

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

HELD ON NOVEMBER 9, 2004

[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 Johnson at 6:55 p.m., Tuesday, November 9, 2004, at the District Office. The Pledge of Allegiance was lead by President Johnson.

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

Noelle Hartshorn, Solid Waste Program Supervisor

Anthony Varni, District Counsel

Janette Stuart, Recording Secretary

Others in attendance are listed on the attached attendance sheet.

[2. President's Comments.]

President Johnson welcomed Susan Sakaki from the Alameda County Green Business Program. Ms. Sakaki presented the District with an award for outstanding efforts to comply with environmental requirements and for excellence in resource conservation and pollution prevention. Ms. Sakaki praised the District for certifying both the Administrative Offices and the Corporation Yard. Ms. Sakaki commended the District for green practices used during the construction of the Administrative Offices. She also praised the District's many public outreach programs which encourage creative reuse. Those mentioned were "Kreature Komforts", e-waste collections, Earth Day Festivals and the Recycled Art Contest. Manager Williams gratefully accepted the award.

[3. Consent Calendar.]

The Consent Calendar contained: A. Minutes of Regular Meeting on October 5, 2004; B. Accounts Payable List for the Regular Meeting of November 9, 2004; C. Monthly Statements of Operations for August 2004; D. Monthly Reports on District Investments and Deposits for August 2004;

E. Monthly Reports on Residential Solid Waste and Recycling Programs for September 2004; F. Collection System/Field Maintenance Reports for September 2004; G. Report of OLSA Construction Committee Meeting on October 13, 2004; H. Report of EBDA Commission Meeting on October 21, 2004; I. Report of ACWMA Meeting on October 27, 2004; J. Report of ACSDA Meeting on November 3, 2004.

Member Waespi pulled Item B. Accounts Payable List to inquire about the amount payable to D.A.D.'s Landscaping Service. This item is double the existing monthly maintenance charges. Manager Williams stated the increase was due to the entire District Office planting beds being mulched with cedar chips. Member Waespi stated the improvement not only looks better but is better for the environment. Member Waespi asked about the Waste Management of Alameda County invoice for Bag-Its. Staff replied the District is billed \$2.31 for each Bag-It and sells them for \$2.50 each.

There being no further discussion Member Elkaim made a motion to accept the Consent Calendar. Member Francis seconded, and the motion passed on a vote of 5 - 0.

[4. Board Expenditures and Event Attendance Approval.]

President Johnson presented the Board Expenditures List for approval. Manager Williams encouraged each Board Member to list all meetings attended. For all meetings listed, the Director should indicate whether or not compensation is desired. Manager Williams stated a Waste Management Driver Appreciation Luncheon is scheduled for Wednesday, November 17. Those directors available to attend have been authorized. An Earth Day Ad Hoc Committee meeting for either November 18 or 19 is being coordinated. Member Elkaim made a motion to approve Board Expenditures. The motion was seconded by Member Akagi and passed on a vote of 5 - 0.

[5. Items from the Public.]

Jim Bissell, a member of the public expressed his concern for curbside can placement for homes on one side of Heyer, between Center Street and Cull Canyon Road. That section of roadway is substandard in width and heavily traveled. The County has recently realigned the center divider and reduced the road width on one side of the street. Mr. Bissell asked the District to consider notifying residents of the hazard of curbside can placement with the reduced roadway size. Solid Waste Program Supervisor Hartshorn stated she is aware of the situation and currently looking into various solutions.

[6. Presentations of Petitions.]

There were no petitions to be presented.

[7. Regular Calendar.]

A. Report of Personnel Committee Meetings of October 21, 2004 and November 8,

2004.

Manager Williams stated the Total Compensation Study is currently underway. Koff and Associates of San Ramon is performing the study. The three neighboring cities of San Leandro, Hayward and Pleasanton will be included among the agencies being surveyed.

The issue of post employment health benefits for Non-PERS members was also discussed. A procedure was developed to comply with Federal, State and Local requirements and in compliance with existing policy established by Resolution in 1996. There being no further discussion a motion was made by Member Elkaim to accept the meeting minutes. The motion was seconded by Member Francis and carried on a vote of 4 - 1 with Member Waespi voting no.

B. *Collection System Projects Report.*

Manager Williams reported on the following items:

The 2005 Master Plan Study is currently a top priority with Engineering. A meeting with Brown & Caldwell is scheduled for next week.

President Johnson asked about the Cross Connection at Foothill and Hazel. This item will be mentioned at the Oro Loma Construction Committee meeting scheduled for November 10, 2004. President Johnson stated he received a call from Ron Thompson, a developer on Forest Avenue who states he will be attending the December 7, 2004 Board Meeting.

C. *Solid Waste Projects Report.*

Solid Waste Program Supervisor Hartshorn reported on the following:

Naomi Yee will be meeting with Palomares School on November 10, 2004 regarding the collaborative Earth Day 2005 Event.

District staff is progressing on the Annual Report and Recycled Art Calendar. A Public Relations Committee meeting is scheduled for Monday, November 15th at 6 p.m.

The Waste Management of Alameda County billing insert regarding Holiday Tree Collection will be included in the next invoice and should be received by residents soon. Ms. Hartshorn stated that now all WMAC trucks serving the District customers will be complete with the local toll free telephone number prominently displayed.

Second Chance Week was observed at the District October 25-29, with the collection of used cell phones and accessories. The District collected about 250 cell phones and accessories.

The District has hired a Solid Waste Program Intern. Michelle Jeffery, a student at California State University Hayward is the successful candidate.

A check for school recycling incentive grant funds was presented at the Castro Valley Unified School District Board Meeting on October 27th. Member Francis asked about the source of funding. Ms. Hartshorn replied the District was the recipient of an Alameda County Waste Management Authority Grant.

D. Code Revisions.

Manager Williams presented a verbal code revision summary which will be coming to the Board in December for consideration. Items under consideration for revision are shoring and bracing specifications, pipe cover and clearance requirements, backflow prevention requirements, and permit, easement, encroachment and quitclaim structure.

Member Francis stated he would like to see an analysis of fees charged by surrounding agencies for various permits fees. Member Elkaim suggested an escalating factor based on the CPI be included in future fees.

Member Waespi asked about inspection upon sale. Manager Williams said this requirement will be brought to the Board after January 1, 2005.

E. Oro Loma/Castro Valley Sanitary District Treatment Plant Capacity Restoration Project.

Manager Williams presented a power point presentation provided by Oro Loma Sanitary District showing progress made during the past month. Manager Williams reported the first invoice from Monterey Mechanical Engineers in the amount of \$2.5 million has recently been received. The District will be responsible for a progress payment of approximately \$500,000 within the next 30 days.

F. WEFTEC '04.

Manager Williams gave a verbal report of his attendance at the WEFTEC '04 Conference held October 2-6, 2004. There were approximately 20,000 attendees and 1,000 exhibitors. Manager Williams discussed the recent EPA's report to Congress regarding Sanitary Sewer Overflows. He also reviewed many software vendors' product lines. Manager Williams thanked the Board for allowing him to attend this excellent conference.

A five minute break was taken at 8:40 p.m.

G. RESOLUTION NO. 3081 - GRANTING ANOTHER DESIGNATED PERIOD

FOR TWO YEARS ADDITIONAL SERVICE CREDIT.

Manager Williams presented this Resolution for consideration. Member Francis asked if by granting this designation period it would obligate the District to offer all future retirees this incentive. Manager Williams stated there are strict requirements with PERS that must be met on a case by case basis and in no way is it an entitlement for future potential retirees. After much discussion, a motion to adopt RESOLUTION NO. 3081 was made by Member Elkaim and seconded by Member Akagi, and passed on a roll call vote 5 - 0.

ROLL CALL:

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

NOES: None

ABSENT: None

MOTION CARRIED

H. RESOLUTION NO. 3082 - ACCEPTING THE GRANT OF EASEMENT FROM DHI-OFG, LLC, AUTHORIZING THE DISTRICT SECRETARY TO ATTACH THERETO THE WRITTEN ACCEPTANCE OF THE DISTRICT (TRACT 7434, EAST CASTRO VALLEY BOULEVARD).

Manager Williams presented information regarding Tract 7434. The Board reviewed the documents included within the agenda. Member Akagi inquired about the street width and the feasibility of solid waste collection services within the private streets. Manager Williams answered the questions satisfactorily. Member Elkaim made a motion to adopt RESOLUTION NO. 3082, seconded by Member Francis, and passed on a roll call vote 5 - 0.

ROLL CALL:

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

NOES: None

ABSENT: None

MOTION CARRIED

I. RESOLUTION NO. 3083 - APPROVING PLANS AND SPECIFICATIONS FOR SANITARY SEWERAGE FACILITIES IN TRACT NO. 7434 (EAST CASTRO VALLEY BOULEVARD).

Manager Williams presented the plans and specifications for Tract No. 7434. A motion was made by Member Elkaim to adopt RESOLUTION NO. 3083, seconded by Member Akagi, and passed on a roll call vote 5 - 0.

ROLL CALL:

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

NOES: None

ABSENT: None

MOTION CARRIED

J. RESOLUTION NO. 3084 - EXPRESSING APPRECIATION TO MEYER S. ELKAIM FOR HIS DEDICATED SERVICE AS A MEMBER OF THE BOARD OF DIRECTORS OF THE CASTRO VALLEY SANITARY DISTRICT.

The Board expressed their gratitude to Member Elkaim for his dedicated service to the District during these past nine years. Tonight was his last official Board meeting. A motion was made by Member Waespi to adopt RESOLUTION NO. 3084, seconded by Member Akagi, and passed on a roll call vote 4 - 0 with Member Elkaim abstaining.

ROLL CALL:

AYES: DIRECTORS Akagi, Francis, Johnson & Waespi

NOES: None

ABSENT: None

ABSTAIN: DIRECTOR Elkaim

MOTION CARRIED

[8. Communications.]

Manager Williams reviewed a telephone message from Emanuel May, a 54 year resident of the District, thanking the District for doing a wonderful job.

[9. Miscellaneous Comments from Board Members and Staff.]

Member Waespi inquired about the status of the Citizens' Advisory Committee. Manager Williams stated a few letters of interest have been received and each Board member will appoint a representative in the near future.

Member Waespi presented the new Alameda County Waste Management Authority 'Bay Friendly Gardens', a free book now available by request. The book is full of earth friendly gardening tips.

The Board congratulated staff for a job well done in planning and executing the farewell party for

Member Elkaim.

Member Elkaim inquired if any other local projects have used GeoFoam, as presented in the Treatment Plant Capacity Restoration Project update this evening. Manager Williams stated he would inquire at the Oro Loma Construction Committee meeting scheduled for tomorrow.

Member Elkaim thanked the Board and Staff for the successful working relationship with him during the past nine years.

Member Francis inquired about the success of the Construction and Demolition program. Solid Waste Program Supervisor Hartshorn replied that the County is distributing our information when permits are issued.

Member Francis requested setting a date for the Annual Board Workshop. The workshop is tentatively scheduled for Tuesday, December 14th at 6 p.m.

President Johnson complimented Roland Williams and Sergio Ramirez for their contributions to the annual "Streets and Sewers" Workshop held November 3 and 4, 2004. The American Public Works Association is making a \$1,000 contribution to CWEA - SFBS in appreciation of its efforts for the "Streets and Sewers" Workshop held in Oakland.

[10. Adjournment of Meeting.]

There being no further business to come before the Board, Member Elkaim made a motion, seconded by Member Waespi, to adjourn the meeting at 9:40 p.m. by President Johnson.

Respectfully submitted,

Meyer S. Elkaim,
Secretary of the Sanitary Board