

**LAVWMA**  
**Livermore-Amador Valley Water Management Agency**  
**Minutes**

**Special Meeting of Board of Directors**  
**Wednesday, June 29, 2022**

**Pursuant to AB 361, this was a web meeting available to participants and the public  
through the following link: <https://us02web.zoom.us/j/88291918853>**

**6:00 p.m.**

**1. Call to Order**

Chair Ann Marie Johnson called the meeting to order at 6:00 p.m.

**2. Pledge of Allegiance**

The Pledge of Allegiance was recited.

**3. Roll Call**

Board Members Present: Chair Ann Marie Johnson; Vice Chair Julie Testa; and Directors Valerie Arkin, Gina Bonanno, Arun Goel

Board Members Absent: Bob Carling

Staff Present: General Counsel Alexandra Barnhill, Treasurer Carol Atwood, DSRSD Assistant General Manager Jan Lee, DSRSD WWTP Operations Superintendent Virgil Sevilla, Livermore Acting Resources Manager Anthony Smith, and General Manager Chuck Weir

Staff Absent: None

**4. Order of Agenda/Acknowledgement of Posting**

There were no changes to the order of the agenda.

**5. Comments from the Public**

There were no comments from the public.

**6. Consent Calendar**

a. Minutes of the February 26, 2022 LAVWMA Board Meetings

**Director Bonanno motioned, seconded by Vice Chair Testa, to approve Consent Calendar Item No. 6.a.**

There were no comments from the public. The Motion passed unanimously (5 – 0) by a roll call vote.

**7. Annual Chair Rotation – Elect Chair and Vice Chair for FY2022/23**

**Director Bonanno motioned, seconded by Director Arkin Vice, to appoint Chair Julie Testa for LAVWMA Board Chair for FY2022/23.**

There were no comments from the public. The Motion passed unanimously (5 – 0) by a roll call vote. The position become will take effect July 1, 2022.

**Director Bonanno motioned, seconded by Vice Chair Testa, to appoint Bob Carling for LAVWMA Board Vice Chair for FY2022/23.**

There were no comments from the public. The Motion passed unanimously (5 – 0) by a roll call vote. The position will take effect on July 1, 2022.

**8. Consider Adopting a Resolution Authorizing Continued Remote Teleconference Meetings of the Legislative Bodies of the Livermore-Amador Valley Water Management Agency Pursuant to Brown Act Provisions**

General Counsel Barnhill previously described this issue, including the expiration of the Governor’s Executive Order that temporarily allowed remote meetings, the passage of AB 361 allowing public agencies to continue to meet remotely provided that certain findings (describing the health and safety reasons justifying remote participation) can be made, and an order from the Contra Costa County Public Health Department, which was updated on June 14, 2022, recommending that public meetings be held remotely to reduce the spread of COVID-19. The end result is that, so long as the findings can continue to be made, remote meetings will be allowed until January 1, 2024, when AB 361 will sunset. A resolution similar to the one proposed making the necessary findings will need to be approved at each regular meeting.

**Director Goel motioned, seconded by Director Arkin, to approve Resolution No. 22-02 Authorizing Continued Remote Teleconference Meetings of the Legislative Bodies of the Livermore-Amador Valley Water Management Agency Pursuant to Brown Act Provisions.**

There were no comments from the public. The Motion passed unanimously (5 – 0) by a roll call vote.

**9. Approval of a Resolution Changing the Official Regular Meeting Location**

General Counsel Barnhill and General Manager Weir provided an overview of the history of the official regular meeting location and noted that since DSRSD is hiring an administrative staff person to assist LAVWMA that it would be more efficient to return to the DSRSD Board Room.

**Vice Chair Testa motioned, seconded by Director Arkin, to approve Resolution No. 22-03 Resolution of the Livermore-Amador Valley Water Management Agency Changing The Official Regular Meeting Location.**

There were no comments from the public. The Motion passed unanimously (5 – 0) by a roll call vote.

### **10. Financial Reporting for the Fiscal Year Ending June 30, 2021**

Treasurer Atwood provide a summary of the financial reports and noted all items were tracking as expected and that she had no concerns. This was an information item only requiring no action by the Board.

### **11. Approval Engagement Letter with Maze & Associates to Provide Financial Audit Services for the Fiscal Year Ending June 30, 2022**

General Manager Weir and Treasurer Atwood described this item. Treasurer Atwood noted that a Request for Proposals (RFP) for audit services for the next five years would be issued shortly and that a recommendation would be presented to the Board at its November meeting. She further indicated that the proposals would be evaluated on the basis of experience, references, timely reporting, and cost. If Maze & Associates were to be selected, they would need to provide a new managing partner as required by the Government Code. One Board member expressed a preference for a new firm to avoid any negative appearances from continuing with the same firm. General Counsel stated that she would provide names of other firms that can receive the RFP.

**Vice Chair Testa motioned, seconded by Director Goel, to approve the engagement Letter with Maze & Associates to provide financial audit services for the Fiscal Year ending June 30, 2022.**

There were no comments from the public. The Motion passed unanimously (5 – 0) by a roll call vote.

### **12. LAVWMA Quarterly Report of Operations, 2nd Quarter, FY2021-2022**

General Manager Weir provided an overview of the report and noted the various charts showing pump performance, electrical usage, and maintenance activities. This was an information item only requiring no action by the Board. There was discussion regarding available recycled water for the proposed residential filling station and how Livermore was providing recycled water to Pleasanton for the project. This was an information item only requiring no action from the Board.

### **13. Proposed Operating and Capital Budget for Fiscal Year 2022/23**

General Manager Weir highlighted areas of the proposed budget including PG&E costs, labor costs, management costs, EBDA expenses, and debt service. Despite DSRSD's great efforts at avoiding PG&E peak period demand and energy costs, electrical costs continue to rise due to ever increasing rates. He noted that the COLA for DSRSD labor should be 4.0% and not 2.75% as noted in the budget report. He further stated that new information on DSRSD labor costs was just received and he requested that the budget be amended by adding \$60,000 to DSRSD's labor costs for O&M services. He further stated that would change several of the percentages and totals in the report, but that they were not very significant.

**Director Arkin motioned, seconded by Vice Chair Goel, to approve the Proposed Operating and Capital Budget for Fiscal Year 2022/23 as amended.**

There were no comments from the public. The Motion passed unanimously (5 – 0) by a roll call vote.

#### **14. Project Status Reports – Motor Control Center Replacement Project, Purchase of Three Vertical Turbine Pumps, and the San Leandro Sample Station Improvements Project**

General Manager Weir discussed the status of the Motor Control Center (MCC) project and noted that it was nearing completion. All equipment has been installed, is in service, and is operating as designed. He noted that remaining work includes making sure the settings in the control system are set as designed. He then noted that the new pumps were scheduled to be delivered December 16, 2022.

Lastly General Manager Weir discussed the San Leandro Sample Station (SLSS) project and noted that the 75% design plans and specifications were under review and should be completed in early July.

This was an information item only requiring no action by the Board.

#### **15. Regional Purified Water Pilot Project**

General Manager Weir and DSRSD Assistant General Manager Lee provided an overview of the pilot project that would take DSRSD effluent from the LAVWMA junction structure and treat it with micro filtration, reverse osmosis, and ultraviolet light which would essentially produce a product comparable to distilled water. The intent is to deliver the purified water to the Alamo Canal and eventually to Alameda Creek where it would percolate into the groundwater used by Alameda County Water District for their potable water supply. Ms. Lee stated that the project was still being reviewed and during this time they were seeking input from all interested parties. The project will not be operational until 2024 or 2025.

Director Arkin and Vice Chair Testa expressed concerns with PFAS and microconstituents that may not be removed by the treatment process. General Manager Weir stated that the reverse osmosis process removes PFAS and other constituents of emerging concern and that the purified water should easily meet all current standards for potable water, but acknowledged that standards and detection limits continue to evolve.

Chair Johnson stated that one of the purposes of the pilot is to demonstrate the effectiveness of the treatment process. She also expressed an interest in reusing more of LAVWMA's effluent, which minimizes LAVWMA's pumping costs and discharges to San Francisco Bay.

Director Bonanno stated that this information would soon be presented to Livermore's Council and that they would pass on any questions or concerns to DSRSD staff.

#### **16 Biennial Review of the Conflict of Interest Code**

General Manager Weir and General Counsel Barnhill described the need to review the code every two years as a requirement of the FPPC and that no changes were being recommended at this time. General Counsel Barnhill stated that changes typically only occur when there are new staff positions that would be subject to reporting requirements. The required report indicating no changes will be submitted to the FPPC.

### **17. Update and Response to Various Legal and Legislative Issues**

General Manager Weir provided an overview of the May 2022 updates from CASA and BACWA. The reports include updates on items of interest to water and wastewater agencies including PFAS, nutrients, microplastics and various other issues. He noted the PFAS Fact Sheet prepared by CASA. Lastly, he noted that the San Francisco Regional Water Quality Control Board has appointed Eileen White as its new Executive Director. Ms. White formerly was the Wastewater Manager for EBMUD and served on the BACWA for many years including time as Chair. General Counsel Barnhill highlighted legislation that is being considered to amend the Brown Act to address remote meetings for public agencies.

This was an information item only requiring no action by the Board.

### **18. General Manager's Report**

General Manager Weir highlighted several areas of his report, including asset management, succession planning, capital projects, and PG&E usage. He again complemented DSRSD staff for their operation of the pump station to avoid excessive PG&E costs. Vice Chair Testa and Director Bonanno inquired about the possibility of adding solar panels and batteries to the pump station site to address ever increasing electrical costs. General Manager Weir stated that was evaluated several years ago and the economics were not good due to high construction costs and a long payback period. He also noted that due to changes in material costs and PG&E rates that it would be worth a second look. He stated he would contact LAVWMA's electrical engineer to see what would be required to update that analysis and report back to the Board.

This was an information item only requiring no action by the Board.

### **19. Matters From/For Board Members**

There were no matters from the Board.

### **20. Next Regular Board Meeting, Wednesday, August 17, 2022 at 6:00 p.m.**

This meeting will be at DSRSD unless circumstances due to COVID-19 necessitate holding as a Zoom meeting instead.

There were no comments from the public.

### **21. Adjournment**

There being no further action, Chair Johnson adjourned the meeting at 7:31 p.m.

Minutes Approved by the Board August 17, 2022.

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Charles V. Weir  
General Manager