EAST BAY DISCHARGERS AUTHORITY
COMMISSION MEETING MINUTES

April 20, 2017

1. Call to Order
Chair Johnson called the meeting to order at 9:30 A.M. on Thursday, April 20, 2017, at the Oro Loma Sanitary District Boardroom, 2655 Grant Avenue, San Lorenzo, CA 94580.

2. Roll Call
PRESENT: Timothy Becker, Oro Loma Sanitary; Marvin Peixoto, City of Hayward; Ralph Johnson, Castro Valley Sanitary District; Pauline Russo Cutter, City of San Leandro; Thomas Handley, Union Sanitary District;
ABSENT: None

OTHERS PRESENT: Michael Connor East Bay Dischargers Authority
Eric Casher Legal Counsel
David Stoops East Bay Dischargers Authority
Juanita Villasenor East Bay Dischargers Authority
Alex Ameri City of Hayward
Paul Eldredge Union Sanitary District
Jason Warner Oro Loma Sanitary District
Roland Williams Castro Valley Sanitary District
Dean Wilson City of San Leandro
Shahed Abbasi City of San Leandro
Bruce Wolfe SF Water Board

3. Public Form
There were no members of the public in attendance at the meeting.

CONSENT CALENDAR

4. Commission Meeting Minutes of March 16, 2017
5. List of Disbursements for March 2017
6. Treasurer’s Report for March 2017
Commissioner Peixoto moved to approve the Consent Calendar items. The motion was seconded by Commissioner Becker and carried unanimously, 5-0 (Becker, Peixoto, Cutter, Handley, Johnson; ayes).

GUEST SPEAKER

7. Guest Speaker
The General Manager introduced Bruce Wolfe, Executive Director of the San Francisco Bay Regional Water Board. Mr. Wolfe provided an overview of the history of wastewater
treatment in the SF Bay region and discussed future objectives. The wastewater community must continue coordinating with water purveyors to develop a water supply portfolio. In the future, the wastewater community’s strategic planning should be consistent with other drivers as it is with nutrients. Wastewater agencies should communicate with local municipal staff to show steps that are being taken that meet local climate action plans.

**REGULAR CALENDAR**

8. **General Manager’s Report**
   The General Manager advised the Commission that the EBDA NPDES permit is scheduled for a public hearing at the Water Board in May.

9. **Report from the Managers Advisory Committee (MAC)**
   The MAC met with the General Manager on April 19, 2017. The MAC discussed the meeting of April 7, NPDES permit update, and status of the transport system inspection.

10. **Report from the Financial Management Committee**
    The Financial Management Committee met with the General Manager on April 18, 2017 and approved the March list of disbursements and Treasurer’s Reports. The Committee reviewed the State Controller’s Office Special Districts Local Government Compensation report for calendar year 2016 and California Employers’ Retiree Benefit Trust fund performance as of March 31, 2017. The Committee also reviewed the proposed FY 2017/18 Budget which increases overall about 10% including an increase of $50,000 to the Renewal and Replacement Fund (RRF). Lastly, the Committee recommended full Commission approval of resolutions establishing the FY 2017/18 price of recycled water for H.A.R.D. and approving Amendment No. 1 to the Agreement with Hayward Point Eden I Limited Partnership.

    Commissioner Becker addressed the Commission regarding RRF contributions and the possible changes to member agency apportionments with the EBDA JPA renewal in January 2020. Commissioner Becker expressed concern with assessing RRF contributions for expenses that may occur after the current JPA expires. Commissioner Handley requested staff provide a 20 year projection of expenses for the RRF. The General Manager will provide two alternative budget proposals at the May Commission.

    Commissioner Cutter moved to approve the report from the Financial Management Committee. The motion was seconded by Commissioner Handley and carried unanimously, 5-0 (Becker, Peixoto, Cutter, Handley, Johnson; ayes).

11. **Resolution Establishing the Price of Recycled Water in FY 2017/18**
    Commissioner Handley introduced the resolution establishing the price of recycled water in FY 2017/18 at $10,000 per month. The motion was seconded by Commissioner Peixoto and carried unanimously, 5-0.

    **Ayes:** Commissioners Becker, Peixoto, Cutter, Handley, and Chair Johnson
    **Noes:** None
Absent: None
Abstain: None

12. Resolution Authorizing 1st Amendment to Agreement Authorizing Construction Over Real Property Subject to Grant of Easement By and Between East Bay Dischargers Authority and Hayward Point Eden I Limited Partnership

Authority staff and legal counsel have worked with Hayward Point Eden I Limited Partnership on the 1st Amendment to the Agreement extending the terms for two consecutive five year renewal terms.

Commissioner Cutter introduced the resolution authorizing the 1st Amendment to the Agreement by and between East Bay Dischargers Authority and Hayward Point Eden I Limited Partnership. The motion was seconded by Commissioner Becker and carried unanimously, 5-0.

Ayes: Commissioners Becker, Peixoto, Cutter, Handley, and Chair Johnson
Noes: None
Absent: None
Abstain: None

13. Report from the Regulatory Affairs Committee

The Regulatory Affairs Committee met with the General Manager on April 18, 2017 and discussed permit compliance. The Committee was updated on the status of the Air Toxics Proposed Rule 11-18 and the Draft NPDES permit.

Commissioner Becker moved to approve the report from the Regulatory Affairs Committee. The motion was seconded by Commissioner Handley and carried unanimously, 5-0 (Becker, Peixoto, Cutter, Handley, Johnson; ayes).

14. Report from the Operations and Maintenance Committee (O&M)

The Operations and Maintenance Committee met with the General Manager on April 17, 2017 and discussed the status of EBDA facilities. The Committee was updated on the status of the AEPS No. 1 Effluent Pump study, Hayward MCC replacement project, OLEPS fuel tank replacement, and Skywest pump station No. 1 pump. David Stoops reported that the EBDA system functioned without incident during the current weather season. However, it was noted that the OLEPS diesel pumps are not running as efficiently as expected. Staff has contacted Pump Repair Service Company to provide an estimate for the repair. The Committee supports the resolution authorizing an agreement with Kennedy/Jenks Consultants for the MCC Replacement project at HEPS. Lastly, the Committee reviewed the draft RRF spending for FY 2017/18. Staff is recommending expenses totaling $931,000, including a contingency of $100,000.

Commissioner Peixoto moved to approve the report from the Operations & Maintenance Committee. The motion was seconded by Commissioner Becker and carried unanimously, 5-0 (Becker, Peixoto, Cutter, Handley, Johnson; ayes).
15. Resolution Authorizing the General Manager to Enter Into a Contract With Kennedy/Jenks Consultants in the Amount Not to Exceed $75,500 for Structural, Mechanical, and Civil Engineering Services for the Motor Control Center Replacement Project at the Hayward Effluent Pump Station
Commissioner Cutter introduced the resolution authorizing the contract with Kennedy/Jenks Consultants in the amount not to exceed $75,500. The motion was seconded by Commissioner Handley and carried unanimously, 5-0.

Ayes: Commissioners Becker, Peixoto, Cutter, Handley, and Chair Johnson
Noes: None
Absent: None
Abstain: None

16. Report from the Ad Hoc Committee
The Ad Hoc Committee met with the General Manager on April 19, 2017 and discussed the outcome of the April 7 MAC workshop.

Commissioner Becker moved to approve the report from the Ad Hoc Committee. The motion was seconded by Commissioner Cutter and carried unanimously, 5-0 (Becker, Peixoto, Cutter, Handley, Johnson; ayes).

17. FY 2017/18 Commission Chair Rotation
Commissioner Handley motioned to approve the Commission Chair Rotation appointing Marvin Peixoto, the representative from the City of Hayward, as Chair in FY 2017/2018. Pauline Russo Cutter, the representative from the City of San Leandro, will serve as Vice Chair. The motion was seconded by Commissioner Becker and carried unanimously, 5-0 (Becker, Peixoto, Cutter, Handley, Johnson; ayes).

18. Committee Preference Form and Proposed Meeting Schedule for FY 2017/18
The Commissioners were asked to complete the Committee Preference form and return to Commissioner Peixoto by Friday, May 5, 2017. This will allow incoming Chair Peixoto time to consider Committee assignments for the May 18 Commission.

19. Items from the Commission and Staff
Commission Becker announced that on May 18, 2017, the Bay Institute will award Oro Loma Sanitary District the Bay Hero Award for its Horizontal Levee project.

20. Adjournment
With no further business, Chairman Johnson adjourned the meeting at 11:35 a.m.

Michael S. Connor
General Manager