

**CONTRA COSTA WATER DISTRICT
BOARD OF DIRECTORS
REGULAR MEETING
MARCH 16, 2022**

MINUTES

CALL TO ORDER

President Borba called to order a regular meeting of the Board of Directors of the Contra Costa Water District (District or CCWD) at 6:30 p.m., at 1331 Concord Ave. Concord, the regular meeting place of the Board. The public may participate in the meeting in-person or through the teleconference.

SAFETY BRIEFING

The safety protocols completed by the Board and staff participating in-person were provided.

ROLL CALL

Directors Present:	Lisa M. Borba, President Ernesto A. Avila, Vice President John A. Burgh Connstance Holdaway Antonio Martinez
Directors Absent:	None
General Manager:	Stephen J. Welch
Legal Counsel:	Douglas E. Coty
District Secretary	Veronica Sepulveda
Executive Management Analyst	Shelly Wise

PLEDGE OF ALLEGIANCE

President Borba's son Johnny Borba led the pledge of allegiance.

ADOPTION OF AGENDA

The Board adopted the agenda by rule.

PUBLIC COMMENT (Please observe a three-minute time limit)

President Borba asked for public comment; Karen Ustin, Retiree, asked the Board a variety of questions addressing their role in policy making; requested the Board take policy action and direct staff to develop a fair and reasonable cost of living retirement plan based on annual Consumer Price Index (CPI) that will balance the interest of rate payers, employees, and other stakeholders.

Joe Kavolick, Diablo Water District Director, announced his attendance to the meeting.

CONSENT CALENDAR

1. Approve Directors' Services/Business and Travel Expenses
 - a. Expenses – February 2022
 - b. Compensation – February 2022
2. Approval of February 16, 2022 meeting minutes.
3. Approve the warrant register dated March 17, 2022.
4. Authorize Sole Source Procurement and Purchase of Ozone Generator Power supply Unit and Dielectrics for the Randall-Bold Water Treatment Plant

- a. Adopt Resolution No. 22-010 making findings and authorizing sole source procurement of ozone generator components and other project-related equipment; and
 - b. Authorize a purchase agreement with Suez Treatment Solutions, Inc., for ozone generator components for a total amount not to exceed \$415,962.
5. Authorize an increase in purchase order authority for valve actuator products and services with MRC Global in the amount of \$50,000, for a new amount not to exceed \$150,000.

President Borba asked the Board if any item should be removed from the Consent Calendar for separate consideration. There were no items removed. There were no Board or public comments.

MOTION: Holdaway/Burgh to approve Consent Calendar. The motion was approved by roll-call vote (Ayes: Avila, Borba, Burgh, Holdaway, Martinez; Noes: None; Abstain: None; Absent: None).

ACTION

6. Authorize execution of an agreement with DCSE Inc. to complete prioritized Geographic Information System Site Map Updates for a total amount not to exceed \$345,000.

Engineering Design Division Manager, Peter Stabb provided background information on the Geographic Information System (GIS) program and an overview of the 2019 GIS Master Plan completed projects. The three priority projects were to add untreated water facility records to the GIS, digitize and index land records, and complete site map updates through a pilot project. Pine Hollow Pump Station was the chosen pilot site and staff was successful in updating the GIS for streamlined access. Due to limited District in-house resources, it is recommended to use consultant services to provide site map updates for 20 priority sites through FY24. Through a competitive Request for Proposal (RFP) process, DSCE Inc. was identified as the most qualified and lowest cost.

President Borba asked for Board and public comments; there were none.

President Borba asked for clarification regarding the scope of work the total amount would cover. Assistant General Manager – Engineering and Operations, Rachel Murphy responded the requested agreement authority addresses the total scope of work through FY24.

MOTION: Avila/Martinez to authorize execution of an agreement with DCSE Inc. to complete prioritized Geographic Information System Site Map Updates for a total amount not to exceed \$345,000. The motion was approved by roll-call vote (Ayes: Avila, Borba, Burgh, Holdaway, Martinez; Noes: None; Abstain: None; Absent: None).

7. Approve the revised terms and conditions of employment with the Confidential Unit employees, for the term through October 2, 2022 and thereafter.

General Manager Welch provided an overview of the proposed benefits, which are in line with the other employee bargaining unit benefit packages. The addition of these benefits will cost the District approximately \$3,000 per year. Revisions for equivalent benefits to the Board of Directors and Management Team contracts will be brought to the Board at a future meeting.

President Borba asked for Board comments; there were none. President Borba asked for public comments; Mr. Kavolick asked if the fiscal impact provided was per employee or annual. General Manager Welch responded the total amount was annual.

MOTION: Holdaway/Martinez to approve the revised terms and conditions of employment with the Confidential Unit employees, for the term through October 2, 2022 and thereafter. The motion was approved by roll-call vote (Ayes: Avila, Borba, Burgh, Holdaway, Martinez; Noes: None; Abstain: None; Absent: None).

8. Approve Voting Area Map “Green Establishing New Election Division Boundaries
 - a. Conduct a public hearing; and
 - b. Adopt Resolution No. 22-011 establishing the District’s voting area “Green” proposed final map as the new election division boundaries based on the 2020 Decennial Census results.

President Borba opened the public hearing at 6:54 p.m. Demographer Michael Wagaman from Wagaman Strategies provided a brief overview of the adjustments made to the Green division map based on the input from the previous Board meeting.

Director Martinez inquired about moving the District boundary line between District 1 and 4 to follow East Leland road. Mr. Wagaman explained moving the boundary line would add population to Division 4, while maintaining an acceptable deviation.

Vice President Avila recommended adding demographics of each division in the staff report. Mr. Wagaman responded if changes are made, the new demographic information will be included for final review.

President Borba asked for public comments; there were none. The public hearing was closed at 7:06 p.m.

Director Holdaway suggested approving the map as presented and spoke against adding more population to Division 4.

Director Martinez asked if staff received any comments on the division maps from the public; there were no comments submitted to staff.

President Borba suggested approving the proposed final map, due to all the divisions being well represented.

MOTION: Avila/Martinez to adopt Resolution No. 22-011 establishing the District’s voting area “Green” proposed final map as the new election division boundaries based on the 2020 Decennial Census results. The motion was approved by roll-call vote (Ayes: Avila, Borba, Burgh, Holdaway, Martinez; Noes: None; Abstain: None; Absent: None).

9. Receive legislative update and adopted recommended positions on AB1193-*Watch*, AB 2142-*Support*, AB 2157-*Watch*, AB 2536-*Watch*, AB 2639-*Watch*, SB 1157-*Watch*, and STREAM Act-*Support*.

Director of Public Affairs, Jennifer Allen provided an overview of the legislative schedule and announced the District’s Lobby Day is scheduled on March 30; it is expected to be held virtually, but more information will be provided to the Board once available. An overview of the State budget issues was provided, and the Board will receive an update on the revised State budget once it is released by Governor Newsom.

Staff identified 86 bills of interest to the District; the main bills for the Board to review include AB1193, AB2142, AB2157, AB2536, AB2639, SB 1157, and STREAM Act. Key information and the proposed position the Board should take was provided for each bill.

President Borba asked for Board comments; Vice President Avila expressed frustration toward AB2157 and SB1157 for not considering conservation based on region size; stated a generic standard does not provide equity among each agency.

President Borba asked for public comments; there were none.

MOTION: Martinez/Burgh to adopt the recommended positions on AB1193, AB2142, AB2157, AB2536, AB2639, SB 1157, and STREAM Act. The motion was approved by roll-call vote (Ayes: Avila, Borba, Burgh, Holdaway, Martinez; Noes: None; Abstain: None; Absent: None).

REPORTS FOR DISCUSSION

10. Schedule Future Meeting Dates and Times

President Borba asked for Board comments; there were none.

REPORTS

11. General Manager

General Manager Welch announced the Board Study Session will be held next Friday, March 25; reported staff has conducted six out of eight workshops, both virtually and in-person, to educate all District employees on the retiree cost of living adjustment (COLA) issue; announced the District has had a significant decrease in COVID-19 cases and updates for reopening will be sent out this week; and announced Assistant General Manager (AGM) Marguerite Patil and her team secured a grant for \$7 million for the Los Vaqueros Expansion project.

12. Legal Counsel

Legal Counsel Coty had no report.

13. Board Members

Vice President Avila reported attendance to an Association of California Water Agencies (ACWA) Region 5 Board meeting on March 7; meeting with AGM Patil on March 8; Los Vaqueros Joint Powers Authority (LV JPA) Board meeting on March 9; Operations & Engineering Committee meeting on March 10; and announced he was appointed to the ACWA Executive Committee.

Director Burgh reported attendance to the Board of Supervisors Transportation, Water & Infrastructure Committee meeting on March 14.

Director Holdaway reported attendance to the Mayor's Conference on March 3.

Director Martinez reported attendance to the Operations and Engineering meeting on March 10; East Bay Leadership Council Water and Environment Task Force meeting on March 15; and announced he is attending the ad-hoc committee for the Contra Costa Special District Association (CCSDA) for the 30th Anniversary celebration and he will be assisting CCSDA with updating their website.

President Borba reported attendance to a meeting with AGM Patil on March 7, meeting with General Manager Welch on March 8; and the LV JPA meeting on March 9. She recommended having the LV JPA summary report, provided by staff, attached to the meeting agenda. General Manager Welch responded he will consider the request, however it is not common practice with other outside organizations.

CLOSED SESSION

13. Conference with Legal Counsel - Existing litigation pursuant to paragraph (1) of subdivision (d) of Section 54956.9:
- a. Pacific Coast Federation of Fishermen's Associations, et al. v. Ross, et al.; U.S. District Court, Eastern District of California, Case No. 1:20-cv-00431
 - b. California Natural Resources Agency, et al. v. Raimondo, et al.; U.S. District Court, Eastern District of California, Case No. 1:20-cv-00426

At 7:41 p.m. President Borba announced the Board would move into a closed session regarding two litigation cases; there were two additional attendees, Assistant General Manager, Marguerite Patil and Senior Policy Advisor, Deanna Sereno.

RECONVENE FROM CLOSED SESSION

14. Report on Closed Session

At 8:17 p.m. President Borba announced the Board had returned from closed session and did not take a reportable action.

ADJOURNMENT

At 8:18 p.m. President Borba adjourned the meeting. The next meeting of the Board of Directors will be a Special meeting for a Board Study Session on Friday, March 25, 2022 at 8:30 a.m. in the Board Room, 1331 Concord Ave. Concord and via teleconference.



Lisa M. Borba, President

Attest:



Veronica Sepulveda, District Secretary