

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

April 16, 2024

1. CALL TO ORDER

A regular meeting of the Board of Directors was called to order at 6 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 Arun Goel, Director Richard M. Halket, Director Dinesh Govindarao, and Director Georgean M. Vonheeder-Leopold.

District staff present: Jan Lee, General Manager; Steve Delight, Engineering Services Director/District Engineer; Dan Gill, Operations Director; Michelle Gallardo, Interim Administrative Services Director; Douglas E. Coty, General Counsel; and Nicole Genzale, Executive Services Supervisor/District Secretary.

4. SPECIAL ANNOUNCEMENTS/ACTIVITIES

4.A. California Water Environment Association (CWEA) Award Winners

General Manager Lee announced the awards presentation and introduced DSRSD staff in attendance for the CWEA recognitions. She then introduced Mr. Mike Walkowiak, Managing Principal at Brown and Caldwell, who presented the following awards to the DSRSD staff members on behalf of the CWEA Board of Directors:

- Heidi Birdsell, Senior Quality Assurance Chemist - Laboratory Person of the Year (local, state)
- Field Operations Division – Collection System of the Year (local – small system)

5. PUBLIC COMMENT (MEETING OPEN TO THE PUBLIC) – 6:08 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 Govindarao SECONDED the MOTION, which CARRIED with FIVE AYES.

7.A. Approve Regular Meeting Minutes of April 2, 2024 – Approved

7.B. Approve Proclamation Celebrating May 2024 as Water Awareness Month – Approved

7.C. Approve Intention to Levy the Dougherty Valley Standby Charge District 2001-1 Annual Assessment for Fiscal Year Ending 2025 – Approved – Resolution No. 6-24

Upon Director Govindarao's inquiry, staff explained the schedule for presentation of the annual Dougherty Valley assessment-related items to the Board.

8. BOARD BUSINESS

- 8.A. Approve 180-Day Wait Period Exception for Retired Annuitant Kenneth Spray as Administrative Services Director (Finance) under Government Code Sections 7522.56 and 21224

Human Resources & Risk Manager Samantha Koehler reviewed the item for the Board. The Board and staff discussed that Mr. Spray's interim appointment will continue for six to nine months while the District considers the financial management reporting structure and recruits to fill the vacancies in the Financial Services Division.

Director Vonheeder-Leopold MOVED to adopt Resolution No. 7-24, Approving a 180-Day Wait Period Exception for Retired Annuitant Kenneth Spray as the Administrative Services Director (Finance) under Government Code Sections 7522.56 and 21224. Director Halket SECONDED the MOTION, which CARRIED with FIVE AYES.

- 8.B. Public Hearing: Adopt Resolution Establishing Miscellaneous Fees and Charges and Rescind Resolution No. 9-22

President Johnson announced the item and declared the Public Hearing open. She asked for the staff presentation. Senior Engineer Jackie Yee reviewed the item for the Board.

President Johnson inquired if there were any comments from the public. There was no public comment received. President Johnson declared the Public Hearing closed.

The Board and staff discussed and confirmed that the proposed fees will be subject to adjustment by the appropriate CPI (Consumer Price Index) on January 1 of calendar years 2025 and 2026. They also discussed the proposed Project Planning and Review Fees (Miscellaneous) Research fee. The Board inquired about the frequency of customer research requests that exceed 30 minutes and the method by which staff will assess and track this fee so as to be objective and understandable to customers. General Manager Lee noted that the City of Dublin charges a similar fee and suggested staff can look into the City's process. The Board discussed potential alternatives to this particular fee as well as possibly deferring consideration of the Research fee to a future Board meeting. General Counsel Coty explained that the public noticing completed for the Research fee would need to be redone should the Board decide to consider adoption of this particular fee at a later Board meeting.

President Johnson MOVED to adopt Resolution No. 8-24, Establishing Fees and Charges under District Code Sections 1.30.010(B), 1.40.040, 1.50.010, 1.50.070, 1.100.010, 1.100.030, 2.30.050, 3.70.060, 3.70.070 (A) & (B), 4.30.040, 4.30.070, 4.40.040 (A) & (B), 4.40.050, 4.40.070, 4.40.080 (A) & (C), 4.40.090, AND 5.30.090, and Rescinding Resolution No. 9-22, and further, directed staff to provide the Board with additional data and an implementation process for the new Project Planning and Review Fees (Miscellaneous) Research fee. Director Govindarao SECONDED the MOTION, which CARRIED with THREE AYES and TWO NOES (Halket and Goel).

- 8.C. Public Hearing: Consider Establishing Water Rates under Chapter 4.40 of the District Code and Rescinding, in Part, Resolution No. 21-19

President Johnson announced the item and declared the Public Hearing open. She asked for the staff presentation. Senior Management Analyst Corinne Ferreyra reviewed the item and provided the Board a presentation (handed out to the Board and posted to the website as supplemental materials) summarizing the District's process to develop the proposed water rate schedule presented this evening.

President Johnson inquired if there were any comments from the public or if anyone present wished to submit or withdraw a written protest. There was no public comment received, nor protests withdrawn or submitted. President Johnson declared the Public Hearing closed and asked for the report of apparent protests received.

District Secretary Genzale reported that a total of three (3) apparent protests were received. A revised protest summary (Attachment 4) was handed out to the Board and posted to the website as supplemental materials as the third protest was received after the agenda packet was published.

President Johnson declared that the protest was unsuccessful as a majority of 16,504 valid protests (based on 33,006 parcels) would be needed to constitute a majority protest.

The Board and staff discussed and confirmed that \$7 million in reserves from the Water Rate Stabilization fund will be utilized to lessen rate adjustment impacts to customers for the first two years of the proposed five-year water rate schedule.

Director Halket MOVED to adopt Resolution No. 9-24, Establishing Water Rates under Chapter 4.40 of the District Code and Rescinding, in Part, Resolution No. 21-19. Vice President Goel SECONDED the MOTION, which CARRIED with FIVE AYES.

- 8.D. Receive Presentation on Per-and Polyfluoroalkyl Substances (PFAS) in Water and Wastewater

Laboratory and Environmental Compliance Manager Kristy Fournier reviewed the item for the Board. The Board and staff discussed various aspects of the presentation regarding the background of PFAS, related 2023–2024 legislation, the presence of PFAS detected in drinking water DSRSD receives from Zone 7 Water Agency (Zone 7), Zone 7's progress in adding PFAS treatment to its wellfields to meet the newly issued federal PFAS drinking water regulations, the status of regional studies looking at the presence of PFAS in wastewater, and efforts to educate the community on the presence of PFAS in consumer products. The Board thanked Ms. Fournier for the informative presentation with the suggestion that DSRSD staff continue to work with Zone 7 to receive regular progress updates.

9. REPORTS

- 9.A. Boardmember Items

9.A.1. Joint Powers Authority and Committee Reports – None

9.A.2. 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 virtual Alameda County Special Districts Association (ACSDA) Executive Committee meeting on April 10. She also reported (no written report) that she attended the annual ACSDA dinner meeting on Thursday, March 21, at the Redwood Canyon Golf Course in Castro Valley. She summarized the activities and discussions at the meetings. She shared an April 4 editorial from the Independent newspaper acknowledging DSRSD and City of Livermore for their leadership in wastewater management.

9.A.3. Request New Agenda Item(s) Be Placed on a Future Board or Committee Agenda – None

9.B. Staff Reports

General Manager Lee reported on the following:

- A DERWA Board meeting will be held on Monday, April 22, at 6 p.m.
- The Dublin State of the City Address will be held on Wednesday, May 1, at the Shannon Community Center at 11:30 a.m.
- The regular Board meeting scheduled for Tuesday, May 7, will be cancelled due to a conflict with the Spring ACWA conference. A special Board meeting will be held in its place on Monday, May 6, at 6 p.m.

10. CLOSED SESSION

At 7:14 p.m. the Board went into Closed Session.

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

11. REPORT FROM CLOSED SESSION

At 7:38 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 7:38 p.m.

Submitted by,

Nicole Genzale, CMC
Executive Services Supervisor/District Secretary