

**MINUTES OF THE REGULAR MEETING
OF THE
BOARD OF DIRECTORS**

Thursday, August 10, 2023

The meeting was called to order at 7:30 p.m.

1. ROLL CALL:

Directors Present: Don Amuzie
Perry Bautista
Tom Chambers
Julie Richards
Janet Medina

Staff Present: Michael Conneran, Attorney
Wendy Bellinger, Office Supervisor
Patricia Mairena, General Manager

Visitors Present: None

2. PLEDGE OF ALLEGIANCE: Led by Director Amuzie.

3. CONSENT CALENDAR:

Director Chambers moved to approve the Consent Calendar, seconded by Director Richards.

The motion was carried unanimously.

4. PUBLIC COMMENT: None.

5. BUSINESS (OLD): None.

6. BUSINESS (NEW):

A. Consideration to Approve Resolution No. 673, Establishing the Appropriation Limit Applicable to the District During Fiscal Year 2023-2024.

Attorney Conneran gave a brief background on the Gann Limit, which was established around the time of Proposition 13, and which limits the amount of funds public agencies can spend during a fiscal year. Attorney Conneran reported that each year, the agencies that are

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subject to this, get income and population statistics from the State and that the expenditure limit is adjusted every year using a factor that reflects changes in population and the cost of living. Attorney Conneran noted that last year there was no change in population within the District, but there was high inflation, changing the per capita personal income by 4.44%, and that change is applied to last year's Appropriation Limit to come up with this year's limit.

Director Amuzie asked for clarification as to where the 4.44% factor came from. Attorney Conneran replied it was provided by the State Department of Finance.

Director Chambers moved to approve Resolution No. 673, Establishing the Appropriation Limit Applicable to the District During Fiscal Year 2023-2024, seconded by Director Richards.

Roll Call

Director Amuzie	Aye
Director Bautista	Aye
Director Chambers	Aye
Director Richards	Aye
Director Medina	Aye

The motion was carried unanimously.

B. Review/Approve Resolution No. 674, Adopting and Restating the Rate and Fee Schedule.

Attorney Conneran explained that last month, the Board had adjusted the water and sewer rates, and that the District maintains a Rate and Fee Schedule, so when changes are made to the rates, the District needs to amend it to reflect those changes. Attorney Conneran stated that the resolution in front of the Board for approval would incorporate those changes that were made to the Rate and Fee Schedule.

Director Chambers moved to approve Resolution No. 674, Adopting and Restating the Rate and Fee Schedule, seconded by Director Richards.

Roll Call

Director Amuzie	Aye
Director Bautista	Aye
Director Chambers	Aye
Director Richards	Aye
Director Medina	Aye

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The motion was carried unanimously.

C. Consideration to Authorize Attendance to ACWA Region 5 Program and Tour at Alameda County Water District, Fremont, CA, September 22, 2023.

General Manager Mairena reported to the Board that she had met with Jennifer Rotz from ACWA, who represented Region 5 and other regions, prior to the program registration being available. General Manager Mairena informed the Board that she was told by Ms. Rotz that there were only 40 seats for this program, so she wanted to alert the Board that due to the limited availability, there was a chance that there would be no more spots available.

President Medina asked the Board if anyone was interested in attending this program subject to spots availability. Directors Chambers and Amuzie replied that they would be interested in attending the program.

Director Bautista moved to Authorize Attendance to ACWA Region 5 Program and Tour at Alameda County Water District, Fremont, CA, September 22, 2023, for Directors Chambers and Amuzie pending availability, seconded by Director Richards.

The motion was carried unanimously.

7. WRITTEN COMMUNICATIONS: None.

8. ATTORNEY'S REPORT: None.

9. GENERAL MANAGER'S REPORT:

A. Report on District's Water Conservation for July 2023.

General Manager Mairena reported that water consumption had gone up from the last period as expected due to the end of the drought restrictions and also the hotter weather conditions. General Manager Mairena displayed the charts comparing the current usage to the prior years and stated that the usage was still a little lower in comparison to last year's, but a bit higher than the previous years. General Manager Mairena told the Board that District staff will continue to stress conservation efforts to the customers.

B. Avalon Lift Station Electrical Conduits Repairs – Change Order #1.

General Manager Mairena reminded the Board that they had approved a quote for this project back in June 2023, and at that time, it was unclear if the quote included prevailing wages. General Manager Mairena told them Board that since there was a 10% contingency

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approved by the Board, she had agreed to a revised quote for 10% additional that included prevailing wages. General Manager Mairena reported that once the project started, she was notified by the North San Mateo County Sanitation District (NSMCSD) that the contractor had run into problems when trying to remove the conduits, and that a change order would need to be issued; however, due to the wires being exposed, the contractor could not wait for Board approval, so after consultation with Attorney Conneran, General Manager Mairena gave approval for the change order in the amount of \$3,450, and the job was completed on July 27, 2023.

General Manager Mairena mentioned to the Board that she still needed to reach out to Sanitation to see what could be done to prevent these types of problems in the future, such as digging a trench, thus, rechanneling the water, so it does not end up in the same location.

C. Update from Pakpour Engineering regarding the Greendale Drive Easement Sanitary Improvements (CIP Project S23-03)

General Manager Mairena informed the Board that an update was sent by Pakpour regarding this CIP project. General Manager Mairena told the Board that engineer Brandon Laurie had updated her about this project needing additional inspection in order to be able to truly understand the scope of work, so he was having a couple of contractors meet with him to get their insight. General Manager Mairena stated that the cost of this project may end up being higher than the budgeted amount and that she will update the Board once she receives that information to discuss with the Board how to proceed.

General Manager Mairena told the Board that she had advised Engineer Laurie to contact the NSMCSD to get a list of the contractors that they work closely with.

Attorney Conneran commented that it was not uncommon for contractors to visit the project areas and provide industry insight on the project.

General Manager Mairena stated that she wanted to update the Board about this delay and that she would provide more updates later on.

D. TEEX Disaster Management for Public Services Class

General Manager Mairena reported that Carlos, Johnny, and she had attended a second TEEX class on Disaster Management for Public Services, and this was a 2-day class at the Redwood City Disaster Planning Office. General Manager Mairena commented that it was a very good class and that Ken Anderson from the City of South San Francisco had been present as well. General Manager Mairena commented that it was good to have personal contact with him, since he was in charge of Disaster Management for the City of South San Francisco.

10. ITEMS FROM BOARD OF DIRECTORS:

A. Update on ACWA 2023 Board Officers' Election (Medina).

President Medina reported that the election will be held online, and the final vote will be due around September 13th. President Medina stated that the Committee had provided a recommendation, one of them being Cathy Green for President, she is currently the Vice President, and Ernesto Avila from Region 5 for Vice President.

President Medina commented on issues with gophers afflicting her HOA common greens and they had plans to replace the turf. Her thought was that perhaps HOAs were grandfathered in regarding the ornamental turf restrictions that were passed by the State.

B. Report on BAWSCA Meeting of July 20, 2023 (Chambers).


Director Chambers stated his written report was attached and basically, they had discussed three items: Alternative Water Supply, Tier 2 Allocations, and Long-Term Reliable Water Supply. Director Chambers briefly reviewed his written report with the Board.

Director Chambers stated that for the 20th BAWSCA Anniversary, former Congresswoman Jackie Speier will be present for the reception taking place prior to the meeting.

11. CLOSED SESSION: None.

12. ADJOURNMENT:

Without objection, President Medina adjourned the meeting.
Time 8:00 p.m.


Secretary


President

09-14-2023
Date