

# EAST BAY DISCHARGERS AUTHORITY COMMISSION MEETING MINUTES

March 18, 2021

## 1. Call to Order

Chair Johnson called the telephonic meeting to order pursuant to the Governor's Executive Order N-25-20 at 9:31 A.M. on Thursday, March 18, 2021. Dial-in information for the meeting was provided in the agenda for public attendees.

## 2. Pledge of Allegiance – Deferred

## 3. Roll Call

Present:	Jennifer Toy	Union Sanitary District
	Rita Duncan	Oro Loma Sanitary District
	Pauline Russo Cutter	City of San Leandro
	Sara Lamnin	City of Hayward
	Ralph Johnson	Castro Valley Sanitary District

Absent: None

Attendees:	Jacqueline Zipkin	East Bay Dischargers Authority
	Howard Cin	East Bay Dischargers Authority
	Juanita Villasenor	East Bay Dischargers Authority
	Eric Casher	Legal Counsel East Bay Dischargers Authority
	Anjali Lathi	Union Sanitary District
	Paul Eldredge	Union Sanitary District
	Jason Warner	Oro Loma Sanitary District
	Justin Jenson	City of San Leandro
	Alex Ameri	City of Hayward
	David Donovan	City of Hayward

## 4. Public Forum

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

## CONSENT CALENDAR

### 5. Commission Meeting Minutes of February 18, 2021

### 6. List of Disbursements for February 2021

### 7. Treasurer's Report for February 2021

### 8. Second Quarter Expense Summary, Fiscal Year 2020/2021

Commissioner Toy moved to approve the consent calendar. The motion was seconded by Commissioner Duncan and carried unanimously 5-0, by roll call vote.

Ayes: Commissioners Toy, Duncan, Cutter, Lamnin, Chair Johnson

Noes: None

Absent: None

Abstain: None

## REGULAR CALENDAR

## 9. General Manager's Report

The General Manager (GM) advised the Commission that EBDA has received a complete draft of edits to the LAVWMA Master Agreement from LAVWMA's attorney Alexandria Barnhill of Jarvis, Fay & Gibson. Staff and legal counsel are reviewing the draft agreement and will bring it to the Commission in the coming months.

**10. Report from the Managers Advisory Committee (MAC)**

The GM reported that there is consensus among the MAC to continue with the Cargill Brine Project at this stage. The MAC discussed the Reserve Policy and EBDA's cash flow issue. The MAC recommends that funds be collected from the member agencies semi-annually rather than quarterly. Staff will incorporate this funding option into the FY2021/2022 Budget proposal.

**11. Report from the Financial Management Committee**

The GM reported on the Financial Management Committee, which met on March 16, 2021, noting the Committee's review of the List of Disbursements, Treasurer's Report, and second quarter expense report. Staff will develop a cash flow summary diagram to review with the Committee. The Finance Committee recommends that staff continue to report Cargill expenditures separately for this fiscal year. However, the 2021/2022 Budget proposal will include a new fund for the Cargill Brine Project. The Committee recommends staying with Wells Fargo, but advised of an alternate banking opportunity through the Alameda County Public Bank Initiative that will be available in the future. The Committee recommends taking a CERBT fund disbursement for FY2020/2021 OPEB expenses, and recommends considering using the funds to cover pension liabilities. Commissioner Lamnin advised of a potential conflict of interest with Hanson Bridgett.

**12. Report from the Regulatory Affairs Committee**

The GM reported on the Regulatory Affairs Committee, which met on March 17, 2021, and reviewed current compliance data, the Authority's Annual NPDES Report, and the regional Group Annual Report for nutrients prepared by BACWA. Lastly, the Committee discussed the key regulatory issues in BACWA's issue summary.

**13. Report from the Operations and Maintenance Committee**

The O&M Manager reported on the Operations and Maintenance Committee, which met on March 16, 2021, and discussed the status of EBDA facilities. The O&M Manager reviewed NPDES compliance data and provided an overview of current projects.

The GM provided an update on COVID-19 vaccine status and wastewater-based epidemiology. The GM reported on the Cargill Brine Project and next steps as EBDA begins the CEQA process. Staff anticipates that contract negotiation with Cargill will take place in the summer of 2021. The Sonoma County Water Agency continues to prepare key AQPI agreements for adoption.

**14. Resolution to Approve Revisions to the Authority's Classification Plan**

Commissioner Lamnin moved to adopt the resolution. The resolution was seconded by Commissioner Cutter and carried unanimously, 5-0 by roll call vote.

Ayes: Commissioners Toy, Duncan, Cutter, Lamnin, Chair Johnson  
Noes: None  
Absent: None  
Abstain: None

**15. Items from Commission and Staff**

The Commission Chair noted that the General Manager's out-of-state remote work arrangement has concluded. Staff reminded the Authority's designated filers that the FPPC Statement of Economic Interest filings are due by April 1.

**16. Adjournment**

Chair Johnson adjourned the meeting at 10:33 A.M.



Jacqueline Zipkin  
General Manager