiations would put the necessary financial accounting and oversight mechanisms in place for that as well. Negotiations over an 11-month period culminated in Agreements in Principle (AIP) that were reached on March 8, 2014; one or more agreements to express the AIP were drafted, the parties met again on June 18, and to complete the AIP. By July 15, 26 of the 29 SWP contractors had indicated they would sign the AIP. DWR will then conduct an environmental review process for an amendment to the SWP Contract, which is now anticipated to take from September 2014 through an indefinite date in 2016. Once that is complete and the EIR is certified, public contract negotiations are expected to commence in late 2016 or early 2017. The proposed amendment needs to be reviewed in the Legislature, but does not need legislative approval. Under the AIP, if adopted as the parties have tentatively agreed, the amendments would extend the current SWP contracts by 50 years, to 2085. Three Sacramento Valley SWP contractors (Butte and Plumas Counties, and Yuba City) want the new contract to expressly provide for them to opt out of the costs associated with the BDCP's conveyance facilities, but that issue has been set aside now pending separate negotiations (now expected to begin in December 2014) on BDCP cost allocations among the SWP contractors. SWP North Bay Aqueduct (NBA) contractors (in Napa and Solano Counties) are also concerned about those facilities because the Draft EIR/EIS for the BDCP indicates that it would have an unavoidable significant adverse impact on water quality in the NBA, which may require relocation of the NBA intake, at a preliminarily estimated cost of \$510 Million.

**BBID transfer to Zone 7:** Since 1995, an important part of Zone 7's water supply portfolio has been an annual transfer of up to 5,000 AF of Delta water to Zone 7 from Byron Bethany Irrigation District (BBID). On December 14, 2012, DWR told BBID that the transfer was being made without DWR's consent, and that the water had to be "repaid" to DWR. Both BBID and Zone 7 are vigorously objecting to DWR's position and resisting the demand that Zone 7 "repay" any previously transferred water. This year, BBID will receive 4,000 AF of supplemental water between mid-August and October, via a transfer from CCWD.

### **PERTINENT WATER RELATED LITIGATION**

**Area of Origin Litigation:** The Tehama-Colusa Canal Authority (TCCA) filed suit against the United States on February 11, 2010, alleging that the Bureau of Reclamation illegally failed to deliver full contract amounts of water to TCCA members before exporting water from the Delta. Their argument was based on "area of origin" protections in the California Water Code, with which Reclamation must comply.

TCCA asserted that their location and the protective statute gave them a higher priority claim to CVP water, including stored water. TCCA's litigation was unsuccessful in trial and appellate courts, and on March 24 the U.S. Supreme Court denied TCCA's petition for *certiorari*, ending the case. Somewhat analogous litigation initiated in state court in 2008 by 4 north-of-Delta SWP contractors was settled in October 2013.

## **WATER SUPPLY RELIABILITY IMPROVEMENT EFFORTS**

**Regional Activities:** Numerous discussions of a variety of water transfers, interties, and cooperative arrangements are underway, involving water agencies throughout the Bay Area region and in the Central Valley; e.g., Zone 7, CCWD, and EBMUD are discussing a possible link between CCWD facilities (which have a 100 million gallon per day intertie with EBMUD's Mokelumne Aqueduct) and Bethany Reservoir, the forebay for the South Bay Aqueduct. Numerous transfer arrangements are under discussion or being implemented among irrigation agencies and individual farmers, with published prices ranging as high as \$3,000 per AF (in Kern County). Semitropic Water Storage District (in Kern County) and the Delta Wetlands Project received SWRCB approval on May 12, 2014 for a transfer of approximately 20,700 AF is intended for the benefit of the SBA contractors, to help them meet the "health and safety" needs of their service areas during the severe water supply cutback due to the SWP's 5% supply allocation. DSRSD, ACWD, and Zone 7 all supported the transfer. However, after the SWRCB issued its June curtailment order preventing of use of water under some water rights, it then refused to grant a health and safety exemption, so the transfer was not allowed to happen.

Contra Costa Water District's Los Vaqueros Expansion Project (LVE) is complete, and the Reservoir is filled to about 127,000 AF. Federal and state agencies are leading a study effort to consider a further expansion of the Reservoir, and numerous water agencies have signed a Memorandum of Understanding concerning those studies, including Zone 7, the other South Bay Aqueduct agencies (ACWD and SCVWD), EBMUD, and the San Luis and Delta Mendota Water Authority. Federal legislation was recently introduced by Congressmen Costa and Miller which would expedite expansion of the Reservoir; it calls for a phased approach, including near-term agreements to lease storage space in the existing 160,000 AF Reservoir, construction of a proposed \$200 Million pipeline to Bethany Reservoir to provide water directly to the South Bay Aqueduct (water that would not have to go through the SWP's Banks Pumping Plant, and that would be diverted through existing state-of-the art fish screens), and further expansion of the storage capacity to 275,000 AF. State funds for the studies are also provided for in each of the proposed bond bills currently pending in the Legislature. The Boards of ACWD and EBMUD expressed support for the bill in May. Environmental documentation and endangered species coverage has already been completed for each of these proposed projects. Federal and state studies dating back to the 1960's indicated that the Los Vaqueros site could accommodate a reservoir with as much as 1 million AF of storage capacity.

In January, 2013 the Boards of Directors of EBMUD and CCWD accepted principles of agreement for a new partnership arrangement concerning LVE, and a demonstration project under which 5,000 AF of EBMUD water would be stored in the reservoir for up to 5 years is under way. CCWD reached a similar understanding with ACWD on April 3, 2013 for a 1,000 AF pilot project, which is now being expanded to 5,000 AF; that water will be delivered to ACWD via the SBA starting in mid-July and running through August. CCWD will be able to forego diversion of a similar amount from the Delta because it is able to rely on storage in Los Vaqueros. On February 25, the EBMUD Board agreed to exercise an option to buy up to 20,000 AF of water from the Placer County Water Agency (PCWA) in 2014, and diverted the first 5,000 AF in April, at a price of \$75/AF. EBMUD chose to not exercise the option to take another 15,000

AF of PCWA water, and the water was purchased instead by Westlands Water District, which is buying a total of 35,000 AF from Placer for \$325/AF; none of the SBA contractors apparently expressed interest in buying that water. EBMUD is also purchasing 16,000 AF of CVP water under its 1970 water service contract, and is currently diverting that water via its Freeport facilities – the initial use of that contract and facilities in that manner. About 230 to 250 AF/day are being delivered to EBMUD’s San Pablo Reservoir and Upper San Leandro Reservoir. Those operations are necessary because the treatment plants that draw water from those reservoirs are “full treatment” plants that can adequately handle Sacramento River water; EBMUD’s other principal treatment plants (Orinda, Lafayette, and Walnut Creek) are in-line filter plants which can only treat EBMUD’s higher quality Mokelumne River water. Importation of the CVP water allows EBMUD to slow the rate at which it is using its Mokelumne River supply; as a result Pardee Reservoir is 89% full. EBMUD’s Freeport facilities can be used to convey CVP water or water made available by Yuba or Placer, but which cannot be delivered south of the Delta due to export restrictions at the DWR pumps; arrangements of this nature, especially if implemented jointly with CCWD, could provide supply and reliability benefits to numerous Bay Area water agencies. EBMUD’s Mokelumne River facilities were also used in 2013 to successfully convey 2,000 AF of transfer water from the Woodbridge Irrigation District (near Lodi) to CCWD. EBMUD has also renewed consideration of a conjunctive use idea with a number of entities in San Joaquin County, and has a MOU in place to begin a pilot program of wheeling north-of-Delta transfer water through Freeport to some of the entities that buy water at wholesale from San Francisco’s Hetch Hetchy system.

Federal authorities are also investigating raising the elevation of San Luis Dam by 20 feet, in a \$360 Million project to improve seismic protection and to add 120,000 AF of storage capacity for the benefit of both the CVP and SWP. Congressman Costa’s new legislation concerning the San Luis Dam project would also authorize raising Shasta Dam to add 634,000 AF of storage, as a cost of about \$1.1 Billion, and building Temperance Flat Reservoir on the Upper San Joaquin River to create 1.3 Million AF of new storage at a cost of about \$2.5 Billion.

Record volumes of groundwater are now being pumped in the San Joaquin Valley, where farmers in Westlands Water District are expected to pump over 650,000 AF in 2014. As dry conditions persist, hundreds of new deep wells are being installed in the Central Valley, and the pumping of old and new wells is resulting in declining aquifers (by as much as 200 feet in one year in some areas) and land subsidence in an area that may be as large as 1,200 square miles. Many of these new wells are needed to irrigate hundreds of thousands of acres of permanent tree and vine crops that have been planted in recent years (in lieu of previous field crops like tomatoes and cotton) despite the lack of reliable and consistent imported water supplies. California now has well over 800,000 acres of almond trees, as compared to about 400,000 acres in 1995, and since such trees need an average of 3 to 4 acre-feet of water per acre to survive, this increase in almond production has “hardened” annual demand for water in areas which used to be annual field/row crops or pasture. Despite the drought, California almond production this year is expected to be 2.1 billion pounds, of which 80% is exported from the US, and uses 60% of the nation’s entire managed honeybee population for pollination. On July 15, a trial court judge in Sacramento issued an unprecedented decision holding that the “public trust doctrine,” which had previously only been applied to certain surface water resources, is also applicable to groundwater resources. If that decision stands up on appeal, it could have significant impact on utilization of previously unregulated and unmanaged groundwater resources in California.

Five local water entities (Zone 7, ACWD, CCWD, EBMUD and the SFPUC) and the WaterReuse Foundation are participating in projects being funded by the Water Research Foundation to study the potential for Direct Potable Reuse (DPR). The projects will begin early in 2014 and support research needs of the

California Department of Public Health for compliance with the statutory mandates of SB 918 (2010) to investigate the feasibility of developing regulatory criteria for protection of public health by 2016; as a result of this work, DPR could ultimately be permitted for groundwater recharge and/or for surface water augmentation.

**San Diego Desalination:** Construction is more than 25% complete, and is on schedule and under budget, on a 50 million gallon per day desalination plant that is expected to produce up to 56,000 AFA in San Diego County; the San Diego County Water Authority (SDCWA) views it as a new long-term reliable source of drinking water, and will be paying an estimated \$1900 to \$2200/AF to achieve that reliability and the concurrent reduction in demand for imported water. The key conveyance pipeline is more than 50% finished. Operations are expected to begin in 2016, but first water deliveries may be in the fall of 2015. A second such plant, with a production capacity of about 56,000 AFA, is nearing the end of the planning and permitting phase; it will be located in Huntington Beach if the planning and permitting processes can be successfully completed. Both of these desalination plants are sponsored by Poseidon Water and utilize engineering and technology techniques that were developed in Israel; the Huntington Beach proposal is being done in cooperation with the Orange County Water District. After adopting a report on the success of the City's 2-year 1 mgd demonstration project, San Diego's City Council acted in April 2013 to pursue implementation plans for a "water purification" project to augment City drinking water supplies with up to 15 mgd of purified wastewater that would be conveyed to San Vicente Reservoir to blend with stored Colorado River water. A 2013 public opinion poll indicated that 73% of the San Diego residents who were surveyed favored the project. Initial estimates are that the project would cost about \$370 Million, and could eventually be expanded to 88 mgd. (The SDCWA has also recently completed a 152,000 AF storage addition to the City of San Diego's 70-year old 90,000 AF San Vicente Reservoir, to increase reliability and emergency storage for that region.)

**Coalition to Support Near Term Delta Projects:** Largely because of similar concerns about controversy surrounding the BDCP and the concern that it will be decades before it can come to fruition, a series of water agencies, environmental groups, and others developed a consensus position on a number of projects on which immediate actions could be taken, and for which \$500 million in previously-approved bond funds are potentially available. Projects include specific actions related to water supply, water quality, levees, and ecosystem restoration. Participants include entities which do not always agree on Delta matters, including the Planning and Conservation League, Metropolitan Water District (MWD), Westlands Water District, Central Delta Water Agency, and Contra Costa Water District. These entities are working to get the necessary stakeholder support and a wide-spread consensus; the first projects will probably involve levee work. Several of the near term project ideas, including operable flow gates and temporary flow barriers are among the things being considered during the current drought conditions, and were generally referred to in the legislation introduced by 4 U.S. Senators on February 11, 2014. Several of the temporary flow barriers could be installed this year, but the spring storms caused DWR to defer the barriers for the time being.

#### **OTHER WATER SUPPLY RELIABILITY AND UNCERTAINTY FACTORS:**

**Colorado River:** Although it does not directly impact the District or Zone 7, a number of factors suggest that continuing uncertainty about southern California's reliance on the Colorado River will increase. The original 1922 allocation of Colorado River water (among 7 western states) was based on a short period of hydrologic history which was wetter than any period since then. The assumption then was that the River would yield 15 MAFA; the U.S. now believes that the actual yield is closer to 12 MAFA. Snowpack in the watershed was more than 114% of average for the end of February, but the impacts of the last 14



years of dry conditions means that storage in Lakes Powell and Mead is still at a point where water deliveries to California are curtailed. Lake Powell is at 51% of capacity and might reach 60% this year; Lake Mead is at 40% of capacity but may drop by another 20 feet this year, and is currently at the lowest water surface elevation since the Lake began filling in 1935. The total combined storage in the two lakes at the end of September is projected to be the lowest since 1968, when Lake Powell was first being filled. As a result, southern California's ability to rely on transfers from Imperial Irrigation District (IID) to San Diego (which gets 33% of its water from these transfers), or on full deliveries from the Colorado to the MWD is now less certain. The complex set of agreements which resulted in transfers of water from IID to San Diego requires IID to meet certain water conservation goals; this has proved to be difficult for IID, and the conservation programs are very controversial among its agricultural water users. MWD has put over 2.7 MAF in storage in southern California, but in the long run a reduction in Colorado River water would tend to put added emphasis (i.e., water demand) on exports from the Delta to southern California. 2013 marked the worst 14 years of hydrologic history on the River since records have been kept; in contrast, in 2000, the combined storage in Lakes Mead and Powell was 95% of capacity. In anticipation of further decline in the reliability of Colorado River supplies, Arizona adopted and refined its comprehensive groundwater management statutes in the 1980's and 1990's, and these laws are the basis for an extensive groundwater banking program. California has no such legislation, and although there is extensive groundwater management planning in many areas (such as the Tri-Valley), there is nothing on a statewide or Central Valley-wide basis that can be used to offset drought conditions.

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**As of July 29, 2014**

<b><i>DROUGHT EXPENSE BUDGET</i></b>		
<b>No.</b>	<b>Description</b>	<b>Activities / Status</b>
1	FYE 2014 Budget	\$150,000
2	FYE 2014 Expenses Committed to Date (Spent; Open POs)	\$ 270,132 (\$122,132;\$147,999)
3	FYE 2015 Budget	\$150,000
4	FYE 2015 Expenses to Date	\$0
5	FY to FY Budget Transfers	None to date
<b><i>EXEMPTIONS FOR WATER USE LIMITATION</i></b>		
<b>No.</b>	<b>Description</b>	<b>Activities / Status</b>
1	No. Received	62
2	No. Approved by Drought Coordinator	36
3	No. Denied by Drought Coordinator	21
4	No. Appealed to Board	3
<b><i>VIOLATIONS OF WATER USE LIMITATION</i></b>		
<b>No.</b>	<b>Description</b>	<b>Activities / Status</b>
1	No. Written Warnings Issued	971
2	No. \$250 Violations Issued	85
3	No. \$500 Violations Issued	2
4	No. \$1,000 Violations Issued	0
5	No. Flow Restrictors Installed	0
6	No. Service Shutoffs	0
7	No. Waivers Requested	38
8	No. Waivers Approved by Drought Coordinator	13
9	No. Waivers Denied by Drought Coordinator	1
10	No. Waivers Appealed to Board	0
<b><i>IMMEDIATE WATER USE CURTAILMENTS.</i></b>		
<b>No.</b>	<b>Description</b>	<b>Activities / Status</b>
1	Curtail potable irrigation systems at all District facilities (i.e., primarily remote pump stations)	Complete
2	Only cleaning sewers with recycled water (except for SSO's and emergencies)	Complete
3	Ceasing all hydrant flushing (except for critical areas with identified water quality problems)	Complete
4	Exchanging all potable hydrant meters for purple recycled water hydrant meters for construction use	Complete

<b>MEDIA BASED PUBLIC OUTREACH</b>		
No.	Description	Activities / Status
1	Radio Spots	<ul style="list-style-type: none"> <li>• 420 spots monthly M-F, 30-seconds each, plus DJ chatter, 5/4/14 to 8/31/14</li> <li>• \$22,680 for 3 months (shared total cost, \$68,040, with Livermore, Pleasanton &amp; Zone 7 Water Agency),</li> </ul>
2	Television	<ul style="list-style-type: none"> <li>• 4,000+ spots; 30-second each, airing on 10 Comcast channels, started 5/15/14</li> <li>• \$17,000 (shared total cost, \$50,000, with Livermore &amp; Pleasanton)</li> </ul>
3	Print (and Electronic media)	<ul style="list-style-type: none"> <li>• 38 letters to HOA 5/21/14 regarding the Governor's reinforcement of the drought emergency</li> <li>• Second letter sent 6/12/14 offering drought speakers</li> </ul>
4	Drought Website	<p>The Tri-Valley regional website, <a href="http://www.trivalleydrought.org">www.trivalleydrought.org</a>, went live 5/12 and links to DSRSD website which has the following drought related information: Drought emergency red banner across the top page of all web pages; water use limitations and penalties; rebates and resources; Stage 3 water shortage rates; how to report a drought violation; AquaHawk customer portal; free home water and energy audits to be replaced with residential recycled water fill station information; Drought 2014, what you need to know; How to apply for a water use exemption/appeal a violation; Central Dublin recycled water project to be replaced with information about landscaping workshop; and the news items on the Home Page are all drought related.</p>
<b>COMMUNICATION WITH CUSTOMERS</b>		
No.	Description	Activities / Status
1	Direct mailers, letters, to District customers notifying them of water use limitations, rate changes etc. including courtesy letters but excluding all enforcement action communications	<ul style="list-style-type: none"> <li>• 5/13 - 17,516 courtesy letters sent to all District potable water customers about rate increase, limitations, violations and penalties</li> <li>• 5/21 - 712 courtesy letters delivered to the highest usage Tier 3 customers above 4,480 gallons in the previous week</li> <li>• 5/21 - 38 courtesy letters sent to HOA's in Dublin</li> <li>• 5/23 - 17,516 Aquahawk postcards sent to all District potable water customers</li> <li>• 5/28 - 631 courtesy letters sent to Tier 3 customers using more than 4,480 gallons in the previous week</li> <li>• 5/29 - 16 courtesy letters sent to DUSD and SRV USD school principals</li> <li>• 6/2 - 12 courtesy letters sent to HOA's in San Ramon</li> <li>• 6/20 - 196 courtesy letters sent to new District customers informing them of limitations, ways to save, etc. (i.e. new accounts opened since June 1)</li> </ul>

2	Messages on social media sites such as Facebook and Twitter	Tweeted news releases: <i>Recycled Water Fill Station Open and Free to Residential Customers</i> ; and, <i>Tri Valley Water Reduction Meets Governor’s Request, But More Is Needed</i>
3	Periodic messages via bottom of the bill, bill stuffers and other direct mailings	<ul style="list-style-type: none"> <li>• 1/15 water only when weather dry</li> <li>• 2/1 Gov. declared drought emergency. Reduce outdoor watering</li> <li>• 2/15 to 4/15 During drought fix leaks, reduce outdoor watering</li> <li>• 5/1 Drought serious. Reduce outdoor watering 50%</li> <li>• 5/15 to 7/15 Mandatory limits on water use, penalties, Stage 3 drought rates in effect. Reduce outdoor watering by at least half</li> </ul>
<b>PRESENCE IN THE COMMUNITY, AT COMMUNITY EVENTS AND AT COMMUNITY MEETINGS</b>		
<b>No.</b>	<b>Description</b>	<b>Activities / Status</b>
1	Making presentations to local City Councils	<ul style="list-style-type: none"> <li>• Dublin City Council presentation 3/18</li> <li>• San Ramon City Council presentation 4/8</li> </ul>
2	Meet with major public customers (School District, Camp Parks, Alameda County, FCI etc)	<ul style="list-style-type: none"> <li>• Camp Parks Command Staff (twice, most recent on 5/16)</li> <li>• Alameda County Fire 4/14</li> <li>• San Ramon Valley Fire 4/17 and 7/11</li> <li>• Camp Parks Fire has not responded to numerous requests for a meeting, so a letter was sent on 5/2.</li> <li>• San Ramon PD: meeting held on 5/28</li> <li>• Dublin PD: meeting held on 5/29</li> <li>• Contra Costa Office of the Sheriff on 7/11 and 7/16</li> </ul>
3	Speaking to local community groups including Rotary, Lions, etc	<ul style="list-style-type: none"> <li>• Amador Valley Lions 2/27 (12 attendees)</li> <li>• San Ramon Rotary 3/6 (45 attendees)</li> <li>• Dublin Chamber Economic Development Committee 3/6 (10 attendees)</li> <li>• Dublin Rotary 3/11 (40 attendees)</li> <li>• Dublin Lions 3/25 (20 attendees)</li> <li>• Dougherty Elementary Science Night 5/15 (100 attendees)</li> <li>• 6/12 sent letter to community groups and HOAs offering drought speakers</li> <li>• Dublin Lions 7/23</li> <li>• TriValley SIRS 8/7 <i>scheduled</i></li> <li>• Dublin Rotary 8/19 <i>scheduled</i></li> <li>• Community Assoc Institute mini-expo at the Marriott 9/19 <i>scheduled</i></li> </ul>
4	Speaking to local Home Owners Associations (HOA’s) and similar groups of residents	<ul style="list-style-type: none"> <li>• Hansen Ranch HOA 2/27 (10 attendees)</li> <li>• Sorrento West HOA 3/6 (10 attendees)</li> <li>• Dougherty Elementary Science Day, Keynote Speaker 5/15</li> <li>• California Highlands HOA 5/22 (100 attendees)</li> <li>• California Highlands HOA 5/22 (42 attendees)</li> <li>• Positano HOA 6/23 (14 attendees)</li> <li>• Terraces at Dublin Ranch HOA 7/15</li> </ul>

5	Conducting neighborhood meetings to explain the water situation and how to conserve water	<ul style="list-style-type: none"> <li>• Dublin Corporate Center Green Fair informational booth about the drought 4/23</li> <li>• Dublin “Water Wise” Workshop informational booth about the drought 5/3</li> <li>• San Ramon Town Hall Mtg 5/22 (0 attendees)</li> </ul>
6	Attend Farmers Markets and other community events to distribute information and simple water saving devices	<ul style="list-style-type: none"> <li>• DSRSD staffed a booth at Dublin Farmer’s Market 4/17 &amp; 5/15</li> <li>• KKIQ event booth talking about ways to reduce water use and handing out tote bags (spent \$2,000, 1/3 of total cost for 4,000 bags) with “I’m getting by with less water” printed on sides; 35 Dublin and San Ramon events during the summer and up to Labor Day weekend: Farmers Markets, Regal Summer Movie express, Fresh Millions Anniversary Event, Plaza at Gayle Ranch Car and Wine Stroll, San Ramon Concert Series</li> </ul>
<b>PROMOTING CONSERVATION MESSAGES IN THE COMMUNITY</b>		
<b>No.</b>	<b>Description</b>	<b>Activities / Status</b>
1	Promoting the “Save Our Water” and “Californians Don’t Waste” campaigns on the District website	Save Our Water button on our website’s home page, <a href="http://www.drsrd.com/home/home.html">http://www.drsrd.com/home/home.html</a> ; Californian’s Don’t Waste used in residential lawn signs and community presentations
2	Making yard signs available to residents who allow their lawns to go golden “This lawn is helping to conserve our water supply”	<ul style="list-style-type: none"> <li>• 6/5/14 golden lawn signs available to residential customers 100 handed out as of 7/23/14; ordered another 100 signs to arrive 8/1/14</li> <li>• Shared artwork for lawn signs with Pleasanton and Livermore</li> </ul>
<b>CONSERVATION-FOCUSED CUSTOMER EDUCATION</b>		
<b>No.</b>	<b>Description</b>	<b>Activities / Status</b>
1	Develop simple “Residential Water Management Guides” for use by residents	Completed
2	Develop simple “Commercial Water Management Guides” for use by businesses (and enlist Chamber of Commerce assistance to distribute)	Distributed 400 flyers, <i>Conservation Strategies for Businesses and Restaurants</i> , which offered businesses free restroom mirror stickers and restaurant table tents, 4/ 1 Dublin Chamber of Commerce mailing (\$100). No requests.
3	Providing “School Site Water Management Guides” to be used by school district staff at each school site	<ul style="list-style-type: none"> <li>• 2/26 sent Drought watch and water conservation tips to DUSD contact</li> <li>• 5/29/14 sent DUSD contact (T. Sbranti) tips for teachers on what they could do to reduce water use at school</li> </ul>
4	Providing activity booklets to students in local schools about the need for conserving water and the value of recycled water	<ul style="list-style-type: none"> <li>• 1495 second graders received water conservation activity booklets (\$2,814)</li> <li>• 1,404 third graders received home water audit/water hero packets (\$4,233)</li> <li>• 2,495 fifth graders received “Give Water a Second Chance, Recycle It” activity booklets</li> </ul>
<b>ASSISTANCE WITH CUSTOMER CONSERVATION</b>		

No.	Description	Activities / Status
1	Conduct landscape water audits	0
2	Promote availability of home water saving devices	<p>From 1/1 to 6/24, distributed 1,932 water-saving devices to 187 customers through events and walk-ins:</p> <ul style="list-style-type: none"> <li>• 70 kitchen faucet aerators</li> <li>• 449 bathroom faucet aerators</li> <li>• 277 showerheads</li> <li>• 294 toilet flappers</li> <li>• 328 toilet leak detection kits</li> <li>• 197 hose nozzles.</li> </ul>
3	Partner with the City of Dublin and PG&E to sponsor the California Youth Energy Services “Rising Sun” program, which provides free home energy and water audits and distributes shower heads, aerators, toilet flappers, and dye tablets to District customers	DSRSD is housing the California Youth Energy Services staff of July 1 through mid-August in the Utility building
<b>RECYCLED WATER PUBLICITY</b>		
No.	Description	Activities / Status
1	Posting signs on sites that use recycled water that say “Recycled Water Keeps this Garden Green” so that the public knows why the area is green	<ul style="list-style-type: none"> <li>• Printed (two sides) and distributed 250 (initially) (125 with our logo and City of Dublin’s logo and 125 with just our logo) \$4,063 residential lawn signs</li> <li>• Reprinted 250 more and making them available to residential customers using recycled water</li> <li>• 40 signs remaining at the DO; ____ signs in the refill station shed, available to customers who want them.</li> </ul>
2	Publicizing the availability of recycled water for contractors and the public	<ul style="list-style-type: none"> <li>• 4.3.14 News Release, “District Provides Recycled Water for Construction”</li> <li>• 6.16.14 News Release, “Recycled Water Fill Station Open and Free to Residential Customers”</li> </ul>
<b>EXPANDED RECYCLED WATER USE</b>		
No.	Description	Activities / Status

1	Permanent Connections	<p><u>Completed</u></p> <ul style="list-style-type: none"> <li>• Val Vista Park (Pleasanton) – estimated water savings 54.5 AF</li> <li>• Dublin High School – Savings 40.27 AF</li> <li>• Archstone Apartments – Savings 18.89 AF</li> <li>• City of Dublin – 7 PW meters converted – Savings 33.38 AF</li> <li>• Dublin Golf Course (Tees and Greens) -Savings 30.28 AF</li> <li>• Dublin Toyota – saving 22.30 AF</li> <li>• Silvera Ranch HOA – savings 8.59 AF</li> <li>• Dublin Ranch HOA (7 meters) saving 19.33 AF</li> <li>• Dublin Public Works Complex –</li> </ul> <p>Estimated potable water savings = 152 AF or enough for approximately 600 single family homes for a year)</p> <p><u>In Progress:</u> Dougherty HS bldg. landscaping &amp; interior quads Dublin HS Performing Arts Center &amp; interior quads Amador Lakes Apartments Estimated potable water savings not yet determined</p>
2	Temporary Connections	No temporary connections are planned at this time due to the relatively high cost compared to the potential water savings for the sites that were evaluated.
3	Contractors and Construction	A large number of contractors have obtained permits and are actively hauling recycled water for construction grading and dust control. In addition, the City of Pleasanton obtained a permit to obtain recycled water for sewer cleaning, and beginning on June 3 the City began hauling recycled water for irrigating the Calippe Golf Course. As of July 27 a total of 4.7 MG of recycled water has been hauled offsite by contractors so far this year.
4	Public Distribution	Recycled water distribution program to the general public began June 12 <sup>th</sup> . As of July 28 a total of 203 customers have completed the use agreement form, received training, and are using the program regularly. On average 5-10 new participants sign up each day for this service. As of July 27 a total of 229,000 gallons of recycled water has been taken home by residents so far this year. The facility has now been expanded to provide 7 residential fill stations.
<b>ENHANCED CUSTOMER SERVICE</b>		
<b>No.</b>	<b>Description</b>	<b>Activities / Status</b>
1	Allow customers to monitor individual water consumption (hourly in most cases) via AquaHawk Alert customer portal	Completed with Aqua Hawk launch on 5/19. 4,345 Customers have registered as of 7/28.
2	Allow customers to set consumption thresholds and receive an electronic notice when they are approaching that threshold	Completed with Aqua Hawk launch on 5/19

3	Allow customers to set a billing threshold to receive an electronic notice when they are approaching a selected dollar amount	Completed with Aqua Hawk launch on 5/19
4	Notify the customer of possible leaks	Ongoing - number of letters specifically related to leaks has not been specifically tracked.
5	Identify, for the District, customers who may be violating a water use restriction	Ongoing - See above
6	Identify, for the District, customers who are using unreasonable or inappropriate amounts of potable water	Ongoing - See above
7	Identify, for the District, customers who are approaching or have crossed over a pre-determined threshold	AquaHawk allows the customer to set alerts to notify them that they are approaching enforcement consumption. Those who cross over are included in # 5.
<b>WISE WATER USER CREDIT PROGRAM</b>		
<b>No.</b>	<b>Description</b>	<b>Activities / Status</b>
1	Identify potentially eligible customers based on 2013 usage	Completed – 1,143 Customers maintained usage in Tier 1 during 2013
2	Identify potentially eligible customers based on 2014 usage	Through June all of the 1,143 customers remain eligible.
<b>ENHANCED REBATE PROGRAMS (Since May 5)</b>		
<b>No.</b>	<b>Description</b>	<b>Activities / Status</b>
1	High Efficiency Toilet (HET)	0
2	Waterless Urinals	0
3	High Efficiency Clothes Washer (HEW)	121 – DSRSD total \$3,025 (\$25/rebate)
4	Pool and Spa covers (to reduce evaporation)	9 – DSRSD total \$443.59 (\$50/rebate)
5	Weather Based Irrigation Controller (“Smart Controller) - <i>Single Family Homes</i>	0
6	Weather Based Irrigation Controller (“Smart Controller) – <i>Multi-Family Dwelling</i>	0
7	Lawn Replacement Program – Single Family	2 rebates approved DSRSD total \$347.50
8	Lawn Replacement Program - Commercial	0
9	Amount of District Rebates Issued (Program Max = \$30,000)	\$3,816.09
<b>IRRIGATION ADJUSTMENTS AND REPAIRS PROGRAM</b>		
<b>No.</b>	<b>Description</b>	<b>Activities / Status</b>
1	Secure Services of Contractor	JPA Landscape has been obtained to provide contract services for this program. Rather than advertise the program, staff elected to allow customer service to refer customers to participate in this program. Several customers have used the program so far to set irrigation controllers and fix minor leaks and broken sprinklers.
2	Number of Requests Handled	3



3	Cost of Repairs Handled (Program Max. = \$10,000)	\$69.85 Billed to DSRSD to date
<b>PURSUE SHORT-TERM TEMPORARY WATER SOURCES</b>		
<b>No.</b>	<b>Description</b>	<b>Activities / Status</b>
1	Confirmed with Zone 7 that the District may pursue water transfers	Completed – 4/16
2	Pursuit of water transfers	<ul style="list-style-type: none"> <li>• Letters of support for Delta Wetlands – Semi-tropic water transfer</li> <li>• Discussed possible transfer with Placer County Water Agency – but water already sold to Westlands and others</li> <li>• Explored opportunities with EBMUD for water transfers; effectively not possible for 2014 but have laid the groundwork for possibilities in 2015 is another dry year.</li> </ul>



Reference General Manager	Type of Action Public Hearing / Adopt Urgency Ordinance	Board Meeting of August 5, 2014
Subject Hold Public Hearing: Adopt Urgency Ordinance Amending Enforcement Actions, Penalties and Provisions for the Enforcement of Water Use Limitations during the Community Drought Emergency		
<input type="checkbox"/> Motion	<input type="checkbox"/> Minute Order	<input type="checkbox"/> Resolution
<input checked="" type="checkbox"/> Ordinance	<input type="checkbox"/> Informational	<input type="checkbox"/> Other
REPORT:	<input checked="" type="checkbox"/> Verbal	<input type="checkbox"/> Presentation
	<input checked="" type="checkbox"/> Staff	B. Michalczyk
		<input type="checkbox"/> Board Member

**Recommendation:**

The General Manager recommends the Board (a) waive, by Motion, the one reading of an Urgency Ordinance amending enforcement actions, penalties and provisions for the enforcement of water use limitations during the community drought emergency, (b) hold a Public Hearing, and (c) adopt the Ordinance.

**Summary:**

The Board has declared a Community Drought Emergency curtailing water use in the District’s service area by 25% overall with a target of 5% inside water curtailment and 50-60% outside water curtailment. In order to achieve that result and thereby protect the health and safety of the community and the operational integrity of the potable water system, a series of water use limitations and enforcement provisions were previously adopted by the Board on May 5, 2014.

The purpose of this Urgency Ordinance is to clarify that oral or written warnings were not intended to be violations. Only after the recipient of the warning is later found to be in noncompliance with a Water Use Limitation would a violation occur. Repeat violators will thereafter be subject to gradually increasing monetary penalties, and customers that ignore repeated enforcement actions will be subject to a physical limitation on their water connection, and/or disconnection from the water supply.

If a warning is not a violation, the customer receiving the warning would not be considered to have “...used utility services in a manner inconsistent with applicable local utility usage policies...” under the Public Records Act.

The goal of the enforcement process remains to conserve a limited water supply for public health, safety, and fire protection.

The Ordinance will be effective immediately upon adoption and, because it is making corrections necessary to clarify the original intent, shall be operative retroactive to May 5, 2014.

Committee Review			Legal Review	Staff Review		
COMMITTEE --	DATE --	RECOMMENDATION --	Yes	ORIGINATOR B. Michalczyk	DEPARTMENT Executive	REVIEWED BY
<b>ATTACHMENTS</b> <input type="checkbox"/> None						
<input type="checkbox"/> Resolution	<input type="checkbox"/> Minute Order	<input type="checkbox"/> Task Order	<input type="checkbox"/> Staff Report	<input checked="" type="checkbox"/> Ordinance		
<input checked="" type="checkbox"/> Cost \$0	<input type="checkbox"/> Funding Source A. B.		Attachments to S&R 1. Notice of Public Hearing 2. 3.			

ORDINANCE NO. \_\_\_\_\_

AN URGENCY ORDINANCE OF DUBLIN SAN RAMON SERVICES DISTRICT  
AMENDING ORDINANCE NO. 334 RELATED TO ENFORCEMENT ACTIONS,  
PENALTIES AND PROVISIONS FOR THE ENFORCEMENT OF WATER USE  
LIMITATIONS DURING THE COMMUNITY DROUGHT EMERGENCY

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**SECTION 1. GENERAL.**

The Board hereby determines that Section 3 of Ordinance No. 334, as adopted May 5, 2014, gave the mistaken impression that oral or written warnings were considered to be violations of the mandatory water use restrictions and prohibitions specified in Ordinance No. 333, also adopted on May 5, 2014. In order to clarify the intent of the Board and to eliminate this mistaken impression, Section 2 of this ordinance shall replace Section 3 of Ordinance No. 334 in its entirety and, because it is making corrections necessary to clarify the original intent, shall be operative retroactive to May 5, 2014.

**SECTION 2. ENFORCEMENT ACTIONS.**

(a) Violation of Water Use Limitations.

During the Community Drought Emergency, certain Water Use Limitations have been established by a separate Ordinance of the District. A District customer who intentionally or unintentionally violates any Water Use Limitation will be subject to the following penalties and enforcement provisions:

- (1) When there is evidence that a customer is using water in a manner that appears likely to lead to a violation of a Water Use Limitation, that customer may be issued either an oral or written warning, at the discretion of the District. The warning will identify the possibility of an impending violation and specify what the customer must do to prevent the violation and a compliance schedule for preventing the violation. Oral warnings will occur via telephone call or a site visit by District staff. Written warnings will be in the

form of a door hanger tag, a letter sent via postal carrier, or another functionally equivalent method. Notwithstanding the foregoing, a warning is not a prerequisite to the issuance of a Notice of Violation as below.

- (2) For first violations, customers will be subject to a penalty of \$250 in accordance with Chapter 1.3.010 (General Penalty) of the District Code. The violation and the assessment of the penalty will be communicated to the customer via a written Notice of Violation.
- (3) For second violations, customers will be subject to an additional penalty of \$500 in accordance with Chapter 1.3.010 (General Penalty) of the District Code. The violation and the assessment of the penalty will be communicated to the customer via a written Notice of Violation.
- (4) For third violations, customers will be subject to an additional penalty of \$1,000 in accordance with Chapter 1.3.010 (General Penalty) of the District Code. The violation and the assessment of the penalty will be communicated to the customer via a written Notice of Violation.
- (5) For fourth and any subsequent violations, customers will be subject to reductions in the amount of water delivered to the customer, as determined by the District, at its sole discretion. The violation, and the amount of reduction and method by which the reduction will be achieved will be communicated to the customer via a written Notice of Violation.

A. If feasible and if sufficient to prevent a re-occurrence of the violation, as determined by the District at its sole discretion, a flow restrictor or other physical limitation will be installed on the customer's meter connection that will limit the flow of water to the home. If installed, the flow restrictor or other physical limitation will allow enough water to meet health and safety needs (i.e., most

indoor water uses), but will limit the pressure and flow to a level that will not allow the Water Use Violation to continue.

- B. If a flow restrictor or other physical limitation is not feasible or appropriate for any reason, as determined by the District at its sole discretion, or if a flow restrictor would allow the Water Use Violation to continue unabated, or if a flow restrictor would allow the delivery of quantities of water equivalent to the amount consumed by the activity giving rise to the Water Use Violation, then the customer's service connection will be disconnected from the District water system (i.e., by closing and locking the service valve and/or by physically removing the water meter).

Where feasible and appropriate, a door hanger tag will be left at the service location informing the occupants of the action taken and the steps that must be taken before the District will consider removing the physical limitation. Full payment of all outstanding penalties, fees, and costs and certification by the customer that the violation has been corrected and will not reoccur will be required before the physical limitation or other physical limitation will be removed or service restored.

**SECTION 3. EXEMPTION FROM CEQA.**

The District Board of Directors finds that the actions taken in this Ordinance are exempt from provisions of the California Environmental Quality Act of 1970 (CEQA) because they are immediate actions necessary to prevent or mitigate an emergency, as described in subdivision (b)(4) of Public Resources Code section 21080 and in section 15269(c) of the Guidelines promulgated under said Act and codified in Title 14 of the Code of California Regulations

Ord. No. \_\_\_\_\_

(CEQA Guidelines), and to assume the maintenance, restoration, or enhancement of a natural resource, as described in section 15307, of the CEQA Guidelines.

**SECTION 4. SEVERABILITY.**

If any provision of this Ordinance is held to be invalid or unenforceable, that holding will not affect the remainder of the Ordinance, which shall remain in full force and effect.

ADOPTED by the Board of Directors of Dublin San Ramon Services District, a public agency in the State of California, Counties of Alameda and Contra Costa, at its regular meeting held on the 5th day of August 2014, by the following vote:

AYES:

NOES:

ABSENT:

\_\_\_\_\_  
Georgean M. Vonheeder-Leopold, President

ATTEST:

\_\_\_\_\_  
Nancy G. Hatfield, District Secretary

**DUBLIN SAN RAMON SERVICES DISTRICT**  
**Board of Directors**  
**NOTICE OF PUBLIC HEARING**

**DATE:** *Tuesday, August 5, 2014*

**TIME:** *6:00 P.M.*

**PLACE:** *Dublin San Ramon Services District Boardroom*  
*7051 Dublin Boulevard, Dublin, California*

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**NOTICE IS GIVEN** that on Tuesday, August 5, 2014, the Board of Directors of Dublin San Ramon Services District will hold a public hearing prior to considering an Urgency Ordinance that will clarify and correct the description, in Ordinance No. 334, of the procedures and penalties for the enforcement of water use restrictions and prohibitions established by Ordinance No. 333 in response to the 2014 Community Drought Emergency adopted on May 5, 2014.

The Ordinance would clarify that written warnings, as specified in Ordinance No. 334 which was adopted on May 5, 2014, are not now, and have not previously been, considered to be a violation of the mandatory water use restrictions and prohibitions that the Board adopted on May 5, 2014. If the Ordinance is approved, it would clarify that oral or written warnings would not be violations. Only after the recipient of the warning is later found to be in noncompliance with a Water Use Limitation would an actual violation occur. Repeat violators will thereafter be subject to gradually increasing monetary penalties, and customers that ignore repeated enforcement actions will be subject to a physical limitation on their water connection, and/or disconnection from the water supply. The goal of the enforcement process is to conserve a limited water supply for public health, safety, and fire protection. The Ordinance will be effective immediately upon adoption and, because it is making corrections necessary to clarify the original intent, shall be operative retroactive to May 5, 2014.

**NOTICE IS FURTHER GIVEN** that copies of the proposed ordinance are available to the public for review and inspection at the Dublin San Ramon Services District Office, 7051 Dublin Boulevard, Dublin, California and on the District's website at [www.drsrd.com](http://www.drsrd.com).

By: Nancy Gamble Hatfield  
District Secretary



Reference General Manager	Type of Action Public Hearing/Determine Public Interest	Board Meeting of August 5, 2014
Subject Hold Public Hearing: Determine Whether the Public Interest in Disclosure Clearly Outweighs the Public Interest in Nondisclosure of Customer Name, Addresses, Utility Usage Data and Correspondence with Customers who Operate Publicly-Run Buildings		
<input type="checkbox"/> Motion	<input type="checkbox"/> Minute Order	<input checked="" type="checkbox"/> Resolution
<input type="checkbox"/> Ordinance	<input type="checkbox"/> Informational	<input type="checkbox"/> Other
REPORT:	<input checked="" type="checkbox"/> Verbal	<input type="checkbox"/> Presentation
	<input checked="" type="checkbox"/> Staff	B. Michalczyk
		<input type="checkbox"/> Board Member

**Recommendation:**

The General Manager recommends that the Board, by Resolution, determine by a 2/3 vote whether the public interest in disclosure clearly outweighs the public interest in nondisclosure of customer names, addresses, utility usage data and correspondence with customers who operate publicly-run buildings.

**Summary:**

The District has recently received a Public Record Act (PRA) requests from NBC Bay Area and the Bay Area News Group (Contra Costa Times) seeking the customer names, addresses and utility usage data for customers who operate “publically run buildings”.

Government Code section 6254.16 (f) in the PRA requires that the Board determine whether the public interest in disclosure of customer names, addresses and utility usage data clearly outweighs the public interest in nondisclosure before the requested customer information is released. The District Code requires that that determination be made by the District Board at a noticed public hearing. None of these publically run buildings have been issued written warnings or cited for violations of water use limitations.

As a courtesy to the requestors, and because these are public agencies, District staff contacted each customer affected by the PRA request to see if they would voluntarily agree to the release of the requested data. The following customers have done so and their data has been released:

- Dublin San Ramon Services District;
- City Of Dublin;
- City of San Ramon;
- Dublin Unified School District;
- San Ramon Valley Unified School District;
- Diablo Valley College;
- Alameda County;
- U.S. Army Reserve – Camp Parks Reserve Forces Training Area;
- Federal Corrections Institute;
- National Guard;
- San Ramon Valley Fire Protection District; and
- California Highway Patrol.

The following customer has not yet consented to the release of their records as of the time of preparation of this agenda and is therefore the subject of the Board’s consideration:

- United States Post Office.

Given that the requested information is for public facilities, it is staff’s opinion that the Board can make the finding that the public interest in disclosure clearly outweighs the public interest in nondisclosure for the requested information herein.

Committee Review			Legal Review	Staff Review		
COMMITTEE ---	DATE ----	RECOMMENDATION ---	Yes	ORIGINATOR B. Michalczyk	DEPARTMENT Executive	REVIEWED BY
<b>ATTACHMENTS</b> <input type="checkbox"/> None						
<input checked="" type="checkbox"/> Resolution	<input type="checkbox"/> Minute Order	<input type="checkbox"/> Task Order	<input type="checkbox"/> Staff Report	<input type="checkbox"/> Ordinance		
<input type="checkbox"/> Cost \$0	<input type="checkbox"/> Funding Source A. B.		Attachments to S&R 1. Public Hearing Notice 2. 3.			



RESOLUTION NO. \_\_\_\_\_

RESOLUTION OF THE BOARD OF DIRECTORS OF DUBLIN SAN RAMON SERVICES DISTRICT DETERMINING WHETHER THE PUBLIC INTEREST IN DISCLOSURE OF INFORMATION REGARDING UTILITY USAGE DATA FOR PUBLICLY-RUN BUILDINGS CLEARLY OUTWEIGHS THE PUBLIC INTEREST IN NONDISCLOSURE RELATED TO THE PUBLIC RECORDS ACT REQUESTS FROM NBC BAY AREA OF JULY 1, 2014 AND BAY AREA NEWS GROUP OF JULY 23, 2014

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WHEREAS, on May 5, 2014 the District Board of Directors declared a Community Drought Emergency that will remain in effect until the earlier of December 31, 2014 or when rescinded by the Board unless said Community Drought Emergency is extended by the Board of Directors; and

WHEREAS, on May 5, 2014 the District Board of Directors adopted Ordinance No. 333 which Ordinance established Water Use Limitations for District customers that were effective immediately and which will remain in effect until the end of the Community Drought Emergency; and

WHEREAS, on May 5, 2014 the District Board of Directors adopted Ordinance No. 334 which Ordinance established enforcement procedures for violations of the Water Use Limitations in Ordinance No. 333 including warnings, fines, the installation of flow restricting devices and service shutoff; and

WHEREAS, the Community Drought Emergency, Ordinance No. 333 and Ordinance No. 334 remain in effect; and

WHEREAS, on July 1, 2014 the District received a Public Records Act request from NBC Bay Area requesting in part *“An excel spreadsheet of all customers names, addresses and water usage per billing cycle from January 2013 to present that falls under Govt. Code section 9254.16 (2014) D, E and F\*; Any and all documentation, letters, emails, warnings etc. specifically issued to the aforementioned customers and entities in the same time period related to their water use. (\*We kindly request that your agency interpret subsection “F” to include publicly-run buildings including but not limited to city halls, libraries, recreational centers and county offices)”* and

WHEREAS, on July 23, 2014 the District received a Public Records Act request from the Bay Area News Group requesting in part *“water consumption for public agency buildings and properties in*

Res. No. \_\_\_\_\_

*your service area this year, compared to last year. Also names of the agencies and building addresses;*  
and

WHEREAS, none of the publicly-run buildings have been cited for a violation of a Water Use Limitation identified in Ordinance No. 333;

WHEREAS, the requested utility usage data for customers who have not used utility services in a manner inconsistent with applicable local utility usage policies, including at publicly-run buildings, may only be released upon a determination by the Board of Directors that the public interest in disclosure of the information clearly outweighs the public interest in nondisclosure; and

WHEREAS, the following organizations which own or operate publicly-run buildings have granted permission for the release of the customer name, street address, city of location and utility usage data from January 2013 to present and said information has been released: Dublin San Ramon Services District, City of Dublin, City of San Ramon, Dublin Unified School District, San Ramon Valley Unified School District, Diablo Valley College, Alameda County, U.S. Army Reserve – Camp Parks Reserve Forces Training Area, Federal Corrections Institute, National Guard, San Ramon Valley Fire Protection District and the California Highway Patrol.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF DUBLIN SAN RAMON SERVICES DISTRICT, a public agency located in the Counties of Alameda and Contra Costa, California, that:

1. For the following requested records, and in accordance with Government Code 6254.16 (f), the Board hereby determines that the public interest in disclosure of the requested records clearly outweighs the public interest in nondisclosure and as such the records shall be provided as requested:
  - a. Publicly-run buildings of the United States Post Office:
    - i. Street address;
    - ii. City of location;
    - iii. Utility usage data from January 2013 to present.

Res. No. \_\_\_\_\_

2. For all other requested information related to publicly-run buildings, and in accordance with Government Code 6254.16 (f), the Board hereby determines that the public interest in disclosure of the information does not clearly outweigh the public interest in nondisclosure and as such shall not be provided as requested.

ADOPTED by the Board of Directors of Dublin San Ramon Services District, a public agency in the State of California, counties of Alameda and Contra Costa, at its regular meeting held on the 5th day of August 2014, and passed by the following vote:

AYES:

NOES:

ABSENT:

\_\_\_\_\_  
Georgean M. Vonheeder-Leopold, President

ATTEST: \_\_\_\_\_  
Nancy G. Hatfield, District Secretary

**DUBLIN SAN RAMON SERVICES DISTRICT  
Board of Directors**

**NOTICE OF PUBLIC HEARING  
ON  
WHETHER THE PUBLIC INTEREST TO BE SERVED  
BY DISCLOSING CERTAIN CUSTOMER RECORDS  
CLEARLY OUTWEIGHS THE PUBLIC INTEREST IN WITHHOLDING THOSE  
RECORDS PURSUANT TO GOVERNMENT CODE SECTIONS 6254.16, 6254.21 &  
6254.24 AND DUBLIN SAN RAMON SERVICES DISTRICT CODE SECTION 1.40.060**

**DATE:** *Tuesday, August 5, 2014*  
**TIME:** *6:00 P.M.*  
**PLACE:** *Dublin San Ramon Services District Boardroom  
7051 Dublin Boulevard, Dublin, California*

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**NOTICE IS HEREBY GIVEN** that on Tuesday, August 5, 2014, the Board of Directors of Dublin San Ramon Services District (DSRSD) is holding a public hearing during its Regular Board Meeting (at the above time and place) to discuss whether to disclose communications with customers determined by the District to have violated water use limitations, whether to disclose the home addresses of such customers, whether to release water usage data for such customers and for publicly-run buildings, and if water usage data will be released, for what periods of time, all in response to requests made [from time to time] under the Public Records Act.

These determinations will be based on the evidence presented and made in accordance with Government Code sections 6254.16, 6254.21 & 6254.24 and Dublin San Ramon Services District Code Section 1.40.060.

By: Nancy Gamble Hatfield  
District Secretary



Reference General Manager	Type of Action Public Hearing/ Determine Public Interest	Board Meeting of August 5, 2014
Subject Hold Public Hearing: Determine if the Public Interest in Disclosure Clearly Outweighs the Public Interest in Nondisclosure of Street Addresses, Utility Usage Data, Warnings, Citations and Correspondence with Customers who have Violated Water Use Limitations		
<input type="checkbox"/> Motion	<input type="checkbox"/> Minute Order	<input checked="" type="checkbox"/> Resolution
<input type="checkbox"/> Ordinance	<input type="checkbox"/> Informational	<input type="checkbox"/> Other
REPORT:	<input checked="" type="checkbox"/> Verbal	<input type="checkbox"/> Presentation
	<input checked="" type="checkbox"/> Staff	B. Michalczyk
		<input type="checkbox"/> Board Member

**Recommendation:**

The General Manager recommends that the Board, by Resolution, determine by a 2/3 vote whether the public interest in disclosure clearly outweighs the public interest in nondisclosure of street addresses, utility usage data and correspondence with customers who have violated water use limitations; a foundation for the Board’s determination is presented in the attached Staff Report.

**Summary:**

Ordinance No. 333 adopted May 5, 2014, established various Water Use Limitations during the current Community Drought Emergency. Ordinance No. 334 adopted the same day, established enforcement procedures and penalties for violations of Ordinance No. 333. On tonight’s agenda, the Board will be considering an amendment to Ordinance No. 334 to clarify the Board’s intent about the nature of warnings – are they violations or not. Unless the Board determines that a warning is a violation of Ordinance No. 333, the data requested for those who have received only a warning will not be released. The District issued 971 warnings and cited 87 customers.

The District recently received Public Records Act (PRA) requests from NBC Bay Area, KPIX-TV5 and the Bay Area News Group (Contra Costa Times) essentially seeking the names, cities of residence, street addresses, utility usage data, warnings, citations and correspondence with customers who have been issued warnings or fines; copies of those PRA requests are included as Attachment 1. In accordance with the PRA the District responded to each requestor identifying the process and schedule for the determination of the release of the requested information. The District’s response letters are included as Attachment 2. The PRA generally requires the release of names and cities of residence of customers who have “...used utility services in a manner inconsistent with applicable utility usage policies.” Accordingly, the names and cities of residence of customers receiving citations have been released to each PRA requestor. However, home addresses, as described below, and utility usage data, warnings, citations and correspondence would be released only if not exempt and the Board determines that “...the public interest in disclosure ...clearly outweighs the public interest in nondisclosure.” The PRA does not specify the period for which water usage data is required to be released; that will be determined by the Board.

The District Code requires that this determination be made by the District Board at a noticed public hearing. As a courtesy to its customers, the District provided notification to each customer that the District has been requested to release the above information and that the Board would be considering the request at this meeting. The public hearing notice and the courtesy notice are included as Attachments 3 and 4 respectively. Several District customers have provided written comments related to this matter. Those comments, appropriately redacted, are included as Attachment 5.

Finally, the PRA precludes the release of information for certain individuals, for example peace officers. To the extent that the District is aware that a customer falls under a protected category of the PRA that information has not and will not be released.

Committee Review			Legal Review	Staff Review		
COMMITTEE	DATE	RECOMMENDATION	Yes	ORIGINATOR B. Michalczyk	DEPARTMENT Executive	REVIEWED BY
<b>ATTACHMENTS</b> <input type="checkbox"/> None						
<input checked="" type="checkbox"/> Resolution	<input type="checkbox"/> Minute Order	<input type="checkbox"/> Task Order	<input checked="" type="checkbox"/> Staff Report	<input type="checkbox"/> Ordinance		
<input type="checkbox"/> Cost \$0	<input type="checkbox"/> Funding Source A. B.	Attachments to S&R 1. PRA Requests Received 2. District response to PRA requests 3. Public Hearing Notice 4. Courtesy Notice to Customers 5. Written Comments Received				141 of 221
<small>H:\Board\2014\08-05-14\9E PRA Hearing on Disclosure - Violators\PRA Balancing - Violators SR.dotx.docx</small>						

RESOLUTION NO. \_\_\_\_\_

RESOLUTION OF THE BOARD OF DIRECTORS OF DUBLIN SAN RAMON SERVICES DISTRICT DETERMINING WHETHER THE PUBLIC INTEREST IN DISCLOSURE OF CERTAIN INFORMATION FOR WATER USE LIMITATION VIOLATIONS CLEARLY OUTWEIGHS THE PUBLIC INTEREST IN NONDISCLOSURE RELATED TO THE PUBLIC RECORDS ACT REQUESTS FROM NBC BAY AREA OF JULY 1, 2014 FROM KPIX5 OF JULY 15, 2014 AND FROM THE BAY AREA NEWS GROUP OF JULY 23, 2104

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WHEREAS, on May 5, 2014 the District Board of Directors declared a Community Drought Emergency that will remain in effect until the earlier of December 31, 2014 or when rescinded by the Board unless said Community Drought Emergency is extended by the Board of Directors; and

WHEREAS, on May 5, 2014 the District Board of Directors adopted Ordinance No. 333, which Ordinance established Water Use Limitations for District customers that were effective immediately and which will remain in effect until the end of the Community Drought Emergency; and

WHEREAS, on May 5, 2014 the District Board of Directors adopted Ordinance No. 334, which Ordinance established enforcement procedures for violations of the Water Use Limitations in Ordinance No. 333 including warnings, fines, the installation of flow restricting devices and service shutoff; and

{WHEREAS, on August 5, 2014 the District Board of Directors adopted Ordinance No. 335, which Ordinance clarified the intent of the Board of Directors in adopting Ordinance No. 334 that a warning issued in accordance with Ordinance No. 334 is not a violation of a Water Use Limitation and which Ordinance No. 335 is retroactive to May 5, 2014; and}

WHEREAS, the Community Drought Emergency, Ordinance No. 333, Ordinance No. 334 {and Ordinance No. 335} remain in effect; and

WHEREAS, on July 1, 2014 the District received a Public Records Act request from NBC Bay Area requesting *“An excel spreadsheet of all customers names, addresses and water usage per billing cycle from January 2013 to present that falls under Govt. Code section 9254.16 (2014) D, E and F\*; Any and all documentation, letters, emails, warnings etc. specifically issued to the aforementioned customers and entities in the same time period related to their water use. (\*We kindly request that your agency*

Res. No. \_\_\_\_\_

*interpret subsection “F” to include publicly-run buildings including but not limited to city halls, libraries, recreational centers and county offices);” and*

WHEREAS, on July 15, 2014 the District received a Public Records Act request from KPIX5 requesting: *“(1) Copies of citations for customers fined for a second or third violation of the district’s mandatory water restrictions put in place this year; (2) Copies of any recordings and writings including email correspondence with customers receiving second or third violation fines;” and*

WHEREAS, on July 23, 2014 the District received a Public Records Act request from the Bay Area News Group (Contra Costa Times, et.al) requesting: *“(1) the information sought by media outlets this year related to water use and violations. (2) We request the names and addresses of violators of district water rules during this drought emergency, (3) an explanation of the offense, (4) and all communications between the district and violators. (5) We also request home water consumption of DSRSD board members this year, compared to consumption last year. (6) Water consumption for public agency buildings and properties in your service area this year, compared to last year. (7) Also names of the agencies and building addresses”;* and

WHEREAS, with regard to customers who have violated the Water Use Limitations (other than the customer’s name and city of residence which information has already been released in response to the Public Records Act requests), the other information requested regarding those customers (home address and utility usage data including citations, warning letters and correspondence related to said utility usage data) is only to be released upon a determination by the Board of Directors that the public interest in disclosure of the information clearly outweighs the public interest in nondisclosure; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF DUBLIN SAN RAMON SERVICES DISTRICT, a public agency located in the Counties of Alameda and Contra Costa, California, that:

1. For the following requested information, the Board hereby determines that the public interest in disclosure of the information clearly outweighs the public interest in nondisclosure and as such shall be provided as requested:

Res. No. \_\_\_\_\_

- a. Street addresses of all customers not exempt from disclosure of the requested information under Government Code sections 6254.16, 6254.21 and 6254.24 who have:
  - i. Received a warning under Ordinance No. 334 {as amended};
  - ii. Been cited for a violation of a Water Use Limitation (\$250);
  - iii. Been cited for a violation of a Water Use Limitation (\$500);
  - iv. Been cited for a violation of a Water Use Limitation (\$1,000);
  - v. Been cited for a violation of a Water Use Limitation and have had their service restricted or shutoff.
  
- b. Utility usage data of all customers not exempt from disclosure of the requested information under Government Code sections 6254.16, 6254.21 and 6254.24:
  - i. From {date 1} to {date 2} for customers who have received a warning under Ordinance No. 334 {as amended};
  - ii. From {date 1} to {date 2} for customers who have been cited for a violation of a Water Use Limitation (\$250);
  - iii. From {date 1} to {date 2} for customers who have been cited for a violation of a Water Use Limitation (\$500);
  - iv. From {date 1} to {date 2} for customers who have been cited for a violation of a Water Use Limitation (\$1,000);
  - v. From {date 1} to {date 2} for customers who have been cited for a violation of a Water Use Limitation and have had their service restricted or shutoff.
  - vi. {Alternative format} For the period covered by the violation and for residential customers who have been cited for a violation of the 6 ccf per week Water Use Limitation.



Res. No. \_\_\_\_\_

- c. Copies of the following, appropriately redacted, for customers who are not exempt from disclosure of the requested information under Government Code sections 6254.16, 6254.21 and 6254.24:
    - i. Warning letters under Ordinance No. 334 {as amended};
    - ii. Citations for violation of a Water Use Limitation (\$250);
    - iii. Citations for violation of a Water Use Limitation (\$500);
    - iv. Citations for violation of a Water Use Limitation (\$1,000);
    - v. Citations for violation of a Water Use Limitation who have had their service restricted or shutoff.
  - d. Copies, appropriately redacted, of letters, emails and writings to and from customers who have:
    - i. Received a warning under Ordinance No. 334 {as amended};
    - ii. Been cited for a violation of a Water Use Limitation (\$250);
    - iii. Been cited for a violation of a Water Use Limitation (\$500);
    - iv. Been cited for a violation of a Water Use Limitation (\$1,000);
    - v. Been cited for a violation of a Water Use Limitation who have had their service restricted or shutoff.
2. For all other requested information related to customer addresses, water usage data, warning letters, citations and other correspondence with customers related to the warning or citation, the Board hereby determines that the public interest in disclosure of that information does not clearly outweigh the public interest in nondisclosure and as such shall not be provided as requested.

ADOPTED by the Board of Directors of Dublin San Ramon Services District, a public agency in the State of California, counties of Alameda and Contra Costa, at its regular meeting held on the 5th day of August 2014, and passed by the following vote:

Res. No. \_\_\_\_\_

AYES:

NOES:

ABSENT:

\_\_\_\_\_  
Georgan M. Vonheeder-Leopold, President

ATTEST: \_\_\_\_\_  
Nancy G. Hatfield, District Secretary

H:\Board\2014\08-05-14\PRA Hearing on Disclosure\PRA Balancing RESO.docx

**SUMMARY**

**PUBLIC RECORD ACT REQUESTS RECEIVED TO DATE**

- A. Julie Putnam                      NBC Bay Area                      July, 1, 2014
- B. Mike DelloStritto                KPIX TV 5                          July 15, 2014
- C. Dennis Cuff                        Bay Area News Group            July 23, 2014

**From:** Putnam, Julie (NBCUniversal) [<mailto:Julie.Putnam@nbcuni.com>]  
**Sent:** Tuesday, July 01, 2014 5:48 PM  
**To:** Sue Stephenson  
**Cc:** 'todd@amcobi.com' ([todd@amcobi.com](mailto:todd@amcobi.com))  
**Subject:** RE: public building water use

V

Thanks for this Sue- I'd like to file the following Public Records request:

Pursuant to the California Public Records Act (Government Code Section 6250 et seq.), this is a request for the following records maintained by your office:

- An excel spreadsheet of all customers' names, addresses and water usage per billing cycle from January, 2013 to present that falls under Govt. Code § 6254.16 (2014) D, E and F\*
- Any and all documentation, letters, emails, warnings etc. specifically issued to the aforementioned customers and entities in the same time period related to their water use.

*\*We kindly request that your agency interpret subsection "F" to include publicly-run buildings including but not limited to city halls, libraries, parks, recreation centers and county offices.*

Please confirm receipt of this request.  
Thanks and best wishes,

Julie Putnam  
Investigative Producer



408 432 4674 (o)  
408 482 7889 (c)

Twitter: @putnamproducer  
2450 North First Street  
San Jose, CA 95131  
[nbcbayarea.com/investigations](http://nbcbayarea.com/investigations)

(A) 1 of 1

## VIOLATION OFFENDERS

DelloStritto, Mike P [mdellostritto@cbs.com]

**Sent:** Tuesday, July 15, 2014 4:25 PM

**To:** Sue Stephenson

**Cc:** Quintana, Ryan [rquintana@cbs.com]; Samra, Christine [csamra@kpix.cbs.com]

**Attachments:** PRA DSRSD 7-15-14.docx (15 KB)

Hi, Sue. Please confirm confirmation of receipt of PRA request.

Date: July 15, 2014

Name: Sue Stephenson

Title: Public Information Officer

Agency: Dublin San Ramon Services District

Re: Request to Inspect and Copy Public Records

Dear Ms. Stephenson,

This letter is submitted on behalf of KPIX-TV, which hereby requests access to certain material in the possession of *SPECIFIC AGENCY*, for the purpose of inspection and copying pursuant to the California Public Records Act, California Government Code Â§6250, et seq.

KPIX-TV asks to inspect any and all "writings" (as defined in Section 6252 of the Government Code) or other records which contain the following information:

1. *Copies of citations for customers fined for a second or third violation of the district's mandatory water restrictions put in place this year.'*
2. *Copies of any recordings and writings including email correspondence with customers receiving second or third violation fines.*

We believe there exists no express provision of law exempting such records from disclosure. Accordingly, pursuant to Government Code Â§6257, KPIX-TV asks that you make the records "promptly available" based on its tender of payment of "fees covering direct costs of duplication, or a statutory fee, if applicable." Please advise me of the appropriate fees, if any.

To the extent that a portion of the information requested herein is exempt by express provisions of law, Government Code Â§6257 additionally requires segregation and deletion of that material in order that the remainder of the

(B) 1 of 2

information may be provided in satisfaction of this request.

If you determine that an express provision of law exists to exempt from disclosure all, or a portion of the material requested, Government Code Â§6256 requires notification of "the reasons therefor" no later than ten days from receipt of this request.

Thank you for your timely attention to this request.

Very truly yours,

Mike Dello Stritto  
Managing Editor  
KPIX5

---

**From:** DelloStritto, Mike P  
**Sent:** Monday, July 14, 2014 5:31 PM  
**To:** 'stephenson@dsrsd.com'  
**Subject:** THIRD VIOLATION OFFENDERS

Hi, Sue. I was reading Ann's story and noticed the district has fined 2 three-time offenders the maximum \$500. I know those citations would be public record. Would you be able to provide them to us, or would we need to file a Public Records Act request?

Thanks.

Mike Dello Stritto  
Managing Editor  
KPIX 5

ⓑ 1 of 2

## Nancy Hatfield

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**From:** Denis Cuff <dcuff@bayareanewsgroup.com>  
**Sent:** Wednesday, July 23, 2014 5:18 PM  
**To:** Nancy Hatfield; Sue Stephenson; Denis Cuff  
**Subject:** records request for information on water violations and other info

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

July 23, 2014

Nancy Gamble Hatfield  
District Secretary  
Dublin San Ramon Services District

Burt Michalczyk  
General Manager  
Dublin San Ramon Services District

Dear Ms. Hatfield:

I am submitting a public records request to get drought and water related information that has been requested by at least one other media outlet. We would like to receive at least the information sought by media outlets this year related to water use and violations.

We request the names and addresses of violators of district water rules during this drought emergency, an explanation of the offense, and all communications between the district and violators.

We also request

- home water consumption of DSRSD board members this year, compared to consumption last year .

- water consumption for public agency buildings and properties in your service area this year, compared to last year. Also names of the agencies and building addresses,

I would ask that if some some of this information available earlier than other parts, you provide the earliest material first without waiting for the full response

In addition, be advised that the Constitution of the State of California, as amended by Prop. 59, requires that you take the broadest possible position to disclose these records when reviewing this request. It is also your constitutional duty to take the narrowest possible view of any exemptions to disclosure of these records.

I also draw your attention to Government Code section 6253.1, which requires a public agency to assist the public in making a focused and effective request by (1) identifying records and information responsive to the request, (2) describing the information technology and physical location in which the records exist, and (3) providing suggestions for overcoming any practical basis for denying access to the records or information sought. I expect your full compliance with 6253.1 should the

need arise.

Thank you for your assistance with this request. If it is unclear, you can call me at 925-943-8267 (or cell at 408-859-5067) or e-mail me at [dcuff@bayareanewsgroup.com](mailto:dcuff@bayareanewsgroup.com)

Denis Cuff

Reporter

Bay Area News Group (Tri-Valley Times, Contra Costa Times)

925-943-8267

--

Denis Cuff

Reporter

Bay Area News Group (Contra Costa Times, San Jose Mercury News, Oakland Tribune)

925-943-8267

Twitter.com/deniscuff



**SUMMARY****DISTRICT RESPONCES<sup>1</sup> TO DATE TO PUBLIC RECORD ACT REQUESTS**

A.	Julie Putnam	NBC Bay Area	July, 10, 2014
B.	Julie Putnam	NBC Bay Area	July, 16, 2014
C.	Julie Putnam	NBC Bay Area	July, 24, 2014
D.	Julie Putnam	NBC Bay Area	July, 30, 2014
E.	Mike DelloStritto	KPIX TV 5	July 24, 2014
F.	Dennis Cuff	Bay Area News Group	July 28, 2014
G.	Dennis Cuff	Bay Area News Group	July 30, 2014

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<sup>1</sup> Without attachments



Dublin San Ramon  
Services District

Water, wastewater, recycled water

7051 Dublin Boulevard  
Dublin, CA 94568-3018

ph: (925) 828-0515

fax: (925) 829-1180

www.dsrd.com

July 10, 2014

Certified Mail  
Return Receipt

Ms. Julie Putnam  
Investigative Producer  
NBC Bay Area  
2450 North First Street  
San Jose, CA 95131

Dear Ms. Putnam:

On behalf of the District, I have received your email Public Records Act Request dated July 1, 2014. In assessing your request below, our agency staff is trying to better understand what information you are actually interested in receiving.

Request Sent from Julie Putnam 7/1/14 to Sue Stephenson at Dublin San Ramon Services District:  
"Pursuant to the California Public Records Act (Government Code Section 6250 et seq.), this is a request for the following records maintained by your office:

- An excel spreadsheet of all customers' names, addresses and water usage per billing cycle from January, 2013 to present that falls under Govt. Code § 6254.16 (2014) D, E and F\*
- Any and all documentation, letters, emails, warnings etc. specifically issued to the aforementioned customers and entities in the same time period related to their water use.

\*We kindly request that your agency interpret subsection "F" to include publicly-run buildings including but not limited to city halls, libraries, parks, recreation centers and county offices.

Please confirm receipt of this request.

Thanks and best wishes."

During the last week, our General Manager Bert Michalczyk called and left you two telephone messages; our Community Affairs Supervisor Sue Stephenson sent you an email on 7/2/14 with specific questions (copy attached). These communications were intended to help you "make a focused and effective request that reasonably describes an identifiable record or records." Unfortunately, we have not received any return communications from you to further focus your multi-faceted request.

In the absence of further communication from you clarifying your request, the District will provide the following information that we believe is what you requested related to Government Code sections 6254.16. Please note that the District does not currently have a record – in Excel or any other format – that is responsive to the first bullet above, and as such will need to compile data, which will require additional time as specified in subdivision (c)(4) of Government Code section 6253.

1. "customers' names, addresses and water usage per billing cycle from January, 2013 to present that falls under Govt. Code § 6254.16(d) – Upon determination by the local agency that the utility customer who is the subject of the request has used utility services in a manner inconsistent with applicable local utility usage policies.

(A) 1 of 3

The District will compile a list of those customers who staff believes have used utility services in a manner inconsistent with applicable local utility usage policies which we are interpreting to mean those customers who have been issued a warning stating that they have violated a provision of Ordinance No. 333 and/or have been assessed a fine under the provisions of the Board Ordinance No. 334, which Ordinances were adopted May 5, 2014 and became effective May 6, 2014. That list will then be examined to excise customers who have brought a timely appeal to the District Board of Directors in full compliance with Section 4 of Ordinance No. 333 and/or 334, which appeal has not been resolved adversely to the customer. The District will not have made a determination contemplated by the statute until either the time for appeal has expired or until the appeal has been resolved adversely to the customer. The updated list will be sent to you on July 25, 2014.

2. *"customers' names, addresses and water usage per billing cycle from January, 2013 to present that falls under Govt. Code § 6254.16(e) - Upon determination by the local agency that the utility customer who is the subject of the request is an elected or appointed official with authority to determine the utility usage policies of the local agency, provided that the home address of an appointed official shall not be disclosed without his or her consent.*

The District will compile a list of the four elected officials who are potable water customers of the District and therefore fall within this category and will by July 16, 2014 send you utility usage data for those Directors. Note: one of the District Directors is a San Ramon resident and does not receive water service from this District and as such there is no record of that Director's water usage that is "prepared, owned, used, or retained" by the District.

3. *"customers' names, addresses and water usage per billing cycle from January, 2013 to present that falls under Govt. Code § 6254.16(f) - Upon determination by the local agency that the public interest in disclosure of the information clearly outweighs the public interest in nondisclosure. As you requested, these customers include publicly-run buildings including but not limited to city halls, libraries, parks, recreation centers and county offices.*

This determination is required to be made by the Board of Directors, and as such staff will need to consult with the Board, which will require additional time as specified in subdivision (c)(3) of Government Code section 6253. District Code section 1.40.060.A, authorizes "the Board of Directors, after notice and public hearing, finds and determines, by a 2/3 vote of the Directors present at the meeting... that the public interest to be served by disclosing the record... clearly outweighs the public interest in withholding it. Notice of the public hearing shall be posted at least 10 days prior to the hearing at the District's administration center and at two or more conspicuous places within the District and shall be published once at least 10 days prior to the hearing in a newspaper published in the District."

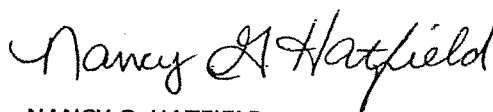
At the Board of Directors' meeting on August 5, 2014 staff will present your request to release this information. We will inform you of the decision after that meeting.

With regard to your second request for "[a]ny and all documentation, letters, emails, warnings etc. specifically issued to the aforementioned customers and entities in the same time period related to

*their water use,"* this will also require that staff consult with the Board, which will require additional time as specified in subdivision (c)(3) of Government Code section 6253. Accordingly, if a decision is made on August 5, 2014 by the Board of Directors that the public interest to be served by disclosing those records clearly outweighs the public interest in withholding them, we will provide the records responsive to this request in unredacted form as soon as is reasonably possible thereafter. If such a decision is not made by the Board, it will be necessary to redact information pertinent to those customers whose time for appeal has not expired or whose appeal has not yet been resolved adversely to the customer.

If you believe we have improperly interpreted your request in any way, feel free to contact us so we may better clarify the information you desire.

Sincerely,



NANCY G. HATFIELD  
District Secretary

Enclosure – Email from S. Stephenson to J. Putnam dated 7/2/14

cc: Bert Michalczyk, DSRSD  
Sue Stephenson, DSRSD  
Carl P.A. Nelson, General Counsel



Dublin San Ramon  
Services District

Water Wastewater Sewer Services

1901 Dublin Boulevard  
Dublin, CA 94568, 9492

925-721-8100  
Fax: 925-721-1100  
www.dsrmd.com

July 16, 2014

Certified Mail  
Return Receipt

Ms. Julie Putnam  
Investigative Producer  
NBC Bay Area  
2450 North First Street  
San Jose, CA 95131

Dear Ms. Putnam:

Per my July 10, 2014 letter to you, in response to your email Public Records Act Request dated July 1, 2014, enclosed you will find the utility usage data for four District Directors. In my prior letter, I noted that one of the District Directors is a San Ramon resident and does not receive water service from this District and therefore there is no record of that Director's water usage that is "prepared, owned, used, or retained" by the District.

The attached document is the requested consumption data for the billing period starting January 2013. Directors are billed on or near the first of the month for a bi-monthly billing cycle. The January 2013 column reflects consumption for each Director for the prior 60 days. For example, the first entry in January 2013 for Director Vonheeder-Leopold means the Director used 5 ccfs, or 3,740 gallons for the preceding period during November and December 2012. Each ccf equates to 748 gallons of water.

As requested, the following are the addresses of the four Directors listed on the report:

Georgian Vonheeder-Leopold  
7112 Portage Road  
Dublin, CA 94568

Richard Halket  
11689 Padre Way  
Dublin, CA 94568

Dwight (Pat) Howard  
11782 Dublin Green Drive  
Dublin, CA 94568

Dawn Benson  
6671 Ebensburg Lane  
Dublin, CA 94568

Feel free to contact us if you require further explanation of the information provided.

Sincerely,

NANCY G. HATFIELD  
District Secretary

Enclosure – Utility Usage Data Report – January 2013 – July 2014

cc: Bert Michalczyk, DSRSD  
Sue Stephenson, DSRSD  
Carl P.A. Nelson, General Counsel

(B) 1 of 1



July 24, 2014

Certified Mail  
Return Receipt

Ms. Julie Putnam  
Investigative Producer  
NBC Bay Area  
2450 North First Street  
San Jose, CA 95131

Dear Ms. Putnam:

On behalf of the District, I have received and am in the process of responding to your Public Records Act Request email dated July 1, 2014. We initially responded to you in my letter of July 10, 2014 as required by the Public Records Act identifying what records we would be providing and approximately when those records would be provided. In summary, the status of our efforts is as follows (regarding each part of your request, numbering corresponds to that in my July 10, 2014 letter):

1. *"customers' names, addresses and water usage per billing cycle from January, 2013 to present that falls under Govt. Code § 6254.16(d)"* – Upon determination by the local agency that the utility customer who is the subject of the request has used utility services in a manner inconsistent with applicable local utility usage policies.

On July 10, 2014 I stated:

The District will compile a list of those customers who staff believes have used utility services in a manner inconsistent with applicable local utility usage policies which we are interpreting to mean those customers who have been issued a warning stating that they have violated a provision of Ordinance No. 333 and/or have been assessed a fine under the provisions of the Board Ordinance No. 334, which Ordinances were adopted May 5, 2014 and became effective May 6, 2014. That list will then be examined to excise customers who have brought a timely appeal to the District Board of Directors in full compliance with Section 4 of Ordinance Nos. 333 and/or 334, which appeal has not been resolved adversely to the customer. The District will not have made a determination contemplated by the statute until either the time for appeal has expired or until the appeal has been resolved adversely to the customer. The updated list will be sent to you on July 25, 2014.

The status of this part of your request is as follows:

List of Customers Warned: Upon further review, it has become unclear to us whether our Board of Directors intended that a warning constitutes usage of "utility services in a manner inconsistent with applicable local utility usage policies." We will be requesting that our Board of Directors clarify that point at their meeting of August 5, 2014. If the Board of Directors decides that a warning does constitute usage of utility services in a manner inconsistent with applicable local utility usage policies then a listing of names and city of residence will be provided as soon as reasonably possible thereafter. If the Board of Directors decides that a warning does not constitute usage of utility services in a manner inconsistent with applicable local utility usage policies, then the information will not be provided because in accordance with Government Code section 6254.16 these customer

records are only to be disclosed if a customer uses utility services in a manner inconsistent with applicable local utility usage policies.

List of Customers Assessed Fines: As stated in my July 10, 2014 letter, a list of names and city of residence of those customers who have been fined is attached. As stated above, the listing excises customers who have brought a timely appeal in full compliance with Section 4 of Ordinance Nos. 333 and/or 334, which appeal has not been resolved adversely to the customer. Also excised are those customers who we are aware of whose records are exempt from disclosure under Government Code sections 6254.16, 6254.21 and 6254.24.

Unnumbered *"[a]ny and all documentation, letters, emails, warnings etc. specifically issued to the aforementioned customers and entities in the same time period related to their water use,"*

On July 10, 2014 I stated:

This will also require that staff consult with the Board, which will require additional time as specified in subdivision (c)(3) of Government Code section 6253. Accordingly, if a decision is made on August 5, 2014 by the Board of Directors that the public interest to be served by disclosing those records clearly outweighs the public interest in withholding them, we will provide the records responsive to this request in unredacted form as soon as is reasonably possible thereafter. If such a decision is not made by the Board, it will be necessary to redact information pertinent to those customers whose time for appeal has not expired or whose appeal has not yet been resolved adversely to the customer.

The status of this part of your request is as follows:

The public hearing has been scheduled for August 5, 2014.

2. *"customers' names, addresses and water usage per billing cycle from January, 2013 to present that falls under Govt. Code § 6254.16(e)"* - Upon determination by the local agency that the utility customer who is the subject of the request is an elected or appointed official with authority to determine the utility usage policies of the local agency, provided that the home address of an appointed official shall not be disclosed without his or her consent.

On July 10, 2014, I stated:

The District will compile a list of the four elected officials who are potable water customers of the District and therefore fall within this category and will by July 16, 2014 send you utility usage data for those Directors. Note: one of the District Directors is a San Ramon resident and does not receive water service from this District and as such there is no record of that Director's water usage that is "prepared, owned, used, or retained" by the District.

The status of this part of your request is as follows:

This information was provided to you with my letter to you of July 16, 2014.

3. *"customers' names, addresses and water usage per billing cycle from January, 2013 to present that falls under Govt. Code § 6254.16(f)"* - Upon determination by the local agency that the public interest in disclosure of the information clearly outweighs the public interest in nondisclosure. As you requested, these customers include publicly-run buildings, including but not limited to city halls, libraries, parks, recreation centers and county offices.

On July 10, 2014, I stated:

This determination is required to be made by the Board of Directors, and as such staff will need to consult with the Board, which will require additional time as specified in subdivision (c)(3) of Government Code section 6253. District Code section 1.40.060.A, authorizes "the Board of Directors, after notice and public hearing, finds and determines, by a 2/3 vote of the Directors present at the meeting... that the public interest to be served by disclosing the record... clearly outweighs the public interest in withholding it. Notice of the public hearing shall be posted at least 10 days prior to the hearing at the District's administration center and at two or more conspicuous places within the District and shall be published once at least 10 days prior to the hearing in a newspaper published in the District." At the Board of Directors' meeting on August 5, 2014 staff will present your request to release this information. We will inform you of the decision after that meeting.

The status of this part of your request is as follows:

Because these customers have not used utility services in a manner inconsistent with applicable local water usage policies, a public hearing has been scheduled for August 5, 2014 after which the Board of Directors will consider the matter as explained above. In a parallel effort, and as a courtesy to NBC Bay Area, the District has contacted customers with "publically-run buildings" seeking their concurrence to release the requested data. On August 1, 2014 we will release the requested data for those customers who have consented to us doing so. Requested information related to publically-run buildings for those customers who have not yet consented as of August 1, 2014 will be considered for release by our Board of Directors on August 5, 2014.

If you believe we have improperly interpreted or are improperly processing your request in any way, feel free to contact us so we may better clarify the information you desire.

In accordance with the requirements of the Public Records Act, the District will separately invoice NBC Bay Area for the allowable cost of the District in responding to your request.

Sincerely,



NANCY G. HATFIELD  
District Secretary

Enclosure – List of Customer Names / City of Residence Receiving Fines

cc: Bert Michalczyk, DSRSD  
Sue Stephenson, DSRSD  
Carl P.A. Nelson, General Counsel

\\do\users\michalczyk\word\drought\pra violators\response to 7-1-14 pra-julie putnam-nbc news 072514.docx





July 30, 2014

Certified Mail - Return Receipt  
Email to: Julie.putnam@nbcuni.com

Ms. Julie Putnam  
Investigative Producer  
NBC Bay Area  
2450 North First Street  
San Jose, CA 95131

Subject: Public Records Act Request of July 1, 2014 in part Related to Water Consumption at Publicly-Run Buildings

Dear Ms. Putnam:

I continue to work on your Public Records Act request of July 1, 2014. The purpose of this letter is to provide some of the records you requested related to water consumption at publicly-run buildings and to update you on the status of my fully complying with that aspect of your request.

My letter of July 25, 2014 summarized, in part, the status of your request as follows:

**On July 1, 2014, you requested:** *"Customers' names, addresses and water usage per billing cycle from January, 2013 to present that falls under Govt. Code § 6254.16(f)"* - Upon determination by the local agency that the public interest in disclosure of the information clearly outweighs the public interest in nondisclosure. As you requested, these customers include publicly-run buildings, including but not limited to city halls, libraries, parks, recreation centers and county offices.

**On July 10, 2014, I stated:** This determination is required to be made by the Board of Directors, and as such staff will need to consult with the Board, which will require additional time as specified in subdivision (c)(3) of Government Code section 6253. District Code section 1.40.060.A, authorizes "the Board of Directors, after notice and public hearing, finds and determines, by a 2/3 vote of the Directors present at the meeting... that the public interest to be served by disclosing the record... clearly outweighs the public interest in withholding it. Notice of the public hearing shall be posted at least 10 days prior to the hearing at the District's administration center and at two or more conspicuous places within the District and shall be published once at least 10 days prior to the hearing in a newspaper published in the District." At the Board of Directors' meeting on August 5, 2014 staff will present your request to release this information. We will inform you of the decision after that meeting.

① 1 of 3

**On July 24, 2014, I stated:** The status of this part of your request is as follows: Because these customers have not used utility services in a manner inconsistent with applicable local water usage policies, a public hearing has been scheduled for August 5, 2014 after which the Board of Directors will consider the matter as explained above. In a parallel effort, and as a courtesy to NBC Bay Area, the District has contacted customers with "publicly-run buildings" seeking their concurrence to release the requested data. On August 1, 2014 we will release the requested data for those customers who have consented to us doing so. Requested information related to publicly-run buildings for those customers who have not yet consented as of August 1, 2014 will be considered for release by our Board of Directors on August 5, 2014.

**Current Status, Process and Transmittal of Certain Records**

As explained above, because none of these customers used utility services in a manner inconsistent with applicable local water usage policies, a public hearing is required prior to the District releasing the records. That public hearing has been scheduled for August 5, 2014 in accordance with Government Code section 6254.16(f) at which time the Board of Directors will consider if the public interest to be served by disclosing these records clearly outweighs the public interest in withholding them.

However, as a courtesy to NBC Bay Area, and because these are records for our public agency customers which would be likely disclosed upon presentation of a Public Records Act request directly to them, the District contacted our customers having "publicly-run buildings" seeking their concurrence to release the requested data. ATTACHMENT 1 is the requested data for those customers who have consented to the release of their customer records. We have operatively interpreted "publicly run buildings" as habitable buildings that the public, organization employees, the public and other persons regularly and routinely occupy, visit or transact business. Because your request referred to "...buildings, including but not limited to city halls, libraries, parks, recreation centers and county offices..." we did not include small, occasionally used structures such as stand-alone snack shacks at parks, rest rooms, tool sheds, utility pumping stations, etc. that have de-minimis water service.

**Requested information related to publicly-run buildings for those customers who have not yet consented as of the date of this letter (two entities) will be considered for release by our Board of Directors on August 5, 2014.**

ATTACHMENT 1 presents organization name, building address, metered water consumption data for bills issued from January 2013 to present, along with an analysis showing percentage change from 2013 to 2014 year-to-date. District customers are billed on a bimonthly cycle. So, for example, data shown in the January 2013 column reflects consumption for each address for the prior 60 days. For example, the first entry in January 2013 for the publicly run building at 5325 Broder (top row) means that address used 17,925 ccfs, or 13,407,900 gallons for the preceding period during November and December 2012. Each ccf equates to 748 gallons of water.

If you believe we have improperly interpreted or are improperly processing your request in any way, feel free to contact us so we may better clarify the information you desire.

Ms. Julie Putnam  
July 30, 2014  
Page 3

In accordance with the requirements of the Public Records Act, the District will separately invoice NBC Bay Area for the allowable cost of the District in responding to your request.

Sincerely,



NANCY G. HATFIELD  
District Secretary

Enclosure – 1 (3 pages)

cc: Bert Michalczyk, DSRSD  
Sue Stephenson, DSRSD  
Carl P.A. Nelson, General Counsel



July 24, 2014

Certified Mail  
Return Receipt

Mr. Mike DelloStritto  
Managing Editor  
KPIX5  
855 Battery St.  
San Francisco, CA 94111  
[mdellostritto@cbs.com](mailto:mdellostritto@cbs.com)

Dear Mr. DelloStritto:

On behalf of the District, I have received your Public Records Act Request email dated July 15, 2014 which requested the following information:

1. Copies of citations for customers fined for a second or third violation of the District's mandatory water restrictions put in place this year.
2. Copies of any recordings and writings including email correspondence with customers receiving second or third violation fines.

Government Code section 6254.16 creates an exemption for certain customer records, and allows the disclosure of customer information only in six situations enumerated in the statute. Additionally, Government Code sections 6254.21 and 6254.24 create an exemption from disclosure, upon written request, for certain public safety personnel and other officials. The District will provide the requested information as follows in conformance with the referenced provisions of the Government Code:

1. A listing (names and cities) of customers who have been fined is attached. The list has been examined to excise customers who have brought a timely appeal in full compliance with Section 4 of Ordinance Nos. 333 and/or 334, which appeal has not been resolved adversely to the customer, as well as those customers who we are aware of who may otherwise be exempt from disclosure of the requested information under Government Code sections 6254.16, 6254.21 and 6254.24.
2. With regard to the actual citations, recordings, writings and email correspondence, Government Code section 6254.16 requires the release of said records only upon determination by the local agency that the utility customer who is the subject of the request has used utility services in a manner inconsistent with applicable local utility usage policies and upon determination by the local agency that the public interest in disclosure of the information clearly outweighs the public interest in nondisclosure. We interpret a citation as being a determination that the customer cited has used utility services in a manner inconsistent with applicable local utility usage policies (subject to the appellate process in the above cited ordinances), the determination of the public interest in disclosure versus the public interest in nondisclosure is required to be made by the

(E) 1 of 2

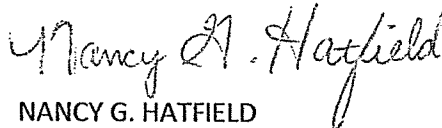
District Board of Directors, and as such staff will need to consult with the Board, which will require additional time as specified in subdivision (c)(3) of Government Code section 6253. District Code section 1.40.060.A, authorizes "the Board of Directors, after notice and public hearing, finds and determines, by a 2/3 vote of the Directors present at the meeting... that the public interest to be served by disclosing the record... clearly outweighs the public interest in withholding it. Notice of the public hearing shall be posted at least 10 days prior to the hearing at the District's administration center and at two or more conspicuous places within the District and shall be published once at least 10 days prior to the hearing in a newspaper published in the District." Accordingly, at the Board of Directors' meeting on August 5, 2014 staff will present your request to release this information. We will inform you of the decision after that meeting and provide information approved for release as soon as reasonably possible thereafter.

3. Finally, with regard to recordings (included in the second part of your request), the District has examined its records and does not have any "recordings ... with customers receiving second or third violation fines."

If you believe we have not properly interpreted your request in any way, feel free to contact us so we may discuss how and to what extent we can assist you to better identify responsive records in order to provide the information you desire.

In accordance with the requirements of the Public Records Act, the District will separately invoice KPIX5 for the allowable cost of the District in responding to your request.

Sincerely,



NANCY G. HATFIELD  
District Secretary

Enclosure – List of Customers with Second or Third Violations

cc: Bert Michalczyk, General Manager  
Sue Stephenson, Community Affairs Supervisor  
Carl P.A. Nelson, General Counsel



July 28, 2014

Certified Mail - Return Receipt  
Email to: [dcuff@bayareanewsgroup.com](mailto:dcuff@bayareanewsgroup.com)

Mr. Dennis Cuff, Reporter  
Bay Area News Group  
127 Spring Street  
Pleasanton, CA 94566

Dear Mr. Cuff:

On behalf of the District, I have received and am in the process of responding to your Public Records Act Request email dated July 23, 2014. On that date you requested the following:

1. *"...drought and water related information that has been requested by at least one other media outlet. We would like to receive at least the information sought by media outlets this year related to water use and violations.*
2. *Names and addresses of violators of district water rules during this drought emergency, an explanation of the offense, and all communications between the district and violators.*
3. *Home water consumption of DSRSD board members this year, compared to consumption last year.*
4. *Water consumption for public agency buildings and properties in your service area this year, compared to last year. Also names of the agencies and building addresses..."*

With regard to Point 1 of your request (as I have enumerated above), other media outlets have requested the following information:

**Requestor No. 1**

- A. An excel spreadsheet of all customers' names, addresses and water usage per billing cycle from January, 2013 to present that falls under Govt. Code § 6254.16 (2014) D, E and F\*
- B. Any and all documentation, letters, emails, warnings etc. specifically issued to the aforementioned customers and entities in the same time period related to their water use.
- C. \*We kindly request that your agency interpret subsection "F" to include publicly-run buildings including but not limited to city halls, libraries, parks, recreation centers and county offices.

**Requestor No. 2**

- A. Copies of citations for customers fined for a second or third violation of the District's mandatory water restrictions put in place this year.
- B. Copies of any recordings and writings including email correspondence with customers receiving second or third violation fines.

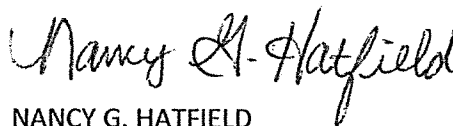
As you can see, there is some overlap between what you have requested by your Point 1 when compared to Points 2 through 4 of your request, and as those points are compared to requests made by other media outlets some of which are subject to Board determinations pursuant to Government Code section 6254.16. It is our interpretation that the following list represents the totality of records that you have requested:

- I. Home water consumption of DSRSD Board Members this year, compared to consumption last year;
- II. Names and addresses of customers that the District has warned about pending violations of water use limitations during this drought emergency;
- III. Names and addresses of violators of District water rules during this drought emergency, an explanation of the offense, and all communications (including copies of the citations issued to customers) between the District and violators and their water usage per billing cycle from January 2013 to present;
- IV. All communications between the District and violators and water usage per billing cycle from January 2013 to present;
- V. Copies of recordings with customers receiving second or third violation fines; and
- VI. Water consumption for public agency buildings in the District's water service area this year, compared to last year and the names of the agencies and building addresses.

**So that I may be as responsive as possible to your request, please confirm that the interpretation above (Points I through VI) is what you have requested and, if it is not, please provide me with clarification.**

On or before August 1, 2014 I will provide some of the requested records and a further written response pursuant to Government Code section 6253 (c)(3) summarizing when and under what circumstances the remaining requested records will be disclosed.

Sincerely,



NANCY G. HATFIELD  
District Secretary

cc: Bert Michalczyk, DSRSD  
Sue Stephenson, DSRSD  
Carl P.A. Nelson, General Counsel



July 30, 2014

Certified Mail - Return Receipt  
Email to: [dcuff@bayareanewsgroup.com](mailto:dcuff@bayareanewsgroup.com)

Mr. Dennis Cuff, Reporter  
Bay Area News Group  
127 Spring Street  
Pleasanton, CA 94566

Dear Mr. Cuff:

On behalf of the District, I have received and am in the process of responding to your Public Records Act Request email dated July 23, 2014. We initially responded to you in my letter of July 28, 2014 seeking clarification of your request. As of the date of this letter we have not received a reply from you to my July 28, 2014 letter. In the absence of further communication from you clarifying your request, we have organized our response as we have enumerated in my July 28, 2014 letter.

As required by the Public Records Act, the purpose of this letter is to identify what records we will be providing in response to your request and approximately when and under what circumstances those records would be provided. (INCLUDED AS ATTACHMENTS TO THIS LETTER ARE SOME OF THE RECORDS YOU HAVE REQUESTED).

Please also note that Government Code section 6254.16 creates an exemption for certain customer records, and allows the disclosure of customer information only in six situations enumerated in the statute. Additionally, Government Code sections 6254.21 and 6254.24 create an exemption from disclosure, upon written request, for certain public safety personnel and other officials. Accordingly, the District will provide the requested information as follows in conformance with the referenced provisions of the Government Code:

- I. Home water consumption of DSRSD Board Members this year, compared to consumption last year For DSRSD Board Members, ATTACHMENT A contains names, addresses and consumption data for bills issued from January 2013 to present. Board Members are billed on or near the first of the month on a bi-monthly cycle. The January 2013 column reflects consumption for each Board Member for the prior 60 days. For example, the first entry in January 2013 for Director Vonheeder-Leopold means that she used 5 ccfs, or 3,740 gallons for the preceding period during November and December 2012. Each ccf equates to 748 gallons of water. One of our Board Members is a San Ramon resident and does not receive water service from this District and therefore there is no record of that Board Member's water usage that is "prepared, owned, used or retained" by the District.
- II. Names and addresses of customers that the District has warned about pending violations of water use limitations during this drought emergency It is unclear whether our Board of Directors intended that a warning constitutes usage of "utility services in a manner inconsistent with applicable local utility usage policies." We will be requesting that our Board of Directors

6/10/3



clarify that point at their meeting of August 5, 2014. If the Board of Directors decides that a warning does not constitute usage of utility services in a manner inconsistent with applicable local utility usage policies, then the information will not be provided because in accordance with Government Code section 6254.16 these customer records are only to be disclosed if a customer uses utility services in a manner inconsistent with applicable local utility usage policies. If the Board of Directors decides that a warning does constitute usage of utility services in a manner inconsistent with applicable local utility usage policies, then a listing of names and city of residence will be provided as soon as reasonably possible thereafter. In that situation, subsequently on August 5, 2014, the Board would be asked to determine if by the release of addresses "...the public interest in disclosure...clearly outweighs the public interest in nondisclosure" as required by Government Code section 6254.16(f). If the Board so determines, the information will be released as soon as reasonable possible thereafter.

- III. Names and addresses of violators of District water rules during this drought emergency, an explanation of the offense, and all communications (including copies of the citations issued to customers) between the District and violators and their water usage per billing cycle from January 2013 to present (see IV immediately below).
- IV. All communications between the District and violators and water usage per billing cycle from January 2013 to present ATTACHMENT B is a listing (names and cities) of customers who have violated Water Use Limitations in District Ordinance No. 333. The list has been examined to excise customers who have brought a timely appeal in full compliance with Section 4 of Ordinance Nos. 333 and/or 334, which appeal has not been resolved adversely to the customer, as well as those customers who we are aware of who may otherwise be exempt from disclosure of the requested information under Government Code sections 6254.16, 6254.21 and 6254.24. With regard to the addresses not exempt from disclosure under sections 6254.21 or 6254.24, communications, citations and water usage per billing period, Government Code section 6254.16 requires the release of said records only upon determination by the local agency that the utility customer who is the subject of the request has used utility services in a manner inconsistent with applicable local utility usage policies and upon determination by the local agency that the public interest in disclosure of the information clearly outweighs the public interest in nondisclosure. We interpret a citation as being a determination that the customer cited has used utility services in a manner inconsistent with applicable local utility usage policies (subject to the appellate process in the above cited ordinances). The determination of the public interest in disclosure versus the public interest in nondisclosure of addresses, communications, citations and water usage per billing cycle from January 2013 to present is required to be made by the District Board of Directors, and as such staff will need to consult with the Board, which will require additional time as specified in subdivision (c)(3) of Government Code section 6253. District Code section 1.40.060.A, authorizes "the Board of Directors, after notice and public hearing, finds and determines, by a 2/3 vote of the Directors present at the meeting... that the public interest to be served by disclosing the record... clearly outweighs the public interest in withholding it. Notice of the public hearing shall be posted at least 10 days prior to the hearing at the District's administration center and at two or more conspicuous places within the District and shall be published once at least 10 days prior to the hearing in a newspaper published in the District." Accordingly, at the Board of Directors' meeting on August 5, 2014 staff will present your request to release this information. We will

Ⓞ 2 of 3

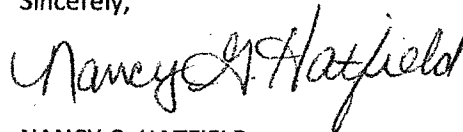
inform you of the decision after that meeting and provide information approved for release as soon as reasonably possible thereafter.

- V. Copies of recordings with customers receiving second or third violation fines With regard to recordings, the District has examined its records and does not have any such recordings.
- VI. Water consumption for public agency buildings in the District's water service area this year, compared to last year and the names of the agencies and building addresses None of these customers have used utility services in a manner inconsistent with applicable local water usage policies. Therefore, a public hearing will be required (and has been scheduled for August 5, 2014) in accordance with Government Code section 6254.16(f) at which time the Board of Directors will consider if that the public interest to be served by disclosing these records clearly outweighs the public interest in withholding them. However, as a courtesy to the Bay Area News Group, and because these are records for our public agency customers which would be likely disclosed upon presentation of a Public Record Act request directly to them, the District contacted our customers having "publicly-run buildings" seeking their concurrence to release the requested data. ATTACHMENT C is the requested data for those customers who have consented to the release of their customer records. Requested information related to publicly-run buildings for those customers who have not yet consented as of the date of this letter will be considered for release by our Board of Directors on August 5, 2014.

If you believe we have improperly interpreted or are improperly processing your request in any way, feel free to contact us so we may better clarify the information you desire.

In accordance with the requirements of the Public Records Act, the District will separately invoice the Bay Area News Group for the allowable cost of the District in responding to your request.

Sincerely,



NANCY G. HATFIELD  
District Secretary

Enclosures – 3 (6 pages)

cc: Bert Michalczyk, DSRSD  
Sue Stephenson, DSRSD  
Carl P.A. Nelson, General Counsel

**DUBLIN SAN RAMON SERVICES DISTRICT  
Board of Directors**

**NOTICE OF PUBLIC HEARING  
ON  
WHETHER THE PUBLIC INTEREST TO BE SERVED  
BY DISCLOSING CERTAIN CUSTOMER RECORDS  
CLEARLY OUTWEIGHS THE PUBLIC INTEREST IN WITHHOLDING THOSE  
RECORDS PURSUANT TO GOVERNMENT CODE SECTIONS 6254.16, 6254.21 &  
6254.24 AND DUBLIN SAN RAMON SERVICES DISTRICT CODE SECTION 1.40.060**

**DATE:** *Tuesday, August 5, 2014*  
**TIME:** *6:00 P.M.*  
**PLACE:** *Dublin San Ramon Services District Boardroom  
7051 Dublin Boulevard, Dublin, California*

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**NOTICE IS HEREBY GIVEN** that on Tuesday, August 5, 2014, the Board of Directors of Dublin San Ramon Services District (DSRSD) is holding a public hearing during its Regular Board Meeting (at the above time and place) to discuss whether to disclose communications with customers determined by the District to have violated water use limitations, whether to disclose the home addresses of such customers, whether to release water usage data for such customers and for publicly-run buildings, and if water usage data will be released, for what periods of time, all in response to requests made [from time to time] under the Public Records Act.

These determinations will be based on the evidence presented and made in accordance with Government Code sections 6254.16, 6254.21 & 6254.24 and Dublin San Ramon Services District Code Section 1.40.060.

By: Nancy Gamble Hatfield  
District Secretary

July 18, 2014

Dear

The Dublin San Ramon Services District has recently received two Public Records Act requests from NBC Bay Area and KPIX-TV. They have essentially requested names, addresses, utility usage data and written and electronic communications between the District and those customers who have received written warnings or have been issued citations under the authority of the District's Water Use Limitation Ordinance. You have been identified as one of the District's customers fitting those criteria.

The Public Records Act requires the District to release the **names** and **city of residence** of those customers; we will be doing so on approximately July 25, 2014. Release of requested **street addresses, communications** and **utility usage data** is subject to a District Board of Directors determination that the public interest in disclosure of the information clearly outweighs the public interest in nondisclosure. The District Board of Directors will hold a public hearing at their August 5, 2014 Board meeting to consider whether or not to release the requested street addresses, communications and utility usage data. You are invited to offer written or verbal comments to the Board related to that consideration.

If you wish to provide written comments, those must be received before the start of the public hearing and may be sent or delivered to:

Dublin San Ramon Services District  
c/o Nancy Hatfield, District Secretary  
7051 Dublin Blvd  
Dublin CA 94568

If you wish to provide verbal comments, you may do so directly to the Board of Directors at the public hearing scheduled for August 5, 2014 beginning at 6:00 p.m. in the District Boardroom at the above address.

If you are a "public safety officer" as defined in Government Code section 6254.24 or have a similar compelling reason identified under the Public Records Act why your home address should not be disclosed, please make a written demand that the District not disclose your home address; that written demand should be sent to the District Secretary at the address above.

If between now and August 5, 2014 the District receives similar Public Records Act requests, those will likely be decided by the Board at the same time as these, following the same process. You may contact the District Secretary at [Hatfield@dsrsd.com](mailto:Hatfield@dsrsd.com) to determine if any subsequent requests have been received.

The District values openness and transparency in its governance and operations and also values the privacy of its customers. The Board's consideration will involve balancing those values within the requirements of the Public Records Act and the District Code.

Sincerely



Bert Michalczyk  
General Manager  
Dublin San Ramon Services District

July 22, 2014

DSPSD JUL23'14PM 2:17

Dublin San Ramon Services District  
c/o Nancy Hatfield, District Secretary  
7051 Dublin Blvd.  
Dublin, CA 94568

Dear Nancy Hatfield:

This letter is in response to your letter dated July 18, 2014 informing that you may release information to the media concerning the HOA's water usage.

Please understand that the Association is taking the severity of the drought seriously and the HOA sends notices to homeowners when informed of high water usage. The community consists of 73 residential units and most of the water meters are shared and as a result it is difficult to know exactly where the overage occurs. In the last two years, the HOA has been proactive in reducing the amount of common area watering by shrinking the amount of turf areas, installing drought tolerant plants and mulch.

The HOA will continue to notify residents to conserve water, check for leaking toilets, faucets etc and report exterior pipes that are leaking. The HOA addresses leaking pipes as soon as they are known and will continue to do so.

Should you have any additional questions please feel free to contact me at the phone numbers below my name.

Sincerely

July 19, 2014

DSRSD JUL22'14PM12:00

Dublin San Ramon Services District  
c/o Nancy Hatfield District Secretary  
7051 Dublin Blvd  
Dublin CA 94568

Dear Ms. Hatfield,

I am writing to strongly object to publishing the names and addresses of those who have received notices for water overuse. It would be dangerous and reckless to provide information that allows crazies to come out of the woodwork and go to addresses published to intimidate those who are on the list. I have written fairly innocuous letters to the editor of the Tri-Valley Times and although just my name and town were published I received a few unsigned weird letters in the mail that made me feel uneasy.

I didn't take the drought warnings very seriously at first because I saw lush green golf courses and read that the city was going to continue watering athletic fields. I thought why is somebody else's games and recreation more important than my water use? With the warning and threat of a fine I took it more seriously and have a brown lawn and sickly bushes to prove it.

I have tried many times to get on aquahawk but have not been able to do anything but register. When I try to log on all I see is a blue stripe at the top of the page.

Please do not allow these names and addresses to be published. This is not just a case of publishing information to embarrass people into behaving- this could very well be unsafe.

Thank you for your consideration

July 22, 2014

To: Dublin San Ramon Service District  
C/o Ms. Nancy Hatfield, District Secretary  
7051 Dublin Blvd,  
Dublin, CA 94568

From:

Dear Ms. Hatfield,

I received a mail from DSRSD dated July 18, 2014 indicating that my name and my street address would be released to NBC and KPIX TV because my house had criteria of water use limitation. I was very shocked with this letter because I have always considered my household as a family of efficient water usage. While some of my neighbors have swimming pool/Jacuzzi and grass in their front/backyard, we have no pool or grass areas. Furthermore, we have never washed our cars at home over 15 years of living in this neighborhood. Simply, we always take them to car wash.

In fact, if you look at my account history, my household water usage in 2014 has been reduced by 30%-35% comparing with the same periods in 2012 or 2013. We are a family of five people with two handicapped persons. Our main use of water is for daily showers and laundry.

Therefore, I am not sure what were your criteria to consider us as over limit of water usage! If you considered the last few weeks for your measurement, I would like to let you know that we had a family of four people visiting us from out of state from June 21 through July 18. Therefore, we had more showers in the last few weeks but that was a one-time situation so I expect that the average use of water be considered for measurement rather than a specific week.

Therefore, I hereby request that my house information not to be disclosed to the media. Furthermore, I would like to request some exemption for our handicapped people in my house and increase our limit of water usage.

Thank you for your consideration and I am looking forward to hearing from you.

Best Regards,

## Nancy Hatfield

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**From:**  
**Sent:** Sunday, July 20, 2014 12:05 PM  
**To:** Nancy Hatfield  
**Subject:** Personal Use Information

**Importance:** High

**Follow Up Flag:** Flag for follow up  
**Flag Status:** Flagged

Please make note, as referenced to your letter dated 7/18/14, I do not want my personal information relative to water usage disclosed to any 3<sup>rd</sup> party. This information is not public information, but private information and it should not be allowed to be disclosed without my personal approval.

Thank you!



## Nancy Hatfield

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**From:**  
**Sent:** Sunday, July 20, 2014 12:28 PM  
**To:** Nancy Hatfield  
**Subject:** Release of information regarding warnings and violations under the authority of the District's Water Use Limitation Ordinance

**Follow Up Flag:** Flag for follow up  
**Flag Status:** Flagged

Dear Ms Hatfield

I would appreciate if you could make my following comments available to the District Board of Directors:

It is conceivable that the release of statistical information regarding the compliance with above referenced ordinance is of public interest. However, the release of information with details which allow the press to potentially single out and target individuals and subject them to the potentially destructive power the media has with such information at hand, will leave these individuals completely unprotected. I cannot imagine that the public interest in information which targets the identification of individuals - individuals which may still be in the adjustment process of complying with the new ordinance, but had already some initial warnings (feedback) - outweighs the potential harm inflicted to such individuals from the release of such information.

A limited release of information which protects the identity of individuals, which have been subject to non-compliance at the early stages since the ordinance went into effect, yet provides anonymous statistical information for public interest appears to be a good balance between disclosure and non-disclosure.

I highly commend DSRSD for its open form of communication.

Best Regards

## Nancy Hatfield

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**From:**  
**Sent:** Tuesday, July 22, 2014 2:53 PM  
**To:** Nancy Hatfield;  
**Subject:** Do Not Release Records

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

I unequivocally disagree to release of my personal account information for the following reasons: 1) This program and adjusting water use has a steep learning curve which I have adjusted to after the warning; 2) I feel that the media intent is to villianize people vs educate on DSRSD regulation, resources, and free water conserving devices as I learned when I visited DSRSD; 3) I suggest that DSRSD amend their penalty policy to allow conscious customers to balance a high use week with low use week within a Billing Cycle. On the other hand, high use repeat offenders must be addressed more aggressively. Sincerely, I

## Nancy Hatfield

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**From:**  
**Sent:** Monday, July 21, 2014 9:05 AM  
**To:** Nancy Hatfield  
**Subject:** Home address and utility information privacy

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Hello Nancy,

My name is \_\_\_\_\_ and I am a DSRSD customer. Recently I received a notice from DSRSD titled "Notice of Water Use Limitation Violation". We have taken necessary actions to limit our water use since the stage 3 status was implemented and subsequently have significantly further reduced our usage since this letter.

Our landscaping was replaced earlier this year with drought tolerant plants and watering is reduced to 2 times a week.

Last week, I received a second letter from DSRSD notifying me that our utility usage information, name and address was going to be shared with a TV station. I do not agree with this and would like to request that my personal information is not shared without explicate written approval from me. I am currently reviewing the Public Records Act referred to in your letter and do not believe that such personal information needs to be shared.

I also work for a public utility and am fully aware of privacy acts in which our customers data may not be shared without authorization.

If you have any questions please do not hesitate to contact me.

Thank you,

DGRSD JUL 22 14 PM 12:02

July 21, 2014  
Dublin San Ramon Services District  
c/o Nancy Hatfield  
7051 Dublin Blvd  
Dublin CA 94568

Dear Sirs,

I'm deeply disturbed by present society's propensity for destruction of privacy. Information regarding an individuals personal account should be nobody's business! General information on area data consumption should be provided but what's the purpose of targeting individuals by the mainstream media? This "outing" of americans was attempted by the media on the east coast with the publishing of gun owners' addresses! There seems to be a concerted effort to turn americans into suspicious snitchers! SEE SOMETHING SAY SOMETHING?

My wife is somewhat forgetful. Hoses left running. Burners left on. Etc. When informed of the situation she immediately focused on reducing wasting water. I might understand releasing data on chronic abusers, but not allowing for correction of the matter before reporting is mean spirited.

Sports, weather, fires, and mayhem reporting is what TV emphasizes. How is their requested information to be used? Drama to boost ratings perhaps? Propaganda, useless info, and anxiety stimulation is present state of the fourth estate to the detriment of We The People.

I hope and pray insight prevails in preventing the further erosion of americans' liberties.

Purpose! Prosperity! Peace! & FREEDOM!

Sincerely yours.

## Nancy Hatfield

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**From:**  
**Sent:** Monday, July 21, 2014 9:59 PM  
**To:** Nancy Hatfield  
**Subject:** Release of Name, Address and Utility Usage Data etc

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Dear Ms. Nancy Hatfield,

I am the owner of [redacted] I visited your Dublin office last Thursday afternoon (July 17th), explaining to one of your lady representatives regarding my receipt of your notice of water use limitation violation. I left the country on April 11th on vacation and came back on May 9th. I was not aware of the new regulation adopted on May 5th. I did not intentionally mean to violate your rules and regulations. I promised to your representative that I (my family) would strictly follow your instructions listed in your letter. You can probably see my visiting record on my file in your system.

I received today another letter from you office (July 18th) regarding the release of names, addresses and utility usage data etc. to NBC Bay Area and KPIX TV. I don't know what purpose it is that they ask for this information from you. But I don't wish my privacy information be released to any other 3rd party, before you get my consent. Since you are to release such information on approximately July 25th, so this email of mine will reach you before the deadline and serves the purpose of asking you not to release any of my personal privacy information to anybody.

Please let me know if you need any other information from me. In the meantime, I would greatly appreciate it if you can drop me a few lines acknowledging receipt of this email.

I am so sorry to have taken the liberty to bother you and I wish you all the best.

Best regards,

PS Your representative helped to check my water usage and found that it was well below the water usage limitation.

July 21, 2014

Dublin San Ramon Services District  
c/o Nancy Hatfield, District Secretary  
7051 Dublin Blvd.  
Dublin, CA 94568

DSRSD JUL21\*14PM12:13

Dear Ladies and Gentlemen of the Board:

Thank you to the Dublin San Ramon Services District for their recent communication regarding the Public Records Act requests from NBC Bay Area and KPIX-TV and the opportunity to provide comments. The impact of the drought is certainly newsworthy and reporting such news further emphasizes the urgency of the situation.

I do accept responsibly regarding the overage usage that occurred when our toilet continued running for the better part of an afternoon in our absence; an issue that has now been remedied. Since then, I have appreciated the used of AquaHawk in monitoring our household use and identifying potential problems.

While I can fully appreciate releasing our name and city of residence, I am deeply concerned regarding the release of street address, communications (that might include information such as street address or details of use), and utility usage data (specifically at the daily and hourly level). I am concerned that data at this specific level will illustrate patterns of our presence at the property (at the daily and hourly levels), thus opening us up to possible burglary. It is with this concern that I respectfully request that the Board consider to not release street addresses, communications (that might include information such as street address or details of use), and utility usage data (specifically at the daily and hourly levels).

Thank you for your time and consideration.

Sincerely,

Dublin San Ramon Services District  
c/o Nancy Hatfield, District Secretary  
7051 Dublin Blvd.  
Dublin, Ca. 94568

July 21, 2014

JUL 21 '14 PM 2:29


Dear Ms. Hatfield,

I have no problem with the District releasing names and addresses of repeat violators. I do have a problem with releasing names of those like myself for a first time warning.

I knew we needed to reduce our consumption 50% as DSRSD made that clear. I removed 1400 sq. ft of front yard grass slopping toward the sidewalk and installed a pressure regulator and low flow sprinklers for the rest. I installed low flow toilets. I succeeded in achieving the 50% for the billing period May/ June based on the consumption for the same billing period last year. I set out to save 50% of the July/ August consumption for the billing period last year as I assumed that was my target. I had no idea that I was on a limit of 4480 gallons for that first week of July. DSRSD did not notify me of that new limit until I got the violation notice. OK now I know the new rules. I went online to find the rule changes and I joined Aquahawk to better manage my daily consumption. As you will find, the next 2 weeks of July consumption fall within the new limit.

There should be more flexibility by the District to let home owners average consumption over the billing period to adjust to the weather changes. Some weeks may take 5000 gallons due to high heat and others we may get by on 2000. DSRSD wants 50% but let me figure out what week I can save during that billing period.

Sincerely



Nancy Hatfield, District Secretary

July 22, 2014

Re:

Dear Ms Hatfield,

My son received a notice that he was using more water than last year. He was alone last year, but has since had his daughters visiting and his parents have moved in temporarily. Since he was by himself, and working 6 and 7 days a week, there was very little water usage on his part, but now with more people, the usage has gone up. He believes the usage is still less than last year. Everyone in the household is fully aware of the water conservation efforts and are doing their part. Please help us understand why he is being targeted, and what is allowed for family usage.

His lawn is dead and trees and plants are struggling to survive. He's turned everything off. There are no signs of leakage or flooding.

We are opposed to listing his name and address and other data publicly. Please respond with what info is needed to change this situation. What is our recourse if this info is made public? What steps are you taking to ensure accurate accounting for situations like this?

Respectfully,



7/19/14

Dublin San Ramon Services District  
7051 Dublin Blvd.  
Dublin, CA 94568

DSRSD JUL22\*14pm12:00

To whom it may concern:

My name is \_\_\_\_\_ and my husband \_\_\_\_\_ and I live at \_\_\_\_\_ Dublin. We just received notification that DSRSD has been asked to release the personal information of customers who have received written warnings about their water usage.

We would like to request that DSRSD use its discretionary powers to withhold this information and maintain our privacy because releasing this information would not serve the public interest. Our warning letter was caused NOT by irresponsible over usage on our part, but by a break in the underground water pipe going from the street to our house. Moreover, this break occurred behind a bush, and right next to a drain, so the ground above the leak was hidden and out of view.

In the absence of any visible clues, and in light of the fact that we were consistently running about 60% of our water allotment during the 7 previous weeks, your warning letter was the first indication that we had a problem. Upon receipt of the warning, we took immediate steps to rectify the situation; we contacted DSRSD the same day, and had the break fixed the very next day.

Since then, we've been monitoring our usage on AquaHawk, and have returned to our normal usage....about 60% of the daily allotment. Clearly, this chain of events is independent of the issue of serving the public interest. Therefore, we would request that the District Board of Directors withhold our name, address, communications, and Utility usage data from the list being publicly released under the Public Records Act.

Thank you for your attention.

Sincerely,

## Nancy Hatfield

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**From:**  
**Sent:** Tuesday, July 22, 2014 8:51 PM  
**To:** \*DSRSD Board  
**Subject:** Response letter to the NBC & KPIX public requests request: We request that our names are not included in the list.

Dear DSRSD Board,

Here is our response to the letter we received 7/18/14, which noted our names and address would be released to NBC and KPIX news stations for over usage..

We respectfully request that our names and address are NOT released to the media.

In the attached letter, we explain that our ONE and ONLY day of excessive water usage was due to to a sprinkler valve malfunction that occurred through the night on 6/21/14. It was rectified early that morning, upon realization of the large water leakage. All other days we have been well below our allotted limit.

Our family has made every effort to conserve water and we have changed our activities to promote water conservation.

We kindly ask that our isolated over usage due to a malfunction be taken into account and that our names and address are NOT released to the media.

If you are forced to release our names, we ask that next to our name you include our full explanation of the situation or a copy of our letter, as well as our records, that proves we are not wasteful consumers or repeat offenders.

Thank you for your kind and fair consideration,,

July 22, 2014

Dublin San Ramon Services District  
Board of Directors  
7051 Dublin Blvd  
Dublin, CA 94568-3018

RE: Public Record Act for

Dear DSRSD Board of Directors,

This letter is in regards to the letter that we received about the request by NBC Bay Area and KPIX news stations for the list of DSRSD customers that had received letters regarding excessive water usage. We are greatly troubled by this violation of our privacy, as this request does not seem to serve any constructive purpose. However, we would like to comment on our water usage.

We confirmed with your office and Aqua Hawk that we have ALWAYS had less than 500 gallons of usage per day, except for one day of excessive water usage of 1900 gallons. This was due to a valve in our automatic sprinkler system that was stuck open while our sprinklers were watering on June 21, 2014. We discovered this issue early that morning, turned the water off, and repaired the valve problem. We have not had any excessive water use since that date and have been under the allotted usage per day ever since. We have cut back on our usage in many areas and will continue to do our part to conserve water.

A couple weeks ago we called your office to report the reason for the excessive water use for 6/21/14. This has been documented on our account #

We sincerely ask that you take into account our situation and request that our names NOT be included in the submission to the television stations. If the DSRSD decides to release the list of excessive users with our name/address included, we request a note be added to clarify the steps that we took immediately to rectify the malfunctioning valve in our sprinkler system.

If you have any questions, please contact us directly.

Sincerely,

July 19, 2014

DSR30 JUL22 14 54 318

Dear Ms. Hatfield -

On the other side of this letter is a copy of the letter that I received this morning in the U.S. mail, dated July 18, 2014.

I don't wish to have my name, address, city of residence or any other information released to NBC Bay Area, KPIX-TV or any other entity. My water use overage was due to a leak which when discovered, I tried very diligently to have repaired ASAP. (Please see the enclosed bill from Savior Plumbing Co. and the notes thereon.) The overage was not due the purposeful wasting of water nor a disregard for the current drought. I have tried very hard to curtail my water usage for a very long time, well before a drought was declared.

I would appreciate DSRSD's cooperation in this matter.

Thank you,

July 19, 2014

To: Dublin San Ramon Services Dist.

Attention: Nancy Hatfield, District Secretary

DSRSD JUL22'14pm12:12

To Whom It May Concern:

I received a letter today informing me that the names and addresses of customers and their usage data are going to be considered public information. I understand the concerns regarding the water issues, but I feel this is wrong. My situation is one that was not of abuse. The billing information is under my name, but my 86 year old Dad lives in that house which is located next to my own home. He lives alone as a retired vet on his pension and tries to be as independent as he can be.

The one time incident occurred when my husband was out of town to start with. My Dad realized that his sprinkler line had been destroyed by the people who mow our yards. He tried to fix it himself and thought he was successful at repairing the sprinkler line. When my husband came home a few days later, he was told what happened and went directly to my Dads house and repaired the broken line immediately.

If you look at the records you will see that my Dad uses very little water and just waters his yard at a minimum. You can also see a 3 or 4 day period where the water was over used and obviously that is the time frame when this broken sprinkler line happened. It is very unfortunate that the people who mowed did not inform my Dad or inform me so we could have maybe called someone to help. But unfortunately the situation was not resolved until my husband returned home. My Dad now knows to mention things ASAP to me especially when my husband is not home and not to wait for him to return.

My husband called the water company offices as soon as your letter arrived regarding water abuse to make sure everything was out in the open as to what happened. He spoke to someone and told them the complete story as I am telling you regarding the water line. The person he spoke to said they could see the water usage was always low on a regular basis and how it jumped to an over usage status and that the broken line was apparently the problem and now could see that the usage was again consistently low. She told him she could see the days it was over and when the problem was repaired. We watch our usage and my Dads usage on the computer on a daily or bi daily basis. I do not think an old man should get crucified for a mistake that was out of his control. I know this bill is in my name and I also do not wish to have my name listed as a water abuser.

I hope you will do a search and make a decision that we should not condemn an old man for an honest mistake. He has served his country and wants to live his life independently as possible and I think the accident was unpreventable.

Thanks for your time and please notify us as to your decision. If you decide you think it is right putting his and/or my name out there to a tv station for a one time offense we will be at your meeting and bring him with us. You can ask him questions yourself regarding this situation. I am sure he would be happy to answer what he can.

Sincerely,

July 21, 2014

DGRSD JUL23\*14pm 1:54

Dear Ms. Nancy Hatfield, District Secretary:

I received a letter approx, 2-3 weeks ago stating that I was being notified with a formal warning about excessive water use. I tried to call the Dublin San Ramon Services District twice, but was unsuccessful. We had a major water pipe break 3 feet under ground from the water main in our front yard. It must have been leaking for about a week. One day my husband noticed water running down our front yard into the gutter and immediately phoned a plumber to come out and fix the leak. The plumber found a broken fitting that could have been caused by the drier than normal ground. Please be assured we are not abusing water usage. We were actually cutting back on our water usage before it was mandated.

Sincerely,

July 21, 2014

To The: Dublin San Ramon Services District  
water; waste water, recycled water.

DSRSO JUL23 14pm 1:54

We recently received a warning about the over usage of water; one of our family member tried to adjust the timer on the sprinkler and miss adjusted it; we had our gardener readjust it to two a week for 10 min. Our deepest apologies we don't want a fine. Thank You



Dublin San Ramon Services District  
c/o Nancy Hartfield, District Secretary  
7051 Dublin Blvd  
Dublin, CA 94568

DSRSD JUL22\*14pm12:05

July 20, 2014

Dear Bert Michalczyk,

This is in response to your letter about releasing information.

So we are now going after compliance through intimidation! My opinion is it is a very poor way to manage the district.

My mistakes were made while attempting to reset the irrigation controllers and because we had several extra people here (relatives) for a time period. And the sprinkler system was turned on during the day so children could play during one of the hot days we had. I did not know that was happening until after the fact. I made more mistakes when trying to set the controllers a second time, but I now have it right. (I hope). All of this is my responsibility, it was on my watch, so to speak.

Instead of doing a negative action to get compliance, why not list the people who have compliance. This would be a much more positive action. Sure, it would be a much longer list, I assume, but it is just a file, so it should not be any more difficult.

To be clear, I strongly oppose the release of detail information about my name, address, communication, and utility usage data.

Sincerely,

July 19, 2014

Dublin San Ramon Services District  
c/o Nancy Hatfield, District Secretary  
7051 Dublin Blvd.  
Dublin, CA 94568

OSRSD JUL 22 14 PM 12:07

Dear Ms. Hatfield:

I received the letter from the District regarding the request for release of customer information from local television networks. I understand that the Public Records Act requires you to release the name and city of residence of your customers who have received warnings and citations, and even though I don't agree with doing that, I know you have little or no choice in the matter. In our case, we received a warning letter and it led us to identify an irrigation irregularity and to get it fixed. I actually appreciated the letter and have been well within District water use guidelines since.

My objection is to the release of street addresses, communications and usage data. I feel that this is a huge invasion of privacy and should not be included in what you provide the networks. I can't imagine a compelling reason for them to want that level of detail, and release of that information is not only *not* in the public interest (since I am part of the public!), it gives me great concern about personal safety.

I strongly object to that level of information release for privacy and safety reasons and would appreciate it if you would express that objection for me at the Board of Directors Meeting on August 5. If you have any questions or need more information from me, please call or email me

Sincerely,

05R30 JUL22'14pm12:08

Dublin San Ramon Services District  
c/o Nancy Hatfield, District Secretary  
7051 Dublin Blvd  
Dublin, CA 95668

Dear Nancy,

I received the letter indicating that you are considering releasing the names and city of residence of all of the customers who have received written warnings under the authority of the District's Water Use Limitation ordinance.

I would like to be excluded from this release. Our warning was because of a one-time over-use when we forgot to turn off the water to an outside fountain.

The warning was sent over a month ago. Since then we are now very compliant.

- We only run our irrigation system twice a week for five minutes just long enough to keep our plants alive
- We have a shower "bucket" to catch the cold water while we are waiting for the water to heat and this water goes to water our house and outdoor container plants.
- We wash only full loads of laundry and dishes.

I am sure the majority of households who have received warnings and fines are in the same position as we are. We are recognizing that this is a very severe problem and we are happy to comply as part of the collective community to save water.

In my opinion the media simply feeds on exposing the negative and in this case, we are not criminals. We are members of the community that have gotten reprimanded for not doing the "right" thing in the beginning of this crisis and now we are in compliance. I do not feel like we should be exposed to the rest of the community because of one incident that has now been corrected.

Thank you for your consideration,

## Nancy Hatfield

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**From:**  
**Sent:** Tuesday, July 22, 2014 9:59 AM  
**To:** \*DSRSD Board

Good Morning..

I am sure you have received quite a lot of emails, calls etc...and I m one of them..I have lived in Dublin for over 20years...were good residents and pay our taxes and do what we can for the community...I was notified one day during the month of June 2014 that we over used our water...unfortunately my husband monitors watering and watered at night and fell asleep...time and age has gotten to him so his memory now is slipping..I received a citation for doing this and contacted the water dept right away..

Now in the mail is a public records notification...Its bad enough we made a mistake, one mistake in all the years..and now

we get punished for it...I don't think it's right...we don't abuse or overuse the water...it was one mistake and it seems as though

we are going to put out there now as someone who does not take the water shortage seriously....

Its embarrassing enough that it happened and we feel bad but to get punished by doing what this letter states is not right..

I don't know what they are trying to do with our info..it worries me with all the bad things that happen in our society I don't

want anything to happen to our families or household or anyone because we left our water running one time...It makes you

worried if by chance years from now it may happen again..we shouldn't have to be so afraid we will be slandered if we make a mistake.

Reading this letter there is additional info that will be given and I am not happy with that at all..I don't believe we deserve

this..and I wanted to let you know that...Please do what you can ...

thank you...

July 25th 2014

DSR50 JUL24\*14pm 1:50

Dear Sir,

I have received your letter regarding Public Record requests from Bay Area TV networks.

I am concerned that my home address should not be disclosed because I am a medical doctor and thus a custodian of records of patients (medical, billing etc) and thus disclosure would potentially be in violation of HIPAA laws for patient information and confidentiality and privacy.

Sincerely,

July, 21st , 2014

Dublin San Ramon Services district

DGRSD JUL24\*14pm 1:58

c/o Nancy Hatfield, District Secretary

7051 Dublin Blvd - Dublin, ca, 94568

Dear Nancy,

I received letter warning on Water Usage . We have seven (7) adults living in the home . And summer my grandchildren are visiting . I am watching water usage each day to make sure we are in compliance .

I do not want KPIX or NBC Area obtaining my name and address to broadcast all over the country!!!!

I don't want these news stations invading my privacy!!!! They can make their living in the other way Not to get in to others's business. This is between homeowner's and water District to solve this issue.

Sincerely,

## **Nancy Hatfield**

---

**From:**  
**Sent:** Monday, July 28, 2014 6:44 PM  
**To:** Nancy Hatfield  
**Subject:** Request to Stop Disclosure of Residence Information

**Follow Up Flag:** Flag for follow up  
**Flag Status:** Flagged

Dear Mr Bert Michalczyk and Ms. Nancy Hatfield,

My name is \_\_\_\_\_ and I am responding to your letter dated July 18, 2014, regarding The Public Records Act to release the names and city of residence to the news media NBC Bay Area and KPIX-TV. Please DO NOT disclose my home address and retract my name and city of residence from the news media.

Water usage was dramatically decreased by 60% from previous month. It was discovered the excess was due to a faulty timer unit for the sprinkler system and the matter has been resolved. The AquaHawk Alerting website was very helpful in identifying the problem.

I understand my name and city of residence had already been released to the news media, according to Lisa, customer service. Requests were left on voicemail for Nancy Hatfield to stop and retract residence information from the media and what other similar Public Act requests were to be determined.

Please STOP the disclosure of my residence information from the media. Thank you for your immediate action.

Sincerely,

Dublin San Ramon Service District  
c/o Nancy Hatfield, District Secretary  
7051 Dublin Blvd  
Dublin CA 94568

24 July 2014

DSRSD JUL25'14-10-43

My name is \_\_\_\_\_ We are one of your customers that received a letter of warning on 9 July 2014, and the second letter on 18 July 2014. I would like to first quote an article in the Valley Times by Felicia Marcus of the state Water Resources Control Board. "No one inherently wants to waste a precious resource like potable drinking water but people have busy lives. They're not out there checking reservoir levels and thinking about how long this drought might last. It's our job to tell them." We were not informed! Articles in previous news papers said water reduction of 20-25 % was necessary. None of the articles stated if the cutback was from the same time last year (our statements graphically show water usage from the present months vs. last year of the same time) or last month. We received no information from the Dublin San Ramon Service District as to how much to cut back except in the small print at the bottom of the bill on 1 May to "Please reduce watering be at least 50%..." We cut back at least 50% from last year's usage at this time which we were happy to do. Then out of the blue on 9 July 2014 we received a letter of \*\*\*NOTICE OF WATER USE LIMITATION VIOLATION\*\*\*. I had "exceeded 640 gallons of water per day over the course of a week, equal to 6 billing units (4,480 gallons) per week". I have no idea of WHEN or that the arbitrary number of 640 gallons per day had been selected. I think the first letter should be to INFORM people of the AMOUNT of water they will be allowed to use before receiving a letter of WARNING.

Furthermore my bill dated 1 July 2014, 8 days before my warning, showed that my usage was "Equal to 28424 gallons at an average of 474 gallons per day" and in May "...at an average of 299 gallons per day". Both of these are below the 640 gallons per day over the course of a week (this was over a 2 month period) your warning said I could use? Also 50% reduction your bill suggested of 300 gallons per day is a lot less than the 640 gallons you have allocated me to use. Confusion! I received a warning because of excessive use of the first week out of an 8 week billing period without prior notification of my restrictions and during a period the occupancy in my home doubled. If I use 3,000 gallons one week and 5,000 gallons the next am I still in violation and will be fined? Am I allowed so much water per billing period, per day, per week, or per what period you decide to monitor? This information is necessary for me to try to avoid any fine since I am on a fixed income pension and to do my part.

Finally I am a senior and not a computer literate. Not everyone has a smart phone and possibly not every family in Dublin has a computer. I may go to e-mail once/month and rarely use it for anything else. I was not aware of any web page of your organization although I suppose ALL organizations have a web site. As Felicia Marcus so eloquently put it I do not have time to wander around the internet to see what is happening. I still receive all my statements by mail and pay by paper checks. I feel that a letter in the US mail would be more appropriate.

I hope you have not released my name as your letter as of 18 July has stated because I feel my first communication from you should not have been a warning and secondly I have protected my address from public because of my occupation, so I would like for you to not release my address please.

PS. - A response will be greatly appreciated.



Dated  
7-24-14.

To

Whom it may concern.

Dear Sir/Madam,

We are sorry if we are on list. But we are 7 people in our Household with 2 kids. But we try to use less water now our sprinkler off now, - we changed new Two Toilet for less water uses and dish washer we trying our Best to use less water, we also concerned about water draught, so please dont take any Action to release any our Information,

Thank you, I really  
Appriciate -

Date: July 24, 2014

DSRSD JUL 28 14 PM 1:38

Dublin San Ramon Service District  
C/o Nancy Hartfield, District Secretary  
7051 Dublin Blvd  
Dublin, CA 94568

RE: Not to release information to NBC Bay Area and KPIX-TV under Public Record Acts

Dear Sir or Madam,

I would like to bring your attention towards the warning notice, we received from District's water use Limitation Ordinance on June 27, 2014, as we were not aware of use limit. No such information was received earlier from the service district.

The water use exceed the limit was unintentional. As soon as we realize our use limit we restrict our use and continuously monitoring through the draught watch alert system.

My sincere request to District Board of Directors not to release any information to above mentioned agencies as our privacy concerned.

If you have any have any question, please feel free to contact me at

Sincerely,

DERSO JUL20\*14pm 9:22

Dublin San Ramon Services District

Attn: Bert Michalczyk

7051 Dublin Blvd

Dublin, Ca 94568

Dear Bert,

I am writing in response to your letter dated July 18<sup>th</sup>, 2014 in regards to the public records request. As the letter states we are a customer who's information has been requested. I do not particularly want my information divulged to the public. I am not sure which meter information your letter is referring to, but I would like to make a note that I believe that all meters except the 11637 Alegre meter are supplying water for agriculture and livestock. As the year has progressed many of the other water sources available to the livestock have stopped producing or dried up. This has made our operations more reliant on the water supplied by the district to get through the next few remaining summer months. It also makes us look like "water abusers" which is certainly not the case. I just wanted to make sure that our facts and situation were brought to the table before any information is released to a media outlet trying to make money off of a story. We have always understood the importance of water as a critical resource and continue to strive to conserve in our operations.

Respectfully,

BERB MICHA/CZK -  
DUBLIN SAN RAMON SERVICE DISTRICT -

05850 JUL26 14PM 2:30

SIR

ARE YOU OUT OF YOUR F - - - - - S  
MIND. YOU RELEASE THIS INFORMATION TO  
NBC & KPIX AND I'LL TAKE OUT AN ADD.  
WITH YOUR NAME + ADDRESS AND HOLDING  
YOU RESPONSIBLE FOR THIS ACTION.

WHAT IS YOUR POINT - ?

Put PEOPLE UP TO RIDICULE ?

OPEN PEOPLE UP TO EVERY CON GAME.  
OUT THERE.

REDUCE WATER USAGE - GO CHECK PUBLIC  
RECORDS FOR THE CITY. PARKS ARE GREEN,

I WILL BE AT THE MEETING WITH MY  
OWN CAMERA CREW.

# Request to stop disclosure of residence information

DSRSD JUL30'14AM11:56

July 28, 2014

Dublin San Ramon Services District  
Mr. Bert Michalczyk  
c/o Nancy Hatfield, District Secretary  
7051 Dublin Blvd  
Dublin, CA 94568

RE: Request to Stop Disclosure of Residence Information

Dear Mr. Michalczyk:

My name is [REDACTED] and I am responding to your letter dated July 18, 2014, regarding The Public Records Act to release the names and city of residence to the news media NBC Bay Area and KPIX-TV. Please DO NOT disclose my home address and retract my name and city of residence from the news media.

Water usage was dramatically decreased by 60% from previous month. It was discovered the excess was due to a faulty timer unit for the sprinkler system and the matter has been resolved. The AquaHawk Alerting website was very helpful in identifying the problem.

I understand my name and city of residence had already been released to the news media, according to Lisa, customer service. Requests were left on voicemail for Nancy Hatfield to stop and retract residence information from the media and what other similar Public Act requests were to be determined.

Please STOP the disclosure of my residence information from the media. Thank you for your immediate action.

Sincerely,

July 25, 2014

Dublin San Ramon Services District  
C/O Nancy Hatfield, District Secretary  
7051 Dublin Blvd  
Dublin, CA 94568

DSRSD JUL30'14am11:05

Dear Nancy Hatfield

I am writing in regards to the release of my name and residency information per the Public Records Act due to high water usage last month.

Last month, my residence has unusual high water consumption. The incident is due to a slow leak in our sprinkler system which started last month and we were unaware of. As soon as we noticed the leak on July 6, we turned off the main water valve to stop water wastage. We immediately hired LeakPro, a sprinkler repair specialist, to perform necessary repair on July 7 (The attached are the repair invoice and receipt for your reference). Unfortunately the leak had been going on for several weeks without notice by that time and caused unusual high water consumption.

My household has always been cognizant of water usage without wastage as my record has shown. My family has always maintained consistent and controlled water consumption. We are particularly aware of the severe drought condition that the State is currently experiencing and we strongly believe in doing our part during this period of time. After the leak repair on July 7, we significantly reduced our water consumption comparing to our normal usage during the same period last year. Please find attached our water consumption records.

I request the District not to release my name and residency information at this time, as we truly believe we are doing all we can to help out with the drought crisis. Your understanding is greatly appreciated!

Sincerely

July 24, 2014

DSRSD JUL30'14AM11:55

To: Dublin San Ramon Services District  
C/O Nancy Hatfield, District Secretary

The letter dated July 18 indicated that our name and city of residence has already been released to NBC Bay Area and KPIX-TV per the Public Records Act. We are writing this letter to request that no additional personal information be released to any entity.

We are law-abiding and tax paying citizens. We purchased our fixer upper home in March of 2014 and have been making steady improvements to our home. We have spent over \$15,000 to install drought-friendly landscaping such as tanbark and concrete. The lawn in our front-yard is practically dead because we are purposely not watering. Our fruit trees are drying up because we are purposely not watering. We are happy to provide pictures. We are taking additional water conservation measures such as limiting the number of flushes to our toilet and maintain a bucket in our shower to collect additional water. We shut off the water valve from our irrigation system to ensure water is not leaking. We recently found and immediately fixed a leaking pipe in our crawl space; this broken pipe must have been the source of water leakage, but it was addressed as soon as it was discovered.

We have modified the plans for our recently purchased home to minimize the dependency on water. Our 3 kids have not been able to enjoy the grassy front and backyard lawn they wanted when we purchased our home. We have done everything in our power to conserve water. As a result of our water conservation actions, for our own privacy and for the safety of our young children, we request that no information or no additional personal information be released to any entity.

Regards,

July 26, 2014

05R50 JUL31'14AM10:23

Dublin San Ramon Services District  
c/o Nancy Hatfield, District Secretary  
7051 Dublin Boulevard  
Dublin, CA 94568

Dear Ms. Hatfield:

I am in receipt of Mr. Michalczyk's letter dated July 18, 2014, which was mailed on 7/24/2014 and received by me on July 26, 2014, for a response requested by July 25, 2014.

I am objecting to you releasing my name, city of residence, street address and utility usage data to the media or making it public because as evidenced by the attached bill, we have used a lot less water than what we have used in the past.

Most importantly, as communicated to the Dublin San Ramon Service District representative, we recently found a major underground water leakage from our irrigation system which was what was consuming the water. That has now been fixed and the water usage has gone down substantially.

By making names and addresses public, you are exposing private parties to danger and this is a major safety concern.

Thank you for your consideration,



7/28/2014

To:

Dublin San Ramon Services District

DSRSD JUL 31 '14 AM 11:23

In Regards To:

Water Consumption

Reply:

For about ten days during the month of July we had painters, landscapers, and construction crews working to renovate the Dublin home located at  
in preparation for a sale. The work has since been finished and the water usage was merely an irregular occurrence and simply out of our control. We don't believe any of the workers purposefully wasted water during their course of work. There was simply a lot of activity at the location for a short duration of the month. Prior water consumption previous to July represent the tenants renting the home; a family consisting of a husband and wife with two to three children. The tenants rented the home for about two years. We ask that you reduce any penalties in respects to our compliance under normal circumstances. Please feel free to contact us if you have any further questions.

Thank you,

July 30, 2014

District Board of Directors  
Dublin San Ramon Services District  
c/o Nancy Hatfield, District Secretary  
7051 Dublin Blvd  
Dublin, CA 94568

DSRSD JUL 31 14AM 11:23

To whom it may concern:

If you think I give a shit about your threats to report me to the biased media because I accidentally exceeded your arbitrary water restrictions then you have another think coming. The drought may be a factor in our current situation, but the main problem is DSRSD's lack of foresight in fighting for water rights for its customers. Customers like me who have faithfully paid their DSRSD bills for 40 years are sick of your Gestapo tactics. Report our neighbors for over watering (Gestapo); shun neighbors whose lawns are green (Gestapo); report us to the "media" (Gestapo); excessive fines instead of allowing customers to pay more for water above a certain usage (just dumb). If DSRSD had fought for more water storage (yes dams) for the past forty years we might not be in this situation. Instead you simply overextended your delivery to an ever expanding customer base, even though you knew you would not be able to keep your promises. But, you didn't care, just raised your rates for delivery of less water and continued blithely along on your current course.

Our idiotic governor and his cronies now want to build the twin tunnels to steal even more of northern California's water, but won't allow for the construction of more water storage. I don't disagree that farmers in the central valley should get more water, but the tunnels are not for them. Moneyed interests in southern California will ensure that it is sent to Los Angeles.

I also don't want to hear about man made global warming being a factor. The earth has always gone through cycles, but smart men and women have always figured out ways to overcome nature's wrath. Considering your current tactics, I'm not sure if we have any smart leaders at DSRSD. I'm certain we don't have any in the political class that is ruining the state of California while lining their own pocket with crony capitalism.

If you want to release my name to the media feel free. Why don't you also give them this letter from me? In fact I will probably do that myself.

Take your threats and shove them!

**STAFF REPORT  
FOUNDATION FOR BOARD DETERMINATION**

The following is an analysis of the various records the District has been requested to release under the Public Records Act. The table below follows the "menu" format of the resolution associated with this item.

Using the template format of the resolution the Board must determine to release the requested data as required by the District Code and going point by point for each requested record whether the *"...public interest in disclosure of the information clearly outweighs the public interest in nondisclosure"*. It is suggested that the Board go through the resolution point-by-point for each requested record.

As required by the District Code, the determination must be made with a 2/3 majority of the Board (four votes). Failure achieve a 2/3 majority in the vote means that the Board has not made the required finding and the requested information would not be released.

Beginning on the next page is staff's analysis of balancing the *"...public interest in disclosure of the information clearly outweighs the public interest in nondisclosure"* following the District values of:

- Openness and transparency (which we fervently apply to all DISTRICT operations); and
- Protection of our customer's privacy.

Item	Record Requested	Analysis	Recommendation
1	Street addresses – Warnings	<p><u>If amended ordinance passes:</u> A warning is NOT a violation and therefore there has been no “...utility usage in a manner inconsistent with applicable local utility usage policies”</p> <p><u>If amended ordinance does not pass:</u> Over 90% of customers warned did the right thing and quickly corrected the situation before being fined so the public interest in disclosure does NOT clearly outweigh public interest in nondisclosure.</p>	DO NOT DISCLOSE
2	Usage data - Warnings	See Item 1	DO NOT DISCLOSE
3	Warning Letters	See Item 1	DO NOT DISCLOSE
4	Letters, emails and writings to and from customers – Warnings	See Item 1	DO NOT DISCLOSE
5	Street address – Fines, utility restrictions or shutoff	Names and city of residence have been already disclosed; disclosure of street addresses accomplishes no further public benefit and could jeopardize the privacy and safety of District customers, which runs the risk of encouraging District customers to fight enforcement activities rather than attempting to bring their usage into compliance, so the interest in disclosure does NOT clearly outweigh the interest in nondisclosure.	DO NOT DISCLOSE
6	Usage data – Fines, utility restrictions or shutoff	The District does NOT have a Water Use Limitation system based on each customer reducing consumption from 2013 levels. The District’s system is a series of prohibited uses and actions along with a use limitation (for residential users only) of 6 ccf per week. Thus, utility usage data from, for example, March 2013 is no more relevant to any violation of the Water Use Limitation adopted in 2014 than usage data for 1995. Furthermore, utility usage data is only relevant for those customers cited for a violation of the 6 ccf per week maximum and then only for the period they were cited.	<p>DISCLOSE UTILITY USAGE DATA (IN CCF) FOR THE PERIOD A CUSTOMER WAS CITED FOR A VIOLATION OF THE 6 CCF LIMITATION</p> <p>DO NOT DISCLOSE UTILITY USAGE DATA IF VIOLATION WAS FOR A PROHIBITED USE OR ACTION</p>
7	Citations – Fines, utility restrictions or shutoffs	The citation itself explains why a customer was fined. Releasing the data for public review enables the public to see that the water use limitations are being enforced and helps ensure that cited customers have been consistently dealt with.	<p>DISCLOSE</p> <p>(BUT APPROPRIATELY REDACT ADDRESSES AS ABOVE AND OTHER CONTACT INFORMATION)</p>
8	Letters, emails and writings to and from customers who have been cited – Fines, utility restrictions or shutoffs	The correspondence will shed light on the deliberate process used to process a violation. Releasing the data for public review enables the public to see that the water use limitations are being enforced and helps ensure cited customers have been consistently dealt with.	<p>DISCLOSE</p> <p>(BUT APPROPRIATELY REDACT ADDRESSES AS ABOVE AND OTHER CONTACT INFORMATION)</p>



Reference Operations Manager	Type of Action Consider Appeal	Board Meeting of August 5, 2014
Subject Consider Appeal by David Knutsen regarding Staff Denial of an Exemption to Water Use Limitations		
<input checked="" type="checkbox"/> Motion	<input type="checkbox"/> Minute Order	<input type="checkbox"/> Resolution
<input type="checkbox"/> Ordinance	<input type="checkbox"/> Informational	<input type="checkbox"/> Other
REPORT:	<input type="checkbox"/> Verbal	<input checked="" type="checkbox"/> Presentation
	<input checked="" type="checkbox"/> Staff	D. Gallagher
		<input type="checkbox"/> Board Member

**Recommendation:**

The Operations Manager recommends that the Board of Directors approve, by Motion, either uphold or deny David Knutsen’s appeal of a staff level denial of a Water Use Limitation exemption request.

**Summary:**

On May 5, 2014, the Board of Directors adopted Ordinance No. 333 establishing water use limitations due to the Community Drought Emergency. The Ordinance establishes a procedure whereby customers can submit a request for an exemption of a water use limitation, which must be either approved or denied by the Drought Coordinator or his/her designee.

On July 3, 2014 District customer David Knutsen of Dublin submitted a request for an exemption from one or more of the water use limitations described in Ordinance No. 333. On July 17, 2014 District staff denied the customer’s request for an exemption and notified the customer. A copy of the completed exemption request form is included as Attachment 1, and the stated reason for the denial as Attachment 2. Section 3(a)(7) of Ordinance No. 333 is included as Attachment 3.

On July 22, 2014 the customer submitted an appeal of District staff’s decision. A copy of the customer’s appeal form is in Attachment 4.

The Board should consider this appeal using the following procedure:

- Accept a presentation from staff, including an explanation of why the customer’s request for an exemption was denied;
- Accept testimony from the affected customer;
- Accept any comments from the general public;
- Deliberate; and
- By Motion, decide to uphold the appeal (i.e. grant the exemption) or to deny the appeal.

The customer has consented to the release of his name and city of residence. A copy of the signed waiver is included in Attachment 4. No action by the Board leaves the staff denial in place.

Committee Review			Legal Review	Staff Review		
COMMITTEE ---	DATE ---	RECOMMENDATION ---	Not Required	ORIGINATOR S. Delight	DEPARTMENT Operations	REVIEWED BY Dan Gallagher
<b>ATTACHMENTS</b> <input type="checkbox"/> None						
<input type="checkbox"/> Resolution	<input type="checkbox"/> Minute Order	<input type="checkbox"/> Task Order	<input type="checkbox"/> Staff Report	<input type="checkbox"/> Ordinance		
<input checked="" type="checkbox"/> Cost \$0	<input type="checkbox"/> Funding Source A. B.		Attachments to S&R 1. Application for Exemption 2. Exemption Request Denial 3. Section 3(a)(7) of Ordinance No. 333 4. Application to Appeal and Consent			



**Dublin San Ramon Services District**  
Water, wastewater, recycled water

**WATER USE LIMITATIONS APPLICATION FOR EXEMPTION**

Please do the following:

1. Section 1 – Fill in your information.
2. Section 2 – Check the box which applies to the exemption you are seeking approval for. (Please note applicants must submit one form per exemption request.)
3. Section 3 – Description, reason, justification & actions proposed for water curtailment.
4. Section 4 – Person applying must sign and date.
5. Include photos if possible.
6. Submit to DSRSD Drought Coordinator – Dan Gallagher

Email: Gallagher@dsrsd.com Fax: 925-462-0658 Mail: 7399 Johnson Drive Office: 925-875-2345  
Pleasanton, CA 94588

**CUSTOMER INFORMATION – SECTION 1**

Name: DAVID KNOTSEN  
 Address: [REDACTED] City: DUBLIN  
 Account Number: [REDACTED] Zip Code: 94568  
 Phone Number: [REDACTED]  
 Email address: [REDACTED]

**EXEMPTION APPLYING FOR – SECTION 2**

- |  |  |
|--|--|
| <input type="checkbox"/> Landscape Irrigation Limitations                  | <input type="checkbox"/> Soil Compaction and/or Dust Control                     |
| <input type="checkbox"/> Cleaning Exterior of Buildings or Homes           | <input type="checkbox"/> Hosing Down/Pressure Washing Impervious Surfaces        |
| <input type="checkbox"/> Filling of New Swimming Pools or Spas             | <input checked="" type="checkbox"/> Refilling of Existing Swimming Pools or Spas |
| <input type="checkbox"/> Escape of Potable Water from Pipe Breaks or Leaks | <input type="checkbox"/> Storm Drain Cleaning and/or Maintenance of              |
| <input type="checkbox"/> Vehicle Washing                                   | <input type="checkbox"/> Street Sweeping   |
| <input type="checkbox"/> Other (Please describe): _____                    |  |

**DESCRIPTION, REASON, JUSTIFICATION & ACTIONS PROPOSED – SECTION 3**

Description of limitation that is the subject of request: FILLING OF EXISTING SWIMMING POOL ->  
NOTE HOMEOWNER BELIEVES THAT THE FILLING OF HIS CURRENTLY DRAINED (FILLED @ 10% CAPACITY WITH RAIN WATER) IS NOT PROSCRIBED BY ORDINANCE 333 SECTION 7  
 Reason(s) for requesting an exemption: HOMEOWNER SEEKS TO FILL CURRENTLY DRAINERD SWIMMING POOL. SWIMMING POOL WAS ON PROPERTY WHEN HOUSE WAS ACQUIRED IN July of 2012 SHORTLY THEREAFTER, POOL WAS DRAINERD AND HAS REMAINED DRAINERD (EXCEPT FOR RAIN WATER). HOMEOWNER SEEKS TO FILL POOL FOR THE HEALTH AND SAFETY OF THE COMMUNITY, THEM AND THEIR CHILDREN.

(Continued on back)  
MAN

Justification for requesting an exemption: THE FILLING OF A PREVIOUSLY AND CURRENTLY DRAINED POOL IS NOT PRESCRIBED BY ORDINANCE 333 SECTION 7(i) - (iv). THE FOUR PRESCRIPTIONS ARE INAPPLICABLE. NEVERTHELESS, THE FILLING OF THE POOL IS NECESSARY THE ACCUMULATED RAIN WATER IS BRACKISH, FILLED WITH ALGAE AND A BREEDING GROUND FOR MOSQUITOES. HOMEOWNER WAS CONTACTED BY THE ALCO MOSQUITO ABATEMENT TEAM AND TOLD TO REMEDY THE SITUATION TO PREVENT WEST NILE. ALSO, NOW THAT CONSTRUCTION IS ALMOST OVER OF THE LOCATION, THE POOL IS (BOTTOM)

Specific actions proposed to achieve equivalent level of water curtailment:

HOMEOWNER HAS NEVER USED POOL. HOMEOWNER HAS NEVER USED SPRINKLERS. HOMEOWNER'S WATER USE HAS BEEN EXTREMELY LOW SINCE ARRIVAL IN JULY OF 2012.

**ACCOUNT OWNER - SECTION 4**

The exclusive procedure for consideration of written applications from customers for exemptions from these Water Use Limitations described herein will be as follows:

- (a) A customer may submit a written application for an exemption from a Water Use Limitation to the District's Drought Coordinator. The application must be on the District's form and must include the customer name, account number(s), a description of the limitation from which the customer is seeking an exemption, the reason(s) why the exemption is requested, the justification for the exemption, and the specific actions the customer proposes to take to achieve a functionally equivalent level of water curtailment. If a Notice of Violation has been issued to the customer, the customer must first resolve the violation including the payment of any and all penalties and/or costs before the Drought Coordinator will consider an application for an exemption from a Water Use Limitation;
- (b) The District Drought Coordinator will consider each application for a waiver of a Water Use Limitation based on the information provided by the customer in the application. The Drought Coordinator may grant an exemption of a particular Water Use Limitation if the application is deemed reasonable. An exemption shall not be granted if, in the opinion of the Drought Coordinator, doing so would endanger the public health and safety;
- (c) A customer may appeal the Drought Coordinator's denial of an application for an exemption from a Water Use Limitation within ten (10) calendar days by submitting a written appeal to the Board of Directors on the District's form and specify the reasons why the customer disagrees with the Drought Coordinator's denial;
- (d) If a previous application for an exemption of a Water Use Limitation has been denied, a new application for exemption of the same Water Use Limitation is not permitted and will not be considered.

*I have read, understand, and agree to the terms and conditions of this application.*

Signature of applicant: \_\_\_\_\_

Date: \_\_\_\_\_

7/11/14

**OFFICE USE ONLY**

Date Received: 07/03/14 Received by: Dan Gallagher In good standing: Yes

Approved: \_\_\_\_\_ Effective Date: \_\_\_\_\_ Expiration Date: \_\_\_\_\_ Denied: \_\_\_\_\_

Reason for approval/ denial: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

ACCESSIBLE AND DANGEROUS TO KIDS AND GUESTS.



# Dublin San Ramon Services District

Water, wastewater, recycled water

## WATER USE LIMITATIONS APPLICATION FOR EXEMPTION


Please do the following:

1. Section 1 – Fill in your information.
2. Section 2 – Check the box which applies to the exemption you are seeking approval for. (Please note applicants must submit one form per exemption request.)
3. Section 3 – Description, reason, justification & actions proposed for water curtailment.
4. Section 4 – Person applying must sign and date.
5. Include photos if possible.
6. Submit to DSRSD Drought Coordinator – Dan Gallagher

Email:	Fax:	Mail: 7399 Johnson Drive	Office:
<u>Gallagher@dsrsd.com</u>	925-462-0658	Pleasanton, CA 94588	925-875-2345

### CUSTOMER INFORMATION – SECTION 1

Name: DAVID KNUTSEN

Address: 

City: DUBLIN

Account Number: \_\_\_\_\_

Zip Code: 94568

Phone Number: \_\_\_\_\_

Email address: \_\_\_\_\_

### EXEMPTION APPLYING FOR – SECTION 2

- |  |  |
|--|--|
| <input type="checkbox"/> Landscape Irrigation Limitations                  | <input type="checkbox"/> Soil Compaction and/or Dust Control                     |
| <input type="checkbox"/> Cleaning Exterior of Buildings or Homes           | <input type="checkbox"/> Hosing Down/Pressure Washing Impervious Surfaces        |
| <input type="checkbox"/> Filling of New Swimming Pools or Spas             | <input checked="" type="checkbox"/> Refilling of Existing Swimming Pools or Spas |
| <input type="checkbox"/> Escape of Potable Water from Pipe Breaks or Leaks | <input type="checkbox"/> Storm Drain Cleaning and/or Maintenance of              |
| <input type="checkbox"/> Vehicle Washing                                   | <input type="checkbox"/> Street Sweeping   |
| <input type="checkbox"/> Other (Please describe): _____                    |  |

### DESCRIPTION, REASON, JUSTIFICATION & ACTIONS PROPOSED – SECTION 3

Description of limitation that is the subject of request: FILLING OF EXISTING SWIMMING POOL →  
NOTE HOMEOWNER BELIEVES THAT THE FILLING OF HIS CURRENTLY DRAINED (FILLED @ 10% CAPACITY WITH RAIN WATER) IS NOT PROSCRIBED BY ORDINANCE 333 SECTION 7

Reason(s) for requesting an exemption: HOMEOWNER SEEKS TO FILL CURRENTLY DRAINED SWIMMING POOL. SWIMMING POOL WAS ON PROPERTY WHEN HOUSE WAS ACQUIRED IN July OF 2012 SHORTLY THEREAFTER, POOL WAS DRAINED AND HAS REMAINED DRAINED (EXCEPT FOR RAIN WATER). HOMEOWNER SEEKS TO FILL POOL FOR THE HEALTH AND SAFETY OF THE COMMUNITY, THEM AND THEIR CHILDREN.

(Continued on back)



Justification for requesting an exemption: THE FILLING OF A PREVIOUSLY AND CURRENTLY DRAINED POOL IS NOT PRESCRIBED BY ORDINANCE 333 SECTION 7(i) - (iv). THE FOUR PRESCRIPTIONS ARE INAPPLICABLE. NEVERTHELESS, THE FILLING OF THE POOL IS NECESSARY THE ACCUMULATED RAIN WATER IS BRACKISH, FILLED WITH ALGAE AND A BREEDING GROUND FOR MOSQUITOES. HOMEOWNER WAS CONTACTED BY THE ALCO MOSQUITO ABATEMENT TEAM AND TOLD TO REMEDY THE SITUATION TO PREVENT WEST NILE. ALSO, NOW THAT CONSTRUCTION IS ALMOST OVER OF THE LOCATION, THE POOL IS (BOTTOM)

Specific actions proposed to achieve equivalent level of water curtailment:

HOMEOWNER HAS NEVER USED POOL. HOMEOWNER HAS NEVER USED SPRINKLERS. HOMEOWNER'S WATER USE HAS BEEN EXTREMELY LOW SINCE ARRIVAL IN JULY OF 2012.

**ACCOUNT OWNER - SECTION 4**

The exclusive procedure for consideration of written applications from customers for exemptions from these Water Use Limitations described herein will be as follows:

- (a) A customer may submit a written application for an exemption from a Water Use Limitation to the District's Drought Coordinator. The application must be on the District's form and must include the customer name, account number(s), a description of the limitation from which the customer is seeking an exemption, the reason(s) why the exemption is requested, the justification for the exemption, and the specific actions the customer proposes to take to achieve a functionally equivalent level of water curtailment. If a Notice of Violation has been issued to the customer, the customer must first resolve the violation including the payment of any and all penalties and/or costs before the Drought Coordinator will consider an application for an exemption from a Water Use Limitation;
- (b) The District Drought Coordinator will consider each application for a waiver of a Water Use Limitation based on the information provided by the customer in the application. The Drought Coordinator may grant an exemption of a particular Water Use Limitation if the application is deemed reasonable. An exemption shall not be granted if, in the opinion of the Drought Coordinator, doing so would endanger the public health and safety;
- (c) A customer may appeal the Drought Coordinator's denial of an application for an exemption from a Water Use Limitation within ten (10) calendar days by submitting a written appeal to the Board of Directors on the District's form and specify the reasons why the customer disagrees with the Drought Coordinator's denial;
- (d) If a previous application for an exemption of a Water Use Limitation has been denied, a new application for exemption of the same Water Use Limitation is not permitted and will not be considered.

*I have read, understand, and agree to the terms and conditions of this application.*

Signature of applicant: \_\_\_\_\_

Date: 7/11/14

**OFFICE USE ONLY**

Date Received: 07/03/14 Received by: Dan Gallagher In good standing: Yes

Approved: \_\_\_\_\_ Effective Date: 07/17/14 Expiration Date: \_\_\_\_\_ Denied: X

Reason for approval/ denial: \_\_\_\_\_

Your request for exemption is hereby denied for the following reasons: Your application states that the pool has been empty for several years as it was in need of repair. Our Ordinance does not make an allowance for repairs to a pool that has been empty for several years. You have stated in your application that Alameda County Vector Control has told you to refill the pool. We have contacted vector control, they stated they asked you to remove the water from the pool in order to minimize breeding area for mosquitoes. As an option you may want to look into having your pool filled with water from a private well. Some developers have companies haul water in for this type of use. Your pool contractor may know of these companies.

There is one company that I know of that is hauling water for filling pools. I have not personally worked with them so I do not know how reliable they are or anything of that nature. The company is called Bezak Water Hauling and they have their own well that they use to fill their water truck. The owner of the company is Mr. Fred Youngren. If the water is being supplied by another water source we can reconsider the exemption request.

ACCESSIBLE AND DANGEROUS TO KIDS AND GUESTS.

**SECTION 3. WATER USE LIMITATIONS.**

(a) Prohibitions on Water Use. During the Community Drought Emergency, and to preserve the water supply for the greatest public benefit with particular regard to domestic use, sanitation, and fire protection, the following uses of water are prohibited except to the extent allowed under Section 3 (d) "Exemptions" of this Ordinance:

(7) Swimming Pools, Spas, and Water Themed Play Areas:

- (i) Any and all use of potable water for filling of new swimming pools or spas;
- (ii) Any and all use of potable water for refilling existing swimming pools or spas due to leaks, splash-out, and evaporative losses (i.e. "Topping Off");
- (iii) Any and all uses of potable water as replacement water for existing water themed publicly owned "play areas" to recharge the play area with water due to leaks, splash-out, and evaporative losses (i.e. "Topping Off");
- (iv) Any and all draining and subsequent refilling of existing swimming pools or spas, except where required for the protection of public health and safety, and upon the prior written approval of the District, which approval shall specify allowable refill times and rates.

(d) Exemptions to Prohibitions and Restrictions. During the Community Drought Emergency, the following exemptions to the above listed prohibitions and restrictions are allowed:

(3) Swimming Pools, Spas and Water Themed Play Area Exemptions:

- (i) "Topping off" of existing private swimming pools and spas (i.e. a pool or spa at a residence that is only available for use by the occupants and their guests) if the swimming pool or spa is covered to reduce evaporation when not in use, but only to the extent that the need for "Topping Off" is not due to leaks;



**Dublin San Ramon  
Services District**  
Water, wastewater, recycled water

7051 Dublin Boulevard  
Dublin, CA 94568-3018

phone (925) 828-0515  
fax (925) 829-1180  
www.dsrds.com

## WATER USE LIMITATIONS APPLICATION TO APPEAL A DETERMINATION

Please do the following:

1. Section 1 – Fill in your information.
2. Section 2 – Check the applicable box and attach a copy of your original completed application, showing that the application was denied along with the reasons given by the Drought Coordinator. (Please note applicants seeking to appeal a decision must submit one form per request to appeal.)
3. Section 3 – Reason or reasons why the customer disagrees with the Drought Coordinator's denial.
4. Section 4 – Person applying must sign and date.
5. Section 5 – Consent to waive privacy protection for water account records. Person applying must sign and date.
6. Include new photos if applicable (do not duplicate photos that were submitted with the original application.
7. Submit to DSRSD Board of Directors

Email:  
[Board@dsrds.com](mailto:Board@dsrds.com)

Fax:  
925-829-1180

Mail: 7051 Dublin Blvd  
Dublin, CA 94568

Office:  
925-828-0515

### CUSTOMER INFORMATION – SECTION 1

Name: DAVID KNITSEN

Address: [REDACTED] City: DUBLIN

Account Number: [REDACTED] Zip Code: 94568

Phone Number: [REDACTED]

Email address: [REDACTED]

### EXEMPTION APPLICATION THAT WAS DENIED – SECTION 2

- |  |  |
|--|--|
| <input type="checkbox"/> Landscape Irrigation Limitations                  | <input type="checkbox"/> Soil Compaction and/or Dust Control                     |
| <input type="checkbox"/> Cleaning Exterior of Buildings or Homes           | <input type="checkbox"/> Hosing Down/Pressure Washing Impervious Surfaces        |
| <input type="checkbox"/> Filling of New Swimming Pools or Spas             | <input checked="" type="checkbox"/> Refilling of Existing Swimming Pools or Spas |
| <input type="checkbox"/> Escape of Potable Water from Pipe Breaks or Leaks | <input type="checkbox"/> Storm Drain Cleaning and/or Maintenance of              |
| <input type="checkbox"/> Vehicle Washing                                   | <input type="checkbox"/> Street Sweeping   |
| <input type="checkbox"/> Other (Please describe): _____                    |  |

### REASON WHY THE CUSTOMER DISAGREES WITH THE DROUGHT COORDINATOR'S DENIAL – SECTION 3

Describe the reason for disagreeing with the denial:

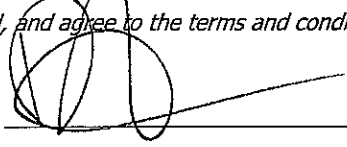
PLEASE SEE ATTACHED ORIGINAL APPLICATION –  
(1) THE PROHIBITION ORDINANCE DOES NOT PROHIBIT THE FILING IF MY POOL. MY  
POOL WAS DRAINED IN CONNECTION W/ CONSTRUCTION IN MY HOME SHORTLY AFTER

(Continued on back)

PURCHASE IN SUMMER 2012. ORDINANCE 333 SECTION 7(i) - (iv) does not prohibit the filling of a pre-existing pool drained before the ordinance came into effect. (2) THE DRAINED POOL IS A DANGER TO MY YOUNG CHILD, MY CHILD TO BE AND ALL VISITORS AND GUESTS (YOUNG AND OLD). (3) I HAVE BEEN OBLIGED BY THE MISANTHROPIC ABATEMENT TEAM IN SAN ALABAMA COUNTY TO RISE MY PROPERTY OF STANDING WATER.

ACCOUNT OWNER - SECTION 4

The exclusive procedure for consideration of written applications from customers for exemptions from these Water Use Limitations described herein will be as follows:  
(a) A customer may submit a written application for an exemption from a Water Use Limitation to the District's Drought Coordinator. The application must be on the District's form and must include the customer name, account number(s), a description of the limitation from which the customer is seeking an exemption, the reason(s) why the exemption is requested, the justification for the exemption, and the specific actions the customer proposes to take to achieve a functionally equivalent level of water curtailment. If a Notice of Violation has been issued to the customer, the customer must first resolve the violation including the payment of any and all penalties and/or costs before the Drought Coordinator will consider an application for an exemption from a Water Use Limitation;  
(b) The District Drought Coordinator will consider each application for a waiver of a Water Use Limitation based on the information provided by the customer in the application. The Drought Coordinator may grant an exemption of a particular Water Use Limitation if the application is deemed reasonable. An exemption shall not be granted if, in the opinion of the Drought Coordinator, doing so would endanger the public health and safety;  
(c) A customer may appeal the Drought Coordinator's denial of an application for an exemption from a Water Use Limitation within ten (10) calendar days by submitting a written appeal to the Board of Directors on the District's form and specify the reasons why the customer disagrees with the Drought Coordinator's denial;  
(d) If a previous application for an exemption of a Water Use Limitation has been denied, a new application for exemption of the same Water Use Limitation is not permitted and will not be considered.

I have read, understand, and agree to the terms and conditions of this appeal.  
Signature of applicant:  Date: 7/24/14

BOARD OF DIRECTORS USE ONLY

Date Received: \_\_\_\_\_ Received by: \_\_\_\_\_  
Approved: \_\_\_\_\_ Denied: \_\_\_\_\_  
Effective Date: \_\_\_\_\_ Expiration Date: \_\_\_\_\_  
Reason for approval/denial: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



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**CONSENT TO WAIVE PRIVACY PROTECTION FOR WATER ACCOUNT RECORDS - SECTION 5**

I agree that I am a DSRSD customer and I am seeking an exemption from water use limitations. I further acknowledge that the Drought Coordinator previously denied my request for an exemption, and therefore I am appealing the decision of the Drought Coordinator to the DSRSD Board of Directors. I understand that the DSRSD Board of Directors must consider my appeal in an open public meeting.

I understand that the Board of Directors is required by the Ralph M. Brown Act to conduct its deliberations in public, with certain exceptions specifically set forth in the law. The Public Records Act normally prevents most customer records, including water usage data, from being disclosed to the public at large. I also understand that in order for the Board of Directors to be able to discuss and take action on my appeal, it is necessary for the Board to openly discuss my water account information and my water use records. I understand that to allow this I must provide written consent to waive the protections normally afforded to me by the Public Records Act.

My signature below acknowledges my consent to waive the protections afforded to me by the Public Records Act so that the DSRSD Board of Directors can consider my appeal. I understand that once I sign and return this consent form, this matter will be placed on the agenda for the next reasonably available meeting of the Board of Directors for consideration. I further understand that if I do not sign and return this consent form within ten (10) calendar days of submitting my appeal, then the District will make the determination that I do not wish to pursue my appeal and I will be subject to all of the water use limitations described in Ordinance 333.

The portion of the Public Records Act most pertinent to my request is Government Code Section 6254.16. The most pertinent language of Section 6254.16 provides that the name, utility usage data, and the home address of utility customers is normally protected information and can only be made available to the public under special circumstances, unless the customer agrees to waive this protection. DSRSD urges customers to carefully review Government Code Section 6254.16 before signing this letter if the customer is concerned about waiving this protection. I understand that once I waive this protection my appeal will be agendized for discussion by the DSRSD Board of Directors and thereafter my water usage data will be available to anyone and everyone upon request. I further understand that my signing this consent form does not in any way promise that my appeal will be approved in whole or in part, only that my appeal will be duly considered by the DSRSD Board of Directors.

I HEREBY CERTIFY THAT I AM DULY AUTHORIZED TO ACT FOR AND ON BEHALF OF DSRSD WATER SERVICE ACCOUNT NO. 02-17-218610-003, AND THAT BY SIGNING BELOW, I KNOWINGLY AND VOLUNTARILY WAIVE THE PROTECTIONS AFFORDED BY LAW AS TO WATER USAGE DATA FOR THAT ACCOUNT, WITH THE UNDERSTANDING THAT THE WATER USAGE DATA SHALL BE PUBLICLY AVAILABLE TO ALL.

SIGNATURE

DATE

DAVID KRUISEN

PRINT NAME