

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

October 18, 2016

1. CALL TO ORDER

A regular meeting of the Board of Directors was called to order at 6 p.m. by President D.L. (Pat) Howard.

2. PLEDGE TO THE FLAG

3. ROLL CALL

Boardmembers present at start of meeting:

President D.L. (Pat) Howard, Vice President Richard M. Halket, Director Edward R. Duarte, Director Madelyne (Maddi) A. Misheloff, and Director Georgean M. Vonheeder-Leopold.

District staff present: Dan McIntyre, General Manager; John Archer, Assistant General Manager/Treasurer; Judy Zavadil, Engineering Services Manager; Carol Atwood, Administrative Services Manager; Dan Lopez, Interim Operations Manager; Carl P.A. Nelson, General Counsel; and Nicole Genzale, Executive Services Supervisor/District Secretary.

4. SPECIAL ANNOUNCEMENTS/ACTIVITIES - None

5. PUBLIC COMMENT (MEETING OPEN TO THE PUBLIC) – 6:01 p.m. No public comment was received.

6. REPORTS

A. Reports by General Manager and Staff

- Event Calendar – General Manager McIntyre reported on the following:
 - o The next DERWA meeting will be held Monday, October 24, 2016 at 6pm.
 - o The Wastewater Treatment Plant Neighborhood Annual Meeting will be held Tuesday, October 25, 2016 at 5pm. This meeting will not require public noticing since no Boardmembers are planning to attend.
- Correspondence to and from the Board on an Item not on the Agenda – None

B. Agenda Management (consider order of items) – No changes were made.

C. Joint Powers Authority and Committee Reports

DSRSD/Pleasanton Liaison

October 13, 2016

President Howard invited comments on recent committee activities. Vice President Halket, Committee representative, reported it was a good meeting, with the majority of discussion regarding DSRSD's continued investigation of a cutting edge biosolids-to-energy facility that, if built, would be located at the wastewater treatment plant in Pleasanton. They agreed to resume discussion of the potential project in a year, once

more information has been gathered. Other topics included Zone 7's fixed charge concept with new fees and a sunset of the drought surcharge, and the progress of the joint feasibility study on potable reuse.

7. APPROVAL OF MINUTES – Regular Meeting of October 4, 2016

Director Vonheeder-Leopold MOVED for the approval of the October 4, 2016 minutes. Director Misheloff SECONDED the MOTION, which CARRIED with FIVE AYES.

8. CONSENT CALENDAR

The Board took Consent Calendar Items 8.A, 8.B, 8.C, and 8.E ahead of Item 8.D and passed these Items first.

Vice President Halket MOVED for approval of Items 8.A., 8.B, 8.C and 8.E on the Consent Calendar. Director Duarte SECONDED the MOTION, which CARRIED with FIVE AYES.

- A. Approve a Memorandum of Understanding Recognizing Zone 7 Water Agency as the Local Groundwater Sustainability Agency under the Sustainable Groundwater Management Act– Approved – Resolution No. 64-16
- B. Approve Amendment No. 9 to Agreement of February 8, 2002 with Bold, Polisner, Maddow, Nelson & Judson – District General Counsel – Approved – Resolution No. 65-16
- C. Approve an \$11,000 Increase to FYE2017 Capital Outlay Budget for Purchase of Truck with Service Body – Approved - Resolution No. 66-16
- D. REMOVED - Approve Time Extension for City of Dublin Unused Sewer Capacity Program and Rescind Resolution No. 57-13

The Board asked for further clarification as to the request to extend a partial unallocated dwelling unit equivalency (DUE). General Manager McIntyre confirmed that the partial DUE has value for attracting new business in Dublin, thus the City's request for the extension to the Program.

Vice President Halket MOVED for Approval of Resolution No. 67-16 to Approve Time Extension for City of Dublin Unused Sewer Capacity Program and Rescind Resolution No. 57-13. Director Vonheeder-Leopold SECONDED the MOTION, which CARRIED with FIVE AYES.

- E. Accept the Following Regular and Recurring Reports: Water Supply and Conservation, District Financial Statements, Warrant List, Upcoming Board Business, and “No Net Change” Operating Budget Adjustments – Approved.

9. BOARD BUSINESS

- A. First Reading: Introduction of Ordinance Revising District Code Sections 3.60.010, 3.60.020, 3.70.010 and 3.70.080

President Howard read title of Ordinance: Ordinance of Dublin San Ramon Services District Modifying Sections 3.60.010, 3.60.020, 3.70.010, and 3.70.080 of its District Ordinance Code to Revise the Time of Vesting of Water and Wastewater Capacity Rights and for Payment of Associated Capacity Reserve Fees

President Howard solicited Motion to Waive Reading of Ordinance.

Vice President Halket MOVED to Waive Reading of Ordinance. Director Misheloff SECONDED the MOTION, which CARRIED with FIVE AYES.

The Board and staff discussed, and agreed, the description of the item as it appears on the agenda could be more informative. General Manager McIntyre confirmed future proposed ordinance agenda item descriptions will provide information beyond code section identifiers.

There was no public comment received. There was no further discussion of the item. The proposed ordinance will return to the Board for second reading and adoption on November 1.

B. Adopt Statement of Opposition to Proposition 53 on the November 8, 2016 Ballot

General Manager McIntyre reviewed the item for the Board. He reported DSRSD will issue a news release tomorrow should the Board approve the proposed resolution to oppose Proposition 53.

The Board and staff discussed the proposed legislation and agreed it would greatly hamper the District's ability to complete necessary projects if project approval is dependent on a statewide vote as written in Proposition 53.

Director Duarte MOVED to adopt Resolution No. 68-16, Oppose Proposition 53 on the November 8, 2016 Ballot. Director Misheloff SECONDED the MOTION, which CARRIED with FIVE AYES.

C. Receive Presentation on Zone 7 Water Quality Management Program Report

Engineering Services Manager Zavadil reviewed the item for the Board and gave a presentation that reviewed Zone 7 water quality policy goals, DSRSD's Water Quality Report, water aesthetics, hardness and chemicals, Zone 7 water quality projects, and supply sources and locations.

The Board and staff discussed various aspects of the presentation including projects Zone 7 has planned through 2028 to address taste and odor, chromium 6, and water hardness issues, as well as pertinent chemical testing requirements, and observations and complaints commonly received from DSRSD customers about the water supplied by Zone 7. The Board thanked staff for presenting an excellent report.

D. Award Construction Agreement for the DSRSD Field Operations Building Project (CIP 16-A005) to Metcon-TI, Inc. and Approve a Budget Increase for the Project

Engineering Services Manager Zavadil reviewed the item for the Board.

The Board inquired about the scope of the project, the administrative management cost showing in the project budget, and if anything was salvageable in the demolition of the former Field Operations Division (FOD) facility that was located at Camp Parks. Ms. Zavadil explained the internal building renovations and the trash enclosures are within this project scope, the administrative cost represents the estimated purchase price of the new FOD building, and that anything salvageable was retained by the demolition company per agreement.

Director Duarte MOVED to adopt (1) Resolution No. 69-16, Approving and Authorizing Execution of Agreement with Metcon-TI, Inc. for Construction of the DSRSD Field Operations Building Project (CIP 16-A005), and (2) Resolution No. 70-16, Approving an Adjustment to the Capital Improvement Program Two-Year Budget for Fiscal Years Ending 2016 and 2017 to Increase the Project Budget for the Corporation Yard & Administrative Facilities (CIP 16-A005). Director Misheloff SECONDED the MOTION, which CARRIED with FIVE AYES.

10. BOARDMEMBER ITEMS

Director Duarte submitted a written report to Executive Services Supervisor Genzale. He reported he attended the California Special Districts Association (CSDA) annual conference in San Diego October 10-13, and the Contra Costa Special Districts Association chapter meeting held at Central Contra Costa Sanitation District in Martinez October 17. He summarized the activities and discussions at the meetings.

Director Misheloff commented that she is very interested in CSDA activities and wanted to attend the annual conference but was unable to do so as it conflicted with the Hebrew calendar. She will submit feedback to CSDA about future scheduling considerations.

Director Vonheeder-Leopold submitted written reports to Executive Services Supervisor Genzale. She reported she also attended the CSDA annual conference in San Diego on October 10-13, the DSRSD/Pleasanton Liaison meeting held at DSRSD on October 13, the California Association of Sanitation Agencies Board of Directors teleconference meeting on October 14, and the Alameda California Special Districts Association Executive Committee meeting held at the Castro Valley Sanitary District on October 17. She summarized the activities and discussions at the meetings.

11. CLOSED SESSION

At 6:53 p.m. the Board went into Closed Session.

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

12. REPORT FROM CLOSED SESSION

At 7:30 p.m. the Board came out of Closed Session. President Howard announced that there was no reportable action.

13. ADJOURNMENT

President Howard adjourned the meeting at 7:31 p.m.

Submitted by,

Nicole Genzale, CMC
Executive Services Supervisor