

**EAST BAY DISCHARGERS AUTHORITY
COMMISSION MEETING MINUTES**

September 19, 2019

1. Call to Order

Chair Walters called the meeting to order at 9:30 A.M. on Thursday, September 19, 2019, at the Oro Loma Sanitary District Boardroom, 2655 Grant Avenue, San Lorenzo, CA 94580.

2. Pledge of Allegiance

3. Roll Call

PRESENT:	Al Mendall	City of Hayward
	Thomas Handley	Union Sanitary District
	Ralph Johnson	Castro Valley Sanitary District
	Dan Walters	Oro Loma Sanitary District

ABSENT: Pauline Cutter City of San Leandro

OTHERS

PRESENT:	Jacqueline Zipkin	East Bay Dischargers Authority
	John Bakker	Legal Counsel
	Howard Cin	East Bay Dischargers Authority
	Kalena Yambao	East Bay Dischargers Authority
	Alex Ameri	City of Hayward
	Jan Lee	City of Hayward
	Paul Eldredge	Union Sanitary District
	Justin Jenson	City of San Leandro
	Roland Williams	Castro Valley Sanitary District

4. Public Form

No member of the public requested to address the Commission at the meeting.

C O N S E N T C A L E N D A R

- 5. Commission Meeting Minutes of August 15, 2019**
- 6. List of Disbursements for August 2019**
- 7. Treasurer's Report for August 2019**

Commissioner Johnson moved to approve the consent calendar. The motion was seconded by Commissioner Mendall and carried 3-0 (Mendall, Johnson, Walters; ayes, one absent, Handley; abstention).

REGULAR CALENDAR

8. General Manager's Report

The General Manager (GM) gave record of her attendance at the San Francisco Bay Regional Water Quality Control Board meeting, where she represented BACWA on an invited panel providing feedback to the State on the Governor's Water Resilience Portfolio initiative. The GM advocated for permit streamlining and additional funding for water recycling and shoreline resilience projects. The GM also reported on EBDA's submission of a support letter on behalf of Valley Water, formerly Santa Clara Valley Water District, who is seeking federal grants to further research on treatment of reverse osmosis concentrate. The project would include collaborative research with Oro Loma and EBDA at the Horizontal Levee demonstration site. Lastly, the GM updated the Commission on microplastics and reported on EBDA's continued engagement on the issue of microplastics in wastewater. A Fact Sheet will be included in next month's agenda.

9. Report from the Managers Advisory Committee (MAC)

The MAC met with the GM on September 12, 2019. The GM requested to combine the MAC and Ad Hoc reports.

10. Report from the Ad Hoc Committee

The Ad Hoc Committee met with the GM on September 18, 2019. The GM reported that the MAC and Ad Hoc are working on revisions to a JPA draft delivered on September 6th; termination language continues to be discussed. There was discussion amongst the Commission as to whether termination language is necessary to conclude the JPA renewal. The GM reported the next draft will be delivered at the end of the month, with additional discussion continuing until the October 8th JPA Commission Workshop. The Commission recommended EBDA and the Agencies be prepared for a renewal and/or an extension in preparation for all possible outcomes at the October Workshop.

11. Report from the Financial Management Committee

The Financial Management Committee met with the GM on September 16, 2019, and reviewed the August List of Disbursements and Treasurer's Report. The GM discussed the recent migration of Alameda County customers to East Bay Community Energy's electrical service, noting the Committee's recommendation to move EBDA's facilities onto the 100% carbon-free, 40% renewable Brilliant 100 Plan; there was no objection from the Commission. The GM explained the annual CERBT fund statement. For Fiscal Year 18/19, EBDA finished under-budget, and the Committee recommends approval of using the carryover funds towards funding the pension and OPEB liabilities. Additional details on the carryover funds and pension and OPEB liabilities will be presented next month. The Committee also recommends approval of the Pension Policy.

Commissioner Johnson motioned to approve the report from Financial Management and the motion was seconded by Commissioner Mendall and carried unanimously, 4-0 (Mendall, Handley, Johnson, Walters; ayes, one absent).

12. Resolution Adopting the Authority's Pension Funding Policy

Commissioner Handley moved to adopt the resolution adopting the Authority's Pension Funding Policy. The motion was seconded by Commissioner Mendall and carried unanimously, 4-0.

Ayes: Commissioners Mendall, Handley, Johnson, and Chair Walters
Noes: None
Absent: Commissioner Cutter
Abstain: None

13. Report from the Regulatory Affairs Committee

The Regulatory Affairs Committee met with the GM on September 18, 2019. The GM reviewed the NPDES Status Report, referencing tables showing compliance for CBOD, TSS and bacteria limits, noting construction at Oro Loma as the cause for their increase in TSS, which is still well within regulatory compliance. The GM reviewed the toxicity update report referencing one test sample that did not meet the acute toxicity survival rate minimum. Further testing concluded that the low survival rate was due to the amount of ammonia present during the test. EBDA remains in compliance due to the provision that toxicity shall not constitute a violation as long as levels of ammonia are within regulatory limits. The GM also reviewed a possible new State Water Board toxicity provision that, if adopted, would mandate effluent limits for chronic toxicity; this would be a change from the current effluent limits which are currently only for acute toxicity, with triggers for chronic toxicity. This provision would also change the method in which testing is conducted. If these changes are adopted, they would go into effect for EBDA at the next permit renewal in the year 2022.

Commissioner Mendall moved to approve the report from the Regulatory Affairs Committee. The motion was seconded by Commissioner Johnson and carried unanimously, 4-0 (Mendall, Handley, Johnson, Walters; ayes, one absent).

14. Report from the Operations and Maintenance Committee (O&M)

The Operations and Maintenance Committee met on September 17, 2019, and discussed the status of EBDA facilities. The Operations and Maintenance Manager provided an update on current projects. The HEPS MCC Project now has the majority of the station running on the new system, with the remainder to follow next week; the projected finish date of the project is late next month. The valve replacement project at OLEPS has started. EBDA's electrical engineer has reviewed available back-up power from OLSD and determined that there is sufficient power to supply OLEPS in the event of a power failure. With the approval of the Commission, EBDA will begin installation of an underground connection to OLEPS prior to paving associated with Oro Loma's construction project. New lighting at OLEPS and Skywest have been installed, the Sump Pump Control Panel Upgrade at MDF has been completed, and paving issues affecting drainage at a manhole on the forcemain have been resolved. The new SCADA system continues to be up and running, and three new radios were installed at HEPS, OLEPS, and the Operations Center as part of the Communication System Upgrade. The Commission also received an update on special projects including the Transport System Reliability Plan and the Facilities Electrical Evaluation. The GM reported the Disaster Recovery Plan has been received, and training for the agencies will take place early next year. The GM gave an update on the AQPI Project; EBDA has a draft of the agreement in

hand and the document is undergoing legal review. The GM hopes to bring a final agreement forward this November.

Commissioner Handley moved to approve the report from the Operations & Maintenance Committee. The motion was seconded by Commissioner Mendall and carried unanimously, 4-0 (Mendall, Handley, Johnson, Walters; ayes, one absent).

18. Items from Commission and Staff

No items from Commission and Staff.

19. Adjournment

With no further business, Chair Walters adjourned the meeting at 10:36 A.M.



Jacqueline Zipkin
General Manager