



ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7

100 NORTH CANYONS PARKWAY • LIVERMORE, CA 94551 • PHONE (925) 454-5000 • FAX (925) 454-5727

NOTICE OF REGULAR MEETING OF BOARD OF DIRECTORS

DATE: Wednesday, March 20, 2013

TIME: 7:00 p.m.

LOCATION: Zone 7 Administration Building

100 North Canyons Parkway, Livermore, California

Any member of the public desiring to address the Board on an item under discussion may do so upon receiving recognition from the President. After receiving recognition, please step to the podium and state your name and address.

In compliance with the Americans with Disabilities Act, the meeting room is wheelchair accessible and disabled parking is available at the Zone 7 Administrative Building lot. If you are a person with a disability and you need disability-related modifications or accommodations to participate in this meeting, please contact the Zone 7 Board Secretary, Judy Rector, at (925) 454-5053 or fax (925) 454-5724. Notification 48 hours prior to the meeting will enable Zone 7 to make reasonable arrangements to ensure accessibility to this meeting. {28 CFR 35.102-35, 104 ADA Title II}

A G E N D A

1. Call Meeting to Order
2. Pledge of Allegiance
3. Citizens Forum

This is an opportunity for members of the public to speak on an item not listed on the agenda. The Board cannot deliberate or take action on a non-agenda item unless it is an emergency as defined under Government Code Section 54954.2.

4. Minutes of the Regular Meeting of February 20, 2013
5. Consent Calendar
 - a. Continuing Membership in the Western Recycling Water Coalition
6. Staffing Update:
 - a. Employee of the Month Recognition
7. Arroyo Mocho Stanley Reach Riparian Restoration and Channel Enhancement Project:
 - a. CEQA Compliance and Project Approval
Recommended Action: Adopt resolution.
 - b. Agreement with ACSPPA for Mitigation on Arroyo Mocho - Stanley Reach
Recommended Action: Adopt resolution.

8. Committees - None

March 20, 2013

9. Reports - Directors
 - a. Verbal comments by President
 - b. Written report by Director Stevens
 - c. Written report by Director Quigley
 - d. Other Directors' Verbal reports
10. Items for Future Agenda - Directors
11. Staff Reports (Information items. No action will be taken.)
 - a. General Manager's Report
 - b. Communications Outreach Activities
 - c. Legislative Update
 - d. Report on Water Sales and Connection Fee Revenue
 - e. Verbal Reports
12. CLOSED SESSION
 - (a) Conference with Labor Negotiators:
Agency Negotiator: G.F. Duerig
Employee Organizations: Alameda County Management Employees Association;
Alameda County Building and Construction Trades Council, Local 342, AFL-CIO; International Federation of Professional and Technical Engineers, Local 21, AFL-CIO; Local 1021 of the Service Employees International Union, CTW; Unrepresented Management.
 - (b) Conference with Legal Counsel -- Significant exposure to litigation pursuant to Gov't Code Section 54956.9(d)(2): 1 case.
 - (c) Conference with Legal Counsel -- Potential litigation pursuant to Gov't Code section 54956.9(d)(3): 2 cases.
 - (d) Conference with Real Property Negotiator:
Property: APNs 99-525-2, 99-550-2-3, 99-550-3-2, 99A-2700-2-5, 99A-2700-6-6, 99A-2700-9-8, 99A-2700-10, 99A-2700-11-3, 99A-2700-12-6, 99A-2700-12-7, 99A-2420-4-13, 96-420-2, 96-420-3, 96-429-6, 99A-2701-1, 99A-2701-2, 99A-2701-3.
Agency negotiator: G.F. Duerig
Negotiating parties: Patliv; PTLM, Inc.; Henry H. Patterson Trust, and Charles Edwards Engs
Under negotiation: Price and terms of payment.
13. Open Session and Report Out of Closed Session
14. Adjournment
15. Upcoming Board Schedule: (All meeting locations are in the Boardroom at 100 North Canyons Parkway, Livermore, California, unless otherwise noted)
 - (a) Water Resources Committee: March 26, 2013, 4:00 p.m.
 - (b) Special Board Meeting: April 3, 2013 (if needed)
 - (c) Finance Committee Meeting: April 8, 2013, 4:00 p.m.
 - (d) Regular Board Meeting: April 17, 2013, 7:00 p.m.
 - (e) Finance Committee Meeting: April 22, 2013, 3:30 p.m.

Materials related to an item on this agenda that have been provided to the Board less than 72 hours prior to the meeting are available for public inspection at the Zone 7 office at the time of, and prior to, the meeting and at www.zone7water.com. All other material otherwise provided to the Board will be available at the public meeting.

MINUTES OF THE BOARD OF DIRECTORS
ZONE 7
ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

REGULAR MEETING
February 20, 2013

President Palmer called the regular meeting to order at 7:00 p.m. with a salute to the flag. The following were present:

DIRECTORS: SANDS FIGUERS
JOHN GRECI
A J MACHAEVICH
SARAH PALMER
RICHARD QUIGLEY
ANGELA RAMIREZ HOLMES
BILL STEVENS

DIRECTORS ABSENT: NONE

ZONE 7 STAFF: JILL DUERIG, GENERAL MANAGER
KURT ARENDS, ASSISTANT GENERAL MANAGER, ENGINEERING
TOM HUGHES, ASSISTANT GENERAL MANAGER, ADMINISTRATION
RHETT ALZONA, SENIOR ENGINEER, FACILITIES ENGINEERING
COLLEEN WINEY, ASSISTANT GEOLOGIST, GROUNDWATER
JUDY RECTOR, BOARD SECRETARY

COUNSEL: DAVID ALADJEM, DOWNEY BRAND

Item 3 - Citizens Forum - None.

Item 4 - Minutes of the Regular Meeting of January 16, 2013

Director Quigley moved and Director Stevens seconded approval of the minutes. The minutes were approved by a voice vote of 5-0 with Directors Figuers and Ramirez Holmes abstaining.

Item 5 - Consent Calendar

Director Quigley asked that Consent Item 5a be pulled for discussion. He asked about the location of the outfall structure and if there are plans to pull the structure out and change it. Kurt Arends, Assistant General Manager, Engineering, confirmed the location and that there are no plans to take it out.

Director Ramirez Holmes moved to approve Item 5a and Director Greci seconded the motion. Resolution No. 13-4253 accepting an easement (B-2-1) from the City of Pleasanton for an outfall structure and Resolution No. 13-4254 approving the quitclaim of a storm drain easement (B-2-5) were both approved by a voice vote of 7-0.

President Palmer moved to pull Consent Item 5b for comment. She noted that this security contract is an example of how important it is for Zone 7 to have control over contracts and purchasing. Potentially Zone 7 could have been without security during this period because of dependence on Alameda County to approve contracts. If Zone 7 had control over our contracts, that kind of “scrambling” would not have happened.

Director Ramirez Holmes asked if Zone 7 staff could request bids instead of Alameda County GSA Purchasing. Tom Hughes, Assistant Manager, Administration, confirmed that Zone 7 staff is starting to negotiate contracts and General Counsel David Aladjem added the clarification if the contract affects the Agency only and not the County.

Director Quigley noted the second bullet in the agenda item concerning the County terminating the agreement for breach of contract and only notifying Zone 7 five days prior to the effective date of the termination.

Director Quigley moved to approve Item 5b and Director Figuers seconded. Resolution 13-4255 was approved by a roll call vote of 7-0.

Item 6 - Staffing Updates

Item 6a - Employee of the Month Recognition

Ms. Duerig congratulated Karen Newton, Assistant Engineer in the Water Quality Engineering Section at Del Valle WTP, on becoming the December Employee of the Month. Ms. Newton was commended for taking on the responsibility of responding to urgent requests by the Regional Water Quality Control Board concerning NPDES permits and site-specific BMPs plus Standard Operating Procedures (SOPs). The Board recognized and applauded Ms. Newton in absentia.

Item 7 - Award of Contract for the 2012 DVWTP and PPWTP Filter Media Replacement/Replenishment Project

Mr. Arends gave a brief description of the project and explained how filter media material is lost over time and more than usual last season due to treatment problems. In order to replenish the filter media and return it to the original design depth, this project is necessary before the summer demand for water.

One bid for \$435,732.58 was received. Four other contractors attended the mandatory pre-bid meeting but did not bid. The lowest responsive and responsible bidder, ERS Industrial Services, Inc., has the material in stock, is very efficient, and is highly experienced with water treatment plant filter media projects.

Director Quigley asked about the filter media model that Zone 7 has and suggested that it be brought back to the Zone 7 North Canyons’ lobby for possible public viewing. Director Figuers reminded Director Quigley that the unit is rather large and not very portable.

Director Ramirez Holmes questioned the advertisement for bid dates (December 26 and January 2) and since those are not workdays for the general public, is that normal practice during holidays?

Mr. Arends said that normally they would not advertise for bids during the holidays but they had to push due to timing to get the work done before the end of May when demand picks up for the summer so had to start the process for the project.

Rhett Alzona, Senior Engineer, Facilities Engineering, said that word about the bid went out before the holidays and they had four contractors show up for the mandatory pre-bid meeting so Zone 7 staff did not feel that the timing of advertising affected the bid results.

Mr. Arends also reassured Director Ramirez Holmes that the money was allocated in the Capital Improvement Fund, Fund 72, for regular maintenance planning.

Director Greci moved to approve and Director Quigley seconded the motion. Resolution No. 13-4256 was approved by a roll call vote of 7-0.

Item 8 - Committees: Liaison Committee - January 14, 2013 - minutes
Water Resources Committee - February 5, 2013 - minutes

Director Ramirez Holmes expressed concern regarding the Water Resources Committee and the East Pleasanton Specific Plan Task Force. The East Pleasanton Specific Plan Task Force vision addresses water development not water as a resource. Zone 7 Assistant Geologist Colleen Winey is a member of that committee and perhaps she can remind that committee that Zone 7 is overlooking the Chain of Lakes development.

Director Stevens advised that the schedule for a mini Chain-of-Lakes Master Plan is being pushed up to accommodate preparation of staff comments on the Specific Plan.

Item 9 - Reports - Directors

a. Verbal comments by President

President Palmer described the difference between an Ad Hoc and a Standing Committee meeting in regards to having a posted agenda, minutes available to the public, and following the Brown Act. Ad Hoc committees meet a few times for a specific purpose and are then dissolved so can dispense with the formalities of the Brown Act. There cannot be a majority of the board on either type of committee or it would be considered a board meeting.

b. Written report by Director Quigley

Director Quigley reported on his February 14th ACWA Board meeting at the offices of the San Francisco Public Utilities Commission. The building is LEED (Leadership in Energy and Environmental Design) certified in design with solar, wind turbines, a rainwater capture system, recycling of all water that touches the building, and it consumes 55% less energy along with a blend of artwork and educating the public regarding San Francisco water.

ACWA Region 5 has a vacancy and Director Quigley is looking for names of potential candidates.

Director Quigley reported that Region 5 will host a meeting with Region 3, Eastern Sierra, in the spring regarding a watershed approach to management. A Coca-Cola plant at the headwaters of the Mokulume may reveal an interesting story concerning drinks, jobs, and environmental stewardship.

The fall venue may involve Silicon Valley business leadership groups on the importance of water for manufacturing and innovation. Livermore I-Gate and the Labs were mentioned as potential interesting venues. The ACWA strategic plan and regional support on water bond financing was discussed. John Coleman, Vice Chair of ACWA, shared that a September 12th Energy Water Summit is being put on by the Bay Water Coalition and that EBMUD now favors storage in the California solution, a new position.

c. Other Directors' Verbal reports

Director Ramirez Holmes attended the California Special District Association's "How to be an Effective Board Member" workshop which included a review of the Brown Act and Ethics Training along with transparency and communication but good discussion on the Board's role and responsibilities.

She was also invited by Daniel Smith, City of Pleasanton's Director of Operations, to tour the Pleasanton Operations Center. He showed her how they do water quality testing in their lab, the state-of-the-art computer maintenance management system, GIS and their ability to use their Smartphones with it as well as real time data and a mobile citizen project.

As a member of the Ad Hoc Communications Committee, Director Ramirez Holmes attended a webinar on "Must Have Communication Protocols - Board & Staff" along with Director Quigley and Acting Employee Services Manager Tom Pico.

She also reported on attending Pleasanton Mayor Jerry Thorne's first State of the City address. One of the Council's priorities is recycled water, especially for expanding landscaping in parks and medians in the commercial districts, and depending less on Zone 7 water.

Item 10 - Items for Future Agenda - Directors - none.

Item 11 - Staff Reports (Information items.)

- a. General Manager's Report
- b. Outreach Activities
- c. Legislative Update
- d. Report on Water Sales and Connection Fee Revenue
- e. Toxic Sites Surveillance Program Annual Report for 2012
- f. Update Related to the Bay Delta Conservation Plan
- g. Verbal Reports

Ms. Duerig gave two verbal reports:

The Alameda County Supervisors' Transportation and Planning Committee is having a meeting March 5 at County Public Works in Dublin and one of the topics is Zone 7's independence effort. There was a discussion on whether this is a joint meeting and would Zone 7 give a presentation on the advantages and objectives of separating and why independence would be good. It was decided that since it is a public County meeting, it will be better to have individuals present to relay the results of the meeting. Director Figuers urged that there be a limit of three directors present so President Palmer, Director Ramirez Holmes and Director Stevens expressed interest in attending. Director Machaevich agreed that it is to Zone 7's benefit to let the County move forward as requested and let members report back the results of the meeting. Zone 7's e-newsletter was issued with a notice of the meeting and the location.

Ms. Duerig also reported that Zone 7 will host the first annual conference of the Bay Area Flood Protection Agencies Association (BAFPPA). Carol Mahoney is working with Carl Morrison to set up the conference. The idea was to have a conference to talk about flood protection, sedimentation, integrated water resource management, and other things in the Stream Management Master Plan. The conference sign-up for attendees and vendors has snowballed and BAFPPA has blossomed with Carol Mahoney as its President.

Director Figuers asked several questions regarding staff reports:

- 1) Item 11d: Treated Water Sales - he wants to see a yearly comparison of 2012 sales when compared to the projection, and in the future put that comparison in the monthly staff report.
- 2) Item 11e: Toxic surveillance - how deep are contaminants in these areas? How widespread is the damage and are they below the sanitary seal of the water supply wells? He also asked about the analyses of rate and pathways of contaminate flow and who is doing the geologic models that allow them to do that analysis? Colleen Winey, Assistant Geologist, Groundwater, answered questions and said most consultants come to Zone 7 for geological information.
- 3) Item 11a: The General Manager's staff report noted that the Department of Water Resources (DWR) would be inspecting the outlet tower and tunnel at Del Valle. Director Figuers asked if it would be possible for him to go on the inspection. Ms. Duerig said she would find out and get back to him.

Randy Werner, City of Livermore, reported under Public Comments that members of the public were grateful water rates did not go up in January.

The Board went into Closed Session at 8:30 p.m.

Item 12 - Closed Session

- (a) Conference with Labor Negotiators:
Agency Negotiator: G.F. Duerig
Employee Organizations: Alameda County Management Employees Association; Alameda County Building and Construction Trades Council, Local 342, AFL-CIO; International Federation of Professional and Technical Engineers, Local 21, AFL-CIO; Local 1021 of the Service Employees International Union, CTW; Unrepresented Management.
- (b) Conference with Legal Counsel -- Significant exposure to litigation pursuant to Gov't Code Section 54956.9(d) (2): 1 case.

- (c) Conference with Legal Counsel -- Potential litigation pursuant to Gov't Code section 54956.9(d) (3): 1 case.
- (d) Conference with Legal Counsel -- Existing litigation (Gov't Code section 54956.9(d) (1). 2 cases.

Central Delta Water Agency et al. v. California Department of Water Resources et al.
(Sacramento County Superior Court No. 34-2010-80000561)

City of Union City v. Matosantos et al. (Sacramento County Superior Court No. 34-2013-80001377).

- (e) Conference with Real Property Negotiator:
Property: APNs 99-525-2, 99-550-2-3, 99-550-3-2, 99A-2700-2-5, 99A-2700-6-6, 99A-2700-9- 8, 99A-2700-10, 99A-2700-11-3, 99A-2700-12-6, 99A-2700-12-7, 99A-2420-4-13, 96-420-2, 96-420-3, 96-429-6, 99A-2701-1, 99A-2701-2, 99A-2701-3.
Agency negotiator: G.F. Duerig
Negotiating parties: Patliv; PTLM, Inc.; Henry H. Patterson Trust, and Charles Edwards Eng
Under negotiation: Price and terms of payment.

Item 13 - Open Session and Report Out of Closed Session

The Board came out of Closed Session at 9:50 p.m. There was no report out of closed session.

Director Stevens moved and Director Quigley seconded a motion to approve authorizing the General Manager to negotiate and execute documents for future partnering with the East Bay Regional Park District. Resolution 13-4257 was approved by a 7-0 vote.

Item 14 - Adjournment

The meeting was adjourned at 9:55 p.m.



ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7

100 NORTH CANYONS PARKWAY • LIVERMORE, CA 94551 • PHONE (925) 454-5000 • FAX (925) 454-5727

ORIGINATING DIVISION: Integrated Planning
CONTACT PERSON: Amparo Flores/Carol Mahoney

AGENDA DATE: March 20, 2013

ITEM NO. 5a

SUBJECT: Continuing Membership in the Western Recycled Water Coalition

SUMMARY:

- Zone 7 Water Agency (Zone 7) joined the Bay Area Recycled Water Coalition (BARWC), as authorized by Resolution 10-3336, in 2009.
- BARWC's primary mission is to seek federal funding under Title XVI of Public Law 102-575 (Reclamation Wastewater and Groundwater Study and Facilities Act of 1992 or "Title XVI") to assist in the construction of water reclamation projects.
- Since 2009, BARWC has evolved from a coalition of approximately fifteen public agencies in the Bay Area to a coalition of twenty-one public agencies (including DSRSD and the City of Pleasanton) and an investor-owned water utility that extend to the Delta region and Central Valley. To reflect the expanded geographical scope of the coalition, its name has recently been changed to the Western Recycled Water Coalition (WRWC).
- The expanded geographical scope is intended to strengthen the coalition's political voice in Washington D.C. and reflect the bipartisan goal of increasing water supply reliability through the development of alternative water sources.
- Zone 7 currently does not have any recycled water projects seeking funding; as such, Zone 7 is an "Associate Participant" in WRWC and pays a reduced membership fee incorporating lead agency administrative costs and none of the federal lobbying costs. This membership status allows Zone 7 to show its support for recycled water programs and monitor federal funding developments while keeping the membership cost low.
- The 2013 cost share for Zone 7 is approximately \$2,300. (Other agencies pay up to \$24,000 in proportion to their requested federal funding.)
- Staff received a faxed letter from Ms. Margaret Tracy (see attachment) on March 13, 2013, expressing concern over potential water quality impacts of recycled water use.
- Recycled water is a critical part of the Valley's water portfolio; the Salt Management Plan and its updates address the associated water quality concerns.

FUNDING:

Funding exists in Fund 52, Water Enterprise.

RECOMMENDED ACTION:

By resolution, approve continued membership in WRWC and authorize the General Manager to execute the MOA and any other documents as may be required to continue such membership.

ATTACHMENTS:

- Resolution
- WRWC Brochure
- Faxed letter from Ms. Margaret Tracy dated March 13, 2013

ZONE 7
ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT
BOARD OF DIRECTORS

RESOLUTION NO

INTRODUCED BY
SECONDED BY

WHEREAS, Zone 7 Water Agency has been a member of the Bay Area Recycled Water Coalition (BARWC) since 2009; and

WHEREAS, BARWC has been renamed the Western Recycled Water Coalition (WRWC) to reflect the expanded geographic scope of its membership and greater political voice in Washington D.C.; and

WHEREAS, membership in WRWC allows Zone 7 to track federal funding developments for alternative water supply sources.

NOW, THEREFORE, BE IT RESOLVED, that the General Manager is hereby authorized to continue membership in WRWC, to execute the Memorandum of Agreement with WRWC and to take other actions, as appropriate, as a WRWC member.

ADOPTED BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSENT:

ABSTAIN:

I certify that the foregoing is a correct copy of a Resolution adopted by the Board of Directors of Zone 7 of the Alameda County Flood Control and Water Conservation District on March 20, 2013.

By _____
President, Board of Directors

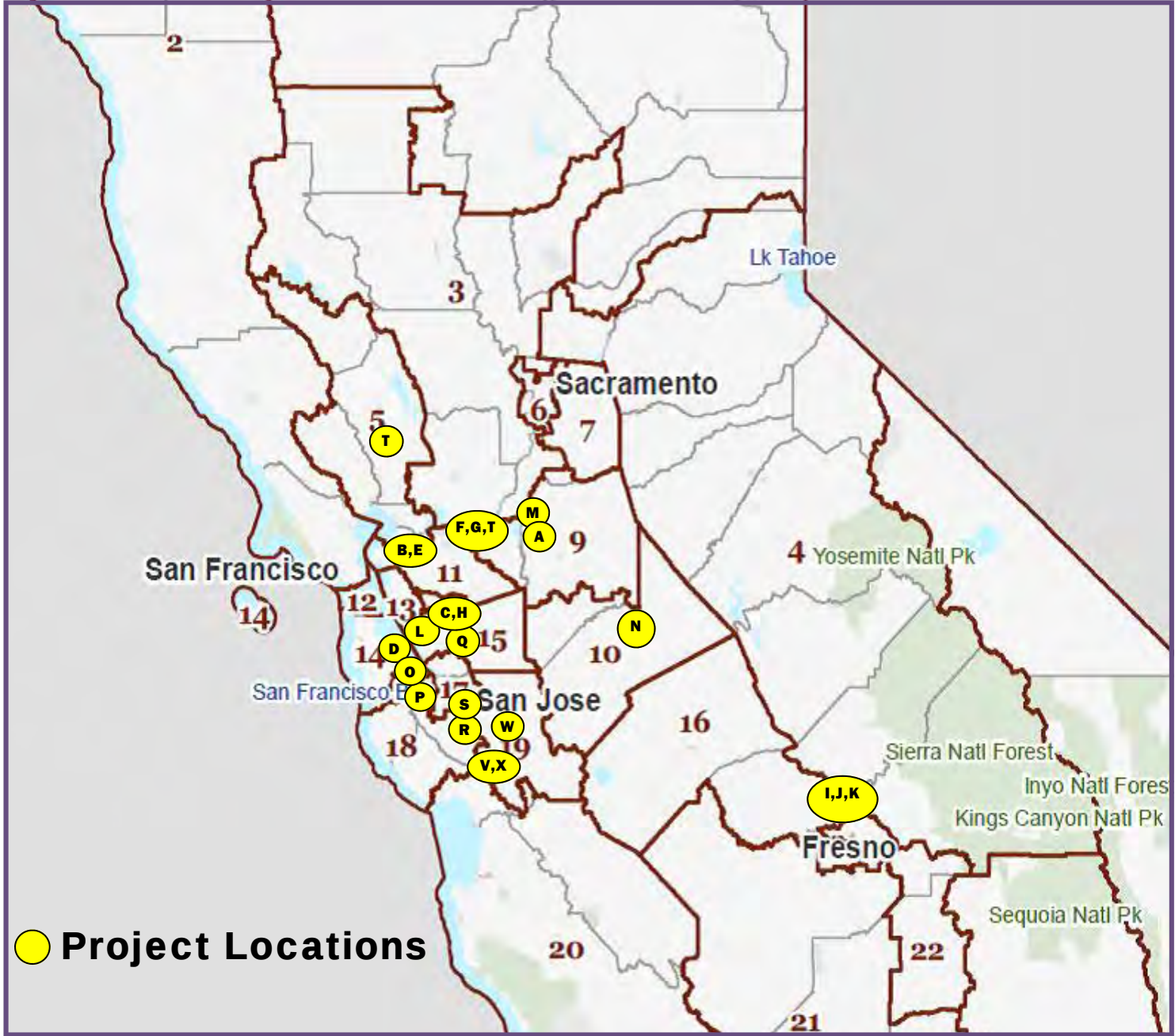
Projects, Partners and Communities Served		Congressional Districts	Yield (AFY)	Total Cost & (Federal Share¹)
Seeking Authorization				
A	Brentwood Recycled Water Project: City of Brentwood	Jerry McNerney (CA-9)	3,640	\$9.8 M / (\$2.45 M)
B	Central Contra Costa Sanitary District (CCCSD)-Concord Recycled Water Project: CCCSD; City of Concord	Mike Thompson (CA-5), George Miller (CA-11), Eric Swalwell (CA-15)	255	\$7.2 M / (\$1.7M)
C	Central Dublin Recycled Water Distribution and Retrofit Project: Dublin San Ramon Services District (DSRSD)	George Miller (CA-11), Eric Swalwell (CA-15)	215	\$4.6 M / (\$0.89 M)
D	Central Redwood City Recycled Water Project: City of Redwood City	Jackie Speier (CA-14), Anna Eshoo (CA-18)	507	\$32 M / (\$7.9 M)
E	Contra Costa County Refinery Recycled Water Project, Phase 1: CCCSD; Shell Refinery; Tesoro Refinery	Mike Thompson (CA-5), George Miller (CA-19)	5,600	\$25 M / (\$6.07 M)
F	Delta Diablo Sanitation District (DDSD) Recycled Water Project: DDSD	Jerry McNerney (CA-9), George Miller (CA-11)	3,000	\$34 M / (\$8.39 M)
G	DDSD High Purity Water Treatment Facility: DDSD	Jerry McNerney (CA-9), George Miller (CA-11)	5,600	\$50 M / (\$12.39 M)
H	Dublin Recycled Water Expansion Project: DSRSD	George Miller (CA-11); Eric Swalwell (CA-15)	6,460	\$23.9 M / (\$5.81 M)
I	Fresno Tertiary Treatment: City of Fresno	Jim Costa (CA-16), Devin Nunes (CA-22)	12,000	\$34 M / (\$8.5 M)
J	Fresno Downtown Recycled Water System: City of Fresno	Jim Costa (CA-16)	1,500	\$10.5 M / (\$2.62 M)
K	Fresno Southwest Recycled Water Distribution: City of Fresno	Jim Costa (CA-16)	2,600	\$38 M / (\$9.5 M)
L	Hayward Recycled Water Project: City of Hayward; Calpine	Eric Swalwell (CA-15)	3,760	\$27 M / (\$6.59 m)
M	Ironhouse Sanitary District (ISD) Recycled Water Project: ISD	Jerry McNerney (CA-9)	1,840	\$26 M / (\$6.38 M)
N	North Valley Regional Recycled Water Project: City of Modesto; City of Turlock; City of Ceres; Del Puerto Water District; Stanislaus County	Jeff Denham (CA-10)	30,000	\$100 M / (\$25 M)
O	Mountain View Recycled Water Project: City of Mountain View	Anna Eshoo (CA-18)	500	\$12.5 M / (\$3.02 M)
P	Palo Alto Recycled Water Pipeline Project: City of Palo Alto	Anna Eshoo (CA-18)	916	\$33 M / (\$7.91 M)
Q	Pleasanton Recycled Water Project: City of Pleasanton	Eric Swalwell (CA-15)	1,720	\$19.2 M / (\$4.62 M)
R	San Jose Water Company Recycled Water Project: City of San Jose	Anna Eshoo (CA-18), Zoe Lofgren (CA-19)	1,200	\$24 M / (\$5.75 M)
S	Wolfe Road Main Extension/San Lucar Pump Station Modifications: City of Sunnyvale; City of San Jose; SCVWD; California Water Service Company	Mike Honda (CA-17)	1,200	\$2 M / (\$0.5 M)
T	Yountville Recycled Water Project: Town of Yountville; Veterans Home of California	Mike Thompson (CA-5)	179	\$3.5 M / (\$0.79 M)
Subtotal for Seeking Authorization			82,692	\$516 M / (\$127 M)
Authorized in Public Law 110-229 and seeking Amendment				
U	Antioch Recycled Water Project: DDSD; City of Antioch	Jerry McNerney (CA-9)	485	\$12.8 M / (\$0.95 M)
V	South Bay Advanced Recycled Water Treatment Facility: SCVWD; Cities of San Jose, Los Gatos, Cupertino, Santa Clara, Campbell, Saratoga, Milpitas, Monte Sereno	Anna Eshoo (CA-18), Zoe Lofgren (CA-19)	8,960	\$59 M / (\$6.5 M)
Subtotal for Authorized			9,445	\$71.8 M / (\$7.45 M)
Authorized in Public Law 110-229 and 102-575				
W	City of San Jose/South Bay Water Recycling: Phase 1B Federal Share	Anna Eshoo (CA-18), Zoe Lofgren (CA-19)	3,000	\$80 M / (\$16 M)
X	South Santa Clara County Recycled Water Project: SCVWD; South County Regional	Anna Eshoo (CA-18), Zoe Lofgren (CA-19)	1,790	\$28 M / (\$4.23 M)
Subtotal for Authorized			4,790	\$108 M / (\$20.2 M)
TOTALS			96,927	\$696 M / (\$155 m)

¹ Federal Share is 25% of the total project cost. Some projects have received appropriations so the remaining share shown is less than 25%.

Western Recycled Water Coalition



Northern California Congressional Districts and Project Locations



RECYCLED WATER: A National Resource.



Water is an increasingly limited resource that is essential to the West, including California, one of the top 10 largest economies in the world. The State can only remain competitive and a strong contributor to the U.S. economy with investment in new water supply. Coalition projects are part of integrated regional water management solutions, with multiple benefits, including: reducing diversions from natural watercourses and aquifers; helping Reclamation meet legal or contractual water supply obligations; improving surface and groundwater quality; providing sustainable and affordable water supplies for industry, agriculture, and government facilities; conserving energy and helping to reduce greenhouse gases; attracting green projects and increasing economic development; and supporting over 10,000 jobs.

Sustainable Supplies



Unlike dams and storage reservoirs, recycled water supplies do not depend on rainfall, and instead depend on wastewater flows that do not fluctuate greatly in a drought and are not subject to evaporation. As a result, recycled water projects provide benefits equal to storage projects three to five times their size. Constructing new Coalition projects will produce over 82,000 acre-feet/yr (AFY) of reliable, sustainable water supplies - equivalent to a storage reservoir of 245,000 to 410,000 AF.



About the Coalition

The Coalition is a collaboration among cities, water and wastewater districts, and investor owned water utilities, pursuing highly leveraged, locally managed projects that will help ensure the security of water supplies in the western United States for years to come. Originally formed with seven agencies as the *Bay Area Recycled Water Coalition*, the group has grown in four years to 21 members, representing over 3.2 million people.

Since 2009, the Coalition has secured over \$38 M in Federal funding, which was leveraged with State and local funding to construct eight Coalition projects and to prepare feasibility studies for 14 new projects.

www.westernrwc.org

Rev. 2-14-13

Western Recycled Water Coalition

A Collaborative Approach to Developing Sustainable Water Supplies



Members



Protecting the Sacramento-San Joaquin Delta System

The Bay-Delta system comprises the largest estuary on the west coast of North America, and is the source of water for 2/3rds of California (over 23 million people). Coalition recycled water projects benefit the Bay-Delta by reducing water withdrawals and dependence on Delta supplies.



Developing Drought Tolerant Supplies

The water outlook across the west continues to be bleak due to over-allocation, court-ordered restrictions on Delta water withdrawals, and anticipated climate change impacts. Coalition projects provide reliable, sustainable and drought tolerant supplies for agricultural, municipal, and industrial users from the California coast to the Central Valley.



Working Together

Agencies have come together in an unprecedented effort to collaborate through the Coalition, rather than to compete individually for funding. State and local dollars have been committed to meeting non-Federal shares. Many projects are under construction or "shovel-ready". New projects will provide over 82,000 acre-feet/year of water, equivalent to the annual water needs for approximately 245,000 homes.



Seeking Federal Partnership

These projects offer the federal government an opportunity to leverage federal funds for significant benefit. Projects help achieve objectives of the Central Valley Project Improvement Act and the Bay Delta Conservation Plan. By fully funding Reclamation's Title XVI program, Congress can ensure that communities have the incentive to build a truly sustainable water future for the United States.



RECEIVED

MAR 13 2013

Zone 7 Water Agency

To: Members of Zone7 Board of Directors

From: Margaret J. Tracy, Zone 7 Director 1978 through 1994*

Subject: Recycled Water

Please remove any consideration of recycled water from your Consent Calendar of March 20, 2013

Instead, please have staff reports, discussion, and public hearing re: the following concerns:

1. Removal of toxics presently in our valley,
2. Removal of drugs in solution even after treatment,
3. Removal of endocrine disruptors.

My goal is preservation of ground water quality and my hope is to prevent contamination of any ground water in the central basin of the Livermore-Amador Valley.



ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7

100 NORTH CANYONS PARKWAY • LIVERMORE, CA 94551 • PHONE (925) 454-5000 • FAX (925) 454-5727

ORIGINATING SECTION: Administrative Services
CONTACT: Tom Hughes

AGENDA DATE: March 20, 2013

ITEM NO. **6a**

SUBJECT: Employee of the Month Recognition

SUMMARY:

The Employee Recognition Program Nomination Committee met in February and selected the Employee of the Month for January 2013 according to the established Program Guidelines. The individual chosen out of the submitted nominations is then recommended to Management for approval and there is a subsequent announcement of the selection to all Agency employees.

Jesus Bautista, Construction Maintenance Laborer in the Maintenance Section has been chosen from among those nominated as the January 2013 Employee of the Month. He is based at the Del Valle Water Treatment Plant and reports to Facilities Maintenance & Construction Supervisor Barry Ivy.

The recommendation the committee received states Jesus is an employee that exemplifies a good attitude. He comes to work each day with a positive outlook and is willing to do any job that is assigned. Jesus has a strong work ethic and does his work without complaint.

In short, Jesus is a positive, hard-working employee who is an essential part of our Maintenance Department.

The committee seconded the recommendation and recognized Jesus Bautista as a valuable employee and asset to Zone 7, with management approving the selection.

RECOMMENDED ACTION:

It is recommended that the Zone 7 Board of Directors recognize and congratulate Jesus Bautista as January 2013 Employee of the Month.



ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7

100 NORTH CANYONS PARKWAY • LIVERMORE, CA 94551 • PHONE (925) 454-5000 • FAX (925) 454-5727

ORIGINATING SECTION: INTEGRATED PLANNING

CONTACT: ELKE RANK/CAROL MAHONEY

AGENDA DATE: March 20, 2013

ITEM NO. 7a

SUBJECT: Arroyo Mocho Stanley Reach Riparian Restoration and Channel Enhancement Project – CEQA Compliance and Project Approval

SUMMARY:

- The existing channel and in-stream facilities in the Project reach sufficiently provide flood protection, local sediment management, and groundwater recharge. However, the trapezoidal channel leaves much room for improvement such as added habitat and water quality improvements, and aesthetic quality. Further, the large in-stream structures are considered barriers to fish passage; while fish are not currently present, Arroyo Mocho has been identified as having a potential for contributing to the recovery of steelhead in the Alameda Creek Watershed.
- The goal of this Project is to demonstrate the feasibility of transforming a traditional earthen trapezoidal flood protection channel in an urban setting into a vegetated stream reach exhibiting natural fluvial and ecological function, while also maintaining its core functionality for flood protection, local sediment management, and groundwater recharge.
- Pursuant to the California Environmental Quality Act (CEQA), an Initial Study/draft Mitigated Negative Declaration (IS/MND) was prepared and distributed for public comment. The IS/MND was mailed on February 28 to neighbors and interested parties. One comment letter was received.
- The Initial Study found four potentially significant impacts that can be mitigated to a level that is less than significant; these are temporary construction-related impacts.

RECOMMENDED ACTION:

Upon receipt of any public comment at the March Board meeting, adopt the attached resolution, which will adopt and certify the Final Initial Study / Mitigated Negative Declaration and associated Mitigation Monitoring and Reporting Program.

ATTACHMENTS:

- Staff memo providing additional background and discussion on agenda item
- Final IS/MND on Zone 7 website (<http://www.zone7water.com/publications-reports/environmental-review-documents>)
- Resolution

Interoffice Memo

Date: March 12, 2013
To: Jill Duerig, General Manager
From: Elke Rank, Integrated Planning
Subject: Arroyo Mocho Stanley Reach Riparian Restoration and Channel Enhancement Project – CEQA Compliance

SUMMARY:

This project is located in the Arroyo Mocho riparian corridor, generally adjacent to Stanley Boulevard near Isabel Avenue (Hwy 84) and Murrieta Boulevard, in Livermore (see Figure 1).

The goal of this Project is to demonstrate the feasibility of transforming a traditional earthen trapezoidal flood protection channel in an urban setting into a vegetated stream reach exhibiting natural fluvial and ecological function, while also maintaining its core functionality for flood protection, local sediment management, and groundwater recharge. The approach being taken uses state of the art, naturally functioning in-stream structures to guide natural stream processes rather than controlling them, coupled with substantial streamside vegetation planting to stabilize banks, reduce velocities, and increase habitat values.

Pursuant to the California Environmental Quality Act (CEQA), an Initial Study/draft Mitigated Negative Declaration (IS/MND) was prepared and distributed for public comment. The CEQA document was mailed to neighbors and interested parties on January 28, 2013, and was made available at the Livermore Library at 1188 South Livermore Ave. CEQA requires a public review period, which was January 29, 2013 to March 4, 2013. Zone 7 also placed a notice of availability in the Valley Times and posted the document on our website.

BACKGROUND:

The objectives for this Project are to explore:

- Reducing velocities with non-structural techniques;
- Options for riparian restoration that are compatible with flood protection, sediment management, and water supply;
- Reducing water temperatures by introducing tree canopy;
- Enhancing habitat by removing fish passage barriers and adding habitat features;
- Engaging and training volunteers to collaborate toward a long-term successful project; and
- Alternative funding sources, such as mitigating partners.

The project will be completed in two phases over the next 4 to 5 years, with ongoing vegetation maintenance thereafter.

Phase 1 – upstream of Isabel Avenue (approximate timing 2013-2015):

- Maintenance of sedimentation basin
- Removal of upstream dragon's tooth drop structure and 3 grade control drop structures
- Installation of two roughened channels in place of drop structures
- Vegetation enhancements

Phase 2 – downstream of Isabel Avenue (approximate timing 2015-2017, pending financing):

- Removal of downstream dragon's tooth drop structure
- Installation of one roughened channel in place of drop structures

Vegetation Management (approximate timing 2014-2024):

- Active vegetation management to encourage the desired canopy density while also creating access zones for future channel maintenance



Figure 1. Project Location – Arroyo Mocho, Stanley Blvd. in Livermore CA

CEQA/Project Approval. Zone 7 acts as the lead agency for its projects subject to the California Environmental Quality Act (CEQA). Pursuant to CEQA, the purpose of an Initial Study is to:

- determine whether the project may have a significant effect on the environment. (i.e. whether an EIR or Negative Declaration should be prepared);
- identify measures that mitigate project impacts to a less than significant level (mitigated negative declaration);
- define the scope of the EIR, if one is required;
- justify lead agency's decision to adopt a Negative Declaration, if one is prepared; and
- determine whether to rely on a previously prepared EIR.

A public agency shall prepare a proposed negative declaration or mitigated negative declaration for a project subject to CEQA when:

- the initial study shows that there is no substantial evidence, in light of the whole record before the agency, that the project may have a significant effect on the environment, or
- the initial study identifies potentially significant effects, but:
 - revisions in the project plans or proposals made by, or agreed to by the applicant before a proposed mitigated negative declaration and initial study are released for public review would avoid the effects or mitigate the effects to a point where clearly no significant effects would occur, and
 - there is no substantial evidence, in light of the whole record before the agency, that the project as revised may have a significant effect on the environment.

Further, CEQA requires that, as the Lead Agency, Zone 7 establish a program to monitor and report on measures adopted as part of the environmental review process to reduce, eliminate or avoid potentially significant effects on the environment. The Mitigation Monitoring and Reporting Program (MMRP) for the Arroyo Mocho Stanley Reach Project is designed to ensure that the mitigation measures identified in the IS/MND for the project are implemented and monitored appropriately.

Zone 7 is addressing under a separate agenda item in this meeting the agreement with Alameda County Surplus Property Authority for the use of portions of the Arroyo Mocho Stanley Reach Project for their mitigation needs of a separate project.

DISCUSSION:

Environmental Impacts.

Per the requirements of the California Environmental Quality Act, an Initial Study and draft Mitigated Negative Declaration (IS/MND) has been prepared for this project. The analysis identified potentially significant impacts in the following resource areas: Air Quality, Biology, Noise, and Water Quality. All of these potential impacts would be temporary and mitigation measures would reduce all of these potential impacts to levels that are considered less than significant.

Public Comments. No comment letters were received from the public. One letter was received from California Department of Transportation. Following is a summary of their comments and Zone 7's responses.

Caltrans Comment (summarized)	Zone 7 Response (summarized)
1. Document requires discussion of financing, scheduling, implementation of mitigation measures	Because this is a restoration project, the project is designed to yield a net benefit to the environment. Therefore, no compensatory mitigation (e.g., creation of lost habitat, etc.) is proposed.
2. As a result of the project, a change in the channel profile is expected, which could jeopardize the integrity of existing SR-84 bridge foundation.	The design includes many features to stabilize the channel gradient including the large keystone matrix, upstream key trench, side cutoff trenches, and flow-resistant vegetation.

3. Introduction of woody debris that may accumulate around SR-84 bridge piers, which may warrant a maintenance agreement with Caltrans.	Zone 7 will implement a specially designed long-term maintenance program as part of this project. Accumulation of woody debris is not anticipated.
4. Describe riparian enhancement work downstream of Hwy 84.	Currently no riparian enhancement is proposed downstream of SR-84; only the replacement of the Dragon's teeth energy dissipation structure with a roughened channel is proposed.
5. An encroachment permit is required for work on the State right-of-way	The work will not be within the State right-of way and therefore no encroachment permit will be needed from Caltrans.

Final IS/MND. Following the public comment period, Zone 7 staff finalized the IS/MND. Minor changes were made to the MND, only to clarify some of the issues raised by Caltrans.

Next steps. Following approval, a Notice of Determination must be prepared within five days. There is a required 30-day public protest period following the filing of the Notice of Determination, during which time a person or agency may challenge the approval of the project. However, construction may commence following the filing of the Notice of Determination.

ZONE 7
ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

BOARD OF DIRECTORS

RESOLUTION NO.

INTRODUCED BY
SECONDED BY

Resolution Approving a Mitigated Negative Declaration for the Arroyo Mocho Stanley Reach Riparian Restoration and Channel Enhancement Project; Adopting a Mitigation Monitoring and Reporting Program; and Approving the Project

WHEREAS, the Arroyo Mocho Stanley Reach Riparian Restoration and Channel Enhancement Pilot Project (the “Project”) aims to demonstrate the feasibility of transforming a traditional earthen trapezoidal flood protection channel in an urban setting into a vegetated stream reach exhibiting natural fluvial and ecological function, while also maintaining its core functionality for flood protection, local sediment management, and groundwater recharge; and

WHEREAS, the Project will be completed in two phases over the next four to five years, with ongoing vegetation maintenance thereafter, and involve removal of certain drop structures and installation of roughened channels in place of the drop structures, maintenance of sedimentation basin and vegetation enhancements; and

WHEREAS, Zone 7 staff determined that the Project is considered a “project” pursuant to the requirements of the California Environmental Quality Act (CEQA) and prepared an Initial Study (IS) to determine possible environmental impacts; and

WHEREAS, on the basis of the IS, which indicated that all potential environmental impacts from the Project were less than significant or could be mitigated to a level of insignificance, Zone 7 staff determined that a Mitigated Negative Declaration (MND) should be prepared as well as a Mitigation Monitoring and Reporting Program; and

WHEREAS, the IS/MND has been prepared in accordance with CEQA and circulated for public review from January 29, 2013 to March 4, 2013; and

WHEREAS, Zone 7 received no comments from the general public and one comment from California Department of Transportation; and

WHEREAS, Zone 7 staff have determined that the Project would not have a significant adverse impact on the environment after implementation of mitigation measures.

NOW, THEREFORE, THE ZONE 7 BOARD OF DIRECTORS DO HEREBY RESOLVE AND CERTIFY AS FOLLOWS:

1. Compliance with the California Environmental Quality Act. As the decision-making body for the Project, Zone 7 has reviewed and considered the information contained in the IS/MND and administrative record for the Project including all oral and written comments received during the comment period and public hearing. The Board of Directors finds that the IS/MND contains a complete and accurate reporting of the environmental impacts associated with the Project. The Board of Directors further finds that the IS/MND and the administrative record have been completed in compliance with CEQA and the State CEQA Guidelines; and

2. Findings on Environmental Impacts. Based on the IS/MND and the administrative record including all written and oral evidence presented to the Board of Directors, the Board of Directors finds that all environmental impacts of the Project are either insignificant or can be mitigated to a level of insignificance pursuant to the mitigation measures outlined in the IS/MND and the Mitigation and Monitoring and Reporting Program. The Board of Directors further finds that there is no substantial evidence in the administrative record supporting a fair argument that the Project may result in significant environmental impacts. The Board of Directors finds that the IS/MND contains a complete, objective and accurate reporting of the environmental impacts associated with the Project and reflects the independent judgment and analysis of Zone 7.
3. Adoption of Mitigated Negative Declaration. The Board of Directors hereby approves and adopts the MND.
4. Adoption of Mitigation Monitoring and Reporting Program. The Board of Directors hereby approves and adopts the Mitigation Monitoring and Reporting Program prepared for the Project.
5. Approval of Project. The Board of Directors hereby approves the Project as described in the IS/MND and authorizes staff to complete the permitting and construction of the Project.
6. Notice of Determination. The Board of Directors directs staff to file a Notice of Determination with the Alameda County Clerk within five (5) working days of approval of the Project.
7. Custodian of Records. The documents and materials that constitute the record of proceedings on which these findings have been based are located at Zone 7 of Alameda County Flood Control and Water Conservation District, 100 North Canyons Parkway, Livermore, California 94551. The custodian for these records is the General Manager of Zone 7.
8. Execution of the Resolution. The President of the Board of Directors shall sign this resolution and the Secretary of the Board of Directors shall attest and certify to the passage and adoption thereof.

ADOPTED BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSENT:

ABSTAIN:

I certify that the foregoing is a correct copy of a Resolution adopted by the Board of Directors of Zone 7 of the Alameda County Flood Control and Water Conservation District on March 20, 2013.

By _____
President, Board of Directors



ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7

100 NORTH CANYONS PARKWAY • LIVERMORE, CA 94551 • PHONE (925) 454-5000 • FAX (925) 454-5727

ORIGINATING SECTION: Integrated Planning

CONTACT: Carol Mahoney/Elke Rank

AGENDA DATE: March 20, 2013

ITEM NO. 7b

SUBJECT: Agreement with ACSPA for Mitigation on Arroyo Mocho - Stanley Reach

SUMMARY:

- The Stream Management Master Plan (SMMP) identified Project R.3-5 (Stanley Reach) for stream channel enhancements, increased riparian vegetation, and fish passage improvements.
- Zone 7 staff have been exploring options with several agency partners, including Alameda County Surplus Property Authority (ACSPA), to allow them to use the Stanley Reach to help meet their mitigation requirements as a way of achieving SMMP objectives.
- In order to fulfill their environmental permit requirements, ACSPA must enter into an agreement with Zone 7 for mitigation to be performed at Stanley Reach to address environmental impacts from the installation of the Stoneridge Drive Bridge over the Arroyo Mocho near Staple's Ranch.
- Per Resolution No. 4081 approved by the Board on May 18, 2011, the Board indicated that it was its "intent to grant access to ACSPA on Zone 7 property for the purposes of constructing, monitoring, and maintaining those elements associated with the identified mitigation measures to be more specifically defined in and subject to the Partnership Agreement" that was under negotiation.
- Since that time, it was determined that Zone 7 would perform the construction, monitoring and maintenance of the entire project and ACSPA would pay for its portion.
- The proposed Agreement has been reviewed by staff from Zone 7 and ACSPA. Staff recommends approval of the proposed Agreement.

FUNDING:

Funding for the Stanley Reach Project is 83% Fund 50 (Flood Operations) and 17% Fund 76 (Flood Development Impact).

RECOMMENDED ACTION:

Adopt the attached resolution authorizing the General Manager to negotiate and execute the Agreement between ACSPA and Zone 7.

ATTACHMENTS:

- Memorandum providing additional background information
- Resolution
- Draft Agreement

Interoffice Memo

Date: March 7, 2013
To: Jill Duerig, General Manager
From: Elke Rank, Integrated Planning
Subject: Agreement with ACSPA for Mitigation on Arroyo Mocho - Stanley Reach

BACKGROUND:

Zone 7 adopted the Stream Management Master Plan (SMMP) in August 2006. Project R.3-5 (now known as 'Stanley Reach') was identified as an area where stream channel enhancements, increased riparian vegetation, and fish passage improvements could be made. The SMMP project also identified this area as a location that is of interest for inclusion in the City of Livermore's trail system. Stanley Reach of the Arroyo Mocho runs roughly east-west along Stanley Boulevard between Murrieta Boulevard and Isabel Avenue in the City of Livermore (Location map attached) – which will be addressed as Phase 1. Phase 2, to be completed at a later date, includes a shorter segment downstream of Isabel.

This channelized section was originally constructed as a part of the Murrieta Meadows housing development in the late 1980's. A low-flow, unimproved channel exists that runs through the neighborhood and represents the trace of the natural Mocho. This natural channel accepts flow from a grated pipe just upstream of the pedestrian bridge and connects with the mainstem channel downstream at the sedimentation basin. The mainstem channel is roughly 4,500 linear feet of open trapezoidal form, which has four grouted rock rip-rap grade control structures and one velocity dissipation structure known as the "Dragon's Teeth." Another Dragon's Teeth structure exists downstream of Isabel. The Dragon's Teeth structures and sedimentation basin were added in 2000-2001 to address velocity issues in the channel and to facilitate the extension of Isabel Avenue under Stanley Blvd. The Dragon's Teeth structures have been identified as a fish passage barrier in the SMMP.

In 2010, Zone 7 was approached by various outside entities including, City of Livermore, Caltrans, Alameda County Surplus Property Authority (ACSPA), Alameda County Transportation Authority (ACTA), and private developments inquiring about mitigation in Zone 7-owned channels. Staff began exploring if allowing such mitigation would be an option for accomplishing the habitat enhancement projects of the SMMP without increasing the financial burden to Zone 7. This option also meets the goals of partnering to accomplish non-flood protection aspects of the SMMP. Project R.3-5 was identified as a potential pilot site because hydraulic modeling indicates that the mainstem channel has adequate freeboard for 100-year flood flows and has excess capacity to allow increased vegetation and added roughness.

Staff first presented this project concept to the Board in April 2011 and has since been working to secure either mitigation partners to help fund the project or mitigation credit for other Zone 7 projects. Staff presented an update on this project most recently to the Water Resources Committee on February 5, 2013.

This memo provides background on the proposed agreement with ACSPA and a request for a resolution from the Board to authorize the General Manager to execute the draft agreement. A separate agenda item will be brought at the same Board meeting to address the CEQA compliance for this project.

DISCUSSION:

During the SMMP planning process, Project R.3-5 was identified as an area where the channel could be modified to increase floodplain connectivity, enhance sediment transport, and improve overall water quality by improved biofiltration from the increased vegetation. During 2012, Zone 7 Staff have been working on finalizing construction and planting designs for the Stanley Reach, while continuing to negotiate with potential mitigation partners.

The project requires compliance with CEQA. A draft mitigated negative declaration (MND) was issued and noticed publically in February. No public comments were received, and the final MND was prepared for approval by the Board under a separate agenda item at this March 2013 meeting. Permits are being sought from the California Department of Fish and Wildlife; Regional Water Quality Control Board; and US Army Corps of Engineers.

Bidding for construction award on Phase 1 was initiated on March 5, with bids due by March 28. It is expected that a contract will be formally awarded at the April 2013 Board meeting.

Construction of Phase 1 is expected to take about four months, between June and October 2013. Phase 2 will occur at a later date under separate contract.

Although many of the mitigation partners have been unable to move forward with their projects, ACSPA began construction on the Stoneridge Bridge in 2012 and needs to fulfill their mitigation requirements per their environmental permits.

Under the proposed Agreement, the basic provisions are as follows:

1. Zone 7 will construct two (2) acres of riparian planting on behalf of ACSPA to fulfill their mitigation needs on the Stoneridge Bridge project.
2. ACSPA agrees to pay Zone 7 one hundred sixty-eight thousand dollars (\$168,000) to cover the cost of plantings, monitoring, and maintenance for the first 10 years.
3. ACSPA also agrees to pay Zone 7 one hundred thousand dollars (\$100,000) to cover long-term maintenance in lieu of an endowment.

The proposed Agreement has been reviewed by staff from Zone 7 and ACSPA. Both agencies' legal counsels have also reviewed the agreement. Staff recommends Zone 7 Board's approval of the proposed Agreement.

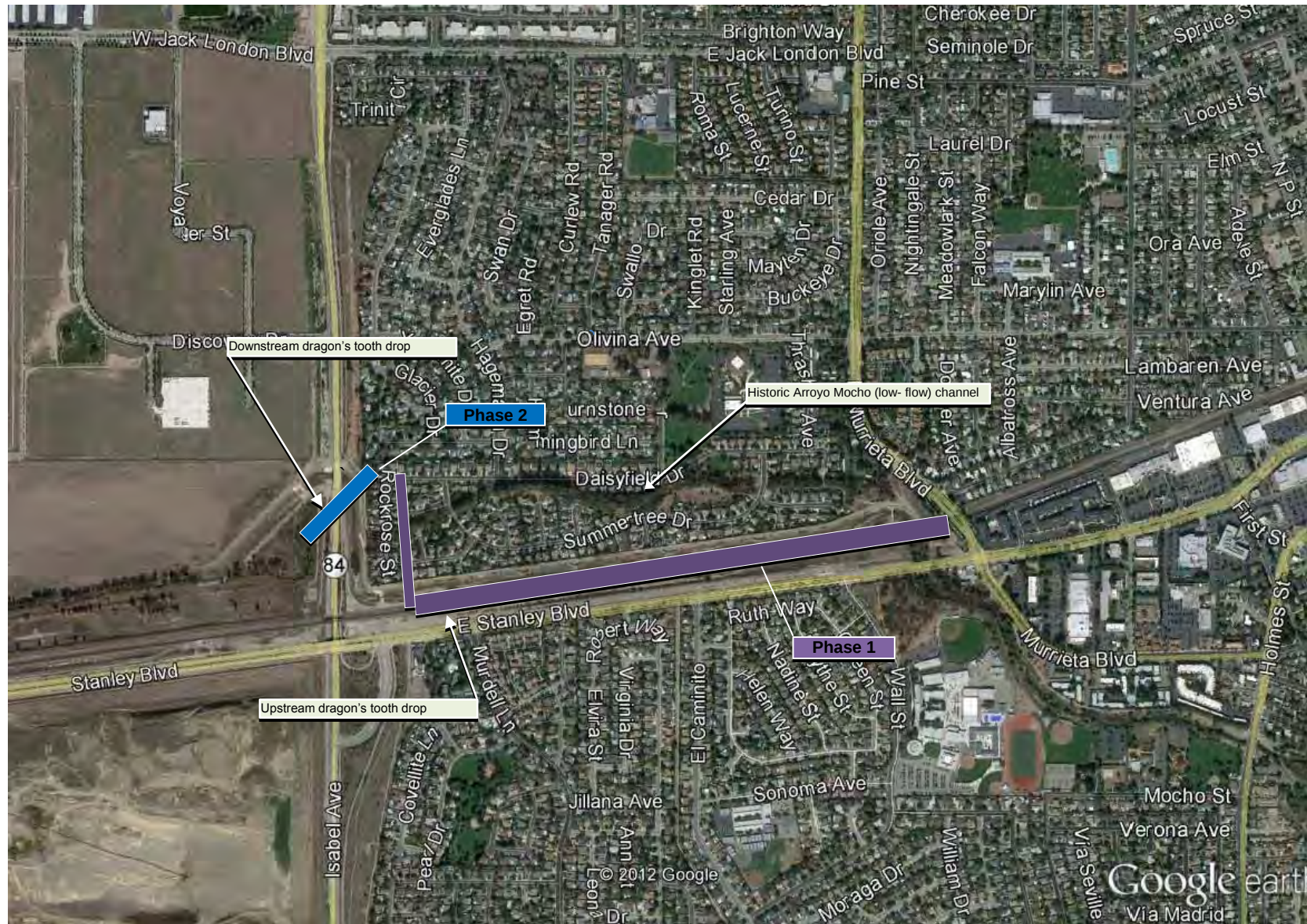


Figure 1. Project Location – Arroyo Mocho, Stanley Blvd. in Livermore, CA

ZONE 7
ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

BOARD OF DIRECTORS

RESOLUTION NO.

INTRODUCED BY
SECONDED BY

**Agreement between Alameda County Surplus Property Authority ACSPA and
Zone 7 for Mitigation on Arroyo Mocho - Stanley Reach**

WHEREAS, Zone 7 and the Alameda County Surplus Property Authority (ACSPA) staff have been in negotiations regarding mitigation on Zone 7 property to fulfill needs by ACSPA for riparian impacts resulting from their Stoneridge Drive Bridge project; and

WHEREAS, the Zone 7 Board approved Resolution 4081 to assure the San Francisco Bay Regional Water Quality Control Board that ACSPA has secured necessary mitigation for their impacts and to facilitate the issuance of the 401 Permit for the bridge project; and

WHEREAS, the ACSPA agrees to provide payment to Zone 7 as set forth in the attached Agreement for the purposes of providing two acres of riparian plantings to meet the requirements of their regulatory permits associated with their Stoneridge Drive Bridge project; and

WHEREAS, the IS/MND has been prepared in accordance with the California Environmental Quality Act (CEQA), and it has been determined that said project would not have a significant adverse impact on the environment after implementation of mitigation measures and was approved by the Board on March 20, 2013;

NOW THEREFORE, BE IT RESOLVED that the Board of Directors of Zone 7 of the Alameda County Flood Control and Water Conservation District does hereby authorize the General Manager to negotiate and execute the agreement between Alameda County Surplus Property Authority (ACSPA) and Zone 7 for Mitigation on Arroyo Mocho - Stanley Reach.

ADOPTED BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSENT:

ABSTAIN:

I certify that the foregoing is a correct copy of a Resolution adopted by the Board of Directors of Zone 7 of the Alameda County Flood Control and Water Conservation District on March 20, 2013.

By _____
President, Board of Directors

**AGREEMENT BETWEEN ZONE 7 OF THE ALAMEDA COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT AND ALAMEDA COUNTY SURPLUS
AUTHORITY FOR PROJECT RIPARIAN IMPACT MITIGATION**

This Agreement (“Agreement”) between Zone 7 of the Alameda County Flood Control and Water Conservation District, a California public entity (“ZONE 7”) and Alameda County Surplus Property Authority, a California public corporation (“AUTHORITY”), for the AUTHORITY’s Project Mitigation is entered into and effective on _____.

1. DEFINITIONS

1.1. “Party” or “Parties” means ZONE 7 and/or the AUTHORITY.

2. BACKGROUND AND PURPOSE OF THIS AGREEMENT

- 2.1. ZONE 7 owns the portion of the Arroyo Mocho that runs roughly east-west along Stanley Boulevard between Murrieta Boulevard and Isabel Avenue in the City of Livermore, which is also known as the “Stanley Reach.”
- 2.2. ZONE 7 identified, in its Stream Management Master Plan, Stanley Reach as an area where stream channel enhancements, increased riparian vegetation, and fish passage improvements could be made (Project R.3-5).
- 2.3. The AUTHORITY approached ZONE 7 Staff in 2010 to seek offsite mitigation land for riparian impacts from the Stoneridge Drive Bridges Project over the Arroyo Mocho in Pleasanton, providing access to the Authority’s Staples Ranch property.
- 2.4. ZONE 7 identified approximately two acres of Stanley Reach on the Arroyo Mocho for the AUTHORITY to use as mitigation for the Stoneridge Drive Bridges Project, as required by the Regional Water Quality Control Board (“RWQCB”).
- 2.5. WHEREAS, the parties hereto intend to enter into an agreement to reimburse ZONE 7 for the costs of construction, and ongoing monitoring and reporting as required by the RWQCB Water Quality Certification for the Stoneridge Drive Bridges project, dated July 12, 2011 (Site No. 02-01-C1102), as well as any other necessary permits as outlined in 4.1, below.

3. TERM

This Agreement and the obligations thereunder shall terminate upon the completion of the improvements, and satisfaction of the maintenance and monitoring requirements, all as set forth in Section 4 below, or fifteen (15) years from the effective date of this Agreement, whichever occurs first.

4. RIPARIAN MITIGATION IMPROVEMENTS, MONITORING AND MAINTENANCE OBLIGATIONS

- 4.1. ZONE 7 agrees to improve two acres of Stanley Reach (“Conservation Area”) along the Arroyo Mocho on behalf of the AUTHORITY to meet the RWQCB offsite riparian mitigation requirements for the AUTHORITY’s Stoneridge Drive Bridges Project. AUTHORITY shall provide payment to ZONE 7 as specified below, under “Payment Terms”, for the work, which includes the construction (hereinafter “Improvements”), as shown on the plans and specifications, marked Exhibit “A” that are attached hereto and made a part hereof “R.3-5: Arroyo Mocho – Stanley Reach.”
- 4.2. No work on the Improvements shall commence until the plans and specifications have been approved by ZONE 7 and all necessary permits have been issued by Federal and State permitting agencies. The Improvements shall be constructed in accordance with said plans and specifications, unless modifications are required and approved by ZONE 7 and said agencies. ZONE 7 shall inform AUTHORITY in writing of any modifications to the Improvements that occur prior to construction completion.
- 4.3. The Improvements shall be completed no later than April 30, 2014. If it is necessary to plant after this date, then ZONE 7 shall notify AUTHORITY in writing.
- 4.4. If required by RWQCB or other permitting agencies, ZONE 7 shall allow a deed restriction to be placed upon the Conservation Area, at no additional cost to the AUTHORITY.
- 4.5. Following completion of the Improvements, ZONE 7 shall maintain the Improvements until successfully established. ZONE 7 shall also perform all monitoring and reporting required by Federal and/or State permitting agencies (hereinafter “Maintenance and Monitoring”), at no additional cost to the AUTHORITY. In the event that the Improvements do not meet the performance requirements of the Permitting agencies, ZONE 7 shall be solely responsible for taking all actions necessary to meet those requirements to the satisfaction of the permitting agencies.

5. PAYMENT TERMS

- 5.1. ZONE 7 has provided the AUTHORITY, and the AUTHORITY has accepted an estimate of \$168,000 for the total cost of the Improvements and Maintenance and Monitoring activities, including the cost of constructing, maintaining, monitoring and reporting the establishment of riparian mitigation. In addition, ZONE 7 and the AUTHORITY agree that an additional \$100,000 is necessary to pay for long-term maintenance of the Improvements, in lieu of an endowment.
- 5.2. The AUTHORITY agrees to pay ZONE 7 \$168,000 within 10 business days of receipt of a written request from ZONE 7, following ZONE 7’s awarding of a construction contract for the Improvements. The AUTHORITY agrees to pay ZONE 7 an additional \$100,000 within 10 business days of receipt of a written request from ZONE 7, following the completion of construction of the Improvements.

5.3. The total payment of by the AUTHORITY to ZONE 7 of the \$268,000, as set forth in Section 5.2, shall constitute the AUTHORITY's sole financial obligation for the Improvements, Maintenance and Monitoring obligations or any other costs associated with the Conservation Area.

6. MISCELLANEOUS PROVISIONS

6.1. Owner of Record. ZONE 7 shall remain the owner of record, in fee title, of the Conservation Area.

6.2. Binding on Successors/Assignment: This Agreement will bind and inure to the benefit of the respective successors and assigns of either the AUTHORITY or ZONE 7, except that, none of the obligations of either the AUTHORITY or ZONE 7 will be assigned without prior, written notification of both the AUTHORITY or ZONE 7 during the construction period or prior to receipt of the final payment whichever is later.

6.3. Indemnification: The AUTHORITY agrees to hold ZONE 7, its officers, agents, servants, and employees harmless from and against any and all claims, liabilities, causes of action, damages to person or property, expense or costs (including reasonable attorney fees and costs) that result from or arises out of the negligent performance, negligent act, omission, or willful misconduct by ZONE 7, its consultants and/or subconsultants in its obligations stated in this Agreement. The indemnity and hold harmless obligation herein shall survive termination of this Agreement.

6.4. Amendments: If, during the life of this Agreement, it becomes necessary to amend or add to the terms, conditions, scope or requirements of this Agreement, such amendment or addition shall only be made after mutual agreement of ZONE 7 and the AUTHORITY and the execution of a modification of this Agreement.

6.5. Construction and Interpretation: This agreement is entered into freely and voluntarily. This agreement has been arrived at through negotiation, and the AUTHORITY and ZONE 7 have been represented by counsel and has each had a full and fair opportunity to revise the terms of this agreement. Consequently, the normal rule of construction that any ambiguities are to be resolved against the drafting party will not apply in construing or interpreting this Agreement.

6.6. Compliance with Laws: In exercising its rights under this Agreement, each Party shall be responsible for complying with all applicable Federal, State and County laws, regulations and ordinances and for securing any required consent, permit, or order. Upon written request, a Party shall provide written proof that such consent, permit, or order was properly obtained.

6.7. Notices: Unless otherwise specified in this Agreement, all notices shall be deemed to have been given if delivered personally or if enclosed in a properly addressed and stamped envelope and deposited with the US Postal Service for delivery by registered or certified

mail. Unless and until notified otherwise, in writing, all notices except as otherwise specified in this Agreement shall be delivered to the Parties at their addresses below:

Carol Mahoney
Integrated Planning Manager
Zone 7 Water Agency
100 North Canyons Parkway
Livermore, CA 94551
Telephone: (925) 454-5036

Stuart Cook
Director
Alameda County Surplus Property Authority
224 W. Winton Ave, Room 110
Hayward, CA 94544
Telephone: (510) 670-6534

ZONE 7:

Alameda County Flood Control
& Water Conservation District,
Zone 7

By: _____
Its: General Manager, Zone 7

AUTHORITY:

Alameda County Surplus
Property Authority

By: _____
Its: Manager, SPA

Summary of Notes from the Board of Supervisors Meeting

Bill Stevens, March 5, 2013, 6:20 to 7:20 PM

Jill Duerig provided a brief presentation on the history of Zone 7, including the continuous process of empowerment and separation from the County.

Scott Haggerty

Started by saying an employee at Zone 7 called and said that they were being discouraged from attending this meeting, and he would look into this.

Separation should not unduly impact:

1. Rates
2. Bargaining employees
3. Flood control and emergency response

Public Comment

1. Georgean Vonheeder-Leopold, VP of DSRSD Board, read a letter from the DSRSD Board in support of separation. She suggested that future meetings NOT be held Tuesday nights since 4 of the 6 local agencies have board meetings on Tuesdays. Also, she suggested using the Dublin chamber for future meetings so they can be televised.
2. Roz Rogoff, San Ramon Resident, supports separation to provide rights to Dougherty Valley residents.
3. Jill Ray, assistant to Contra Costa County Supervisor Candace Andersen, supports separation so Dougherty Valley residents can have representation.
4. Gerald Dewitt, Zone 7 employee, stated he was unaware of any pressure being applied to Zone 7 employees not to attend tonight's meeting.
5. Carol Mahoney, Zone 7 employee, Livermore resident, supports separation with integrated services of water supply, quality and flood control; for local control, and would like to hear why the County is adverse to Zone 7 keeping flood control as part of independence from the County.
6. Three letters supporting separation from DSRSD, San Ramon, and Dublin are attached.

ACPW, Daniel Woldesenbet, General Manager of Alameda County Flood Control District

1. County is working with Zone 7 on the following flood control concerns:
2. Downstream impacts, such as fish and sediment transport.
3. Do not want to be hampered by jurisdictional issues.
4. Access to Zone 7 streams and canals for emergencies and monitoring.

Andrew Massey, Deputy County Counsel

1. LAFCO is the preferred process to get local input, whereas legislation is discussed in Sacramento.
2. Since Zone 7 was formed through legislation, legislation would still be required to separate from the County, even after going through the LAFCO process.

Angela Ramirez Holmes asked why go through the extra LAFCO steps when legislation would be required anyways. Counsel replied that the local people could be heard through the LAFCO process.

Nate Miley – Separation should meet the following goals:

1. Be comprehensive, not piecemeal.
2. Minimal fiscal impacts.

3. Maintain County integrity.
4. Flood control not be impacted adversely.
5. Resolve the Civil Service question.
6. Need to go through the LAFCO process - Zone 7 should submit a petition to LAFCO – need a joint CCC and AC LAFCO meeting – does not like the proliferation of Special Districts, and LAFCO is the process to discuss this.

Scott Haggerty's Closing Remarks

1. He is not intent on stopping separation.
2. Does not want to expand government with new Special Districts.
3. Seems to remember the separation issued came into the forefront in 2005 when Zone 7 requested enhanced retirement benefits for its employees. Believes this could cause higher rates.
4. Local public meetings are required to educated people on Zone 7.
5. Moving forward, devil is in the details.
6. Separation should occur on a single date.
7. Flood control is currently at an impasse.
8. Need to ensure that San Ramon has a seat on the new Board.



100 Civic Plaza
Dublin, California 94568
Phone: (925) 833-6650
Fax: (925) 833-6651

City Council
(925) 833-6650
City Manager
(925) 833-6650
Community Development
(925) 833-6610
Economic Development
(925) 833-6650
Finance/Admin Services
(925) 833-6640
Fire Prevention
(925) 833-6606
Human Resources
(925) 833-6605
Parks & Community Services
(925) 556-4500
Police
(925) 833-6670
Public Works/Engineering
(925) 833-6630



www.dublin.ca.gov

March 1, 2013

Scott Haggerty
Supervisor, District 1
Alameda County Board of Supervisors
1221 Oak Street, Suite 536
Oakland, CA 94612

Nate Miley
Supervisor, District 4
Alameda County Board of Supervisors
1221 Oak Street, Suite 536
Oakland, CA 94612

Re: Support for Zone 7 Independence - SBill 1337 (DeSaulnier)

Dear Supervisors Haggerty and Miley:

I would like to inform you of the City of Dublin's continuing support for Zone 7 to become an independent special district retaining all its existing authorizations, powers, and duties. A similar support letter to Senator Pavley and Senator Wolk is attached for your information.

Zone 7's goal in pursuing separation is to provide improved services to the Valley's ratepayers. The City of Dublin believes that, in this time of shrinking public budgets and increasing public demands for creative, business-oriented solutions, independence for Zone 7 is the best way to provide improved services to eastern Alameda County customers and to Dougherty Valley customers in Contra Costa County, who are being served through special agreement with the Dublin San Ramon Services District.

Over the last fifty years, Zone 7 has provided services to our community including wholesale water supply and regional flood control management. The City of Dublin appreciates having these services under local control and believes that establishing Zone 7 as an independent special district will improve service to Zone 7 customers. Additionally, SB 1337 will align the Zone 7 Board of Directors' authority with the territory they serve.

The City of Dublin appreciates this opportunity to express continuing support for Zone 7's effort to seek independence and, by extension, to improve services with maximum local control by the public we all serve.

Sincerely,

Tim Sbranti
Mayor

Encl.

cc: Dublin City Council
Supervisor Carson
Supervisor Chan
Supervisor Valle
Honorable Mark DeSaulnier
Susan Muranishi, County Administrator
Jill Duerig, Zone 7 General Manager
Joni Pattillo, City Manager



CITY OF DUBLIN

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Dublin, California 94568
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(925) 556-4500
Police
(925) 833-6670
Public Works/Engineering
(925) 833-6630



www.dublin.ca.gov

May 2, 2012

The Honorable Fran Pavley
Chair, Senate Committee on
Natural Resources and Water
California State Senate
State Capitol, Room 4035
Sacramento, CA 95814

The Honorable Lois Wolk
Chair, Senate Committee on
Governance and Finance
California State Senate
State Capitol, Room 5114
Sacramento, CA 95814

RE: ***Senate Bill 1337 (DeSaulnier)***

Dear Senator Pavley and Senator Wolk:

On behalf of the Dublin City Council, I would like to express the City's support for SB 1337 – (DeSaulnier), which would remove Zone 7 from the Alameda County Flood Control and Water Conservation District and create the Zone 7 Water Agency, with the same specified authorizations, powers, and duties that are currently enjoyed by Zone 7.

Zone 7 provides regional flood protection to all 425 square miles of eastern Alameda County and supplies treated drinking water to retailers serving more than 200,000 people in Pleasanton, Livermore, Dublin, and through special agreement with the Dublin San Ramon Services District, to the Dougherty Valley area within Contra Costa County. Zone 7 also supplies agricultural water to 3,500 acres, primarily south Livermore Valley vineyards.

SB 1337 will align the scope of authority conferred upon the Zone 7 Board of Directors via AB 1125 (Chapter 284, Statutes of 2003) with the actual territory served, including the 15,000 residents in Dougherty Valley, by enacting a new enabling statute that would clearly establish Zone 7 as an independent special district separate from Alameda County and govern the nature and extent of Zone 7's authority to operate.

This act would not only clarify Zone 7's scope of governance and operations as an independent special district but also give new residents in the Dougherty Valley in southern Contra Costa County served indirectly by Zone 7 full voting rights to participate in board selection.

The Dublin City Council would urge you to support SB so Zone 7 can become an independent special district and, in so doing, more equitably serve its customers.

Sincerely,

Timothy Sbranti
Mayor

Senator Pavley and Senator Wolk
May 2, 2012
Page 2

cc: Members of the City Council
Honorable Mark DeSaulnier
Honorable Loni Hancock
Honorable Joan Buchanan
Jill Duerig, Zone 7 Water Agency
Joni Pattillo, City Manager



CITY OF SAN RAMON

March 5, 2013

2222 CAMINO RAMON
SAN RAMON, CALIFORNIA 94583
PHONE: (925) 973-2500
WEB SITE: www.sanramon.ca.gov

Scott Haggerty
Supervisor, District 1
Alameda County Board of Supervisors
1221 Oak Street, Suite 536
Oakland, CA 94612

Nate Miley
Supervisor, District 4
Alameda County Board of Supervisors
1221 Oak Street, Suite 536
Oakland, CA 94612

Re: Support for Zone 7 Independence - SBill 1337 (DeSaulnier)

Dear Supervisors Haggerty and Miley:

The City of San Ramon is submitting this letter to express our support for Zone 7 to become an independent special district retaining all its existing authorizations, powers, and duties.

Zone 7's goal in pursuing separation is to provide improved services to the Valley's ratepayers. The City of San Ramon believes that, in this time of shrinking public budgets and increasing public demands for creative, business-oriented solutions, independence for Zone 7 is the best way to provide improved services to San Ramon customers in Contra Costa County, particularly Dougherty Valley customers in the eastern part of the City, who are being served through special agreement with the Dublin San Ramon Services District.

Over the last fifty years, Zone 7 has provided services to our community including wholesale water supply and regional flood control management. The City of San Ramon appreciates having these services under local control and believes that establishing Zone 7 as an independent special district will improve service to Zone 7 customers. Additionally, SB 1337 will align the Zone 7 Board of Directors' authority with the territory they serve.

The City of San Ramon appreciates this opportunity to express continuing support for Zone 7's effort to seek independence and, by extension, to improve services with maximum local control by the public we all serve.

Sincerely,

Bill Clarkson
Mayor, City of San Ramon

cc: San Ramon City Council
Supervisor Andersen
Honorable Mark DeSaulnier
Jill Duerig, Zone 7 General Manager
Greg Rogers, City Manager



March 5, 2013

Mr. Scott Haggerty
Supervisor, District 1
Alameda County Board of Supervisors
Chair, Committee on Transportation &
Planning
1221 Oak Street, Suite 536
Oakland, CA 94612

Mr. Nate Miley
Supervisor, District 4
Alameda County Board of Supervisors
Member, Committee on Transportation &
Planning
1221 Oak Street, Suite 536
Oakland, CA 94612

Subject: *Continuing Support for Zone 7's Independence*

Dear Supervisors Haggerty and Miley:

Dublin San Ramon Services District continues its support for Zone 7 to become an independent special district while retaining all its existing authorizations, powers, and duties (copy of April 17, 2012, DSRSD Board Resolution attached.)

The key reason the District supports Zone 7's proposed separation from the County is to enfranchise 16,000 Dougherty Valley residents in Zone 7 elections. Zone 7 independence will also enable Zone 7 to charge certain water service charges directly to properties in the Dougherty Valley rather than through the Dougherty Valley Stand-by Charge Assessment District. And it will create equity for all beneficiaries of Zone 7 Water Agency. We also believe the proposed separation will reduce the administrative costs of Zone 7 and improve operational efficiencies by eliminating the need for duplicative County services and oversight. Finally, the proposed separation is a positive move toward local control of service.

We want to stress how important this issue is to a variety of government agencies, community groups, and individuals living here in the Valley. We sincerely hope this meeting of the Alameda County's Committee on Transportation and Planning is only the start of a series of meetings that will enable more people to participate and be heard regarding this very important issue.

And, in the interest of making it possible for more stakeholders to participate, I appeal to you to please consider not scheduling future meetings on Tuesday night, as four of the six government agencies directly affected by this decision have regularly scheduled Board or Council meetings on Tuesday nights.

Supervisors Haggerty and Miley
March 5, 2013
Page Two

One suggestion is to consider holding the next meeting in the City Council Chambers of Dublin so it can be televised and reach a larger audience here in the Valley.

The District appreciates this opportunity to support Zone 7's effort to achieve independence and, by extension, improve services for the public we all serve.

Sincerely,



DAWN L. BENSON
President, Board of Directors

Enclosure

cc: DSRSD Board of Directors
Zone 7 Water Agency Board of Directors
City of Dublin City Council
City of San Ramon City Council

RESOLUTION NO. 12-12

RESOLUTION OF THE BOARD OF DIRECTORS OF DUBLIN SAN RAMON SERVICES DISTRICT EXPRESSING DISTRICT POSITION ON SENATE BILL 1337 (DESAULNIER) REGARDING THE SEPARATION OF ZONE 7 FROM ALAMEDA COUNTY

WHEREAS, the District and Zone 7 have entered into a long term water supply contract under which the District purchases and receives a water supply for its service area from Zone 7; and

WHEREAS, Zone 7 was organized by statute in 1949 as a subsidiary agency of Alameda County and has gradually moved to becoming more and more independent from Alameda County, most recently through enactment of AB 1125 in 2003; and

WHEREAS, Zone 7 now desires to fully separate from Alameda County and has sponsored SB 1337 (DeSaulnier) in the current legislative session to do so; and

WHEREAS, Zone 7's proposed separation from Alameda County will allow for the enfranchisement of Dougherty Valley voters in Zone 7 elections; and

WHEREAS, Zone 7's proposed separation from Alameda County will enable Zone 7 to charge certain Zone 7 water-service charges directly to properties in the Dougherty Valley rather than through the Dougherty Valley Stand-by Charge Assessment District thus creating equity for all beneficiaries of Zone 7 water; and

WHEREAS, Zone 7's proposed separation from Alameda County will reduce the administrative cost of Zone 7 by eliminating the need for duplicative County services and oversight; and

WHEREAS; Zone 7's proposed separation from Alameda County is a positive movement toward local control of service.

WHEREAS, in accordance with the District's Legislative Advocacy Policy, SB 1337 is classified as having a direct and significant bearing on the District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF DUBLIN SAN RAMON SERVICES DISTRICT, a public agency in the counties of Alameda and Contra Costa, California, that:

Res. No. 12-12

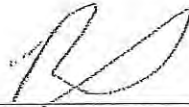
1. In accordance with the District's Legislative Advocacy Policy, the District takes a support position on SB 1337 (DeSaulnier); and
2. Said support position is contingent upon the amendment of the April 9, 2012 version of the bill by deleting the definition of Water at Section 1, Article 4(a) of the bill or the functional equivalent of doing so.

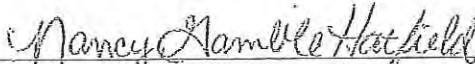
ADOPTED by the Board of Directors of Dublin San Ramon Services District, a public agency in the State of California, counties of Alameda and Contra Costa, at its regular meeting held on the 17th day of April 2012, and passed by the following vote:

AYES: 4 - Directors D.L. (Pat) Howard, Dawn L. Benson, Georgean M. Vonheeder-Leopold, Richard M. Halket

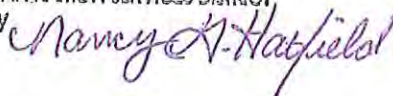
NOES: 0

ABSENT: 0


Richard M. Halket, President

ATTEST: 
Nancy Gamble Hatfield, District Secretary

CERTIFIED AS A TRUE AND CORRECT COPY OF
THE ORIGINAL ON FILE IN THE OFFICE OF
DUBLIN SAN RAMON SERVICES DISTRICT
Secretary



APR 23 2012

3/20/13 Board Written/Narrative Comments by Dick Quigley

February 21 - attended hydration station planning meeting at Livermore School District office and site tour of Granada High School for installation options for grant funds received to date.

February 25-28 - attended ACWA Washington DC Conference and will share highlights:

- Monday - all day travel, evening networking with delegates, several were on the plane with Sarah and I.
- Tuesday - issue group teams visited legislators conveying messages. I was on the Comprehensive Water Package Group with Tim Quinn, Randy Record and Linda Ackerman. See Attachment A for schedule and appointments.
- Wednesday - a parade of speakers and panels followed by an afternoon of legislators' speech program in the House Office Building plus a congressional reception in the early evening in the Senate Office Building. See Attachment B for more details. I was privileged to have a one-on-one with Congressman Garamendi Wednesday noon and visited with a number of others at the reception.
- Thursday - began with a congressional staff panel followed by a fantastic overview presentation by Roger Cockerell, Majority Staff, Senate Appropriations Subcommittee on Energy and Water Development.

In reviewing my comments on the DC conference, I realized I left off some names of my Issue Group and I did not mention the other three. The groups worked hard getting the California water message out and my colleges and staff should be aware of messages carried. I am sure ACWA news will have several articles in coming issues. (See Attachment C)

March 4 - Hosted a luncheon of LLNL colleagues discussing Mass Balance study at the watershed level. My talking points conveyed:

Watershed resources, park, and open space governance issues of complex projects has prompted me to think outside the box on water solutions for our current "crisis". Water is key to the economic health of the Tri- Valley and I am committed to help insure we have an ample supply of quality water. As a supply, distribution and commerce professional, I believe in continuing education and believe Water and sustainability are key ingredients.

I have been involved networking and learning with ACWA, CSDA, local, State, Federal, leaders, forums and committees.

Key Issues/Opportunities:

- * Water Bond/Delta Solution
- * Watershed Initiative (Tri Valley Tag along)
- * Diversified Water portfolio –measure 100% Manage parts –*conservation, recycle, ground, import, rain yield, urban runoff, environmental needs, event runoff loss.*

MASS BALANCE STUDY (model) MAY OFFER CLUE? Intertie – EBMUD, SFPUC, CCWD, etc.

BAWSCA - Bay Area Water Supply and Conservation Agency. See:

<http://bairwmp.org/projects/bay-area-water-supply-and-conservation-agency-bawsca-brackish-groundwater-field-investigation-project-brackish-groundwater-project>

Participating Organizations

Alameda County Water District
City of Brisbane
City of Burlingame
City of Daly City
City of East Palo Alto
City of Hayward
City of Menlo Park
City of Millbrae
City of Milpitas
City of Mountain View
City of Palo Alto
City of Redwood City
City of San Bruno
City of San Jose
City of Santa Clara
City of Sunnyvale
Coastside County Water District
Estero Municipal Improvement District
Guadalupe Valley Municipal Improvement District
Mid-Peninsula Water District
North Coast County Water District
Purissima Hills Water District
Stanford University
Town of Hillsborough
Westborough Water District

LLNL/Sandia Get ~1 MGD from SFPUC plumbing and should have a VOICE.

March 8 - Ad Hoc Communications meeting with Angela reviewing staff prepared draft as a result of questions posed at recent Board Strategic Planning session.

March 9 - Participated as a judge in the 2013 Alameda County Science and Engineering Fair at the Fairgrounds. 570 students, (214 high school), 401 projects, 40% larger than last year. Our kids are our future!

Let me know if you have any questions or suggestions.

Thanks.

DQ

Comprehensive Water Package Group

- 8:30 a.m.** Continental Breakfast, Washington Court Hotel, Sagamore Hill Room
- Welcome by ACWA President Randy Record, Federal Affairs Committee Chair Linda Ackerman and Executive Director Tim Quinn and Issue Group Organizational Meeting.
- 10:30 a.m.** Pending: Mike Lee, Legislative Assistant, Senator Mike Lee (R-Utah) Ranking Member, Senate Water and Power subcommittee, Hart SOB 224-5444 (Drop off Briefing Book if no meeting gets scheduled.)
- 11:00 a.m.** Dale Hahn, Senior Policy Advisor, Senator Brian Schatz, (D- HI), Chair, Senate Water and Power subcommittee, Dirksen SOB, Room G-11, 224-3934.
- 12:30 p.m.** Michael Bean, Counselor to the Assistant Secretary, Fish, Wildlife and Parks, Department of Interior, 18th and C St. NW, Room 3004, 208-7400
- 1:00 p.m.** Michael Connor, Commissioner, U.S. Bureau of Reclamation, Department of Interior, 1849 C St., NW, Room 7637, 513-0616
- Lunch** Monocle Restaurant, D and 2nd, NE. 546-4488 (2pm reservation)
- 3:00 p.m.** Lynn Abramson, Legislative Assistant, Office of Sen. Boxer (D-CA), 112 Hart Senate Office Building, 224-3553
- 3:30 p.m.** James Peterson, Felix Yeung, Office of Sen. Feinstein (D-CA), 331 Hart Senate Office Building, 224-3841
- 4:00 p.m.** Sara Tucker and Joshua Johnson, Senate Committee on Energy and Natural Resources, 304 Dirksen Senate Office Building, 224-4971 (Couple of group members should head over to the Costa meeting)
- 4:30 p.m.** Rep. Jim Costa (D-20), 1314 Longworth House Office Building, 225-3341
- 6:00 p.m.** Opening Reception, Atrium Ballroom, Washington Court Hotel

6 - 8 p.m.

Welcoming Reception

(Conference attendees and spouses are invited, Others by invitation only.)

8:30 - 9:30 a.m.

Welcome Breakfast

Randy Record, ACWA President

Linda Ackerman, Chair, Federal Affairs Committee

8:45 a.m.

The Honorable David Hayes,

Deputy Secretary, Department of Interior

9:15 a.m.

The Honorable Nancy Sutley,

Chair, White House Council on Environmental Quality

9:30 a.m.

Federal Insiders' Panel

Heather Hennessey, Principal, Innovative Federal Strategies

Roger Gwinn, President and CEO of The Ferguson Group

Abby Schneider, Ph.D., ACWA Federal Relations Representation

Warren Weinstein, Ph.D., Kadesh & Associates, LLC

David Reynolds, ACWA Director of Federal Affairs, Moderator

10:30 a.m.

Mr. Ken Kopocis

Senior Advisor for Water, Environmental Protection Agency

11:00 a.m.

Issue Group Leaders' Panel

Tim Quinn, ACWA, Moderator

11:30 a.m. - 12:00 p.m.

Break

12:00 - 1:30 p.m.

Lunch Program

Mr. James R. Hannon, Jr.,

Senior Executive Service Chief, Operations & Regulatory, United States Army Corps of Engineers

1:50 p.m.

Group Photo

2:15 - 5:30 p.m.

House Speech Program

2:30 p.m. Congressman Jeff Denham (R-10)

2:45 p.m. Congressman Jared Huffman (D-2)

3:15 p.m. Congressman Eric Swalwell (D-15)

3:30 p.m. Congressman Doug LaMalfa (R-1)

3:45 p.m. Congressman Tom McClintock (R-4)

4:00 p.m. Congresswoman Grace Napolitano (D-32)

4:15 p.m. Congressman Ken Calvert (R-42)

4:30 p.m. Congressman Jim Costa (D-16)

5:30 - 7:30 p.m.

Congressional Reception

8:30 - 10:30 a.m. CR

ocean nubes bill
3/27 - drop dead date

Word B-

Pro fund & local

10:30 a.m.

Senate Congressional Staff Panel and Breakfast

Roger Cockrell, Majority Staff, Senate Appropriations Subcommittee on Energy and Water Development

Jason Albritton, Majority Staff, Senate Environment and Public Works Committee

Conference Adjourns

WIP/118 infrastructure program improvement
after improving
"Corps will direct assistance" - Leverage 3/10/1
copying transportation program

AGENDA

TUESDAY, FEB. 26

6 – 8 p.m.
Atrium Ballroom,
Washington Court Hotel

Welcoming Reception
*(Conference attendees and spouses
are invited, Others by invitation only.)*

WEDNESDAY, FEB. 27

8:30 – 9:30 a.m.
Atrium Ballroom

Welcome Breakfast
Randy Record, ACWA President
Linda Ackerman, Chair, Federal
Affairs Committee

8:45 a.m.

The Honorable David Hayes,
Deputy Secretary, Department of
Interior

9:15 a.m.

The Honorable Nancy Sutley,
Chair, White House Council on
Environmental Quality

9:30 a.m.

Federal Insiders' Panel
Heather Hennessey, Principal,
Innovative Federal Strategies
Roger Gwinn, President and CEO
of The Ferguson Group
Abby Schneider, Ph.D., ACWA
Federal Relations Representation
Warren Weinstein, Ph.D., Kadesh
& Associates, LLC
David Reynolds, ACWA Director
of Federal Affairs, *Moderator*

10:30 a.m.

Mr. Ken Kopocis
Senior Advisor for Water,
Environmental Protection Agency

11:00 a.m.

Issue Group Leaders' Panel
Tim Quinn, ACWA, *Moderator*

11:30 a.m. – 12:00 p.m.

Break

12:00 – 1:30 p.m.
Executive Room

Lunch Program
Mr. James R. Hannon, Jr.,
Senior Executive Service Chief,
Operations & Regulatory, United
States Army Corps of Engineers

WEDNESDAY, FEB. 27 CONTINUED

1:50 p.m.
House Side Steps of
Capitol (Southeast side)

Group Photo

2:15 – 5:30 p.m.
1310 Longworth House
Office Building

House Speech Program

2:30 p.m. Congressman Jeff Denham
(R-10)

2:45 p.m. Congressman Jared Huffman
(D-2)

3:15 p.m. Congressman Eric Swalwell
(D-15)

3:30 p.m. Congressman Doug LaMalfa
(R-1)

3:45 p.m. Congressman Tom McClintock
(R-4)

4:00 p.m. Congresswoman Grace
Napolitano (D-32)

4:15 p.m. Congressman Ken Calvert (R-42)

4:30 p.m. Congressman Jim Costa (D-16)

5:30 – 7:30 p.m.
485 Russell Senate Office
Building

Congressional Reception

THURSDAY, FEB. 28

8:30 – 10:30 a.m.
Atrium Ballroom

**Senate Congressional Staff
Panel and Breakfast**
Roger Cockrell, Majority
Staff, Senate Appropriations
Subcommittee on Energy and
Water Development
Jason Albritton, Majority Staff,
Senate Environment and Public
Works Committee

10:30 a.m.

Conference Adjourns

CONGRESSIONAL HEARING SCHEDULE

TUESDAY, FEB. 26

9:30 a.m.

*Full Committee
Business Meeting
1300 Longworth
Bldg.*

Budget Views and Estimates:**Agriculture Committee**

House Agriculture Committee

10:00 a.m.

*Full Committee
Hearing
1300 Longworth
Bldg.*

State of the Rural Economy

House Agriculture Committee

10:00 a.m.

*Subcommittee
Hearing
1324 Longworth
Bldg.*

State Forest Management

House Natural Resources
– Subcommittee on Public
Lands and Environmental
Regulations

10:00 a.m.

*Subcommittee
Hearing
2123 Rayburn Bldg.*

**American Energy Security
and Innovation**

House Energy and Commerce
– Subcommittee on Energy
and Power

Topic: An Assessment of
Private-Sector Successes
and Opportunities in Energy
Efficient Technologies

10:00 a.m.

*Subcommittee Joint
Hearing
2318 Rayburn Bldg.*

Cyber R&D Issues

House Science, Space and
Technology – Subcommittee
on Research

Panel:

Michael Barrett, chief
information security officer,
PayPal, Inc.

Frederick R. Chang, president
and chief operating officer,
21CT Inc.

Terry Benz, deputy director,
Cyber Networks and Cyber
Security, Information Sciences
Institute, University of
Southern California

2:00 p.m.

*Subcommittee
Hearing
2318 Rayburn Bldg.*

Ethanol Research Needs

House Science, Space and
Technology – Subcommittee
on Environment

WEDNESDAY, FEB. 27

10:00 a.m.

*Subcommittee
Hearing
2362-B Rayburn
Bldg.*

**Fiscal 2014 Appropriations:
Energy and Water
Development**

House Appropriations –
Subcommittee on Energy and
Water Development

Agenda: Draft Bill –
Fiscal 2014 Energy-Water
Appropriations (House)

Witnesses:

Jo-Ellen Darcy, assistance
secretary of the Army for civil
works

Lt. Gen. Thomas P. Bostick,
chief of engineers, U.S. Army

THURSDAY, FEB. 28

10:00 a.m.

*Subcommittee
Hearing
2318 Rayburn Bldg.*

**Challenges for Science
Agencies**

House Science, Space and
Technology – Subcommittee
on Oversight

ACWA's 2013 Washington, D.C. Conference - Issue Groups

COMPREHENSIVE WATER SOLUTIONS:

Randy Record - Group Leader
Dave Eggerton
Paul Kelley
Dick Quigley

Greg Zlotnick
Linda Ackerman
Tim Quinn - ACWA
Cindy Tuck - ACWA

INFRASTRUCTURE & AGRICULTURE:

Dennis Cocking - Group Leader
Debi Livesay
John Brown

Harvey Ryan
Steve LaMar
Ron Sullivan
Kristin Goree - ACWA

WATER SUPPLY:

John Coleman - Group Leader
Glen Peterson
Franz De Klotz

John Rossi
Mary Aileen Matheis
Jennifer Persike - ACWA
David Reynolds - ACWA

DRINKING WATER & ENERGY:

Kathleen Tiegs - Group Leader
Jim Jones
Saundra Jacobs

Jolene Walsh
Sam Torres
Abby Schneider - ACWA



ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7

100 NORTH CANYONS PARKWAY • LIVERMORE, CA 94551 • PHONE (925) 454-5000 • FAX (925) 454-5727

ORIGINATING SECTION: ADMINISTRATION

CONTACT: Jill Duerig

AGENDA DATE: March 20, 2013

ITEM NO. 11a

SUBJECT: GENERAL MANAGER'S REPORT

SUMMARY: The following highlights a few of the key activities which occurred during February. Also attached is a list of the General Manager (GM) contract(s) executed during the month.

Finance & Administration

- Testing and training on the new financial software and cost accounting system is continuing. Current focus of testing is on processes, system security and budget preparation. Supervisors had some advanced training to facilitate this year's budgeting efforts.
- Staff continue preparation of a grant application for \$194,000 in conservation funding from the Integrated Regional Water Management Plan, Proposition 84 program. The focus is outdoor incentives, landscape training and education for home gardeners and professional landscapers, as well as Home Water Reporting.
- Of the two Local Groundwater Assistance Program grant applications Zone 7 filed, one scored 34/40 and the other scored 37/40. Despite these high scores, due to the high number of applicants (several of whom received higher scores than Zone 7) and low amount of money available, Zone 7 will probably not receive any funding from this program this year.

Environmental & External Affairs:

- Zone 7 hosted the first annual Conference of the Bay Area Flood Protection Agencies Association on February 21st. As Zone 7 staff currently chair BAFPPAA, this year's annual meeting was taken to a whole new level. The Technical Conference was well attended, with members of the regulatory community (Regional Board, National Marine Fisheries Service, etc.), consultants and staff from other flood protection agencies (including Alameda County Public Works and Contra Costa Flood Control). Some of the hot topics included innovative approaches to sedimentation, asset management for flood infrastructure, homeless in creeks and various case studies.

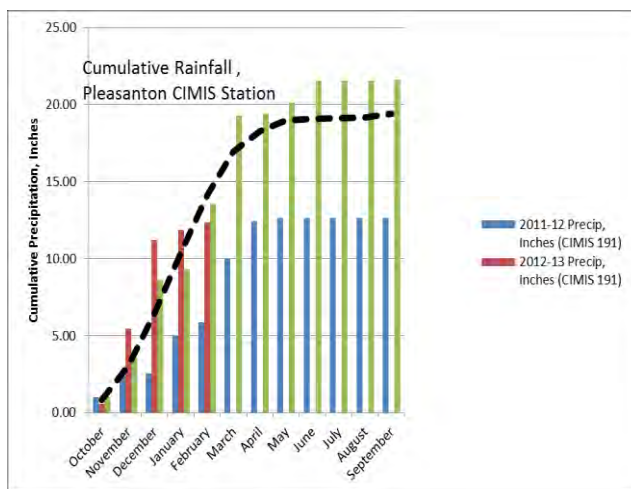
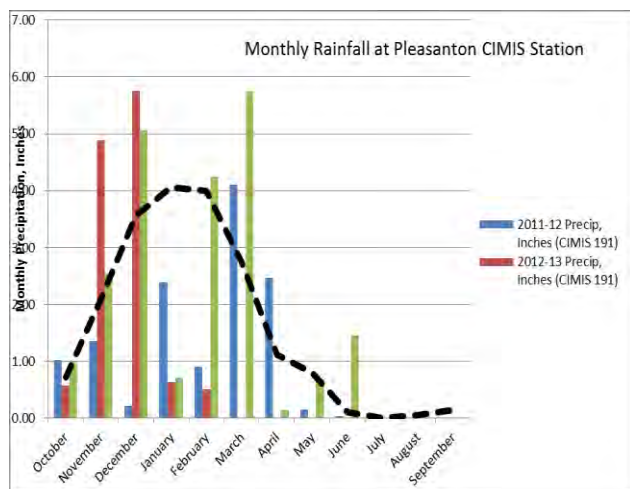
Operations and Maintenance:

- The California Department of Public Health notified staff that the 24-minute failure to meet disinfection criteria (a treatment technique called CT, which is disinfectant concentration times contact time) at Patterson Pass during a December 27th power outage should be reported in the 2012 Consumer Confidence Report. Staff are reviewing treatment upgrades to make sure that emergency power is available to all critical control and monitoring equipment in the future.
- After being offline since late November 2012, the Del Valle Water Treatment Plant was brought back on line February 21st.

- With both the Del Valle Water Treatment Plant (DWWTP) and the Patterson Pass Plants (Conventional and Ultra-Filtration/UF) on-line, groundwater pumping from the wells was minimized for the last week of the month, with almost all well production going through the Mocho Groundwater Demineralization Plant (MGDP).
- A 6-inch wastewater line from the MGDP was plugged with mineral residues. Roto Rooter was called, cleaned out the line and a minor leak was repaired.
- Three sinkholes were repaired at Lake I in the Chain of Lakes using in-house staff. Staff also painted over graffiti at the Pleasanton 5 Turnout and completed annual maintenance at the Del Valle Plant before it came back online, including cleaning out the Powdered Activated Carbon (PAC) injectors and replacing some of the isolation valves.

Engineering and Flood Control:

- As of the end of February, Lake Del Valle storage had risen to 36,140-acre feet (AF) at an elevation of 697.50 feet. Storage continues to increase with watershed runoff at about 10 AF per day.
- February was the second dry month in a row both locally and in the Sierras. San Francisco reported that the January-February rainfall was the lowest recorded since before the Civil War. DWR reported that it was the driest January-February on record. As a result, what started out as a wet water year has now dropped below average for cumulative precipitation.



Monthly List of GM Contracts

February 2013

Contracts:

TargetSolutions	\$ 8,000	Renewal of Annual User License & Subscription fee for Online Training and Risk Management Program
Morrison & Associates, Inc.	\$50,000	Administrative, Technical and Regulatory Support Regarding BAFPA
Total February 2013	\$58,000	



ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7

100 NORTH CANYONS PARKWAY • LIVERMORE, CA 94551 • PHONE (925) 454-5000 • FAX (925) 454-5727

ORIGINATING SECTION: Administrative Services
CONTACT: Boni Brewer/Mike Wallace

AGENDA DATE: March 20, 2013

ITEM NO. 11b

SUBJECT: Communications Outreach Activities

E-newsletters, February 1st and February 20th

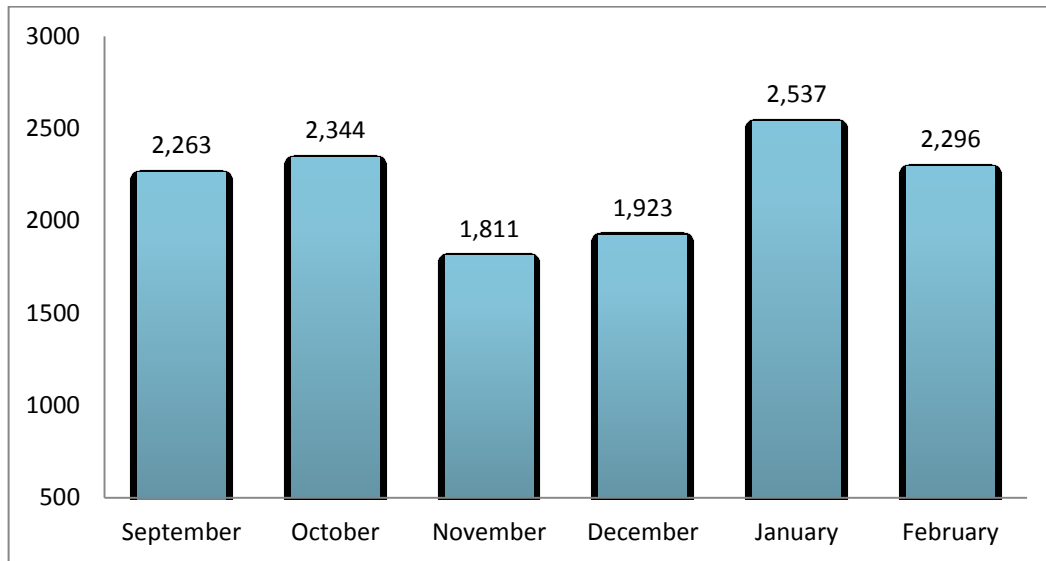
The February 1st e-newsletter featured an article on Zone 7's participation in the Livermore-to-Pleasanton Arroyo Trail project celebration, and an article on the Bay Delta Conservation Plan (BDCP). The February 20th e-newsletter had an article about Zone 7 independence, a status update on the BDCP, and information about water quality. Both remain posted on Zone 7's website, www.zone7water.com/news/enewsletter-a-signups.

Spring Home & Garden Show, February 16th-18th

During this annual event at the Alameda County Fairgrounds, Zone 7 debuted its pyramid of 144 one-gallon jugs (photo below) providing a stunning visual of the typical water use by each person each day here in our service area. The pyramid was displayed adjacent to a booth we again shared this year with the Alameda County Flood Control and Water Conservation District's Clean Water Program, with messages focused primarily on stormwater pollution prevention.



Website activity (total visits over six months/month)





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ORIGINATING SECTION: Administration

CONTACT: Tom Pico/Tim Hunt

AGENDA DATE: March 20, 2013

ITEM NO. 11c

SUBJECT: Legislative Update

SUMMARY:

- Zone 7 staff, with the support of the Agency's lobbying firm, The Gualco Group, Inc., and the Agency's legislative support consultant, Tim Hunt, monitors legislation that is being considered in Sacramento, as well as other political activities of interest to the Agency.
- State Senator Michael Rubio resigned to join Chevron Corporation and direct its government affairs group. Senator Jerry Hill has been appointed to replace him as chairman of the Senate Environmental Quality Committee. The committee faces 29 bills proposing changes to the California Environmental Quality Act with more than half sponsored by environmental groups. Rubio led an effort late in the prior session to reform provisions of CEQA.
- A joint State Senate committee hearing entitled "Overview of California's Debt Condition: Priming the Pump for a Water Bond" was held February 26. Testimony was taken from the treasurer's office and the legislative analyst's office about the state's bond indebtedness and its effect on the state's credit rating. The Public Policy Institute also presented. Five bills regarding reducing or redoing the \$11.14 billion water bond set for the November 2014 ballot have been introduced, but there seems little appetite to tackle the issue until next year.
- The deadline for introducing legislation was February 25 and a total of 2,183 bills were submitted. Bills must be in print for 30 days before hearings can begin so most hearings will be held in April after the Legislature returns from its spring recess.
- California Senators Dianne Feinstein and Barbara Boxer introduced S.228, federal legislation to designate the Sacramento-San Joaquin Delta as a National Heritage Area. The National Park Services would oversee the area and provide planning and technical assistance to local agencies to develop a plan for a sustainable future for the Delta. The agency would have no rule making authority. Similar bills were introduced in 2010 and 2011, but did not advance. The designation was called for in the water package that the Legislature passed in 2009. If the bill is enacted, the Delta would be the first heritage area in California. There are 49 heritage areas including the Mississippi Delta, Niagara Falls and the Hudson River Valley. A companion House bill, HR 1004, was introduced by Congressman John Garamendi.

RECOMMENDED ACTION: Information only

ATTACHMENT: Executive Summary



EXECUTIVE SUMMARY State Legislation



Prepared for the Zone 7 Water Agency, Eastern Alameda County
by The Gualco Group, Inc.

March 7, 2013

Bill	Topic	Synopsis	Staff Recommendation	Status of the Bill / Comments
Delta Environment				
AB 763 (Buchanan)	Aquatic invasive plants: control and eradication	The bill would authorize the Department of Boating and Waterways, in consultation with appropriate state, local, and federal agencies, to take any action it determines is necessary to implement statewide management and eradication measures for those invasive aquatic plants.	Support or Sponsor	Assembly Committee on Water, Parks and Wildlife
Delta Plan				
SB 735 (Wolk)	Sacramento-San Joaquin Delta Reform Act of 2009: covered actions	This bill would exclude from the definition of "covered action" the approval or implementation of a project which is a part of a larger conservation plan submitted pursuant to the federal Endangered Species Act	Watch	Read 1 st time
Delta Protection Commission				
AB 183 (Dickinson)	Delta Protection Commission: executive director: comprehensive long-term resource management plan: determination of consistency	This bill would require the executive director of the Delta Protection Commission to determine a discretionary project located in the primary zone to be consistent with the resource management plan provided that the project satisfies at least 4 of the 5 criteria.	Watch	Set for hearing in Assembly Committee on Water, Parks and Wildlife on 04/02/2013
Flood Control				
AB 1331 (Hueso)	Delta flood protection: environmental mitigation	Existing law requires the Natural Resources Agency, the Department of Water Resources, the Reclamation Board, and the Department of Fish and Wildlife to enter into a memorandum of understanding to coordinate the implementation of special flood control programs. This bill would delete the Reclamation Board from these provisions and instead add the Central Valley Flood Protection Board.	Watch	Read 1 st time

Groundwater

SB 620 (Wright)	Water replenishment districts	This bill would permit a district to establish an annual reserve fund maintained according to generally accepted accounting principles. This bill would authorize the board to transfer funds to a designated reserve, require the board to declare the exclusive purposes for which the moneys in a designated reserve fund may be spent and restrict those moneys only for the exclusive purposes for which the board established the designated reserve, as prescribed.	Watch	Read 1 st time
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State-Funded Research on the Delta

AB 378 (Hueso)	Resources: Delta Research	This bill would require a person conducting Delta research, as defined, whose research is funded, in whole or in part, by the state, to take specified actions with regard to the sharing of the primary data, samples, physical collections, and other supporting materials created or gathered in the course of that research.	Watch	Introduced
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Drinking Water Program

AB 145 (Perea)	State Water Resources Control Board: Drinking Water	This bill would transfer to the State Water Resources Control Board the various duties and responsibilities imposed on the Department of Public Health by the California Safe Drinking Water Act.	Oppose	Set for hearing in Assembly Committee on Water, Parks and Wildlife on 04/02/2013
SB 117 (Rubio)	Drinking Water: State Water Resources Control Board	This bill would transfer the various duties and responsibilities imposed on the Department of Public Health by the California Safe Drinking Water Act to the State Water Resources Control Board.	Oppose	Senate Committee on Health

Water Recycling

AB 803 (Hueso)	Water Recycling Act of 2013	This bill would codify regulations to (1) define various terms for the purpose of water recycling criteria, (2) require the use of certain quality recycled water for specified uses with prescribed prohibitions and (3) modify prohibitions and requirements for dual-plumbed recycled water systems.	Watch	Assembly Committee on Water, Parks and Wildlife
AB 1200 (Levine)	Recycled water: landscaping	This bill would require the Department of Water Resources to require 1,000,000 acre-feet of the water used for landscaping each year to be supplied by recycled water by 2020.	Watch	Read 1 st time

Water Bond

AB 142 (Perea)	Safe, Clean, and Reliable Drinking Water Supply Act of 2012	This bill would state the intent of the Legislature to enact legislation to amend the Safe, Clean, and Reliable Drinking Water Act of 2012.	Watch	Introduced
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SB 36 (Rubio)	Safe, Clean, and Reliable Drinking Water Supply Act of 2012	This bill would declare the intent of the Legislature to amend the Safe, Clean and Reliable Drinking Water Supply Act of 2012 for the purpose of reducing the amount of the \$11,140,000,000 bond.	Watch	Senate Committee on Rules
SB 40 (Pavley)	Safe, Clean, and Reliable Drinking Water Supply Act of 2012	This bill would change the name of the act to the Safe, Clean, and Reliable Drinking Water Supply Act of 2014 and declare the intent of the Legislature to amend the act for the purpose of reducing and potentially refocusing the \$11,140,000,000 bond.	Watch	Senate Committee on Natural Resources and Water
SB 42 (Wolk)	The California Clean, Secure Water Supply and Delta Recovery Act of 2014	This bill would repeal the provisions creating the Safe, Clean, and Reliable Drinking Water Supply Act of 2012 as well as the provision to submit the bond act to the voters at the November 4, 2014, statewide general election. This bill would enact the California Clean, Secure Water Supply and Delta Recovery Act of 2014, which, if adopted by the voters, would authorize the issuance of bonds in an unspecified amount pursuant to the State General Obligation Bond Law to finance a clean, secure water supply and Sacramento-San Joaquin Delta recovery program and would provide for the submission of the bond act to the voters at the November 4, 2014, statewide general election.	Watch	Senate Committee on Natural Resources and Water
SB 783 (De Leon)	The California Clean Water, Safe Urban Parks, and Environmental Health Investment Act of 2014	This bill would declare the intent of the Legislature to enact legislation that would improve the economy, the natural environment, and increase and improve access opportunities to physical fitness, by enacting the California Clean Water, Safe Urban Parks, and Environmental Health Investment Act of 2014	Watch	Read 1 st time
Public Works				
AB 44 (Buchanan)	Subletting and Subcontracting Fair Practices Act: bidding practices.	This bill would remove the requirement that the location of each subcontractor's business be included in the bid or offer and instead require that the California contractor license number of each subcontractor be provided	Watch	Assembly Committee on Business, Professions and Consumer Protection
Special Taxes: Voter Approval				
SCA 9 (Corbett)	Local government: economic development: special taxes: voter approval	This measure would provide that the imposition, extension or increase of a special tax by a local government for the purpose of providing funding for community and economic development projects requires the approval of 55% of its voters voting on the proposition.	Watch	Senate Committee on Governance and Finance

Placeholder (aka "Spot") Bills

AB 1078 (Quirk)	Water: water recycling technology	This bill would state the intent of the Legislature to enact legislation to encourage the creation of new technologies to further the use of recycled water in the state.	Watch	Read 1 st time
AB 1249 (Salas)	Public water systems: water supply assessments	This bill would make a technical, nonsubstantive change to the requirement that a city or county that determines a project is subject to CEQA to identify any public water system that may supply water for the project.	Watch	Read 1 st time
AB 1259 (Olsen)	Sacramento-San Joaquin Delta: Delta Plan: Bay Delta Conservation Plan	This bill would make a technical, nonsubstantive change to the Delta Plan.	Watch	Read 1 st time
AB 1301 (Bloom)	The Safe, Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006	This bill would make a technical, nonsubstantive change to the Act.	Watch	Read 1 st time
SB 616 (Wright)	Public works: payment bonds	Existing law requires a direct contractor that is awarded a public works contract involving and expenditure greater than \$25,000 to give a payment bond to, and approved by, the officer or public entity by when the contract was awarded. This bill would make a technical, nonsubstantive change to this provision.	Watch	Read 1 st time
SB 726 (Lara)	Urban water management planning	Existing law declares that certain provisions relating to urban water management planning are intended to provide assistance to water agencies in carrying out their long-term resource planning responsibilities to ensure adequate water supplies to meet existing and future demands for water. This bill would make a technical, nonsubstantive change in those findings and declarations.	Watch	Read 1 st time



ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7

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ORIGINATING SECTION: ADMINISTRATIVE SERVICES
CONTACT: JAVIA GREEN

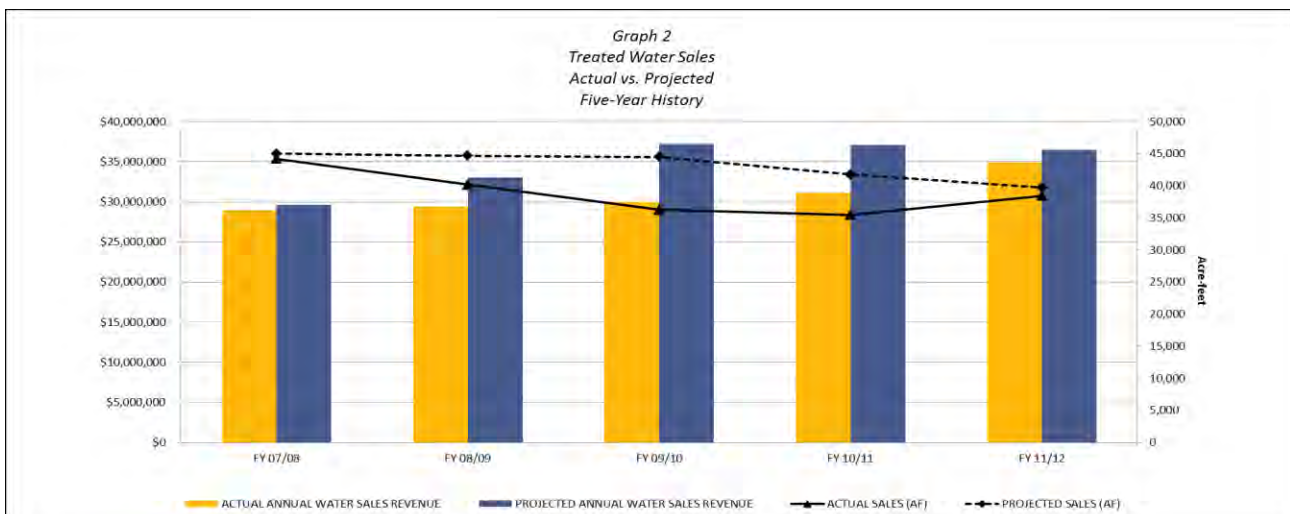
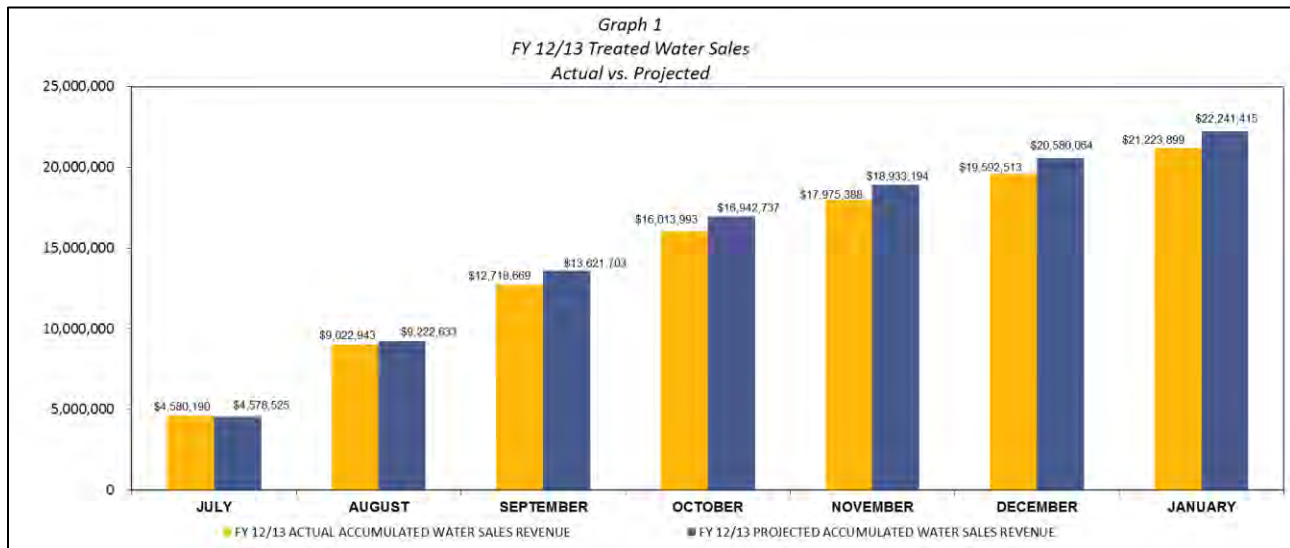
AGENDA DATE: March 20, 2013

ITEM NO. **11d**

SUBJECT: Report on Water Sales and Connection Fee Revenue

Treated Water Sales

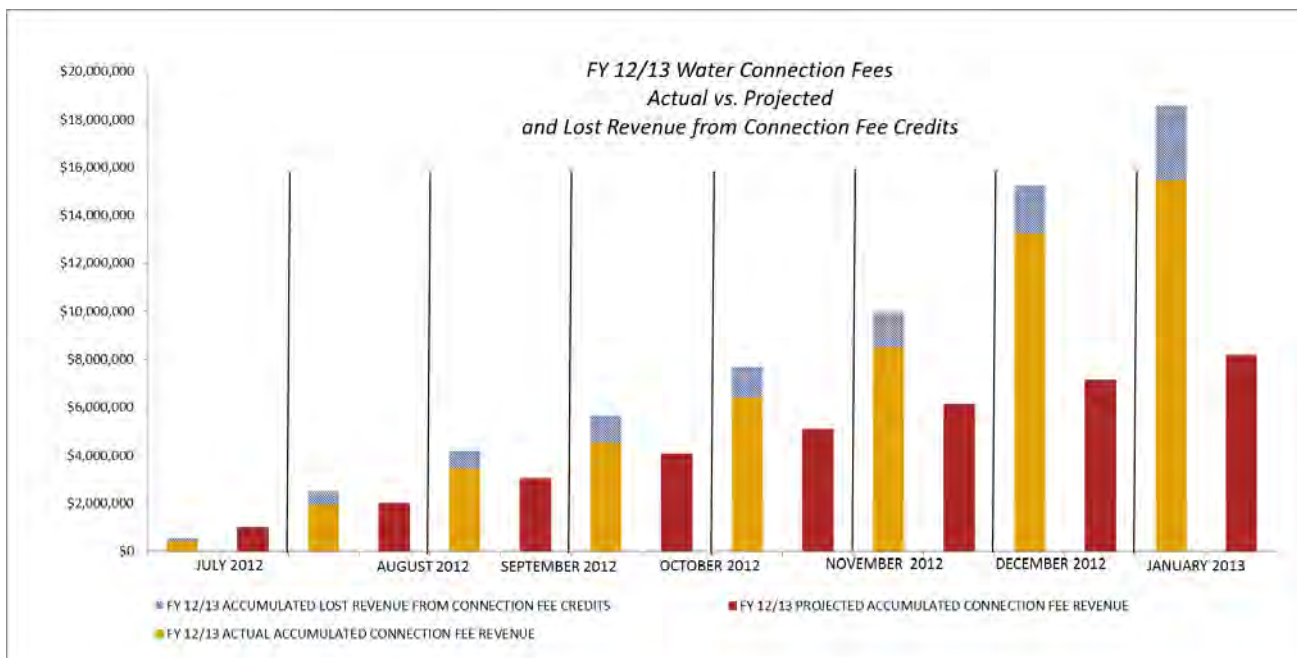
Treated water sales revenue funds water system operations (Fund 52) and capital projects (Fund 72). For fiscal year 2012/13 (FY 12/13), through the end of January 2013, 22,684 acre-feet of water was sold, resulting in actual sales of \$21.2M. This is 4.5% less than the projection of \$22.2M (from 22,635 acre-feet). Actual water sales compared to projected sales through January 2013 is shown in Graph 1 below. At the February 20, 2013 Board of Directors meeting, Director Figuers requested a graph detailing a history of actual treated water sales compared to projected. This data is provided in Graph 2 below.



Connection Fees

Non-discretionary expenditures (fixed costs) for Fund 73 are close to \$20M annually. The expenditures include debt payments for the South Bay Aqueduct (SBA) Enlargement Project, Fourth Contractor's Share of the SBA and the Cawelo Groundwater Banking Program. While development activity is picking up, Staff continues to closely monitor cash flow and prepares quarterly updates of this fund to assure cash availability.

For FY 12/13, year-to-date (July 1, 2012 – February 28, 2013) connection fee revenue totals \$15.5M, which is \$3.1M more than the projection for the entire fiscal year of \$12.4M. A total of 135 connection fee credits were used totaling \$3.1M, while 774 credits remain outstanding (valued at \$18M at the 2013 connection fee level). Actual connection fee revenue plus lost revenue from credits used for FY 12/13 compared to projected revenue is shown in the graph below:



RECOMMENDED ACTION:

Information only.