



TOWN OF DISCOVERY BAY CSD

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Board Members

President-Kevin Graves
Vice President-Mark Simon
Treasurer-Brian Dawson
Director-David Piepho
Director-Ray Tetreault

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MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE TOWN OF DISCOVERY BAY CSD

February 17, 2010

1800 Willow Lake Road, Discovery Bay, California

Website address: www.townofdiscoverybay.org

REGULAR MEETING at 7:00p.m.

A. ROLL CALL

President Graves called the meeting to order at 7:00pm. He then led the Pledge of Allegiance. General Manager Koehne called roll which reflected that all directors were present. President Graves reported on the closed session meeting from February 9, 2010 that no action was taken.

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

Pat Richardson would like the decision on obtaining the cost of the Wastewater and Water Master Plans along with the decision to continue the Wetlands Trial to wait until the new General Manager has been hired. Tina Duncan, PTA (Parent Teacher Association) President for Discovery Bay Elementary School reported that the School District is experiencing a Budget Crisis and provided some statistics regarding the lowered funding for schools in past years, the current impact on staff, and other services affected by funding reductions. She wants to encourage community members to support the PTAs letter writing campaign by sending letters to State Representatives asking that they do not cut additional funding and she also provided pre-written letters that can be signed and sent on behalf of the schools. Mike McCleery commented on the Eleven Billion Dollar Water Bill that will be on the Ballot in November which is required to be paid out of the General Fund instead of being a revenue based bond issue. Mr. McCleery stated that if this passes, this would cause 787 Million Dollars per year to come out of Education funds. He stated that he thinks any Water Bond should be revenue based, which is paid by the rate payers who receive the benefit of the water, not through the General Fund.

C. CONSENT CALENDAR

1. Minutes previous meeting(s) for Special Meeting January 30, 2010, Regular Meeting February 3, 2010, Special Meeting February 4, 2010

2. **Various District Invoices**
3. **Obtain Appraisal from Diaz, Diaz, & Boyd for \$7,000**
4. **Approve President to Attend Future "2-Gates" Public Meetings**

President Graves made a motion to move Agenda Item C4 from the Consent Calendar and place it as Agenda Item F3 for Board Consideration. Director Tetreault 2nd the motion. The motion passed with a vote of 5 ayes, 0 nos. Director Piepho made a motion to approve the amended consent calendar. The motion was 2nd by Director Tetreault. The motion passed with a vote of 5 ayes, 0 nos, 0 abstain.

D. CHAIR REPORT

President Graves has no report

E. DIRECTORS' COMMENTS

Director Tetreault stated that he attended a meeting with Veolia Water and commented that there is a lot of work that needs to be done in regards to maintenance, and also the turbidity requirements which are new requirements from the Regional Board. Director Piepho and Treasurer Dawson attended the School Budget Meeting and submitted a report. Treasurer Dawson stated that the Board is researching the new URLs and are waiting on a response from the State regarding their available .gov domain names. Resident Judy Kier asked if the Board has plans for audio on the new website. Treasurer Dawson replied by informing her that the new website will have the capability, however, the Board has not addressed that item at this point. Resident Don Flint asked about the School Bond and resident Pat Richardson asked if Old River School is still slated for closure. President Graves replied by stating that he has been told that it is still scheduled to close this June, at the end of the current school year.

F. REQUEST FOR BOARD CONSIDERATION

1. Discuss and Possible Action to Obtain Cost for Wastewater & Water Master Plan/s (Koehne) – General Manager Koehne explained that the plan that the Community Service District has is a 10 year plan and that it was last done in 1999. He stated that the Master Plan needs to be updated for both Water and Wastewater and he estimated the costs to be approximately \$180,000 for each one. Staff would like to obtain actual costs from two (2) firms that have done work for the district in the past as they know our systems and needs. Director Piepho asked General Manager Koehne if the costs for these are budgeted and the General Manager indicated that they are not. Director Piepho asked if the CSD has ever increased connection fees and General Manager Koehne replied by stating that once for capacity fees. Director Piepho and General Manager Koehne also discussed our current permit fees as being low in comparison to other local communities. Director Tetreault stated that he is very concerned about the Budget and wants to wait for the new General Manager appointment and the need to prioritize budget items. Director Piepho indicated that this consideration is just for the staff to be able to obtain cost quotes. Vice-President Simon agrees with Director Tetreault and said he does not think we will lose anything by waiting. President Graves stated that it has been too long already. Treasurer Dawson agrees with President Graves and Director Piepho. Resident Rich Kier asked if the Board can "sole" source this item without going to RFP (Request for Proposal). Legal Counsel John Stovall responded by stating yes, because the work is for professional fees, and that is allowable. Resident Rich Kier stated that he agrees with Vice-President Simon and Director Tetreault's positions to wait on quotes until new General Manager has been appointed. Mark Armstrong with Pantages Bays stated that for the Pantages Bays housing project, the county will be undergoing an environmental review and it is important for any development for the Town of Discovery Bay CSD to be able to say with confidence what capacity we have for new development. He agrees that the Board should get some proposals and get a start on this information needed for a new Master Plan. Resident Mike McCleery supports multiple quotes and would like to include levels of boron. He also thinks we should not delay the studies. Treasurer Dawson made a motion for staff to obtain costs for Wastewater and Water Master Plans. Director Piepho 2nd the motion. The motion passed with 5 ayes, 0 nos, 0 abstain.

2. **Discuss and Approve Continuation of Wetlands Trial during and up to the 2010-2011 (Koehne)** – General Manager Koehne explained the Wetlands Trials and how the wetlands are a natural way of removing certain constituents from wastewater. It has proved to reduce the level of copper and other metals and we need to address salinity and pharmaceuticals. Using a Reverse Osmosis System is very costly, so this is environmentally friendly and a lot less expensive. If the district is unable to reduce salinity levels, then it may have to implement limitations on the use of water softeners in the homes which would be extremely undesirable. This is a 2 year trial and if successful, would require 100 to 150 acres of land to implement the Wetlands. General Manager Koehne added that this is still a fraction of the cost of a Reverse Osmosis System. Treasurer Dawson asked if this cost was budgeted and General Manager Koehne told him that it was a budgeted item. Vice-President Simon wants to table this until the new Budget comes out in a few months. President Graves asked about the availability of grant money and General Manager Koehne told him that we have applied in the past, but have never been able to secure any grant funds. Director Tetreault stated that he wants to take more time before they jump in and spend \$166,500. Director Piepho responded by stating that the district has already made an investment and is concerned that any delays could cause a continuity issue with the Wetlands Trials. The trials have already shown to be successful with aluminum and copper. General Manager Koehne stated that this process is a lot more cost effective than other processes and clarified to the Board that the cost of \$166,500 is for an 18 month period, rather than for a 12 month period. Director Piepho mentioned that the State Regional Water Control Board looks favorably on communities that use alternative, environmentally friendly approaches toward wastewater management. Resident Jeff Barber stated that he thinks that the tough questions have not been addressed and is looking for more quantifiable results. Mark Armstrong of Pantages Bays stated that he was at the Board Meeting when the Professor for the Wetlands Trial presented his findings and believed his report to be very objective. General Manager Koehne stated that the district Engineer supports the trial. Resident Bob Makin stated that he too was impressed with the Professor's presentation at the Board Meeting that Mark Armstrong was referring to, and wants to see the district add the salinity and pharmaceuticals to the trial as General Manager Koehne requested. Treasurer Dawson made a motion to approve the continuation of the Wetlands Trial during and up to the 2010-2011 year in accordance with the proposal. Director Piepho 2nd the motion. The motion passed with a vote of 3 ayes, 2 nos, (Simon, Tetreault), 0 abstain.
3. **Approve President to Attend Future "2-Gates" Public Meetings (moved from C4 to F3)** – Director Piepho made a motion for all Board Members to be approved to attend future "2-Gates" Public Meetings. Resident Don Flint asked if this is a stipend eligible meeting. Legal Counsel John Stovall stated that it depends on the type of meeting, if the Board Member is pre-approved to attend, and if the Board Member provides a written report of the meeting. President Graves stated that they are doing this to be sure they are in compliance with the Brown Act and CSD Law and that Legal Counsel will let the Board know if the meeting complies with the requirements needed for stipends. The motion passed with a vote of 4 ayes, 1 no (Tetreault), and 0 abstain.

G. GENERAL MANAGER REPORT

1. **Veolia Monthly Report for January 2010** – Gerald Smart reviewed the report with the Board.

General Manager Koehne reported that the approximately 40 trees scheduled to be removed on Discovery Bay Boulevard is going to be started on Thursday, February 18, 2010. Also, there was a break in at Lift Station A and they took the lock, broke in to the cabinet, and stole an electrical item.

2. **District Financial Report** -- General Manager Koehne submitted the Financial Reports with the Agenda Packet.

H. LEGAL COUNSEL REPORT – No Report

I. CORRESPONDENCE-Discussion and Possible Action

1. R-Minutes of State Route Hwy 4 Bypass Meeting on January 14, 2010
 2. R-Minutes of TRANSPLAN Meeting on January 14, 2010
 3. R-Letter from Supervisor Piepho-Three (3) Board Orders from January 12, 2010 Board of Supervisor's Meeting received January 28, 2010
 4. R-Letter from Supervisor Piepho-Appointment of Duane Steele to Contra Costa County Planning Commission received January 28, 2010
 5. R-Letter from Supervisor Piepho-Three (3) Board Orders from January 26, 2010 Board of Supervisor's Meeting received February 3, 2010
 6. R-Letter from Supervisor Piepho-California Statewide Needs Assessment Report received February 3, 2010
 7. R-Notice from LAFCo on Upcoming Special District Vacancy received February 8, 2010
- Director Piepho stated that Duane Steele will also be attending the Transplan meetings and would like staff to ask him to attend the district Board Meetings and provide a report to us on Transplan. General Manager Koehne stated that he has invited Mr. Steele to come the beginning of next month.

J. PUBLIC RECORD REQUESTS RECEIVED

No Public Records Request received since February 3, 2010 Board Meeting

K. FUTURE AGENDA ITEMS

Vice-President Simon would like to have a general discussion regarding the Community Center. Director Piepho would like to schedule a special meeting that focuses on district policies, procedures, stipends, legal and SB135. President Graves would like to have that meeting in March. General Manager Koehne suggested that they wait until the new General Manager appointment for that type of meeting.

L. ADJOURNMENT

The meeting was adjourned at 8:30pm to the next Regular meeting on March 3, 2010 starting at 7:00pm at 1800 Willow Lake Road- Located in back of the Delta Community Presbyterian Church.

Note: Due to technical difficulties with the recording equipment, the meeting tapes did not record properly; therefore, not all of the Board Meeting was audible and able to be used in preparation of these minutes.

jd 02.24.10