

EAST BAY DISCHARGERS AUTHORITY COMMISSION MEETING MINUTES

March 17, 2023

1. Call to Order

Vice-Chair Lathi called the meeting to order at 3:01 P.M. on Friday, March 17, 2023 at the Oro Loma Sanitary District, 2655 Grant Avenue, San Lorenzo, CA 94580.

2. Pledge of Allegiance

3. Roll Call

Present:	Bryan Azevedo	City of San Leandro
	Anjali Lathi	Union Sanitary District
	Fred Simon	Oro Loma Sanitary District
	Ralph Johnson	Castro Valley Sanitary District
	Angela Andrews	City of Hayward (arrived at 3:58 p.m.)

Absent: None

Attendees:	Jacqueline Zipkin	East Bay Dischargers Authority
	Howard Cin	East Bay Dischargers Authority
	Juanita Villasenor	East Bay Dischargers Authority
	Bert Manzo	East Bay Dischargers Authority
	Eric Casher	Legal Counsel
	Alex Ameri	City of Hayward
	David Donovan	City of Hayward
	Hayes Morehouse	City of San Leandro
	Jimmy Dang	Oro Loma Sanitary District
	Paul Eldredge	Union Sanitary District
	Roland Williams	Castro Valley Sanitary District

4. Public Forum

No members of the public were present.

5. Request for Remote Appearance Pursuant to AB 2449

Commissioner Johnson moved to approve the motion to allow Chair Andrews to appear remotely based on emergency circumstance and Commissioner Simon to appear remotely based on just cause, pursuant to AB 2449. The motion was seconded by Commissioner Azevedo and passed 4-0, by roll call vote.

Ayes:	Commissioners Azevedo, Lathi, Simon, Johnson
Noes:	None
Absent:	Chair Andrews
Abstain:	None

CONSENT CALENDAR

6. **Commission Meeting Minutes of February 16, 2023**
7. **List of Disbursements for February 2023**
8. **Treasurer's Report for February 2023**

Vice-Chair Lathi requested removal of Item No. 7 from the Consent Calendar. Commissioner Azevedo moved to approve Items No. 6 and 8 of the Consent Calendar. The motion was seconded by Commissioner Johnson and passed 4-0, by roll call vote.

Ayes: Commissioners Azevedo, Lathi, Simon, Johnson
Noes: None
Absent: Chair Andrews
Abstain: None

7. **List of Disbursements for February 2023**

After further discussion of the Authority's disbursements, Commissioner Johnson moved to approve Item No. 7. The motion was seconded by Commissioner Azevedo and passed 4-0, by roll call vote.

Ayes: Commissioners Azevedo, Lathi, Simon, Johnson
Noes: None
Absent: Chair Andrews
Abstain: None

REGULAR CALENDAR

9. **General Manager's Report**

The General Manager (GM) reminded the Commission that the Annual Statements of Economic Interest (Form 700) are due at the beginning of April 2023 through Alameda County's new electronic filing system. The GM provided a summary for the Commission of the recent National Association of Clean Water Agencies Conference, and the strategic planning retreat for the California Association of Sanitation Agencies' Regulatory Work Group, including discussion of PFAS and drinking water regulations proposed by the EPA, the future of recycled water, and cyber security. The GM also reported on a recent workshop on racial and social equity for the wastewater community. Follow-up activities are being planned by Bay Area Clean Water Agencies (BACWA). The GM announced the application period for the [Bruce Wolfe Memorial Scholarship](#) is now open and also provided an update on EBDA's Strategic Plan.

10. **Management Advisory Committee**

The GM reported that the MAC discussed chemical cost trends.

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

The GM reported on the March 13 meeting of the Financial Management Committee. The Committee reviewed the List of Disbursements and Treasurer's Report and recommended approval. The Committee then discussed the status of the Authority's pension and CERBT funds and agreed with the staff's recommendations. Lastly, the Committee reviewed the 2023/2024 Budget considerations. The Committee requested

that staff ensure that sufficient funds are included for professional development and support of agencies water recycling efforts.

12. Report from the Operations and Maintenance Committee

The Operations and Maintenance (O&M) Manager and GM reported on the March 13 meeting of the Operations and Maintenance Committee. The O&M Manager updated the Commission on EBDA's facilities and the status of current projects. The O&M Manager provided an update on recent wet weather and flow management. The GM provided an update on the Cargill project and the AQPI project.

13. Report from the Personnel Committee

The GM reported on the March 15 meeting of the Personnel Committee. The Committee reviewed the State Controller's Report and Draft FY 2023/2024 Compensation Plan. The Committee discussed the Personnel Policy edits and recommended language to clarify the policy further. The Committee then reviewed the Commissioner Compensation Policy and suggested additional revisions to the compensable activities. In its review of the Records Retention Schedule, the Committee recommended increasing the retention period for Recordings of Commission Meetings to nine (9) months. The Committee also supported the adoption of Resolution 23-02 increasing the employer contribution under the Public Employees' Medical and Hospital Care Act (PEMHCA).

14. Resolution Fixing the Employers Contribution Under the Public Employees' Medical and Hospital Care Act

Commissioner Johnson moved to approve the item. The motion was seconded by Commissioner Azevedo and carried unanimously 5-0, by roll call vote.

Ayes: Commissioners Azevedo, Lathi, Simon, Johnson, Chair Andrews
Noes: None
Absent: None
Abstain: None

15. Motion Authorizing the General Manager to Execute Work Order No. 3 to the Contract with Environmental Services Associates for Nature-Based Solutions Study and Design Services in the Amount of \$263,000

Chair Andrews moved to approve the item. The motion was seconded by Commissioner Azevedo and carried unanimously 5-0, by roll call vote.

Ayes: Commissioners Azevedo, Lathi, Simon, Johnson, Chair Andrews
Noes: None
Absent: None
Abstain: None

16. Items from Commission and Staff

There were no items to report from Commission or staff.

17. Closed Session

Pursuant to Government Code 54957(b)(1), the Commission entered Closed Session at 4:12 p.m. to discuss the General Manager's annual performance evaluation.

18. Reconvene Open Session

The Commission reconvened to Open Session at 4:48 p.m. Vice-Chair Lathi noted there were no reportable actions from closed session.

19. Adjournment

Chair Andrews adjourned the meeting at 4:49 p.m.



Jacqueline Zipkin
General Manager