

**NORTH MARIN WATER DISTRICT
MINUTES OF REGULAR MEETING
OF THE BOARD OF DIRECTORS
March 5, 2013**

CALL TO ORDER

President Fraites called the regular meeting of the Board of Directors of North Marin Water District to order at 7:30 p.m. at the District Headquarters and the agenda was accepted as presented. Present were Directors Jack Baker, Stephen Petterle, Dennis Rodoni and John Schoonover. Also present were General Manager Chris DeGabriele, Secretary Katie Young, Auditor-Controller David Bentley and Chief Engineer Drew McIntyre.

District employees Robert Clark (Operations/Maintenance Superintendent), and Doug Moore (Construction/Maintenance Superintendent) were in the audience.

MINUTES

On motion of Director Schoonover, seconded by Director Baker and carried by the following vote, the Board approved the minutes from the previous meeting:

AYES: Directors Baker, Rodoni, Schoonover

NOES: None

ABSTAIN: Director Fraites, Petterle

ABSENT: None

GENERAL MANAGER'S REPORT

Mr. DeGabriele advised the Board that he will be out of the office on Thursday attending a Climate Change Symposium in Sacramento and on vacation on Friday. He noted that David Bentley would be acting General Manager during that time.

OPEN TIME

President Fraites asked if anyone in the audience wished to bring up an item not on the agenda and there was no response.

STAFF/DIRECTORS REPORTS

President Fraites asked if staff or Directors wished to bring up an item not on the agenda and there was no response.

CONSENT CALENDAR

On motion of Director Schoonover, seconded by Director Petterle and unanimously carried, the following items were approved on the Consent Calendar:

APRIL 2012 VEHICLE / EQUIPMENT AUCTION REQUEST

In the FY12/13 budget, staff identified trucks #35, #45, and #46, along with compressor #74 going to auction after the new equipment has been received. Staff also recommends the disposal of the BS62Y Wacker Compactor, 10hp gas 4500w Generator, 2 Clay diggers, 4 Ball Tampers and a Speedair 200v Air Compressor. The District expects to recover at least some revenue at the auction to offset the new equipment purchase expenses.

The Board authorized the General Manager to enter into a sales contract with 1st Capitol Auction to dispose of the surplus equipment.

CONTRACT AMMENDMENT TO RUSSELL D. MITCHELL & ASSOC.

At the February 7, 2012 meeting, the Board authorized an Agreement between the District and Russell D. Mitchell and Associates for the Recycled Water Onsite Retrofit Design- Task 2 for a not-to-exceed fee amount of \$112,000, plus a contingency of \$15,000. The Task 2 work includes on-site irrigation system retrofit design for 18 sites in both the North and South Recycled Water Service Areas.

Additional out of scope work, including onsite retrofit bid phase and construction support services, make a contract amendment necessary. Staff is requesting an additional \$10,000.

The Board authorized the General Manager to execute an amendment to the Consulting Services Agreement with Russell D. Mitchell and Associates in the amount of \$10,000.

INFORMATION ITEMS

RECYCLED WATER SOUTH PHASE 2 – PUBLIC OUTREACH

Drew McIntyre updated the Board on the public outreach effort for the Recycled Water South Phase 2 Project. He reminded the Board that Data Instincts has been performing public outreach for the this project and the total to-date expenditures are less than \$14,000. He stated that an email distribution list of 210 customers has been created, there have been over 200 flyers distributed to the customers, and roughly 5 articles have been published in the Marin Independent Journal. Mr. McIntyre informed the Board that staff requested the flyer be translated to Spanish as well. He noted that the communication with the customers is better in this construction phase..

Director Schoonover asked if staff has learned something from the whole experience. Mr. McIntyre stated that staff learns from any job and if future projects need a better job of public outreach the District should implement a similar approach.

Director Rodoni opined that the translation to Spanish is a great idea and suggested that the document be reviewed by someone who is experienced in translating English to Spanish. Mr. McIntyre informed the Board that the flyer was translated by Data Instincts and that Pablo Ramudo the District's Water Quality Supervisor who is fluent in Spanish reviewed the flyer providing minor comments. Mr. DeGabriele advised the Board that the District also has access to an ACWA service provider, used mostly for translating Water Quality Reports.

NORTH BAY WATER REUSE AUTHORITY BOARD MEETING – JANUARY 28, 2013

Mr. McIntyre provided the Board with a summary of the North Bay Water Reuse Authority (NBWRA) meeting from January 28th. He stated that David Rabbitt from the County of Sonoma is now Chair of the NBWRA Board of Directors and Bill Long from Novato Sanitary District is Vice-Chair. He noted that there are two new member agencies, Marin Municipal (MMWD) and City of Petaluma. Mr. McIntyre stated that Jack Gibson would represent MMWD on the NBWRA Board, with Larry Russell as an alternate; City of Petaluma is still determining their Board member.

Mr. McIntyre informed the Board that the NBWRA is close to finalizing the amended Memorandum of Understanding and that it has been approved by the NBWRA Technical Advisory Committee and is being reviewed by legal counsel. He noted that all comments are due by the March 25th meeting, where NBWRA Board approval will be considered. Mr. McIntyre stated that some of the significant changes would enable the County of Marin to participate as a non-voting associate member, and that the term of the memorandum would be extended from three years to five years.

Mr. DeGabriele distributed a photo showing Senior Accountants Nancy Williamson and Nancy Holton with stacks of financial documentation necessary for processing the ARRA Grant Funding and State Revolving Fund loan reimbursements. Mr. DeGabriele commended the accountants on managing the extraordinary amount of documentation needed and stated that the ladies have done a marvelous job along with a team of others from the District.

AMENDED NORTH MARIN WATER DISTRICT LAGUNITAS CREEK WATER RIGHTS

Mr. DeGabriele informed the Board that the District received the Amended Water Right License 4324B and Amended Permits 19724 and 19725 for water diverted from Lagunitas Creek. He noted that the petitions were submitted in late December 2010. He stated that all of the information was consistent with the drafts that the Board reviewed last November in closed session. Mr. DeGabriele stated that the authorized changes add a point of diversion at the Gallagher Well for License 4324b and Permit 19725 and dedicate Permit 19724 to instream uses pursuant to a settlement agreement with environmental groups in 2005.

Mr. DeGabriele opined that the amended changes are great for the District moving forward and helps to protect the reliable water supply for West Marin customers.

NBWA MEETING – MARCH 1, 2013

President Fraites informed the Board that the North Bay Watershed Association (NBWA) meeting held on March 1st had a guest speaker, Bruce Riordan from the Bay Area Joint Policy Committee who spoke about adaption methods to deal with global warming. He stated that an option being considered to secure funding is a ballot measure to approve a bay-wide assessment to pay for global warming adaption.

Mr. DeGabriele informed the Board that the NBWA did approve the budget for the FY2013/14 and that the District's share is the same as last year at \$6,543.

TAC MEETING- MARCH 4, 2013

Mr. DeGabriele provided the Board with a memo summarizing the Technical Advisory Committee (TAC) meeting on March 4th. He stated that there was a brief presentation on the SCWA budget for next fiscal year and the TAC recommended that the Water Advisory Committee (WAC) adopt the budget at the April 1st meeting.

Mr. DeGabriele advised the Board that on February 5th he sent a draft letter to Grant Davis regarding the District sending an additional \$30 per acre ft as a capital charge to Sonoma County Water Agency and asked that Water Agency manager acknowledge the contribution. Mr. DeGabriele noted that SCWA's attorney is still reviewing this arrangement.

Mr. DeGabriele stated that there was a brief presentation on the Sonoma County Water Agency Strategic Plan Workshops and the next one will be on April 2nd at the Lucchesi Center in Petaluma from 3 p.m. – 6 p.m. He stated that topics to be discussed will be Water Supply, Flood Control and Sanitation.

Mr. DeGabriele informed the Board that Grant Davis provided a recap of his recent visit to Washington D.C. and noted that SCWA was awarded a Climate Leadership Award presented by Gina McCarthy, who was just nominated as EPA Administrator. Mr. DeGabriele stated that Grant Davis informed the TAC that the Water Agency is continuing to push for the Corps of Engineers appropriation in the President's Budget and advised that Senator Boxer will introduce legislation for a new Water Resources Development Act in this Congress, including U.S. Army Corps of Engineers Authority for Russian River Biological Opinion Requirements.

Mr. DeGabriele provided the Board with an update on the Oral Health issue. He informed the Board that he did attend the Sonoma County Board of Supervisors meeting a week ago and

provided a statement focusing on the District's belief that the Water Agency cannot pass on the cost of fluoridation to the Water Contractors without their approval. He noted that Sonoma County legal counsel confirmed that at the meeting. Mr. DeGabriele stated that the Board of Supervisors was unanimous on moving forward with studies to determine how to fluoridate the water supply and that the study will be funded by the Sonoma County Department of Health Services.

Mr. DeGabriele informed the Board that after the meeting he met with the TAC members who suggest a letter be sent to the Sonoma County Department of Health Services recommending the proposed \$8.3M for fluoridation be directed towards the other four pillars of dental health in Sonoma County; Dental Sealants, Varnishes, Expanded Dental Care Access and Dental Health Education.

Mr. DeGabriele advised the Board that Valley of the Moon Water District has developed a fluoridation communication plan directing inquiries to the County of Sonoma. He noted that the District may consider doing that as well. Mr. DeGabriele stated that it is a web based message and contains talking points and directs any questions or concerns back to the County of Sonoma.

Director Baker asked if anyone else in Sonoma County fluoridates the water. Mr. DeGabriele stated the Healdsburg has been adding fluoride since the 1950's.

Director Baker asked if the TAC was on board with the fluoridation of the water supply. Mr. DeGabriele stated that the issue is very controversial and most of the members are against it but know it is up to the Board of Supervisors. He informed the Board that Sonoma County Department of Health Services is forming a Fluoridation Advisory Committee.

President Fraites commended Mr. DeGabriele on his work regarding the fluoridation issue.

MISCELLANEOUS

The Board received the following miscellaneous items: Disbursements, Reimbursement Program 2012, and Meters by Size.

The Board also received the following news articles: Water Board changes regular meeting days, Block water release looks hopeful for Eel River salmon; Pikeminnow population may be stabilizing, Novato man named county publicist, and North Main Water District- City Guide.

Mr. DeGabriele commended David Bentley on his report of water meter size inventory within the distribution system.

CLOSED SESSION

President Fraites adjourned the Board into closed session at 8:08 p.m. for: Conference with Real Property Negotiator (Chris DeGabriele & Drew McIntyre) regarding terms of Interconnection Agreement between North Marin Water District and Marin Municipal Water District in accordance with Government Code Section 54956.8.

OPEN SESSION

Upon returning to regular session at 8:30 p.m., President Fraites stated that during the closed session the Board had discussed the issues and no reportable action had been taken.

ADJOURNMENT

President Fraites adjourned the meeting at 8:31 p.m.

Submitted by

A handwritten signature in black ink, appearing to read 'Katie Young', written in a cursive style.

Katie Young
District Secretary