



**AGENDA FOR REGULAR MEETING OF THE
BOARD OF THE
CASTRO VALLEY SANITARY DISTRICT
TUESDAY, JANUARY 6, 2004
6:30 P.M.**

**Castro Valley Sanitary District Board Room
21040 Marshall Street
Castro Valley, California**

*The Board will accept comments from public in attendance
on each item on this agenda as it is discussed.*

If the meeting is lengthy, a 5-minute break will be taken at 8:00 P.M.

[No item will be heard after 10:00 P.M.]

*If necessary, the meeting will be adjourned to another meeting - date and time to be
determined by the Board*

In compliance with the Americans with Disabilities Act of 1990, if you need special assistance to participate in a District meeting, or you need a copy of the agenda, or the agenda packet, in an appropriate alternative format, please contact the Board Clerk's office at 510-537-0757. Notification of at least 48 hours prior to the meeting or time when services are needed will assist the District staff in assuring that reasonable arrangements can be made to provide accessibility to the meeting or service.

1. **Call to Order, Roll Call, and Pledge of Allegiance.**
- (Ceremony/
Motion) 2. **Passing of the Gavel from 2003 President Waespi to 2004 President Johnson.
Possible changes in Committee Assignments may be made.**
3. **President's Comments.**
- (Motion) 4. **Consent Calendar**
 - A. **Minutes of Regular Meeting on December 2, 2003.**
 - B. **Minutes of Meeting Workshop on December 9, 2003.**
 - C. **Accounts Payable List for the Regular Meeting of January 6, 2004.
(Attachment to be provided at the Board meeting.)**
 - D. **Monthly Statements of Operations for October 2003. (Attachment to be
provided at the Board meeting.)**
 - E. **Monthly Reports on District Investments and Deposits for October 2003.**
 - F. **Monthly Reports on Residential Solid Waste and Recycling Programs for
November 2003.**
 - G. **Collection System/Field Maintenance Reports for November 2003.**
 - H. **Report of OLSD Construction Committee Meeting on December 10, 2003.**

- I. **Report of ACWMA Meeting on December 17, 2003. (Member Waespi will give a verbal report at the meeting.)**
- J. **Report of EBDA Commission Meeting on December 18, 2003.**

(Comments) 5. Items from the Public. (Public in attendance may speak on any matter within the jurisdiction of the District Board, limited to three minutes per speaker. Matters not appearing on this Agenda may not be acted upon.)

(Speaker) 6. Dave MacDonald of Waste Management of Alameda County will discuss Waste Management's Customer Service procedures.

7. Presentation of Petitions.

A. A letter was received from Rahim Amiri requesting waiver of additional annexation fees regarding 4992 Fraga Road. (Manager Williams will present the information and staff recommendation.)

B. A letter was received from Greg Hamilton of Pacific Sun Builders, Inc. regarding Castro Valley Inn, 3954 East Castro Valley Blvd., requesting a variance to waive connection fees. (Manager Williams will present the information and staff recommendation.)

8. Regular Calendar.

(Report) A. Collection System Projects Report. (General Manager will report on collection system projects.)

(Report) B. Solid Waste Projects Report. (Solid Waste Program Supervisor will report on solid waste projects.)

(Adopt) C. RESOLUTION NO. 3054 - AWARDING CONTRACT FOR PUMP STATION NO. 7 REHABILITATION, DISTRICT PROJECT NO. 56 (2002-2). (The Board may adopt this resolution.)

(Adopt) D. RESOLUTION NO. 3059 - ACCEPTING COMPLETION AND DIRECTING FILING OF NOTICE OF COMPLETION, HALEY/ELROD CAPITAL SEWER IMPROVEMENT, DISTRICT PROJECT NO. 59 (2002-9). (The Board may adopt this resolution.)

(Motion) E. Mid-Year Budget Revisions. (The Board will consider approving several revisions to the 2003/04 Budget.)

(Motion) F. DRAFT ORDINANCE NO. 134 - AMENDING SECTIONS 5302, 5303 AND 5305 OF THE CASTRO VALLEY SANITARY DISTRICT CODE. (The Board will consider approving draft ordinance to increase refuse collection rates and set a public hearing for the next regular meeting of the Board on February 3, 2004.)

- (Information)** **G. Candidate Statement Filing Fees for Election.** (Manager Williams will update the Board on Candidates' Statement fees paid by the District for Board candidates.)
- 9. Communications.**
- A. A thank you letter for matching funds from the 2003 Recycled Art Contest from Creekside Middle School.**
- 10. Miscellaneous Items from Board Members and Staff.**
- (Motion)** **11. Adjournment to Closed Session (three items).** (The Board may adjourn to Closed Session in accordance with Government Code Section 54956.9(a) for the purpose of conferring with or receiving advice from legal counsel regarding litigation of CVSD vs. EBMUD and EBMUD's Claim against CVSD; and Shapell, Inc.'s protest of connection fees; and in accordance with Government Code Section 54956.9(b) for the purpose of conferring with or receiving advice from legal counsel regarding anticipated litigation, and the District declares that no title is disclosed as it would jeopardize the ability to negotiate a settlement.)
- (Motion)** **A. Reconvene to Open Meeting and report on any action taken in Closed Session.**
- (Motion)** **12. Adjournment of Meeting.**