EAST BAY DISCHARGERS AUTHORITY
COMMISSION MEETING MINUTES

April 19, 2018

1. Call to Order
Chair Peixoto called the meeting to order at 9:38 A.M. on Thursday, April 19, 2018, at the Oro Loma Sanitary District Boardroom, 2655 Grant Avenue, San Lorenzo, CA 94580.

2. Roll Call
PRESENT: Ralph Johnson, Castro Valley Sanitary District; Pauline Russo Cutter, City of San Leandro; Jennifer Toy, Union Sanitary District; Timothy Becker, Oro Loma Sanitary; Marvin Peixoto, City of Hayward

ABSENT: None

OTHERS
PRESENT: Michael Connor East Bay Dischargers Authority
Eric Casher Legal Counsel
Howard Cin East Bay Dischargers Authority
Dan Magalhaes City of Hayward
Paul Eldredge Union Sanitary District
Jason Warner Oro Loma Sanitary District
Judy Walker City of San Leandro
Grace Chu Brown & Caldwell
Eric Zalkin Brown & Caldwell

3. Public Form
No member of the public requested to address the Commission at the meeting.

CONSENT CALENDAR

4. Commission Meeting Minutes of March 15, 2018
5. List of Disbursements for March 2018
6. Treasurer’s Report for March 2018

Commissioner Becker moved to approve the Consent Calendar items. The motion was seconded by Commissioner Cutter and carried unanimously, 5-0 (Johnson, Cutter, Toy, Becker, Peixoto; ayes).

REGULAR CALENDAR

7. Presentation on Transport Pipe Condition Assessment Project
Eric Zalkin, Brown & Caldwell’s (B&C) project lead on their transport system inspection project presented an overview of the project’s findings. The project managed to inspect 8200 feet (about 13%) of EBDA’s pipe. In general, pipe condition was quite good with little to no evidence of corrosion. Joints were in good shape. There was an extensive
bacterial “slime” layer in the bottom portion of the pipe, but very little sediment had accumulated. There was no evidence of corrosion at manholes, though there was some minor corrosion on steel flange covers. Several blow-off valves were plugged and inoperable, but all Air Relief Valves were functioning.

Overall, the B&C team expects that with regular inspection and periodic maintenance, including maintaining and replacing valves and appurtenances as required, the transport system should continue to operate usefully for at least the next 60 to 110 years. This estimate would put the total expected useful operating life at about 100 to 150 years from the date of construction.

The team is recommending a series of next steps: (1) Complete the inspection process for all the manholes; (2) Budget for repair or replacement of the blow-off valves; (3) Improve access at a manhole to allow inspection of the 96” pipe without requiring a diver entry; (4) Develop a seismic response plan. In the long-term, develop a plan that will allow inspections of the transport system every 20 years and a plan for post-seismic inspections to verify damages.

8. **General Manager’s Report**

The General Manager thanked everyone for their support during this time of transition and updated staffing coverage for the next two months. EBDA will be using Maria Buckley as a part-time temporary employee to assist in financial and administrative manners. In addition, Shahed Abbassi, lab manager at San Leandro, will be retiring next week. Shahed’s lab in San Leandro has been responsible for reporting EBDA’s performance data since 1992.

The General Manager also announced two recent awards to EBDA Member Agencies for wetlands treatment projects: 1. Approximately $550,000 from the State Coastal Conservancy to the City of San Leandro for designing a wetlands treatment edge near the old treatment ponds; and 2. Commitment from the San Francisco Estuary Partnership to use an extension of the Skywest pipeline for speeding up permitting processes for horizontal levee projects.

9. **Report from the Financial Management Committee**

The Financial Management Committee met with the General Manager on April 17, 2018, and reviewed the March List of Disbursements, Treasurer’s Report, and an analysis long-term budget trends. The Committee discussed a resolution for revising its PEMHCA resolution from the previous month to be consistent with new CalPERS language.

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

10. **Report from the Regulatory Affairs Committee**

The Regulatory Affairs Committee met with the General Manager on April 17, 2018. The Committee reviewed permit compliance the negotiations with the BACWA agencies regarding the renewal of the nutrient watershed permit in 2019.
Commissioner Johnson moved to approve the report from the Regulatory Affairs Committee. The motion was seconded by Commissioner Becker and carried unanimously, 5-0 (Johnson, Cutter, Toy, Becker, Peixoto; ayes).

11. **Report from the Operations and Maintenance Committee (O&M)**
The Operations and Maintenance Committee met on April 16, 2018 and discussed the status of EBDA facilities. The O&M Manager presented a slide show for the Commission showing the status of the HEPS pump station to show how the timely repair of the HEPS Motor Control Center was crucial for EBDA’s wet weather functioning.

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

12. **Resolution Authorizing the General Manager to Enter into a Contract With GSE Construction Company Inc. In The Amount Of $2,425,100 And Authorizing The General Manager To Execute Change Orders in an Amount Not to Exceed $242,510 For A Total Monetary Approval Of $2,667,610 For The Replacement Of The Motor Control Center for the Hayward Effluent Pump Station**

There was concern from the Commissioners that a 10% set aside for change orders was too high and should be reduced to 5%. This would allow the Commission to more fully understand project needs as presented by staff if changes should prove necessary. Following discussion, Commissioner Becker introduced a friendly amendment to the original resolution, and Commissioner Cutter seconded the amended resolution authorizing the General Manager to Enter into a Contract With GSE Construction Company Inc. In The Amount Of $2,425,100 And Authorizing The General Manager To Execute Change Orders in an Amount Not to Exceed $121,255 For A Total Monetary Approval Of $2,546,355 For The Replacement Of The Motor Control Center for the Hayward Effluent Pump Station.

The Commission approved the amendment unanimously.

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

The Commission approved the amended resolution authorizing the General Manager to enter into a contract with GSE Construction Company Inc. in the amount of $2,425,100 for a Motor Control Center Replacement Project at HEPS and authorizing the General Manager to execute change orders in an amount not to exceed $121,255 for a total monetary approval of $2,546,355 for the replacement of the Motor Control Center for the Hayward Effluent Pump Station. The amended resolution was approved unanimously 5-0.

Ayes: Commissioners Johnson, Cutter, Toy, Becker, and Chair Peixoto
Noes: None
Absent: None
Abstain: None
13. Resolution Authorizing the General Manager to Issue Amendment No. 1 to the Contract with Beecher Engineering, Inc. Dated October 30, 2015, in the Amount of $87,200 for a Total not to Exceed Amount of $142,280 for Electrical Engineering Services Necessary to Complete the Hayward Effluent Pump Station Motor Control Center Replacement Project
Commissioner Cutter introduced a resolution authorizing the General Manager to issue Amendment No. 1 to the contract with Beecher Engineering Inc. in the amount of $87,200 for electrical engineering services for the Hayward Effluent Pump Station Motor Control Center Replacement Project. The motion was seconded by Commissioner Johnson and carried unanimously 5-0.

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

14. Report from the Personnel Committee
The Personnel Committee met on April 17, 2108. The Personnel Committee recommended the Commission revising the resolution language passed last month fixing EBDA’s PEMHCA at $473.00 to comply with CalPERS revised guidance. The Committee also reviewed a first draft of revisions made by staff to the Personnel Policy.

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

15. Resolution Repealing Resolution 18-13 and Replacing it With Resolution 18-14 Fixing the Employer’s Contribution Under the Public Employees’ Medical and Hospital Care Act
Commissioner Cutter introduced the resolution repealing Resolution 18-13 and replacing it with Resolution 18-14 per CalPERS request to include language that is required by the CalPERS Legal Office fixing the Employer’s Contribution under the Public Employees’ Medical and Hospital Care Act at $473. The motion was seconded by Commissioner Toy and carried unanimously, 5-0.

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

16. Items from the Commission and Staff
The Commission was updated on the health status of members of the EBDA community.

17. Adjournment
With no further business, Chairman Peixoto adjourned the meeting at 10:30 a.m.
Michael S. Connor
Transition Manager