

**MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
CASTRO VALLEY SANITARY DISTRICT**

HELD ON NOVEMBER 4, 2003

[1. Call to order, Pledge of Allegiance and Roll Call.]

The regular meeting of the Board of Directors of the Castro Valley Sanitary District was called to order by President Waespi at 6:30 p.m., Tuesday, November 4, 2003, at the District Office. The Pledge of Allegiance was lead by Cub Scout Pack 708 from Proctor School.

ROLL CALL:

PRESENT: DIRECTORS Daniel Akagi, Meyer Elkaim, Harry Francis, Ralph Johnson, and Dennis Waespi

ABSENT: None

LATE: None

Staff in attendance:

Roland Williams, General Manager

Anthony Varni, Attorney

Noelle Hartshorn, Solid Waste Program Supervisor

Susan Ermitano, Recording Secretary

Others in attendance are listed on the attached attendance sheet.

[2. President's Comments.]

President Waespi introduced Cub Scout Pack 708 from Proctor School and stated they are being honored tonight for their continuous efforts in cleaning up the Castro Valley Creek. President Waespi presented Cub Scout Pack 708 with a Certificate of Appreciation and thanked them on behalf of the Castro Valley Community, and the Board and staff members of the Castro Valley Sanitary District.

[3. Consent Calendar.]

The Consent Calendar contained: A. Minutes of Regular Meeting on October 7, 2003; B. Accounts Payable List for the Regular Meeting of November 4, 2003; C. Monthly Statements of

Operations for August 2003; E. Monthly Reports on Residential Solid Waste and Recycling Programs for September 2003; F. Collection System/Field Maintenance Reports for September 2003; G. Minutes of Public Relations Committee Meeting on October 7, 2003; H. Report of OLSD/CVSD Construction Committee Meeting on October 14, 2003; I. Report of EBDA Commission Meeting on October 16, 2003; J. Report of ACWMA Meeting on October 22, 2003; K. Report of Public Relations Committee Meeting on October 30, 2003.

President Waespi gave a verbal report on Item J. ACWMA Meeting on October 22, 2003, stating contracts were awarded to Environmentalists Science Associates and Applied Compost Consulting to assist with school infrastructure technical assistance programs. Manager Williams asked President Waespi if there was any discussion regarding bio-solids within potential composting sites. President Waespi stated, "not at this last meeting".

Manager Williams gave a verbal report along with meeting minutes on Item K. Public Relations Committee Meeting on October 30, 2003, stating Danny Akagi and Harry Francis, members of the Public Relations Committee, discussed in great detail the draft and style of the Annual Report. Manager Williams also stated a bill insert will be in the December Waste Management bill. The bill insert has two sides, one for the wastewater F.O.G. Program, the other for Solid Waste holiday recycling tips. Manager Williams stated the recycled art calendar will be released the first of December. A motion was made to accept the Consent Calendar by Member Francis, seconded by Member Johnson and passed 5-0.

[4. Items from the public.]

Tim McGowan of Castro Valley stated the website appears to be kept current.

[5. Presentations of Petitions.]

A. [Grove Way Annexation.]

Manager Williams stated at the October regular board meeting staff was directed to send a letter to surrounding property owners explaining the proposed Grove Way annexation and inquiring if there was interest in participating. Staff received positive feedback from each of the three property owners. Manager Williams stated the next step is to meet with the property owners and developer to discuss the method to be used to share the cost of the annexation proceedings. Manager Williams stated the Board needs to direct staff to proceed with the preparation of annexation documents to be submitted to LAFCO for consideration at their March 2004 meeting. A motion was made to accept the petition for annexation and to prepare a resolution for such at the next regular Board meeting, by Member Akagi, seconded by Member Francis and passed 5-0.

[6. Regular Calendar.]

A. [Collection System Projects Report.]

Manager Williams reported on the following items:

Staff is reviewing the design submitted to the District by Mountain Cascade, Inc. (the LAVWMA General Contractor) for the realignment of mainline sewer on Castro Valley Blvd. and Norbridge Avenue. Manager Williams reported Mountain Cascade, Inc. plans to put in approximately 120' of new mainline. Member Akagi suggested the mainline be replaced with HDPE.

Staff continues to move forward with the digital maps by installing aerial imagery into the GIS System.

Member Johnson inquired about the first rainfall of the season. Manager Williams stated the flow was normal at approximately 8.5 during the high flow period.

B. [Solid Waste Projects Report.]

Solid Waste Program Supervisor Noelle Hartshorn reported on the following items:

Board members and staff were thanked for their participation at the Recycled Art Contest Awards Ceremony.

The District celebrated Second Chance Week during the week of October 27th - 31st. During that week the District collected 15 wheel chairs, 18 walkers, 12 crutches and 9 metal canes.

The Solid Waste Department received a book entitled "ABC's of Recycling" from a third grade class at Chabot Elementary.

President Waespi stated the Recycled Art Contest Awards Ceremony was a huge success.

C. [Report of CVSD Construction Committee Meeting held on October 30, 2003.]

Manager Williams presented written meeting minutes and reported:

Pump Station No. 7 revised plans were submitted to the Committee for recommendation for approval. Comments from the Committee were made and have been incorporated in the final plans. The Haley/Elrod Capital Sewer Improvement project is not ready to be brought before the Board for approval

due to items yet to be resolved. Pump Station No. 4 rehabilitation is complete and photos of the project were provided.

Staff is preparing a request for proposal to issue to selected Consultants for a consumption based wastewater rate study. Manager Williams stated he would like to discuss this matter further at the Board workshop on December 9, 2003.

Work will be commencing on the Sydney Way Capital Sewer Improvement project during November/December 2003. A suggestion was made by the Committee to install a high level overflow pipe between the new manholes for added protection, increasing capacity which will be incorporated into the design. The Board questioned the status of the chain gate at Pump #3. Manager Williams to review status. A motion was made to accept the Construction Committee Meeting Minutes by Member Elkaim, seconded by Member Akagi and passed 5-0.

[D. RESOLUTION NO. 3055 - APPROVING PLANS AND SPECIFICATIONS FOR PUMP STATION NO. 7 REHABILITATION, DISTRICT PROJECT NO. 56 (2002-2).]

Manager Williams reminded the Board this project was originally approved in May 2003 and bids were received in July 2003. The bids were above the engineer's estimate and all were rejected and the project redesigned. Manager Williams stated the Construction Committee discussed the project in detail at the CVSD Construction Committee meeting on October 30, 2003. A motion was made to adopt Resolution No. 3055 by Member Elkaim, seconded by Member Francis and passed on a roll call vote 5-0.

ROLL CALL:

AYES: DIRECTORS Akagi, Francis, Elkaim, Johnson and Waespi

NOES: None

ABSENT: None

MOTION CARRIED

[E. RESOLUTION NO. 3056 - CALLING FOR BIDS FOR PUMP STATION NO. 7 REHABILITATION, DISTRICT PROJECT NO. 56 (2002-2).]

A motion was made to adopt Resolution No. 3056 by Member Elkaim, seconded by Member Francis and passed on a roll call vote 5-0.

ROLL CALL:

AYES: DIRECTORS Akagi, Francis, Elkaim, Johnson and Waespi

NOES: None

ABSENT: None

MOTION CARRIED

[F. FINANCING - Manager Williams will present options for financing the OLSD Treatment Plant Upgrade.]

Manager Williams stated a meeting is set for Thursday, November 6, 2003, at OLSD to discuss the final design and financing for the Treatment Plant Upgrade. Manager Williams reported this project was originally to be funded by the California State Revolving Fund Loan Program; however, currently no funds are available for this project due to over commitments by the State of California. Staff is currently looking into other options of financing. Manager Williams to schedule a meeting with the Budget & Long Range Planning Committee.

[7. Communications.]

Manager Williams stated he received a phone call and a letter from a Castro Valley resident, Juanita Madrid, who experienced problems with her sewer line the day after she moved in. Ms. Madrid took this matter to court and won; however, the seller appealed and Ms. Madrid did not prevail on appeal. Manager Williams stated this resident's experience raises a previously discussed concern regarding inspection of sewer lateral upon sale. This issue will be revisited at the upcoming December Workshop meeting.

Manager Williams stated the District received a \$200.00 credit for travel reimbursement for being one of the first ten agencies to participate in the Waste Water Loss Control Certificate Program held in Sacramento on October 6-10, 2003.

[8. Miscellaneous Items from Board Members and Staff.]

Manager Williams noted the language in the Agenda is now ADA Compliant.

[9. Adjournment to Closed Session (two items).]

A motion to adjourn to closed session for legal advice from District legal counsel was made by Member Elkaim, seconded by Member Akagi and passed 5-0.

[1. A motion was made by Member Elkaim, seconded by Member Johnson and passed 5-0 to reconvene to open meeting and report on any action taken in Closed Session.]

President Waespi reported on two items:

CVSD v EBMUD - CVSD to attempt to resolve the matter by reviewing the latest version of proposed Guidelines.

Shapell v CVSD - staff and District Counsel to continue proceedings with Shapell.

[11. Adjournment of Meeting.]

There being no further business to come before the Board, the meeting was adjourned by President Waespi at approximately 8:50 p.m.

Respectfully submitted,

Daniel M. Akagi,
Secretary of the Sanitary Board