

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

October 19, 2021

To allow the public the option to participate remotely during the COVID-19 pandemic, the public may listen and comment by telephone via Teams during open session as described in the Teleconference Access Information on Page 4 of the Agenda Packet. The Boardroom was open to the public during open session. Due to the COVID-19 pandemic, meeting attendees were required to conduct a self-screening before entering District facilities. Face coverings were required.

1. CALL TO ORDER

A regular meeting of the Board of Directors was called to order at 6:02 p.m. by President Johnson.

2. PLEDGE TO THE FLAG

3. ROLL CALL

Boardmembers present at start of meeting:

President Ann Marie Johnson, Vice President Richard M. Halket, Director Marisol Rubio, and Director Georgean M. Vonheeder-Leopold.

District staff present: Dan McIntyre, General Manager; Jan Lee, Assistant General Manager; Carol Atwood, Administrative Services Director/Treasurer; Judy Zavadil, Engineering Services Director/District Engineer; Jeff Carson, Operations Director; Douglas E. Coty, General Counsel; and Nicole Genzale, Executive Services Supervisor/District Secretary.

Director Arun Goel entered the meeting at 6:05 p.m. after the roll call was done.

4. SPECIAL ANNOUNCEMENTS/ACTIVITIES

New Employee Introductions:

Leobardo Solis, Jr., Mechanic I	Angel Prado, Mechanic I
Christopher "CJ" Winn, Maintenance Worker II	Clifford McClure, Maintenance Worker II
Jack Killian, Maintenance Worker II	

5. PUBLIC COMMENT (MEETING OPEN TO THE PUBLIC) – 6:05 p.m. No public comment was received.

6. AGENDA MANAGEMENT (CONSIDER ORDER OF ITEMS) – No changes were made.

7. CONSENT CALENDAR

Director Vonheeder-Leopold MOVED for approval of the items on the Consent Calendar. Director Rubio SECONDED the MOTION, which CARRIED with FIVE AYES.

7.A. Approve Regular Meeting Minutes of October 5, 2021 – Approved

7.B. Approve Special Meeting Minutes of October 12, 2021 – Approved

7.C. Approve Director Attendance at the Water Education Foundation 37th Annual Water Summit on October 28, 2021 – Approved

8. BOARD BUSINESS

- 8.A. First Reading of Ordinance to Revise District Ordinance No. 345 Section 4 (c) Divisions, Receive Presentation and Review Proposed Voting Area Maps Based on 2020 Decennial Census Results, and Provide Direction for Final Proposed Voting Area Maps to be Considered for Adoption on November 16, 2021

President Johnson read the title of the ordinance.

Director Rubio MOVED to Waive Reading of Ordinance. Director Vonheeder-Leopold SECONDED the MOTION, which CARRIED with FIVE AYES.

Director Vonheeder-Leopold MOVED to Schedule Adoption of the Ordinance to Amend Ordinance No. 345 Establishing By-Division System for Electing Directors for November 16, 2021. Director Rubio SECONDED the MOTION, which CARRIED with FIVE AYES.

Executive Services Supervisor/District Secretary Genzale reviewed the item for the Board. She explained that this is one of two public hearings the District will hold to receive public input regarding adjustments to the District's five election division boundaries (Divisions 1, 2, 3, 4, and 5) based on the 2020 Decennial Census results. She reported that no public comment has been received regarding the redistricting process, thus far. She introduced the District's independent demographer, Mr. Michael Wagaman of Wagaman Strategies, who gave a brief presentation regarding this evening's objectives. He reviewed the additional criteria given by the Board at the October 5 meeting and presented four draft maps for the Board's consideration: Blue, Purple, Red and Green.

The Board reviewed the four draft maps and discussed possible variations and adjustments to account for expected future growth, communities of interest, and achieving desired balance within the criteria set forth. The Board's comments were more favorable regarding the Blue and Red maps in terms of presenting overall more of the desired qualities. The Board directed Mr. Wagaman to develop additional draft map options based on the following adjustments:

- Beginning with Blue's boundary between Divisions 1 and 2:
 - Shift southern boundary to Dougherty Road
 - Shift northern boundary to lower deviations
- Beginning with Blue and Red's boundary between Divisions 3 and 4:
 - Shift southern boundary to add area between Dublin Blvd. and Dougherty Road
- Create four revised plans blending Blue and Red, varying:
 - Divisions 2 and 3 boundary: I-680 or county line
 - Division 4 and 5 boundary: whether Division 5 extending or stopping at Hacienda Drive
- Shift Division 3 and 4 boundary west, if possible

Mr. Wagaman stated he would develop approximately four additional maps for the Board to consider on November 16 that represent the Board's direction.

President Johnson inquired if there were any comments from the public. There was no

public comment received. The Board had no further discussion.

- 8.B. Approve Continuation of District's State of Emergency in Response to COVID-19 Pandemic by Pandemic by General Manager and Find that the Need for the District's State of Emergency Still Exists

Assistant General Manager Lee reviewed the item for the Board.

Vice President Halket MOVED to Approve Continuation of District's State of Emergency in Response to COVID-19 Pandemic by General Manager and Find that the Need for the District's State of Emergency Still Exists. Director Rubio SECONDED the MOTION, which CARRIED with FIVE AYES.

- 8.C. Approve Amendment to the Capital Improvement Program Ten Year-Plan and Two-Year Budget for Fiscal Years 2022 and 2023 to Combine Camp Parks Water Main – 12th Street, Mitchell Drive, Evans Avenue (CIP 20-W024) and Camp Parks Water Main – 5th Street, Adams to Davis Street (CIP 20-W023) Projects and Increase Project Budget and Construction Change Order Contingency

Engineering Services Director Zavadil reviewed the item for the Board. She clarified the engineer's estimated cost versus the contractor's actual cost of pipeline per foot, as well as the new total cost if the project amendment is approved.

Director Rubio MOVED to Approve Resolution No. 51-21, Approving an Amendment to the Capital Improvement Program (CIP) Ten-Year Plan and Two-Year Budget for Fiscal Years 2022 and 2023 to Delete Camp Parks Water Main – 5th Street, Adams to Davis Street Project (CIP 20-W023), Increase the Camp Parks Water Main – 12th Street, Mitchell Drive, Evans Avenue Project (CIP 20-W024) Budget, Retitle to Camp Parks Water Main – 12th Street, Mitchell Drive, Evans Avenue, and 5th Street (CIP 20-W024) Project, and Increase the Construction Change Order Contingency for the Construction Agreement with DPI, Inc. Director Vonheeder-Leopold SECONDED the MOTION, which CARRIED with FIVE AYES.

- 8.D. First Reading of Ordinance Amending District Code Section 4.20.040, Potable Water Use and Protective Measures, Water Emergencies and Shortages

President Johnson read the title of the ordinance.

Director Rubio MOVED to Waive Reading of Ordinance. Director Vonheeder-Leopold SECONDED the MOTION, which CARRIED with FOUR AYES and ONE NO (Halket).

Vice President Halket MOVED to Schedule Adoption of the Ordinance Amending Section 4.20.040 of the District Code to Update Water Shortage Emergency Provisions on November 2, 2021. Director Vonheeder-Leopold SECONDED the MOTION, which CARRIED with FIVE AYES.

Engineering Services Director Zavadil reviewed the item for the Board. President Johnson inquired if there were any comments from the public. There was no public comment received. The Board had no further discussion.

Director Rubio MOVED to Support Administrative Corrections to the Ordinance Amending Section 4.20.040 of the District Code to Update Water Shortage Emergency Provisions on November 2, 2021. Director Goel SECONDED the MOTION, which CARRIED with FIVE AYES.

- 8.E. Adopt Revised Auditor Selection and Service Policy and Rescind Resolution No. 34-18, and Approve Negotiation of a One-Year Extension of the Maze & Associates Contract

Administrative Services Director Atwood reviewed the item for the Board. She confirmed that the proposal to extend the District's contract with Maze & Associates is purely a modification to internal practice, and remains compliant with Assembly Bill 1345, which, given certain conditions, permits the District to retain an audit firm beyond six years. An item will be presented for approval at a later meeting if the Board supports the proposed extension and contract negotiations are successful.

Director Vonheeder-Leopold MOVED to Approve Resolution No. 52-21 Revising the Auditor Selection and Services Policy and Rescinding Resolution No. 34-18. Director Rubio SECONDED the MOTION, which CARRIED with FIVE AYES.

Director Goel MOVED to Approve Negotiation of a One-Year Extension of the Maze & Associates Contract. Director Rubio SECONDED the MOTION, which CARRIED with FIVE AYES.

- 8.F. Receive Presentation on San Francisco Bay Region Study of Per- and Polyfluoroalkyl Substances (PFAS) in Wastewater

Laboratory and Environmental Compliance Manager Kristy Fournier reviewed the item for the Board. The Board and staff discussed the detection and visibility of PFAS levels, and the findings that levels in common household items appear more prevalent than in wastewater, though much investigation remains to be done.

- 8.G. Receive Presentation on Biosolids Processing, Regulations, and Trends

Engineering Services Director Zavadil reviewed the item for the Board.

The Board and staff discussed current and future use opportunities for the District's biosolids property, advancing biosolids technologies, and potential impacts of biosolids related legislation. Staff shared that the property was deeded to the District from the Army for wastewater uses. Over the years, the property has generated outside interest for other potential uses, however, displacing this facility would greatly increase wastewater rates for the cities of Dublin and Pleasanton. The District's program is one of few in the area and produces "platinum" quality biosolids.

9. REPORTS

9.A. Boardmember Items

- Joint Powers Authority and Committee Reports – None
- Submittal of Written Reports for Day of Service Events Attended by Directors

Director Vonheeder-Leopold submitted a written report to Executive Services Supervisor/District Secretary Genzale. She reported that she attended the California Association of Sanitation Agencies (CASA) Board of Directors meeting on October 14. She summarized the activities and discussions at the meeting.

Director Rubio submitted a written report to Executive Services Supervisor/District Secretary Genzale. She reported that she attended the CASA-CWEA (California Water Environment Association) Biosolids and Renewable Energy Seminars on October 13. She summarized the activities and discussions at the meeting.

- Request New Agenda Item(s) Be Placed on a Future Board or Committee Agenda – None

9.B. Staff Reports

- Event Calendar – General Manager McIntyre had nothing to report.
- Correspondence to and from the Board on an Item not on the Agenda – None

10. CLOSED SESSION

At 8:30 p.m. the Board went into Closed Session.

10.A. Conference with Conference with Labor Negotiators Pursuant to Government Code Section 54957.6

Agency Negotiators: Dan McIntyre, General Manager
Jan Lee, Assistant General Manager
Carol Atwood, Administrative Services Director
Michelle Gallardo, Human Resources and Risk Manager

Employee Organizations: 1. Stationary Engineers, Local 39
2. Mid-Management Employees Bargaining Unit
3. Professional Employees Bargaining Unit

Additional Attendees: Douglas E. Coty, General Counsel

10.B. Public Employee Performance Evaluation Pursuant to Government Code Section 54957
Title: General Manager

11. REPORT FROM CLOSED SESSION

At 9:33 p.m. the Board came out of Closed Session. President Johnson announced that there was no reportable action.

12. ADJOURNMENT

President Johnson adjourned the meeting at 9:33 p.m.

Submitted by,

Nicole Genzale, CMC
Executive Services Supervisor/District Secretary