

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

December 18, 2018

1. CALL TO ORDER

A regular meeting of the Board of Directors was called to order at 6:06 p.m. by President Vonheeder-Leopold.

2. PLEDGE TO THE FLAG

3. ROLL CALL

Boardmembers present at start of meeting:

President Georgean M. Vonheeder-Leopold, Vice President Madelyne A. (Maddi) Misheloff (teleconference location), Director Edward R. Duarte, Director Ann Marie Johnson and Director Richard M. Halket.

District staff present: Dan McIntyre, General Manager; Carol Atwood, Administrative Services Manager/Treasurer; Judy Zavadil, Engineering Services Manager/District Engineer; Jeff Carson, 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) – 6:07 p.m. No public comment was received.

6. REPORTS

6.A. Reports by General Manager and Staff

- Event Calendar – General Manager McIntyre reported on the following:
 - o Zone 7 Water Agency (Zone 7) will hold its Water Resources Committee meeting on Friday, December 21 at 10 a.m. and its Board meeting on Wednesday, January 16 at 6:30 p.m. to discuss its Water Supply Evaluation (WSE) Update.
 - o The Tri-Valley Water Liaison Committee meeting will be hosted by Zone 7 on January 23 at 4 p.m.
- Correspondence to and from the Board on an Item not on the Agenda – None

6.B. Joint Powers Authority and Committee Reports – None

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

7. CONSENT CALENDAR

Director Halket MOVED for approval of the items on the Consent Calendar. Director Duarte SECONDED the MOTION, which CARRIED with FOUR AYES, and ONE ABSTENTION (Misheloff), per roll call vote.

- 7.A. Regular Meeting Minutes of December 4, 2018 – Approved
- 7.B. Accept the Following Regular and Recurring Reports: Warrant List – Approved

8. BOARD BUSINESS

- 8.A. Approve Continuation of Emergency Action Procurement by General Manager for Repair of District Office and Find that the Need for the District Office Flooding Emergency Still Exists

Engineering Services Manager Zavadil reviewed the item for the Board. She reported the following emergency activities must be accomplished to prevent further damage to the building: 1) remove carpet padding and glue to dry out moisture under and in the slab, and, 2) evaluate movement of the building's southeast section floor slab, extent of moisture in the foundation, and prevention of future vapor intrusion and mold growth. Delaying the work will increase the scale of damage, costs, and rehabilitation time. The District is insured through the California Sanitation Risk Management Authority (CSRMA) and is expected to soon provide approximately \$800,000 for recovery efforts. Recovery work by Restoration Management Company concluded on Friday. The Board and staff discussed the source of the flooding, identified to be a separation at a flange on an elbow section of the fire service line, and the resulting damage caused under and within the building.

Director Misheloff MOVED to Approve Continuation of Emergency Action Procurement by General Manager for Repair of District Office and Find that the Need for the District Office Flooding Emergency Still Exists. Director Duarte SECONDED the MOTION, which CARRIED with FIVE AYES, per roll call vote.

- 8.B. Selection of President and Vice President of the Board of Directors for 2019

General Manager McIntyre reviewed the item for the Board. President Vonheeder-Leopold opened the floor for nominations for the 2019 Board of Directors President and Vice President.

Director Halket MOVED to NOMINATE and ELECT Vice President Misheloff as the 2019 Board President and Director Duarte as the 2019 Board Vice President. Director Johnson SECONDED the MOTION, which CARRIED with FIVE AYES, per roll call vote.

Director Johnson MOVED to CLOSE nominations. Director Duarte SECONDED the MOTION, which CARRIED with FIVE AYES, per roll call vote.

Director Duarte MOVED to ELECT Vice President Misheloff as the 2019 Board President and Director Duarte as the 2019 Board Vice President. Director Halket SECONDED the MOTION, which CARRIED with FIVE AYES, per roll call vote.

Director Vonheeder-Leopold passed the gavel to Vice President Duarte who then presided over the remainder of the meeting on President Misheloff's behalf.

8.C. Adopt Revised Legislative Advocacy Policy and Rescind Resolution No. 48-14

Community Affairs Supervisor Sue Stephenson reviewed the item for the Board. Upon Board inquiry, General Manager McIntyre further advised that while the proposed revised policy would better guide staff to manage the ongoing, day-to-day legislative efforts, staff would continue to bring advocacy and controversial matters (matters the Board has not yet taken a position on) to the Board for its consideration. Staff will also continue to share legislative news with the Board per usual weekly updates and address any Boardmember concerns from those updates.

Director Halket MOVED to adopt Resolution No. 59-18 Revising the Legislative Advocacy Policy and Rescinding Resolution No. 48-14. Director Vonheeder-Leopold SECONDED the MOTION, which CARRIED with FIVE AYES, per roll call vote.

8.D. Discuss and Provide Direction on Board Committees and Joint Powers Authority Assignments for Calendar Year 2019

General Manager McIntyre introduced the item to the Board. President Misheloff reviewed the proposed Committee structure and director assignments as further detailed in the matrix of suggested Committee assignments that Mr. McIntyre handed out to the Board. The proposal would split the various External Affairs Committee duties into separate Liaison Committees, providing more opportunity for all Boardmembers to interface with partner agencies, while maintaining at least one director in his/her existing JPA assignment, and would sunset the existing standing Committees due to little activity. The Board expressed its preliminary acceptance of the proposal. Mr. McIntyre reported the Board will take action on the item on January 15.

8.E. Receive Presentation on the Zone 7 Water Agency 2018 Water Supply Evaluation Update

Engineering Services Manager Zavadil reviewed the item for the Board. She explained the District is closely following progress of the Zone 7 Water Agency's (Zone 7) Water Supply Evaluation (WSE) Update as Zone 7 will be making key decisions on large short- and long-term water supply projects that will affect the District. She gave a presentation that provided an overview of the following: the Zone 7 Water Supply Reliability policy, DSRSD's Water Supply, Storage, Conveyance, Quality and Conservation policy, water supply reliability projects (California WaterFix, potable reuse, Sites Reservoir, Regional desalination, short- and long-term transfers) and the Los Vaqueros Expansion storage project, the total Zone 7 water demand forecast, preliminary water supply/storage project timelines, project evaluations, preliminary findings, cost estimates, Zone 7's WSE schedule, and risk model exceedance probability. Ms. Zavadil explained how costly it would be for the District and its ratepayers to pursue meeting its supply policy on its own, and stressed the importance for the local retail agencies and their wholesaler, Zone 7, to come to a consensus on local control, and diversification.

The Board and staff discussed various aspects of the presentation, noting that new Zone 7 General Manager Valerie Pryor supports supply diversification, that the public should be more informed about the need to pursue water supply projects, the potential costs associated with the California WaterFix (twin tunnels) project, and how the retail

agencies would be affected should future supply allocation reductions become necessary. Ms. Zavadil will present further updates to the Board as the Zone 7 WSE Update process progresses.

9. BOARDMEMBER ITEMS

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

Director Vonheeder-Leopold submitted written reports to Executive Services Supervisor Genzale. She reported she attended the Alameda County California Special Districts Association chapter meeting on December 12 at the Castro Valley Sanitation District, and the California Association of Sanitation Agencies Board of Directors teleconference meeting on December 17. She summarized the activities and discussions at the meetings.

Vice President Duarte submitted a written report to Executive Services Supervisor Genzale. He reported he attended the public hearing held by Central Contra Costa Sanitary District and DERWA on December 12 regarding a proposed wastewater diversion project. He also thanked Director Vonheeder-Leopold, on behalf of the Board and staff, for her leadership and presented her with an engraved plaque of appreciation for her fortitude and unwavering service as the District's 2018 Board President.

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

10. CLOSED SESSION

At 7:25 p.m. the Board went into Closed Session.

10.A. Conference with Legal Counsel – Anticipated Litigation

Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(d)(2):
One Potential Case

10.B. Conference with Legal Counsel – Existing Litigation Pursuant to Government Code Section 54956.9(d)(1)

Name of Case: Dublin Unified School District

11. REPORT FROM CLOSED SESSION

At 8:04 p.m. the Board came out of Closed Session. Vice President Duarte announced that there was no reportable action.

12. ADJOURNMENT

Vice President Duarte adjourned the meeting at 8:05 p.m.

Submitted by,

Nicole Genzale, CMC
Executive Services Supervisor/District Secretary