



TOWN OF DISCOVERY BAY CSD

1800 Willow Lake Road, Discovery Bay, CA 94505-9376
Telephone: (925) 634-1131 Fax: (925) 513-2705

Board Members

President-Ray Tetreault	raytetreault@comcast.net
Vice President-Mark Simon	marsi1950@yahoo.com
Treasurer-Dave Dove	ddove@sbcglobal.net
Director-David Piepho	DApicpho@sbcglobal.net
Director-Shannon Murphy-Teixeira	smt@politician.com

**MINUTES OF REGULAR MEETING
OF THE BOARD OF DIRECTORS OF THE
TOWN OF DISCOVERY BAY CSD**
Wednesday, August 19, 2009
1800 Willow Lake Road, Discovery Bay, California
Website address: www.townofdiscoverybay.org

SPECIAL MEETING at 6:00P.M.

- A. **CLOSED SESSION: Pursuant to Government Code §54957**
Public Employee Appointment
General Manager
- B. Return to open session; report on closed session

REGULAR MEETING at 7:00p.m.

A. ROLL CALL

1. President Tetreault called the meeting to order at 7:00p.m.
2. President Tetreault led in the Pledge of Allegiance
General Manager Koehne called roll. All directors were present.
3. President Tetreault reported on Closed Session. He stated that all directors were present and that no reportable action was taken.

B. PUBLIC COMMENTS (Public Comments will be limited to a 3-minute time limit)

Don Flint commented regarding the agenda packets. He commented that he feels the packets should be available to the public as soon as they are completed, not the next business day and would like to see them scanned to the website. Jeff Barber commented about scrutinizing the meetings that directors attend and are paid for. He asked that the meetings that are listed should be looked at for validity. Brian Dawson commented about both the agenda packets being available and about the directors meeting stipends being audited and that this is purely a vendetta. Bob Mankin commented about the stipends and that he has also been asking for an audit of the meetings.

President Tetreault pulled item F6 and Legal Counsel's report from the meeting.

President Tetreault opened Public Comment.

Don Flint commented that he agrees with Bob Mankin about the stipends. Brian Dawson commented that the directors are glorified volunteers and the community should be happy that they attend so many meetings.
President Tetreault closed Public Comment.

C. CONSENT CALENDAR

1. Director Piepho motioned to approve the Consent Calendar. Vice President Simon 2nd the motion. Judy Kier commented that in the last minutes it was Rich Kier who had stated that the easement with the church would expire on Sunday. She commented that the minutes are sanitized. President Tetreault asked that the General Manager explain how minutes are done during the General Manager's report. The motion passed. (5 ayes, 0 nos, 0 abstain)

D. CHAIR REPORT

President Tetreault reported that he had attended the Veolia Water meeting this month and that they had gone through the checklist of items that need to be done. He reported he also attended a Community Center meeting at the Supervisor's office along with Director Piepho and he will let Director Piepho report on that.

E. DIRECTORS' COMMENTS

Director Murphy-Teixeira commented that she had concern with the traffic on Balfour Road and that it is a very narrow road and needs to be fixed. She commented that the play at Excelsior is coming up and that the kids are working very hard and she would like to see the community attend to support the children. She commented about the Holiday Home Tour coming up and that she has information about that.

Director Piepho reported that he and President Tetreault had attended a Community Center meeting at the Supervisor's office. He commented that he had called Mark Mitchell at the California Highway Patrol about their attendance and they will try to get someone out to the meetings again. He commented that he had questions about the Veolia Water report and would be going over that under item F8.

Treasurer Dove commented about reviewing the landscaping contract and that we may have services for the trees in the contract that we are paying extra for inadvertently. He commented that Rich Kier had brought up to him about the Landscape Maintenance budget being incorrect. He commented that on Bixler and Highway 4, where you turn left heading down Byer, there is a guard rail where someone has hit it and pushed it all most into the river. He commented that it is a hazard and if someone else hits it, it will not be effective. Director Piepho stated that he and Director Murphy-Teixeira would report this.

Vice-President Simon had no comment.

F. REQUEST FOR BOARD CONSIDERATION

1. **Presentation by Roberta Goulart of the Contra Costa County Water Agency, on the Various Proposed Projects within the Delta Waterways** Roberta Goulart described her job at the county. She explained their part in trying to protect the Delta with the legislature of the Peripheral Canal. She also discussed the Two Gates Project. There was discussion about the Peripheral Canal and the Two Gates Project and the repercussions that it will have on the Delta and Discovery Bay. The information that she brought with her and her contact information is on file at the District Office.
2. **Discuss and Comment on Request by Department of Conservation & Development for a Charity Fund-Raising Event to be held on September 19, 2009 at Orwood Resort (Koehne)** General Manager Koehne presented this item to the board. Three board members have attended the event in the past and feel it is a great event. President Tetreault stated the board had no comment.
3. **Discuss and Possible Action on District's Web Site (Murphy-Teixeira)** Director Murphy-Teixeira presented this item to the board. She stated that Brian Dawson had worked extensively on this and that they have five proposals to present to the board and audience. She asked that everyone look over the proposals, go online to look at their sites, call them to see if they are friendly to work with and then come back with which one you like and why, at the next meeting. Brian Dawson discussed some of process of getting proposals. Jennifer Finetti commented that the proposal that has the picture on the front are all samples that she created.
4. **Discuss and Approve Resolution No. 2009-11 re: Concerning Authorship of Correspondence (Koehne)** General Manager Koehne presented this item to the board. He commented that this resolution was created by the request of the board at a previous meeting. Director Piepho motioned to approve Resolution No. 2009-11. Treasurer Dove 2nd the motion. The motion passed. (5 ayes, 0 nos, 0 abstain)

5. **Discuss and Possible Action to Exchange in Kind, Two Used Riding Lawnmowers for One New Tractor Mounted Mowing Attachment Unit (Koehne)** General Manager Koehne presented this item to the board. Vice President Simon asked how much the lawnmowers were worth. General Manager Koehne responded that he was not sure but the district does not use the lawnmowers and would use the tractor mounted unit. Director Piepho made a motion that the district do an exchange in kind, for two riding lawnmowers for one new tractor mounted mower. Vice-President Simon 2nd the motion. Walter MacVittie commented that the board should find out how much the lawnmowers were worth before passing this item. The motion passed. (5 ayes, 0 nos, 0 abstain)
6. **Discuss and Possible Action on DRAFT Policy for Reimbursement of Expenses and Travel (Stovall)** Pulled from agenda.
7. **Discuss and Authorize General Manager to Purchase One Used Forklift at Local Equipment Auction's (Koehne)** General Manager Koehne asked to have this item tabled. President Tetreault postponed this item until the next meeting.
8. **Discuss and Comment on Veolia's Quarterly Report (Koehne)** General Manager Koehne commented that Gerald Smart from Veolia was here to go over the Quarterly report that was given to the board members at a previous meeting. Director Piepho commented that the report was much better than anything they had received before. He asked about the costs listed in the report and if they were leveling off since there were so many repairs that needed to be done. Gerald Smart responded that they were leveling off now that a lot of the repairs had been done. Director Piepho asked about the issue of staffing and if the staff was more local than originally brought in. Gerald Smart responded that they have hired people that are more local and that he is in Brentwood. Director Piepho commented that he would like to have a listing of the acronyms put in the report. Gerald Smart commented that there had been an incident recently and that General Manager Koehne had been a great support. Treasurer Dove asked about an emergency contact number. It was responded that the numbers are on the Emergency Contact list. Treasurer Dove asked about the monthly amount of water treated versus the monthly amount being treated at the sewer plant and the difference being landscaping. Treasurer Dove asked if there had been any copper problems. It was responded that there had not been any copper problems. President Tetreault commented that the board should think about the contract being only for eighteen more months and the fact that it is harder for Veolia to get and keep good people when there is not a longer commitment. Vice-President Simon commented that he appreciated Veolia's attitude.

G GENERAL MANAGER REPORT

1. **Large User Update** General Manager Koehne reported that most of the large users are on meters and that the Yacht Club is still working on theirs. He reported that they are working on a few landscaping meters.
2. **Veolia Monthly Report (July)** He commented about the numbers Treasurer Dove asked about. He reported that since the last meeting there had been a couple of water leaks. He reported that there had been two sewer overflows, one at Lift Station "F" and the other one was last Saturday morning. He reported that there had been a theft of a district generator at one of the lift stations. He reported that at a common gate at the Golf Course maintenance yard, someone had taken the brackets, the gates physically of the posts, got in and damaged some of their golf carts. He reported that the district is in the final stages of the well drilling for Well #6 and testing the water. He reported that they are now in the design stage for the 2nd phase. He reported that two pumps had been rebuilt, one at Lift Station "R" and the other a spare. He reported that there is palm tree trimming in progress. He reported that all trees at Cornell Park had been labeled and identified and they are being looked at to see what needs trimming and what needs removing. He reported that the Vac-Truck Dump Station bids are out. Director Piepho asked if the trees, when they are removed, will be chipped and used in landscape areas. General Manager Koehne responded that it will. He reported that staff is working on putting together the bid for Willow Lake Landscape. He reported that the Equipment Cover bid is going out. He reported that the City of Brentwood sludge testing is done. Treasurer Dove asked if we had received the reports about the results of the sludge testing. General Manager Koehne responded that they had received some reports but that he was going to ask Parkson Engineering to give a report in layman's terms. He reported that the minutes are recorded here and that, because of the quality of the equipment and where people are, it

can be difficult to hear who is speaking. He stated that the district does not cleanse the minutes. They are looked at for grammar and typographical errors. He stated that it does not go to the directors before the agenda packet and, at that time, they can look at them to see if there are things that we missed to add or delete at the following meeting. Judy Kier commented that she did not believe the information about the minutes, but thanked the president. Director Dove asked if the packets are available to the public when they are available to the board. General Manager Koehne responded that they are available to the public when they are available to the board. He also commented that the agenda is usually done late on Friday's before the meetings to allow for any last minute items that need to be added because they are time sensitive. Director Piepho asked if, once the packets are delivered, are they are available at the District Office. General Manager Koehne responded that they could be, once the director's packets are printed then the public ones are done after that. Vice-President Simon commented that even if the packets are available at the end of Friday, the office is closed over the weekend and there is nothing to be done about anything until Monday or Wednesday at the meeting so he does not see any need for it earlier. Treasurer Dove commented that perhaps it could be scanned and put on the website. General Manager Koehne responded that the current website makes it extremely difficult, if not impossible, to do that by the end of Friday. Treasurer Dove commented that when the new website is chosen that should be something that is part of it. President Tetreault commented that he prefers to receive his packet before the public. Director Piepho commented that the district is following what other boards do and what he believes the law requires. An audience member asked why we don't ask people in the audience their names when they speak. Legal Counsel responded that the board could ask but that the person is not required to give their name. Tom from one of the websites commented that the site could have the packet put on very easily and can even have a section that could be private for the board.

H. LEGAL COUNSEL REPORT

1. Report on issues raised in Mr. Mankin's Letter of July 1, 2009 - Pulled from agenda.

I. CORRESPONDENCE – (Possible Action or Discussion)

1. R - Transplan Committee Meeting Minutes of June 11, 2009
 2. R - Contra Costa County Aviation Advisory Committee Meeting Minutes of June 16, 2009
 3. R - State Route 4 Bypass Authority Meeting Minutes of July 9, 2009
 4. R - Contra Costa County Aviation Advisory Committee Meeting Minutes of July 21, 2009
- No comments.

J. FUTURE AGENDA ITEMS

1. Presentation by Central Valley Salinity Coalition on September 02, 2009
2. Website – Director Murphy-Teixeira
3. Wetlands report – requested by Treasurer Dove

K. ADJOURNMENT

The meeting was adjourned at 8:59 pm to next regular meeting of September 2, 2009.

Lh 08/26/09