EAST BAY DISCHARGERS AUTHORITY
COMMISSION MEETING MINUTES

September 21, 2017

1. Call to Order
Chair Peixoto called the meeting to order at 9:30 A.M. on Thursday, September 21, 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; Jennifer Toy, Union Sanitary District; Ralph Johnson, Castro Valley Sanitary District

ABSENT: Pauline Russo Cutter, City of San Leandro

OTHERS
PRESENT: Michael Connor East Bay Dischargers Authority
Eric Casher Legal Counsel
Howard Cin East Bay Dischargers Authority
David Stoops East Bay Dischargers Authority
Juanita Villasenor East Bay Dischargers Authority
Alex Ameri City of Hayward
Paul Eldridge Union Sanitary District
Jason Warner Oro Loma Sanitary District
Dean Wilson City of San Leandro

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

CONSENT CALENDAR

4. Commission Meeting Minutes of August 17, 2017
5. List of Disbursements for August 2017
6. Preliminary Treasurer’s Report for August 2017
Commissioner Johnson moved to approve the Consent Calendar items. The motion was seconded by Commissioner Becker and carried unanimously, 4-0 (Becker, Toy, Johnson, Peixoto; ayes).

REGULAR CALENDAR

7. General Manager’s Report
The General Manager advised the Commission that a Special Meeting of the Commission would immediately follow the EBDA Commission for a timely issue. Due to the voting requirements of the EBDA JPA Item 14 is postponed until the October 19, 2017 Commission. The General Manager discussed the effect of sea level rise on the
MDF and the benefits of using peracetic acid. The Superintendent of Operations and Maintenance presented a slideshow of the Peracetic Pilot.

8. **Report from the Managers Advisory Committee (MAC)**
The MAC discussed the peracetic acid study and the transport system inspection. There were extensive discussion of the proposed JPA revisions and what topics could be expanded.

9. **Report from the Financial Management Committee**
The Financial Management Committee met with the General Manager on September 19, 2017 and reviewed the August list of disbursements and Preliminary Treasurer’s Report. The Committee reviewed the Preliminary Fourth Quarter Expense Summary for FY2016/17. The Authority is about 2% ($87K) over-budget for FY 2016/17 mostly due to the heavy rains this past wet weather season and the bacterial regrowth in the transport system. The Financial Management Committee was updated on the Authority’s CERBT Fund, financial audit, and CalPERS annual valuation for the pension plan. The Committee supports the resolution for North Bay Pensions actuarial services.

Commissioner Toy moved to approve the report from the Financial Management Committee. The motion was seconded by Commissioner Becker and carried unanimously, 4-0 (Becker, Toy, Johnson, Peixoto; ayes).

10. **Resolution Authorizing the General Manager to Issue a Purchase Order to North Bay Pensions LLC in the Amount of $2,800 for Actuarial Services for 2017-2018 Other Post-Employment Benefits**
Commissioner Becker introduced the resolution authorizing a purchase order for North Bay Pensions LLC to provide actuarial services for the July 1, 2017 CERBT fund valuation and determination of GASB 75 accruals. The motion was seconded by Commissioner Johnson and carried unanimously, 4-0.

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

11. **Report from the Regulatory Affairs Committee**
The Regulatory Affairs Committee met with the General Manager on September 19, 2017 and reviewed permit compliance. The Committee reviewed San Francisco Estuary Institute’s draft report on harmful algal blooms.

Commissioner Johnson moved to approve the report from the Regulatory Affairs Committee. The motion was seconded by Commissioner Toy and carried unanimously, 4-0 (Becker, Toy, Johnson, Peixoto; ayes).

12. **Report from the Operations and Maintenance Committee (O&M)**
The Operations and Maintenance Committee met with the General Manager on September 18, 2017 and discussed the status of EBDA facilities. The Committee was
updated on the status of the AEPS No. 1 and No. 6 effluent pumps; Hayward MCC replacement project and No. 2 effluent pump; OLEPS fuel tank replacement and Pumps No. 1 and 4 replacement project.

The Committee recommends approval of a resolution for a contract with SilMan Construction for the OLEPS fuel tank project. The resolution authorizing Amendment No. 1 to the Pump Repair Service Company agreement has been postponed for lack of quorum for amendments, but the Committee recommended that it proceed expeditiously.

Commissioner Johnson moved to approve the report from the Operations & Maintenance Committee. The motion was seconded by Commissioner Toy and carried unanimously, 4-0 (Becker, Toy, Johnson, Peixoto; ayes).

13. Resolution Authorizing The General Manager To Enter Into A Contract With SilMan Construction In The Amount Of $191,890 Less A Negotiated Change Order In The Amount Of $12,121, And A Reserve Change Order Not To Exceed $17,977 For A Contract Total Not To Exceed $197,746 for The In Place Closure Of Two 6,000-Gallon Underground Fuel Tanks And The Installation of One 8,000-Gallon Above Fuel Tank for the Oro Loma Effluent Pump Station
Commissioner Becker introduced a resolution authorizing a contract with SilMan Construction in the amount of $197,746 for the Oro Loma Effluent Pump Station fuel tank project. The motion was seconded by Commissioner Johnson and carried unanimously, 4-0.

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

14. Resolution Authorizing the General Manager to Issue Amendment No. 1 to The Contract With Pump Repair Service Company Inc. Dated June 14, 2017, in the Amount Of $13,970 For A Total Not To Exceed $35,855 for the Additional Work Necessary To Complete The Overhaul of the No. 6 Effluent Pump at the Alvarado Effluent Pump Station
The resolution authorizing Amendment No. 1 to the Pump Repair Service Company agreement was postponed until the October 19, 2017, Commission due to the voting requirements of the EBDA JPA.

15. Report from the Personnel Committee
The Personnel Committee met on September 18, 2017 and reviewed the General Manager’s travel report, the O&M Manager transition, and a medical waiver benefit option. The Personnel Committee supports a medical waiver benefit option for the O&M Manager. However, they recommended that the General Manager develop a specific resolution for the medical waiver benefit.
The Commission expressed its satisfaction with the O&M Manager’s performance during this transition period. The General Manager was asked to pursue post-retirement employment of David Stoops with CalPERS.

Commissioner Becker moved to approve the report from the Personnel Committee. The motion was seconded by Commissioner Toy and carried unanimously, 4-0 (Becker, Toy, Johnson, Peixoto; ayes).

16. Report from the Ad Hoc Committee
The Ad Hoc Committee met on September 20, 2017 and discussed the proposed draft language of JPA amendments. Item g. was amended to include the words withdrawal date at the end of the second line completing the first sentence.

Commissioner Johnson moved to approve the report from the Ad Hoc Committee. The motion was seconded by Commissioner Toy and carried unanimously, 4-0 (Becker, Toy, Johnson, Peixoto; ayes).

17. Items from the Commission and Staff
There were no additional items from the Commission or Staff.

18. Adjournment
With no further business, Chairman Peixoto adjourned the meeting at 10:50 a.m.

Michael S. Connor
General Manager