



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, July 20, 2011
TIME: 7:00 p.m.
LOCATION: Zone 7 Administration Building
100 North Canyons Parkway, Livermore, California

Any member of the audience 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 audience 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. Reorganization of the Board
5. Minutes of the Regular Meeting of June 15, 2011
6. Consent Calendar
 - a) Professional Services Contract with Kier & Wright, Inc., for Surveying Support Services
 - b) Professional Services Contract with DTN Engineers, Inc., for Electrical Engineering Support Services
 - c) Accept Grant of Easement from Livermore Airway Associates for Access to the Arroyo Mocho
 - d) Request by Director Palmer for Authorization to Attend ACWA's 2011 Regulatory Summit
7. Staffing Updates:
 - a. Employee of the Month Recognition
8. Draft 2011 Water Supply Evaluation

Recommended action: Review and discussion.

9. Committees

- a. Delta Committee of June 29, 2011 – minutes

10. Items for Future Agenda – Directors

11. Reports – Directors

- a. Written report by Director Quigley
- b. Verbal reports

12. Staff Reports (Information items. No action will be taken.)

- a. General Manager's Report
- b. Recent & Upcoming Public Outreach Activities
- c. Legislative Update
- d. Status Report on Separation Efforts
- e. Quarterly Update of Expansion Funds
- f. Verbal Reports

13. 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) Government Code Section 549547: Public Employee Performance Evaluation
Title: General Manager

14. Open Session and Report Out of Closed Session

- (a) Approval of Transition Agreement with Alameda County Management Employees Association (ACMEA)

Recommended action: Adopt resolution.

15. Approval of General Manager Contract Amendment

Recommended action: Adopt resolution.

16. Adjournment

17. Upcoming Board Schedule: (All meeting locations are in the Board Room at 100 North Canyons Parkway, Livermore, California, unless otherwise noted)

- a) Regular Board Meeting: August 17, 2011, 7:00 p.m.
- b) Board & Management Advisory Team Workshop: August 31, 2011, 8:30 a.m. to 4:00 p.m.
Location: Hilton Garden Inn-Livermore, 2801 Constitution Drive, Livermore

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.



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: July 20, 2011

ITEM NO. **4**

SUBJECT: Reorganization of the Board

SUMMARY:

- The Board will discuss and select a President and Vice-President to serve for the next year.
- Once the President is selected, s/he immediately assumes the role and may make committee assignments either at this meeting or in the future. A copy of the 2010-2011 list of assignments is attached.

RECOMMENDED ACTION:

- Take steps to reorganize the Board, as described above.

Zone 7 Board Committees 2010 - 2011

Administrative Committee - This committee reviews all of the Zone's operations, including administrative topics, flood control, space and major facility needs, and safety and security issues.

Bill Stevens
Sarah Palmer
John Greci

City Liaison Committee - This committee meets to discuss topics of mutual interest between Zone 7 and the cities and retail water agencies.

Sarah Palmer
John Greci
Dick Quigley

Finance Committee - This committee reviews budgets, proposed financial plans and proposed rate increases and connection charge increases for the Zone.

Sandy Figuers
Chris Moore
A.J. Machaevich

Delta Committee - This committee reviews water supply issues and has recently focused on emerging issues related to conveyance of water through the Delta as part of the State Water Project. *Previously, the board discussed renaming this as the Water Committee; the new president could choose to take this action.*

John Greci
Sarah Palmer
Bill Stevens

Ad Hoc Separation Committee - This committee has been working on the political aspects associated with separating functions from the County.

John Greci
Sarah Palmer
Sandy Figuers

Ad Hoc Energy Committee - *This committee has not met for over a year. Because of its Ad Hoc nature it has effectively sunset. It would have to be formed anew as a Standing Committee by a board president wishing to reactivate it.*

Sandy Figuers
Dick Quigley
AJ Machaevich

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

June 15, 2011

DIRECTORS: SANDS FIGUERS
JOHN GRECI
AJ MACHAEVICH
SARAH PALMER
RICHARD QUIGLEY
BILL STEVENS

DIRECTORS ABSENT: DIRECTOR MOORE

ZONE 7 STAFF: JILL DUERIG, GENERAL MANAGER
KURT ARENDS, ASSISTANT GENERAL MANAGER,
ENGINEERING
JOHN YUE, ASSISTANT GENERAL MANAGER, FINANCE
TOM HUGHES, ASSISTANT GENERAL MANAGER, PERSONNEL
MARY LIM, ASSOCIATE WATER RESOURCES PLANNER
MONA OLMSTED, ASSOCIATE CIVIL ENGINEER
JUDY RECTOR, BOARD SECRETARY

COUNSEL: REN NOSKY, DOWNEY BRAND

The Board went into closed session at 6:30 p.m.

Item 1 - Closed Session

- a) Conference with Legal Counsel--Existing Litigation, Government Code Section 54956.9(a): Petition for Extension of Time, Water Right Permit No. 11319 (Application No. 17002), State Water Resources Control Board.
- b) 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.
- c) Government Code Section 549547: Public Employee Performance Evaluation
Title: General Manager

Item 2 - Open Session and Report Out of Closed Session

President Greci announced that Closed Session would continue after the open session.

Item 3 - Call Meeting to Order

President Greci called the open session meeting to order at 7:08 p.m.

Item 4 - Pledge of Allegiance

Item 5 - Citizens Forum

None.

Item 6 – Minutes of the Regular Meeting of May 18, 2011

On a motion by Director Figuers with a second by Director Machaevich, the minutes of the Regular Meeting of May 18, 2011, were approved as presented by a voice vote of 6-0 with Director Moore absent.

Item 7 - Consent Calendar

Director Palmer pulled Item 7(e) for clarification.

Director Palmer moved and Director Figuers seconded the motion to approve Consent Items 7(a), (b), (c), and (d). All five resolutions passed by a roll call vote of 6-0 with Director Moore absent.

Resolution 11-4083 Approved recommending Director Quigley for a second term on ACWA's Region 5 Board and authorization to attend additional regional meetings including reimbursement. (Item 7a)

*Note: Resolution 11-4084 was used in May 2011.

Resolution 11-4085 Approved annual contract with Morrison & Associates for public outreach for an amount not to exceed \$179,000. (Item 7b-1, First Resolution)

Resolution 11-4086 Approved annual contract with Davis & Associates for communications support services for an amount not to exceed \$70,504. (Item 7b-2, Second Resolution)

Resolution 11-4087 Authorizing out-of-state travel for Tamara Baptista to attend the GFOA Accounting Academy in Chicago, Illinois, August 8-12, 2011. (Item 7c)

Resolution 11-4088 Approved contract with Kenneth R. Henneman for consulting services for the South Bay Aqueduct Improvement & Enlargement Project for an amount not to exceed \$88,000. (Item 7d)

Regarding Item 7(e), Arroyo Mocho Mitigation Project, Director Palmer needed clarification on previously used exhibits attached to the agenda item. Kurt Arends, Assistant General Manager of Engineering, explained that there are multiple parts to the item and two issues were rolled into

one - which are related and the same project, but different actions – one involving the City of Livermore and the other, the City of Pleasanton deed restriction to Alameda County Surplus Property. Director Palmer requested that in the future they be marked as “Examples.”

A motion to approve the first resolution for Item 7(e) was made by Director Quigley and seconded by Director Machaevich. Resolution 11-4089 was passed by a roll call vote of 6-0 with Director Moore absent.

Resolution 11-4089 Grant access to Alameda County Surplus Property Authority for purposes associated with the mitigation measures defined in the Stoneridge Drive Bridge Mitigation and Monitoring Plan. (Item 7e-1, First Resolution)

A motion to approve the second resolution for Item 7(e) was made by Director Palmer and seconded by Director Quigley. Resolution 11-4090 was passed by a roll call vote of 6-0 with Director Moore absent.

Resolution 11-4090 Approving the deed restriction for Alameda County Surplus Property Authority over real property owned in fee by Zone 7 and that the Board of Supervisors grant said Deed Restriction. (Item 7e-2, Second Resolution)

Item 8 - Staffing Updates

Item 8a - Employee of the Month Recognition

General Manager Jill Duerig announced that Barry Ivy, Facilities Maintenance and Construction Supervisor, was chosen as the April 2011 Employee of the Month. Barry works in the Maintenance Section based at the Del Valle Water Treatment Plant site. According to the recommendation the committee received, Barry has been a great help working with other departments within the Zone. He is complimented as being easy to work with and always willing to help other managers and staff with difficult issues. Barry has the welfare of his staff at the top of his priority list and does his best to move Zone 7 forward in any way he can; plus Barry serves on the Management Advisory Team and is a big proponent of “blue culture.”

Item 9 - East Alameda County Conservation Strategy

Mary Lim, Associate Water Resources Planner, brought an East Alameda County Conservation Strategy (EACCS) item to the Board meeting on March 16th. At this Board meeting, she planned a recap of environmental laws that the Conservation Strategy will support, reasons why the Conservation Strategy was developed and key outcomes and benefits of the strategy along with a summary of concerns raised at the March 16th meeting and the responses provided. In addition, she planned to summarize the next steps of the Implementation Committee for the strategy.

Director Figuers interjected that since the Board had a presentation on March 16th, a second presentation was not needed and he moved for approval to accept the East Alameda County Conservation Strategy as guidance for Zone 7’s future projects. Director Greci asked if other board members needed a refresher. Director Greci stated that there was an urgency to get the EACCS approved last time but if the Board waits until everything is resolved, it will never be approved. Changes can be made since it is a working document and he suggested approval and deal with the issues later. Director Palmer reiterated that it is an “adaptive management process” so it is something which changes constantly. Director Machaevich felt that many of the items

brought to the board three months ago have been satisfied and all Board members are looking forward to putting it to a test. Director Stevens pointed out that this is going to save Zone 7 a lot of money in the long run, a lot of time on construction projects, and make us environmentally sensitive to the needs of the agencies so it is a win-win situation, no loss.

Public comment:

Karen Sweet, former member of the EACCS Steering Committee, expressed her appreciation to the Board for the extra time since March to voice concerns for incorporating more rangeland science background in the document. The decision to delay it for two months turned into three to see if the matter could be dealt with in the Steering Committee. Because of Zone 7's leadership, they were able to receive two letters: one from the EACCS Steering Committee and a combined letter from Fish and Game and Fish and Wildlife Service, both of which recognized that they need and want to work with the California Rangeland Coalition to further enhance the document and make them have something that is more sustainable, more based on rangeland science, and help them address their concerns. During the three months, there was no contact with the EACCS Steering Committee so the letters don't capture the essence of concerns but they appreciate the promise to work with rangeland conservation and the local community to make it a better plan. Fish & Wildlife and Fish & Game have been working with Santa Clara who had to hire a rangeland specialist to fix things that they would like to recognize and deal with in this plan. At the same time, Fish & Wildlife Service is considering a coalition to write a "white paper" that would lay a foundation for habitat conservation plans and strategies and management plans. Ms. Sweet felt that the staff report doesn't remind the Board that this document is for voluntary conservation, not just about permitting requirements for all of the agencies. The implications of that is that if the foundation for rangeland science is flawed, private rangeland science won't have the benefit of consultants to fix some of the scientific issues when they develop a management plan for voluntary conservation. Ms. Sweet requested that the Board ask: 1) should they approve the document now, it be subject to the two letters just distributed as part of the document and later inclusion from the California Rangeland Conservation Rangeland Coalition, and; (2) if the Board allowed more time, the Agricultural Committee of Alameda County, Sheila Barry, the University of California Natural Resources Rangeland Advisor, and Ms. Sweet could bring documents that would allow the Steering Committee to help complete this document.

Director Greci reminded Ms. Sweet that when she was at the Board meeting the last time, it was made very clear that this is and will be an ongoing working document. The Board is ready to vote on it but they will work with her on future changes. Ms. Sweet said she is concerned that the promise to work with them is based on funding and, considering that they were not consulted in the last three months, she has some concerns. President Greci responded that the Board can't promise financing because they would have to vote on it.

Cay Goude, Field Supervisor for Fish and Wildlife Service, and a principal member of the Steering Committee and Ken Squires, Fish and Wildlife Service staff person that went to all the Steering Committee meetings, commended staff for assistance and confirmed that they are currently working on the Biological Opinion trying to address some of the issues to help streamline Zone 7 projects to improve both conservation and Zone 7's ability to proceed. Ms. Goude stressed that it is important to go ahead and approve the plan so they can move forward.

Darrel Sweet commented that from the Agricultural Advisory Committee standpoint, there is a disappointment that they were not more included in the process. He stressed the need to have a plan to recognize the role of private rangeland in conservation and he doesn't feel that is done in

Alameda County. A plan is written, money is spent developing it, and then it has to be fixed and he feels it is unfortunate not to get it right instead of getting it done with the hope it gets fixed someday.

Because they were concerns of Mr. Sweet in the last presentation to the Board, President Greci asked him if language about historic grazing in the area had been added in the last three months. Mr. Sweet said there is a commitment in the letter to address that issue. President Greci also reminded him of another concern Mr. Sweet had about incorporating rangeland documents after review and mutual agreement by the regulatory agencies as an appendix to the EACCS.

Brad Olsen, East Bay Regional Park District Environmental Programs Manager, has been participating in EACCS from the beginning and the Park District provided funding to develop the study. He thanked the Zone 7 board, Jill Duerig and Mary Lim for their leadership in moving this process forward. Without Zone 7, this process would have been slower so he hopes the resolution is adopted by the Board.

Steve Stewart, Livermore Planning Division and Steering Committee representative, spoke on behalf of the City of Livermore and strongly encouraged the Board to accept the document as guidance for mitigation and also regional conservation. The project is dynamic and adaptive as stated and new science and techniques are always emerging. He stated that it is the intent of the Steering Committee to capture those techniques as it comes forward and get it in the document as appropriate to capture the most current practices.

General Manager Jill Duerig read into the record a revised resolution for consideration with an added recital to reflect the mission statement:

“WHEREAS, the process that the Steering Committee has undertaken to develop the Conservation Strategy and to respond to public concerns advances Zone 7’s mission statement of: “providing a reliable supply of high quality water and an effective flood control system to the Livermore-Amador Valley...in a fiscally responsible, innovative, proactive, and environmentally sensitive way.”

A motion to approve the revised resolution for Item 9 was made by Director Palmer and seconded by Director Quigley. Resolution 11-4091 was passed by a roll call vote of 6-0 with Director Moore absent.

Item 10 - Findings and Recommendations of Zone 7’s Asset Management Program Update

Mona Olmsted, Associate Civil Engineer with the Water Supply Section, made a presentation on the findings and recommendations of the Asset Management Program Update. Her slide presentation showed the general service area and the retailers Zone 7 serves, the South Bay Aqueduct, and Lake Del Valle, which supply Zone 7’s treatment plants at Del Valle and Patterson Pass, and the remainder of the water system. There are over 40 miles of transmission pipelines, and nine groundwater pumping wells. This is the water infrastructure Zone 7 is responsible for managing in order to provide a reliable supply of drinking water to approximately 220,000 customers in the service area; this is the “heart and arteries of the system.” If one or more of Zone 7’s facilities go down at the same time, a large portion of our customers will be severely impacted.

The total asset replacement value of Zone 7's water system is currently approximately \$423 million dollars. The objective of the Asset Management Program is to proactively manage these assets in a cost effective manner to insure system reliability.

Ms. Olmsted provided pictures of the various facilities to show the condition of some of Zone 7's facilities. She gave details on some projects that have been revamped, plans for other replacement or rehabilitation projects, and the consequences of not being proactive about repairs and the impact of unexpected failure. Many facilities were constructed in the 60's and 70's including many pipelines as well as the Patterson Pass and Del Valle Water Treatment Plants so some assets are reaching the end of their useful life. The rates most water utilities charge are not designed to allow sufficient funding for repair, rehabilitation, or replacement of an aging infrastructure. Asset Management provides staff with the tools to better utilize assets to determine how best to keep the water system functioning smoothly and whether to repair, replace or rehabilitate, or continue regular maintenance on an asset. She emphasized that it helps agencies optimize both their capital expenditures and their operation and maintenance costs. By proactively managing the agency's assets by having sufficient funds, it minimizes the unforeseen or unplanned capital expenditures, so it stabilizes the long-term impacts that capital expenditures can have on water rates. This information can also show customers why capital expenditures are needed.

Ms. Olmsted shared the history of the AMP resulting in the current underfunding of the program. Since 2004 when Zone 7 began developing a formal Asset Management Program (AMP), the agency has added assets to the system which increase the total asset replacement value. Zone 7's retailers agreed and expressed their support. In both the 2004 report and the 2011 draft report, a ramp up to the annual funding level was recommended.

Ms. Olmsted told the Board that in our CIP, there are three capital programs for funding but the AMP addresses the renewal and replacement component only. Since both renewal/replacement and system-wide improvements are funded by water rates via annual transfers from Operating Fund 52 to Capital Fund 72, the funding analysis encompasses both renewal/replacement and system-wide improvements.

Next Ms. Olmsted discussed how Zone 7 forecasts renewal costs beyond 2050 and the basic concepts for renewal and replacement costs. She discussed the Taste & Odor treatment at the Plants. The purpose is to meet taste and odor goals for the Water Management Program. The retailers asked Zone 7 to look at debt financing because it is a large project of \$36 million dollars. They felt that current ratepayers should not pay for future benefits that they may not receive. However, this project is to begin design in 2017, which is around the time the revised funding level would be achieved. Staff recommends that this project be funded pay-as-you-go rather than burdening our customers with debt. The future system-wide cost estimate includes the other projects in the existing CIP.

A revised AMP funding analysis was based on comments received from retailers to exclude the water conservation programs and the third demineralization groundwater facility. Retailers suggested moving water conservation programs from the CIP to the Operating Budget since costs associated with those programs can fluctuate. It would have an equivalent impact on water rates since those programs would still be funded by Fund 52 – water enterprise fund.

In conclusion, the total asset replacement value for Zone 7's water system has increased by 36 percent to \$423 million. The total system-wide funding improvement through 2050 is approximately \$440 million. The current funding level of \$5 million per year is not enough to

sustain the program. Ramping up to \$11.4 in FY 2016-17 is the most practical alternative to achieve the funding level. It smoothes out the water rate increases as compared to the other ramp-up alternatives especially given the economic climate. It will achieve the necessary funding level within the next six years in order to be able to manage our water system infrastructure over the long term. It is important to update on a regular basis in order to re-evaluate the annual funding level with updated information about our assets. Staff recommends that Zone 7 fully fund the renewal/replacement and system-wide improvement program and that it be done with a gradual ramp-up. The recommended funding transfer targets from the Water Enterprise Fund (Fund 52) into the Renewal\Replacement and System-wide Improvements Fund (Fund 72) for the future as follows:

\$6,600,000 in Fiscal Year 2012/2013;
\$8,500,000 in Fiscal Year 2013/2014;
\$9,500,000 in Fiscal Year 2014/2015; and
\$10,500,000 in Fiscal Year 2015/2016

The total annual funding requirement beginning in Fiscal Year 2016/2017 and beyond, is \$11,400,000 in 2011 dollars, which will be adjusted for other sources of revenue (e.g., actual interest income and Dougherty Valley Service Area facility use fees), adjusted for inflation based upon the ENR San Francisco Construction Cost Index and adjusted based on future AMP Updates.

Director Figuers asked if there is a policy to monitor our assets and infrastructure so we can do what is recommended in the Asset Management Plan update? Ms. Olmsted responded that the Condition Assessment Program that HDR developed for Zone 7 is based on the schedule of the asset management database but would also be performed on a more frequent basis as part of Maintenance staff's work with the preventative maintenance program so it would be scaled-down from condition assessment to condition inspections and then that could be escalated to an assessment with Engineering staff support if needed.

Director Quigley said he believes in managing assets because it is the core of what we do to deliver water to the public from lots of different places. What he feels is missing and needs to be in the next AMP update is real property in terms of land, plants, easements, buildings and structures, fleets, administrative assets and things that might help us go "green" on vehicles.

Director Machaevich stated that, although it seems like a large amount of money for our assets, percentage-wise it is only a little over 1 percent to pay for protection of our assets, and it is only going to get more expensive, so ramping up to over 2 percent seems like the responsible way to deal with this situation.

Director Palmer noted that Zone 7 is not going to be able to rely on the State if there is an emergency situation because the money isn't there so Zone 7 has to responsibly and sustainably take care of ourselves.

President Greci made a final comment about preventative maintenance on mechanical equipment in order to save money. Those preventative maintenance repairs are being disregarded and we are going on a run-to-fail mode but our mission statement is for reliable and quality water. Our reliability and quality are related to the AMP. It is imperative that we plan ahead. We cannot afford the down time in our facilities simply because we failed to plan ahead for emergencies related to worn-out equipment.

Public Comment:

Dan Martin, City of Pleasanton Utilities Superintendent, acknowledged that the level of cooperation that Zone 7 has exercised is at the highest level that they have ever had. The retailers worked closely and were involved in the process of the AMP. At the funding stage, the integration of the replacement with the system-wide improvements, the reason it is an issue is not because the system-wide improvements are not important or viable, it is because of the timing, the economy, and the situation we are in. The directive to him from Pleasanton's City Council is absolutely nothing but the most critical components, you have to need it, and you have to prove it. He asked that the Board separate the Renewal & Replacement portion from the System-Wide Improvements then proceed with the repair and replacement and reserve judgment on the timing of the system-wide improvements.

Director Figuers agreed with what Mr. Martin said but asked what the City of Pleasanton would say if we didn't repair something and a major water treatment plant went down for six months so some repairs cannot be delayed.

Director Machaevich said that is why he feels the inspection programs are crucial because if it may allow slight delays that buy some time.

Director Stevens confirmed that if the Asset Management Plan shows a replacement scheduled, we decide if it will be replaced then, not just follow the schedule. General Manager Jill Duerig agreed and explained that we will always see things through our condition monitoring that indicates that we can prolong the life because we have been maintaining it well or in contrast, it is failing earlier than expected. Director Stevens confirmed to Mr. Martin that the Cities can believe that Zone 7 will only replace those things that have to be replaced.

Randy Werner, City of Livermore, was given direction to tell the Board that the City of Livermore is in favor of what Zone 7 is proposing for renewal/replacement. It is not fair to ratepayers to make them pay for system-wide improvements that are due in 40 years. City of Livermore recommended in April that the third demineralization project be deleted and they are happy that their suggestions have been heard. It is important that the same amount be taken today from ratepayers because those people may never see those improvements. He also stated that when the first AMP came out, all four retailers were unanimously against it when Zone 7 said we have to go from 5% to 10% rate increase; they were okay with 5% to 6% or 5% to 7%. If we had waited until 2005 and increased the rates by one percent each year, today we would be at 11% and we would be where we need to be and not asking for more.

Director Figuers responded that historically the rates have not risen slowly and decades went by with the same rates and that is why we are in the fix we are in. Mr. Werner and Director Figuers had a brief discussion about the \$830 connection fee that was not increased for years by past Zone 7 boards.

Director Machaevich moved and Director Quigley seconded a motion to approve the resolution. Resolution 11-4091 was passed by a roll call vote of 6-0 with Director Moore absent.

Item 11 - Committees - None.

Item 12 - Items for Future Agendas – Directors

Director Stevens expressed an interest in having a meeting or board presentation on Item 14(g), Zone 7's Retirement Plan, and Other Post-Employment Benefits. President Greci suggested that it could be a topic at an off-site meeting or the Board Workshop because the topic may not be of interest to the general public.

Item 13 - Reports - Directors

- a. Written report by Director Quigley
- b. Verbal reports

Director Figuers passed out copies of the typhoid graph of 1907 deaths from drinking public water as a follow-up to his comments at last month's board meeting. He also had copies of a Civil Engineer News Salary Survey, which showed a listing of private versus public pay scales for civil engineers, without benefits included. Even without benefits, he said that the public sector is 10 percent higher than the private sector throughout the United States and, with benefits, pay is increased by 20 to 30 percent.

Director Quigley discussed the intake facilities that he saw on the Region 5 tour at Freeport and Sacramento Municipal. He stated that they are worth seeing and even looking at online.

Director Machaevich joined an organized walk through Doolan Canyon, which increased his perception of conservation and the importance of looking at land and the effects of run-off.

Item 14 - Staff Reports (Information items.)

- a. General Manager's Report
- b. Recent & Upcoming Public Outreach Activities
- c. Legislative Update
- d. Status Report on Separation Efforts
- e. 2010 Water Quality Management Program Annual Report
- f. Annual Report for the Groundwater Management Program for 2010 Water Year
- g. Zone 7's Retirement Plan and Other Post-Employment Benefits
- h. Verbal Reports

Director Quigley asked about job skill needs while going forward with separation efforts and assessments in a transition phase. General Manager Jill Duerig responded that regardless of separation, Zone 7 is doing the succession planning as part of our strategic priorities. Staff is looking at workforce planning and training and other things needed for the future health of this organization, but she emphasized that it needs to be done whether Zone 7 separates or not.

Director Palmer requested an update of the separation timeline. Ms. Duerig said the consultant had already been requested to put it together and she expects to see it soon.

Adjourned to closed session at 8:45 p.m.

Item 15 - Open Session and Report Out of Closed Session

There was nothing to report out of closed session.

The meeting was adjourned at 9:50 p.m.

June 15, 2011



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: Water Supply Engineering
CONTACT: Mona Olmsted/Jarnail Chahal

AGENDA DATE: July 20, 2011

ITEM NO. 6a

SUBJECT: Professional Services Contract with Kier & Wright, Inc., for Surveying Support Services

SUMMARY:

- Zone 7 requires on-going surveying support services for the planning, design, construction, and maintenance of Zone 7 facilities. Zone 7 staff does not have the in-house technical expertise or manpower to provide these services.
- In order to more efficiently obtain these services, it is Zone 7's practice to go through the Request for Proposals process for such services once every three years. The original contract is for one year. With satisfactory performance and Board approval, new annual contracts may be executed twice to provide the services for a total of up to three years.
- In April 2011, proposals were requested from 19 firms, and 9 firms submitted proposals. Kier & Wright Civil Engineers & Surveyors, Inc. was found to be best able to provide these services to Zone 7.
- It is recommended that the General Manager be authorized to execute a professional services contract with Kier & Wright for Fiscal Year 2011/2012 in an amount not to exceed \$140,500.

FUNDING: Funding is budgeted and available for Fiscal Year 2011/2012 from the following funds:

Fund 50 – Flood Control/General Fund (\$60,400);

Fund 52 – Water Enterprise (\$35,000);

Fund 72 – Renewal & Replacement/System-Wide Improvements (\$17,500);

Fund 73 – Expansion (\$3,000); and

Fund 76 – Flood Control and Stormwater Drainage (\$24,600)

RECOMMENDED ACTION: Adopt attached resolution authorizing the General Manager to negotiate and execute a professional services contract with Kier & Wright Civil Engineers & Surveyors, Inc., for surveying support services for Fiscal Year 2011/2012, for an amount not to exceed \$140,500.

ATTACHMENTS:

1. Memo providing additional background and discussion of agenda item
2. Exhibit A, Scope of Services
3. Exhibit B, Project Summary List
4. Exhibit C, Consultant's Fee Schedule
5. Resolution

Interoffice Memo

Date: July 20, 2011
To: Jill Duerig, General Manager
From: Mona Olmsted, Associate Engineer, Water Supply Engineering
Subject: Professional Services Contract with Kier & Wright, Inc., for Surveying Support Services

The following provides additional background and discussion of the above-referenced agenda item.

BACKGROUND

Zone 7 requires on-going surveying support services for the planning, design, construction, and maintenance of Zone 7 facilities, such as the treatment plants, groundwater wells, pipelines, roads, and flood control channels. Zone 7 staff does not have the in-house technical expertise or manpower to provide these services.

In order to more efficiently obtain these services, it is Zone 7's practice to go through the Request for Proposals process for such services once every three years. The original contract is for one year. With satisfactory performance and Board approval, a new annual contract may be executed twice to provide the services for a total of up to three years.

DISCUSSION

Zone 7 has compiled a list of projects that are identified in the current Capital Improvement Program, or that are anticipated to support maintenance activities and other planning activities, which will require surveying support services in Fiscal Year 2011/2012.

In April 2011, a Request for Proposal to provide the needed surveying support services was solicited from 19 firms. Proposals were received from the following nine firms:

- | | |
|---|------------------------------------|
| • Andregg Geomatics | • Mark Thomas & Company, Inc. |
| • BKF Engineers | • Professional Land Services |
| • Kier & Wright Civil Engineers & Surveyors, Inc. | • Psomas Engineering |
| • Leptien, Cronin, Cooper, Morris & Poore, Inc. | • RBF Consulting |
| | • Ruggeri-Jensen-Azar & Associates |

Zone 7 staff reviewed the proposals, interviewed the top five firms, and found Kier & Wright Civil Engineers & Surveyors, Inc., to be best able to provide these services to Zone 7. The criteria used to rank the firms included qualifications and experience of personnel, services available, response time, and references. It is recommended that the General Manager be authorized to execute a professional services contract with Kier & Wright for Fiscal Year 2011/2012 in an amount not to exceed \$140,500.

The Scope of Services to be performed by Kier & Wright on an as-needed basis is shown in Exhibit A. The Scope of Services identifies the broad range of services and technical expertise the consultant will provide to Zone 7 to ensure the timely completion of quality projects. The Project Summary List is shown in Exhibit B. The consultant's fee schedule is shown in Exhibit C. Payments will be based on actual time and materials charged.

EXHIBIT A

Zone 7 Water Agency

Annual Service Contract for Surveying Support Services

Scope of Services

The Consultant shall perform the following services on an as-needed basis:

1. Provide field surveying related services at various locations within the Zone 7 service area including but not limited to topographic surveys, Global Positioning System (GPS), benchmarks, surface and subsurface utility surveys, boundary surveys, cross-sections, aerial photos, aerial surveys, construction baseline surveying and staking, movement monitoring work, and setting permanent monuments.
2. Provide office surveying related services including downloading field data to and from computer in AutoCAD 2010 to general files including point, digital terrain model (DTM), triangulated irregular network (TIN), contour, plan, profile cross section, calculating traverse, inverse, area, earthwork and plotting results on 22 x 34 inch (or other requested size) mylar film. Provide Zone 7 with an electronic copy of survey drawings and other information collected and compiled in AutoCAD 2010 (or other agreed upon format) on cd-rom. Zone 7 will provide a sample border and logo, and may also provide CAD Standards to be utilized.
3. Title searches, right-of-way descriptions and plat preparation work.

To determine the specific Consultant services required for each specific project the Consultant shall meet with the project manager(s) of Zone 7. The meeting will identify the required services, resources, budget, and schedule for each project. It is acknowledged that the Consultant will be called to the project on an as-needed basis depending on the project requirements.

Execution of the Master Agreement and Task Orders shall obligate Zone 7 to compensate the Consultant only for actual services provided to Zone 7 for that specific Task Order. Compensation for services shall be as agreed by the Master Agreement.

EXHIBIT B
Zone 7 Water Agency
Service Contract with Kier and Wright for Surveying Support Services
Project Summary List
FY11/12

PROJECT NAME	SECTION	WORK ORDER NO.	BUDGET	FUND	TASK DESCRIPTION
1 PPWTP Sewer Line Project	Water Supply Engineering	53090	\$5,000	72	Field surveying
2 Benchmark Monitoring Program	Groundwater Protection and Projects	35005	\$30,000	52	Field surveying, data compilation
3 COL Facilities and Improvements	Groundwater Protection and Projects	57102	\$3,000	73	Elevation Surveys
4 Miscellaneous Support for Real Property Services	Real Property Services	50% 51506 50% 62017	\$10,000	52 and 50	Prepare and review property descriptions & plats, property research and obtain record documents.
5 Establish permanent control points	Flood Control	65001	\$20,000	50	Field surveying and setting permanent controls
6 Hydraulic Modeling	Flood Control	61905	\$60,000	76 (41%) & 50 (59%)	Cross sections, elevation verifications, benchmarks and support with GIS/AutoCAD
7 Miscellaneous Support for Water Supply Engineering	Water Supply Engineering	96072	\$12,500	72	Field surveying as needed
TOTAL			\$140,500		



KIER & WRIGHT
Civil Engineers & Surveyors, Inc.

EXHIBIT C
HOURLY RATE SCHEDULE
Zone 7 Water Agency
Annual Service Contract for Surveying Support Services

Effective July 1, 2011 through June 30, 2012

PRINCIPAL	\$ 199.00/Hour
PRINCIPAL ENGINEER	\$ 179.00/Hour
SENIOR ENGINEER	\$ 161.00/Hour
OFFICE ENGINEER	\$ 145.00/Hour
SENIOR SURVEYOR	\$ 162.00/Hour
SURVEY SUPERVISOR	\$ 162.00/Hour
OFFICE SURVEYOR	\$ 145.00/Hour
SURVEY COORDINATOR	\$ 138.00/Hour
SURVEYING/ENGINEERING TECH	\$ 124.00/Hour
RESEARCH ASSISTANT	\$ 70.00/Hour
SENIOR DRAFTSMAN	\$ 101.00/Hour
DRAFTSMAN	\$ 96.00/Hour
2-MAN SURVEY CREW (Includes GPS Survey Crew)	\$ 255.00/Hour
3-MAN SURVEY CREW	\$ 323.00/Hour
TESTIMONY (TRIAL OR DEPOSITION)	\$ 386.00/Hour
TECHNICAL TYPIST	\$ 62.00/Hour
ENGINEERING INTERN	\$ 42.00/Hour

All blueprinting and reproduction will be billed at cost plus 10%. Time spent for preparation for testimony will be billed in accordance with the above hourly rates.

ZONE 7
ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

BOARD OF DIRECTORS

RESOLUTION NO.

INTRODUCED BY
SECONDED BY

Resolution for Award of Surveying Support Services Contract

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 a professional services contract with Kier & Wright Civil Engineers & Surveyors, Inc., for surveying support services for Fiscal Year 2011/2012, for an amount not to exceed \$140,500.

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 Alameda County Flood Control and Water Conservation District on

July 20, 2011 _____

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: Water Supply Engineering
CONTACT: Mona Olmsted/Jarnail Chahal

AGENDA DATE: July 20, 2011

ITEM NO. 6b

SUBJECT: Professional Services Contract with DTN Engineers, Inc., for Electrical Engineering Support Services

SUMMARY:

- Zone 7 requires on-going electrical engineering support services for the planning, design, construction, and maintenance of Zone 7 facilities. Zone 7 staff does not have the in-house technical expertise to provide these services.
- In March 2010, proposals were requested to provide such services to Zone 7 on an annual contract basis. DTN Engineers, Inc. was determined to be best able to provide these services. In May 2010, the Zone 7 Board of Directors approved a resolution authorizing the General Manager to execute an annual electrical engineering support services contract with DTN Engineers, Inc., for Fiscal Year 2010/2011.
- DTN Engineers' performance during Fiscal Year 2010/2011 has been satisfactory. In order to more efficiently obtain these services, it is Zone 7's practice to go through the Request for Proposals process once every three years. With satisfactory performance and Board approval, a new annual contract may be executed twice to provide the services for a total of up to three years.
- It is recommended that a second annual contract be executed with DTN Engineers for Fiscal Year 2011/2012 in an amount not to exceed \$82,200.

FUNDING:

Funding is budgeted and available for Fiscal Year 2011/2012, from Fund 52 – Water Enterprise (\$42,200) and Fund 72 – Renewal & Replacement/System-Wide Improvements (\$40,000).

RECOMMENDED ACTION:

Adopt attached resolution authorizing the General Manager to negotiate and execute a professional services contract with DTN Engineers, Inc., for electrical engineering support services for Fiscal Year 2011/2012, for an amount not to exceed \$82,200.

ATTACHMENTS:

1. Memo providing additional background and discussion of agenda item
2. Exhibit A, Scope of Services
3. Exhibit B, Project Summary List
4. Exhibit C, Consultant's Fee Schedule
5. Resolution

EXHIBIT A

Zone 7 Water Agency

Annual Service Contract for Electrical Engineering Support Services

Scope of Services

The Consultant shall perform the following services on an as-needed basis:

1. General electrical engineering assistance to Zone 7 staff
2. Assist Zone 7 staff with specifying instrumentation
3. Electrical and instrumentation plan review
4. Work with other Zone 7 consultants including SCADA consultant
5. Prepare drawings using AutoCAD and Zone 7 standard title block (usually 22 x 34 inches)
6. Site observation visits
7. Clarifications and change orders
8. Submittal review
9. Provide Zone 7 with assistance during start-up and testing of electrical equipment
10. Troubleshooting
11. Prepare punchlists

To determine the specific Consultant services required for each specific project the Consultant shall meet with the project manager(s) of Zone 7. The meeting will identify the required services, resources, budget, and schedule for each project. It is acknowledged that the Consultant will be called to the project on an as-needed basis depending on the project requirements.

Execution of the Master Agreement and Task Orders shall obligate Zone 7 to compensate the Consultant only for actual services provided to Zone 7 for that specific Task Order. Compensation for services shall be as agreed by the Master Agreement.

Interoffice Memo

Date: July 20, 2011
To: Jill Duerig, General Manager
From: Mona Olmsted, Associate Engineer, Water Supply Engineering
Subject: Professional Services Contract with DTN, Engineers, Inc., for Electrical Engineering Support Services

The following provides additional background and discussion of the above-referenced agenda item.

BACKGROUND

Zone 7 requires on-going electrical engineering support services for the planning, design, construction, and maintenance of Zone 7 facilities, such as buildings, treatment plants, groundwater wells, and pump stations. Zone 7 staff does not have the in-house electrical engineering expertise to provide these services.

In March 2010, proposals were requested to provide these on-going electrical engineering support services to Zone 7 on an annual contract basis. DTN Engineers, Inc. was found to be best able to provide these services to Zone 7. In May 2010, the Zone 7 Board of Directors approved a resolution authorizing the General Manager to execute an annual electrical engineering support services contract with DTN Engineers for Fiscal Year 2010/2011.

In order to more efficiently obtain these services, it is Zone 7's practice to go through the Request for Proposals process for such services once every three years. With satisfactory performance and Board approval, a new annual contract may be executed two times to provide the services for a total of up to three years.

DISCUSSION

Zone 7 has compiled a list of projects that are identified in the current Capital Improvement Program, or that are anticipated to support maintenance activities and other planning activities, which will require electrical engineering support services in Fiscal Year 2011/2012.

DTN Engineers' performance during Fiscal Year 2010/2011 has been satisfactory. It is recommended that a second annual contract be executed with DTN Engineers for Fiscal Year 2011/2012 in an amount not to exceed \$82,200.

The Scope of Services to be performed by DTN Engineers on an as-needed basis is shown in Exhibit A. The Scope of Services identifies the broad range of electrical engineering services and technical expertise the consultant will provide to Zone 7 to ensure the timely completion of quality projects. The Project Summary List is shown in Exhibit B. The consultant's fee schedule is shown in Exhibit C. Payments will be based on actual time and materials charged.

EXHIBIT B
Zone 7 Water Agency
Service Contract for Electrical Engineering Services
Project Summary List
FY11/12

	PROJECT NAME	SECTION	WORK ORDER NO.	BUDGET	FUND	TASK DESCRIPTION
1	PPWTP Clarifier Rehabilitation Project	Water Supply Engineering	54072	\$5,000	72	Construction inspection, record drawings preparation
2	PPWTP Sewer Line Project	Water Supply Engineering	53090	\$5,000	72	Electrical design
3	Miscellaneous Support For Maintenance Section	Maintenance	41000	\$9,000	52	Provide Electrical Design for DVWTP for Maintenance Section as needed
4	Miscellaneous Support For Maintenance Section	Maintenance	41001	\$8,800	52	Provide Electrical Design for PPWTP for Maintenance Section as needed
5	Miscellaneous Support For Maintenance Section	Maintenance	41002	\$3,400	52	Provide Electrical Design for Distribution System for Maintenance Section as needed
6	Miscellaneous Support For Maintenance Section	Maintenance	41022	\$1,000	52	Provide Electrical Design for Mocho Groundwater Demineralization Plant for Maintenance Section as needed
7	Support for PG&E Power Switchover to WAPA or PWRPA	Water Supply Engineering	50% 58000 50% 96072	\$40,000	52 and 72	Provide electrical design and construction support services
8	Miscellaneous Support for Water Supply Engineering	Water Supply Engineering	96072	\$10,000	72	Provide electrical and instrumentation design
	TOTAL			\$82,200		

Exhibit C



ENGINEERS, INC.
Oakland, San Francisco, Orange County, CA
1611 Telegraph Ave., Suite 809
Oakland, CA 94612
Phone: (510) 267-0441 – Fax: (510) 267-0443

RATE SCHEDULE
For Zone 7- As-needed Electrical Engineering Support Services

<i>Classifications</i>	<i>Hourly rates</i>
Principal	\$243.86
Project Manager/Sr. Engineer	\$232.57
Engineer	\$197.66
Jr. Engineer	\$179.81
CADD designer	\$109.14
Support/word	\$100.00

Notes:

- 1. Fee and rates are effective 7-1-11 thru. 6-30-12, and are subject to change after effective date .**
- 2. Mileage charge from office to remote location is per current IRS rate plus 10%.**
- 3. Other direct costs such as Printing, postages for special deliveries overnight express , meals and overnight lodging are at cost plus 10%.**

ZONE 7
ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

BOARD OF DIRECTORS

RESOLUTION NO.

INTRODUCED BY
SECONDED BY

Resolution for Award of Electrical Engineering Support Services Contract

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 a professional services contract with DTN Engineers, Inc., for electrical engineering support services for Fiscal Year 2011/2012, for an amount not to exceed \$82,200.

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 Alameda County Flood Control and Water Conservation District on

July 20, 2011

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: FINANCE & BUSINESS SERVICES

CONTACT: DENNIS GAMBS/JOHN YUE

AGENDA DATE: July 20, 2011

ITEM NO. **6c**

SUBJECT: ACCEPT GRANT OF EASEMENT FROM LIVERMORE AIRWAY
ASSOCIATES FOR ACCESS TO THE ARROYO MOCHO

SUMMARY:

- The State of California, Department of Transportation (State), through a project sponsored and managed by the Alameda County Transportation Commission (ACTC), is widening and upgrading State Route 84 to expressway standards in Livermore.
- As an expressway, all private access to Route 84, including the access Zone 7 now uses to maintain a segment of the Arroyo Mocho channel, will be permanently closed to meet expressway standards.
- The Zone 7 Board at the April 20, 2011 meeting approved entering into a Possession and Use Agreement with the State and ACTC as a result of this project.
- To mitigate the loss of access to the Arroyo Mocho, the project sponsors will provide Zone 7 alternate access via Voyager Road along with an easement for access.
- Acceptance of this grant of easement from Livermore Airway Associates provides, in part, the rights-of-way for alternate access which will be complete with a future grant from Pleasanton Gravel Co.

FUNDING:

The access easement is being granted to Zone 7 at no cost.

RECOMMENDED ACTION:

Adopt the attached resolution accepting the easement and authorizing the General Manager to record same.

ATTACHMENTS:

Resolution
Location Map
Grant Document (70125)

INTEROFFICE MEMO

Date: July 20, 2011
To: Jill Duerig, General Manager
From: Dennis Gambs, Principal Engineer
Subject: ACCEPT GRANT OF EASEMENT FROM LIVERMORE AIRWAY ASSOCIATES FOR ACCESS TO THE ARROYO MOCHO

At its April 20, 2011 meeting, the Zone 7 Board approved entering into a Possession and Use Agreement with the Alameda County Transportation Commission (ACTC). The agreement required ACTC to provide alternate access in lieu of Zone 7's current access to the Arroyo Mocho flood control channel (Channel) prior to, or concurrent with relinquishing the existing access control to and from SR 84 to the State. Acceptance of this access easement to the benefit of Zone 7 provides for, in part, the alternate access.

BACKGROUND/ DISCUSSION:

The State of California, Department of Transportation (State), through a project sponsored and managed by the Alameda County Transportation Commission (ACTC), is improving State Route 84 (Project). The Project sponsors propose to widen and upgrade State Route (SR) 84 to expressway standards (55 mph) from Ruby Hill Drive to Jack London Boulevard for the purpose of reducing congestion along SR 84 and improving local traffic circulation; reducing impacts of regional traffic diverting to local streets; and improving safety and operations on SR 84. As an expressway, all private access to SR 84 will be closed within the project limits and access on to SR 84 would be limited to controlled intersections to improve traffic flow and safety.

The Project impacts a segment of the Channel which is owned and maintained by Zone 7. To mitigate the loss of access from SR 84, the Project will include construction of an access road and provide an easement for its use by Zone 7.

Once construction is completed, and prior to, or concurrent with relinquishing access control to and from SR 84 to the State, the Project sponsors will provide easements and alternative access to Zone 7 to the Channel through the Voyager Street extension and over the adjacent Livermore Airway Associates parcel and Pleasanton Gravel Co. parcel. The costs for the construction of the access road and acquisition of the easements will be borne by the Project sponsors and not Zone 7.

Acceptance of this grant of easement from Livermore Airway Associates provides, in part, the rights-of-way for alternate access which will be complete with a future grant from Pleasanton Gravel Co.

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

RESOLUTION NO.

INTRODUCED BY
SECONDED BY

ACCEPT AND RECORD GRANT OF EASEMENT

WHEREAS, Livermore Airway Associates, LLC, is granting an easement to Alameda County Flood Control and Water Conservation District, Zone 7 for an access easement on the lands designated and described, and by said reference is made a part hereof as though fully set forth herein.

NOW, THEREFORE, BE IT RESOLVED, that the General Manager be authorized to accept said easement from Livermore Airway Associates, LLC and to execute a certificate of acceptance causing the same to be recorded at the Office of the Recorder of Alameda County.

ADOPTED BY THE FOLLOWING VOTE:

AYES:

NOES:

ABSENT:

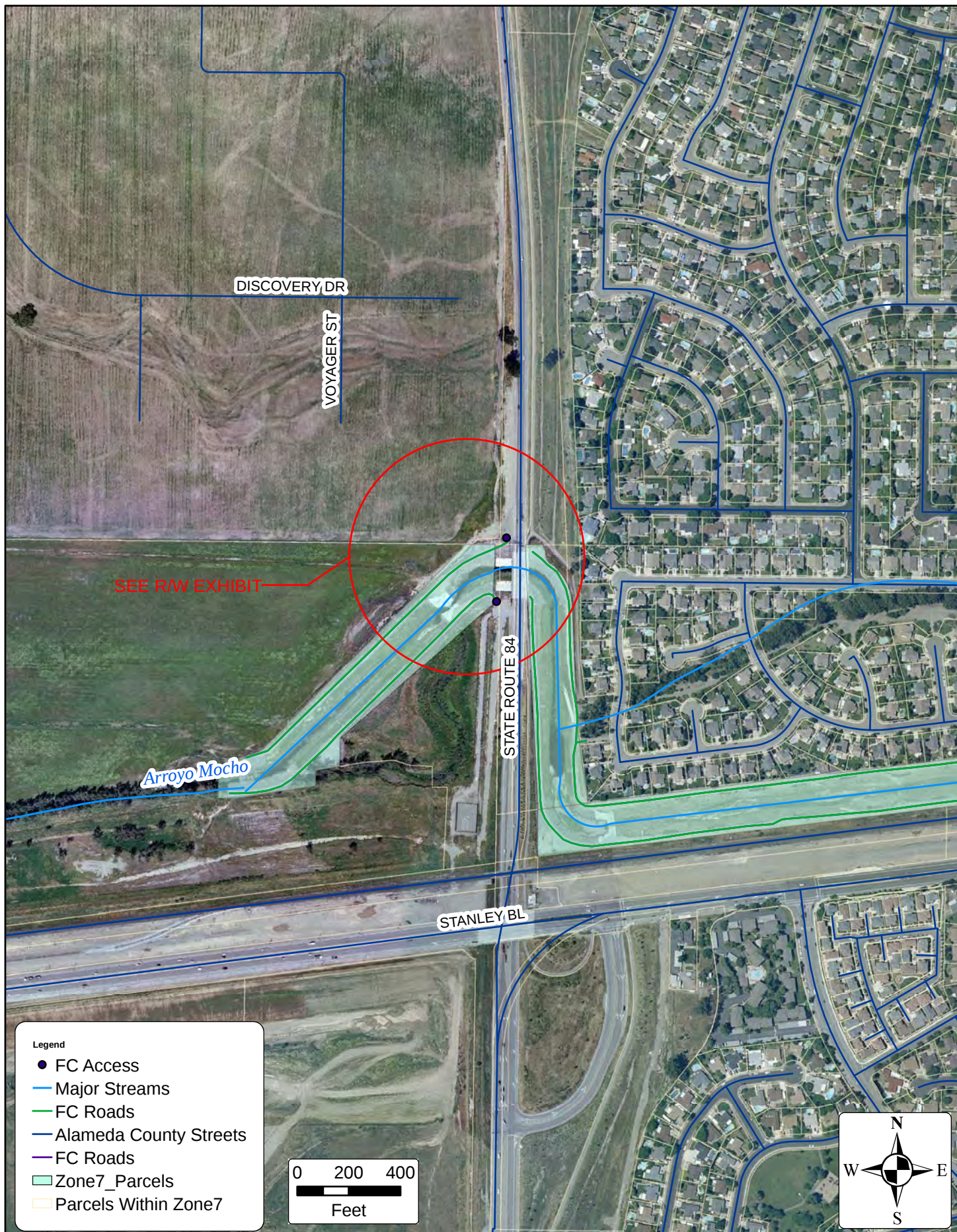
ABSTAIN:

I certify that the foregoing is a correct copy of a resolution adopted by the Board of Directors of Zone 7 of Alameda County Flood Control and Water Conservation District on

July 20, 2011

By _____
President, Board of Directors

Line G
No. 70125
Map: RF-10090



ZONE 7 WATER AGENCY
100 North Canyons Parkway
Livermore, CA

DRAWN: BW

REVIEWED: BW

File:

SCALE: AS SHOWN

DATE: 4/11/2011

FIGURE #

Location Map
Arroyo Mocho
SR 84 Project

EXHIBIT "D-1"
TO
GRANT OF EASEMENT
(Oaks Business Park – Voyager Ingress-Egress)

LEGAL DESCRIPTION OF EASEMENT AREA

Zone 7, Line G, (Arroyo Mocho)

Map: RF-10090 (Ref. RF-2110)
APN: 904-0012-008-00 (por.)

No. 70125A & 70125B
June 27, 2011

REAL PROPERTY SITUATE IN THE STATE OF CALIFORNIA, COUNTY OF ALAMEDA, CITY OF LIVERMORE
DESCRIBED AS FOLLOWS:

PARCEL 61520-1 (70125A) ("BASE EASEMENT AREA")

A 20 FOOT EASEMENT FOR INGRESS/EGRESS PURPOSES AND INCIDENTS THERETO, UPON OVER AND
ACROSS A PORTION OF PARCEL C AS SAID PARCEL IS SHOWN ON TRACT 7300 FILED APRIL 11, 2006
IN BOOK 291 OF MAPS PAGES 3 THROUGH 10, OFFICIAL RECORDS OF SAID COUNTY, MORE
PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE GENERAL WESTERLY LINE OF PARCEL 1 (5015A-3), AS
SAID PARCEL IS DESCRIBED IN THE GRANT DEED TO ALAMEDA COUNTY FLOOD CONTROL AND WATER
CONSERVATION DISTRICT RECORDED JANUARY 4, 2005 UNDER DOCUMENT NUMBER 2005-003105
OFFICIAL RECORDS OF SAID COUNTY, WITH THE SOUTHERLY LINE OF SAID PARCEL C, SAID POINT
ALSO BEING THE EASTERLY TERMINUS OF THAT CERTAIN COURSE DESCRIBED AS NORTH 89°25'04"
WEST 2535.769 FEET FOR PARCEL C SHOWN ON SHEET 7 OF 8 ON SAID MAP OF TRACT 7300 (THE
BEARING OF NORTH 89°24'28" WEST BEING TAKEN FOR THE PURPOSE OF THIS DESCRIPTION);

1. THENCE NORTH 89°24'28" WEST 38.59 FEET ALONG SAID SOUTHERLY LINE TO **THE TRUE POINT OF BEGINNING**;
2. THENCE NORTH 89°24'28" WEST 27.50 FEET ALONG LAST SAID LINE TO THE BEGINNING OF A
NON-TANGENT CURVE CONCAVE SOUTHERLY AND HAVING A RADIUS OF 50.00 FEET, (A
RADIAL LINE OF SAID CURVE TO SAID POINT BEARING NORTH 24°06'48" EAST);
3. THENCE LEAVING SAID SOUTHERLY LINE, WESTERLY 20.55 FEET ALONG SAID CURVE
THROUGH A CENTRAL ANGLE OF 23°32'54";
4. THENCE NORTH 89°26'06" WEST 268.22 FEET TO THE BEGINNING OF A CURVE CONCAVE
NORTHEASTERLY AND HAVING A RADIUS OF 165.00 FEET;
5. THENCE WESTERLY AND NORTHWESTERLY 147.21 FEET ALONG SAID CURVE THROUGH A
CENTRAL ANGLE OF 51°07'07" TO THE EASTERLY LINE OF SAID IRREVOCABLE OFFER OF
DEDICATION OF VOYAGER STREET EXTENSION, HEREINAFTER REFERRED TO AS POINT "A";

6. THENCE NORTH $00^{\circ}34'56''$ EAST 36.27 FEET ALONG SAID EASTERLY LINE TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE NORTHEASTERLY AND HAVING A RADIUS OF 145.00 FEET (A RADIAL LINE OF SAID CURVE THROUGH SAID POINT BEARING SOUTH $62^{\circ}54'30''$ WEST);
7. THENCE LEAVING LAST SAID LINE, SOUTHEASTERLY AND EASTERLY 157.77 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF $62^{\circ}20'36''$;
8. THENCE SOUTH $89^{\circ}26'06''$ EAST 262.79 FEET TO THE BEGINNING OF A CURVE CONCAVE SOUTHWESTERLY AND HAVING A RADIUS OF 70.00 FEET;
9. THENCE EASTERLY AND SOUTHEASTERLY 60.00 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF $49^{\circ}06'34''$ TO SAID SOUTHERLY LINE OF PARCEL C AND **THE TRUE POINT OF BEGINNING.**

PARCEL 61520-2 (70125B) ("VOYAGER EXTENSION AREA")

A 20 FOOT EASEMENT FOR INGRESS/EGRESS PURPOSES AND INCIDENTS THERETO, UPON OVER AND ACROSS A PORTION OF PARCEL C AS SAID PARCEL IS SHOWN ON TRACT 7300 FILED APRIL 11, 2006 IN BOOK 291 OF MAPS PAGES 3 THROUGH 10, OFFICIAL RECORDS OF SAID COUNTY LYING WITHIN A PORTION OF THE IRREVOCABLE OFFER OF DEDICATION OF "VOYAGER STREET EXTENSION" AS SHOWN ON SAID TRACT 7300, AND ACCEPTED BY THE CERTAIN DOCUMENT RECORDED DECEMBER 5, 2007 UNDER RECORDER'S SERIES NUMBER 2007-413043, OFFICIAL RECORDS OF SAID COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE ABOVEMENTIONED POINT "A", SAID POINT ALSO BEING THE BEGINNING OF A NON-TANGENT CURVE CONCAVE EASTERLY AND HAVING A RADIUS OF 165.00 FEET (A RADIAL LINE OF SAID CURVE THROUGH SAID POINT BEARING SOUTH $51^{\circ}41'01''$ WEST);

1. THENCE NORTHWESTERLY AND NORTHERLY 115.62 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF $40^{\circ}08'55''$;
2. THENCE NORTH $01^{\circ}49'56''$ EAST 239.33 FEET TO A POINT ON THE SOUTHERLY LINE OF VOYAGER STREET AS SAID STREET IS SHOWN ON SAID TRACT 7300, SAID POINT ALSO BEING THE BEGINNING OF A NON-TANGENT CURVE CONCAVE NORTHERLY AND HAVING A RADIUS OF 50.00 FEET (A RADIAL LINE OF SAID CURVE THROUGH SAID POINT BEARING SOUTH $02^{\circ}06'37''$ WEST);
3. THENCE NORTHEASTERLY 20.55 FEET ALONG SAID CURVE AND SAID SOUTHERLY LINE, THROUGH A CENTRAL ANGLE OF $23^{\circ}33'19''$;
4. THENCE LEAVING LAST SAID LINE SOUTH $01^{\circ}49'56''$ WEST 243.40 FEET TO THE BEGINNING OF A CURVE CONCAVE NORTHEASTERLY AND HAVING A RADIUS OF 145.00 FEET;

5. THENCE SOUTHEASTERLY AND EASTERLY 73.20 FEET THROUGH A CENTRAL ANGLE OF 28°55'26" TO SAID EASTERLY LINE OF THE IRREVOCABLE OFFER OF DEDICATION OF VOYAGER STREET EXTENSION;
6. THENCE SOUTH 00°34'56" WEST 36.27 FEET ALONG LAST SAID LINE TO THE **POINT OF BEGINNING**.

A PLAT OF THE HEREINABOVE DESCRIBED EASEMENT AREA PARCELS IS ATTACHED HERETO AS EXHIBIT "D-2", SHEETS 1 THROUGH 3, AND BY REFERENCE MADE A PART HEREOF.

THE BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE BASED ON CALIFORNIA COORDINATE SYSTEM 1983, ZONE 3, CA-HPGN EPOCH 1991.35. MULTIPLY DISTANCES SHOWN ABOVE BY 1.00008677 TO OBTAIN GROUND LEVEL DISTANCES.

THIS REAL PROPERTY DESCRIPTION HAS BEEN PREPARED BY ME, OR UNDER MY DIRECTION, IN CONFORMANCE WITH THE PROFESSIONAL LAND SURVEYORS ACT.

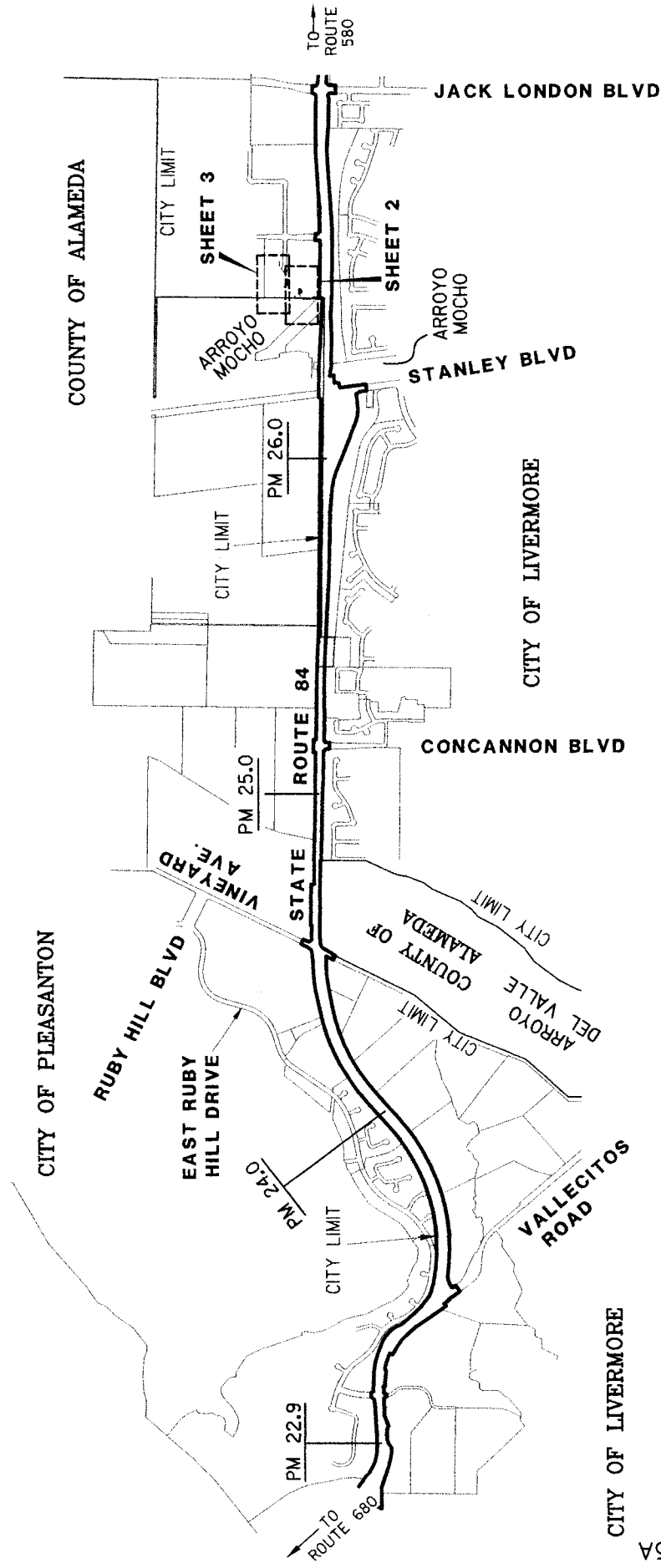


DAN S. SCOTT III, PLS 7840
LICENSE EXPIRES: 12/31/12

JUNE 27, 2011
DATE



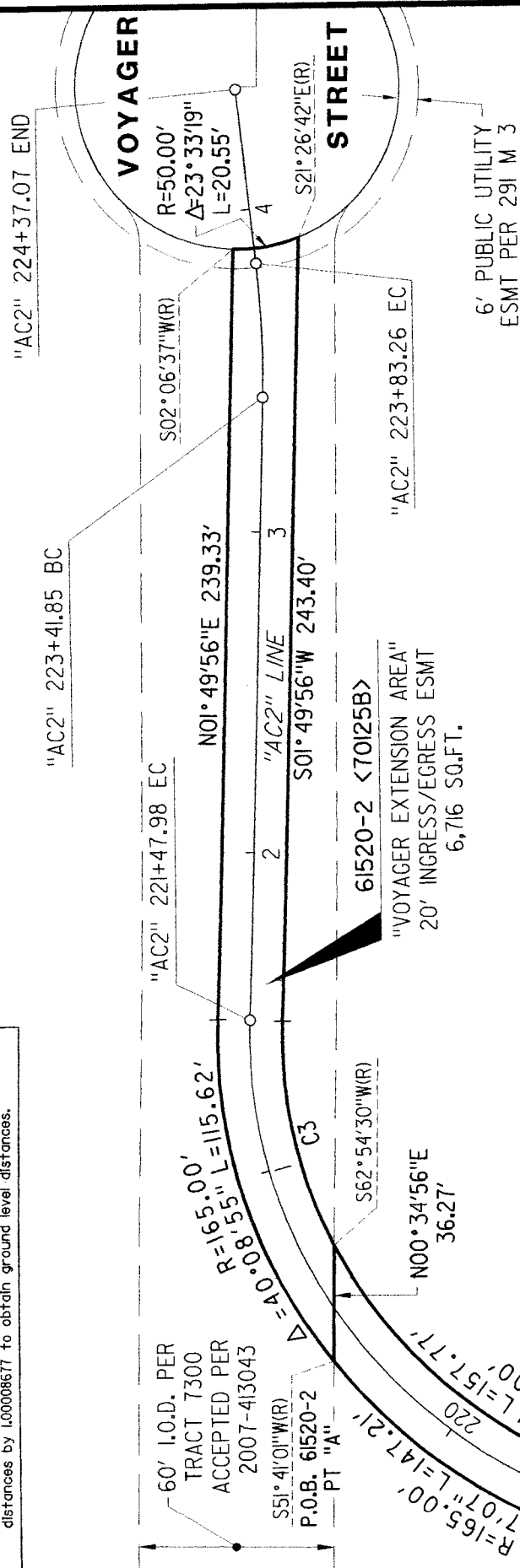
EXHIBIT "D-2"



A-10411.14 & .15A

CITY OF LIVERMORE

Coordinates, bearings and distances are based on the California Coordinate System of 1983, Zone 3, CA-HPGN, Epoch 1991.35. Distances are U.S. Survey Feet unless otherwise noted. Distances and stationing are grid distances. Multiply distances by 1.000008577 to obtain ground level distances.



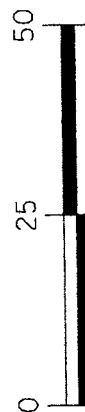
LEGEND

I.O.D. = IRREVOCABLE OFFER OF DEDICATION
P.O.B. = POINT OF BEGINNING

LIVERMORE AIRWAY
ASSOCIATES, LLC
PARCEL C
291 M 3
APN 904-0012-008-00

CURVE TABLE

CURVE	RADIUS	DELTA	LENGTH
C3	145.00'	28° 55' 26"	73.20'



50' = 11'

RF-10090
SHEET 3 OF 3

Coordinates, bearings and distances are based on the California Coordinate System of 1983, Zone 3, CA-HP0N, Epoch 1991.35. Distances are U.S. Survey Feet unless otherwise noted. Distances and stationing are grid distances. Multiply distances by 1.00008677 to obtain ground level distances.



0 25 50
1" = 50'

↑ SEE SHEET 3 ↑

EXHIBIT "D-2"

CITY OF LIVERMORE

PLEASANTON GRAVEL CO.
80-208322

61520-1 <70125A>
"BASE EASEMENT AREA"
20' INGRESS/EGRESS ESMT
9,088 SQ.FT.

LIVERMORE AIRWAY
ASSOCIATES, LLC
PARCEL C
291 M 3
APN 904-0012-008-00

CURVE TABLE

CURVE	RADIUS	DELTA	LENGTH
C1	50.00'	23° 32' 54"	20.55'
C2	70.00'	49° 06' 34"	60.00'

ALAMEDA COUNTY FLOOD CONTROL
& WATER CONSERVATION DISTRICT
PARCEL 1 (50154-3) <8144-1>,
2005-003105

ALAMEDA COUNTY FLOOD CONTROL
& WATER CONSERVATION DISTRICT
PARCEL 1 (5016-3) <8144-2>,
2005-003105

LEGEND

- = ACCESS CONTROLLED
- T.P.O.B. = TRUE POINT OF BEGINNING
- P.O.C. = POINT OF COMMENCEMENT
- <XXXX> = ZONE 7 PARCEL NUMBER
- () = RECORD DATA PER 291 M 3

STATE ROUTE 84
(ISABEL AVENUE)

RF-10090
SHEET 2 OF 3
04-ALA-84-PM26.4

ZONE 7 MAP No: RF-10090 (REF: RF-2110)

A-10411.14



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: July 20, 2011

ITEM NO. **6d**

SUBJECT: Request By Director Palmer For Authorization To Attend ACWA's 2011
Regulatory Summit

SUMMARY:

- Director Sarah Palmer has expressed an interest in attending the one-day conference entitled, "ACWA's 2011 Regulatory Summit, Managing Water Quality in Today's Regulatory Environment," to be held in Pasadena, CA, on August 17, 2011.
- This conference was organized by the Association of California Water Agencies (ACWA).
- Topics include carbon capture & storage and groundwater quality: don't poison the well; how low can we go – detection limits and their role in water quality compliance; innovative rate designs: balancing conservation objectives with revenue stability demands; the increasing importance of the water quality laboratory to water system management; the role of toxicity testing in water quality regulation; hexavalent chromium; and taking control of the water quality message. Further conference information is available on the conference website, <http://www.acwa.com/events/acwas-2011-regulatory-summit>.
- Zone 7's current board policy is to allow directors to attend one ACWA conference per year without seeking authorization from the Board for reimbursement of travel and registration expenses. If directors wish to attend additional seminars or conferences, Board authorization must be obtained. Director Palmer does not wish this to count as her pre-approved conference and, instead, is seeking board authorization to attend.

FINANCIAL:

Registration cost for the conference is \$340. There will also be miscellaneous expenses associated with attendance, i.e., mileage, parking and meals. Total miscellaneous expenditures are estimated at an additional \$300. Funds are available from Fund 52-Water Enterprise.

RECOMMENDED ACTION:

Adopt attached resolution.

ZONE 7
ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

BOARD OF DIRECTORS

RESOLUTION NO.

INTRODUCED BY
SECONDED BY

**AUTHORIZING DIRECTOR PALMER TO ATTEND
ACWA'S 2011 REGULATORY SUMMIT**

WHEREAS, Director Sarah Palmer has expressed an interest in attending the conference entitled, "ACWA's 2011 Regulatory Summit, Managing Water Quality in Today's Regulatory Environment," to be held in Pasadena, CA, on August 17, 2011;

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of Zone 7 of the Alameda County Flood Control & Water Conservation District does hereby authorize Director Sarah Palmer's attendance at said conference;

BE IT FURTHER RESOLVED that Director Palmer be reimbursed for actual and necessary expenses associated with her attendance at this event.

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 Alameda County Flood Control and Water Conservation District on

July 20, 2011

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: HUMAN RESOURCES

CONTACT PERSON: TOM HUGHES

AGENDA DATE: July 20, 2011

ITEM NO. **7a**

SUBJECT: Employee of the Month Recognition

SUMMARY:

The Employee Recognition Program Nomination Committee met in June and selected the Employee of the Month for May 2011 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.

Tom Schall, Plant Mechanic, has been chosen from among those nominated as the May 2011 Employee of the Month. Tom has worked in the Maintenance Section at the Del Valle Water Treatment Plant for the past 6 years. According to the recommendation the committee received, Tom has a very positive attitude and is well-liked and respected by his co-workers. Tom has been a great help working with fellow employees and communicates well with other departments within the Zone. He is complimented for having a “blue” attitude, for being very conscientious and easy to work with, and for always being willing to lend a hand to help others on the job with difficult tasks. Tom puts safety and the best interests of Zone 7 and our customers at the top of his priority list every day. In short, Tom is recognized as a valuable employee and an asset to Zone 7.

RECOMMENDED ACTION:

It is recommended that the Zone 7 Board of Directors recognize and congratulate Tom Schall as May 2011 Employee of the Month.



ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7

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ORIGINATING SECTION: Water Supply Engineering

CONTACT: Brad Ledesma\ Jarnail Chahal

AGENDA DATE: July 20, 2011

ITEM NO. 8

SUBJECT: Draft 2011 Water Supply Evaluation

SUMMARY:

- Zone 7's average long-term water supply is at risk and subject to a very uncertain future due to court rulings and biological opinions associated with the Sacramento-San Joaquin Delta (Delta), and climate change.
- In response to these findings, Zone 7 staff completed the Draft 2011 Water Supply Evaluation report (Draft 2011 WSE); Zone 7 staff completed this evaluation in close coordination with Zone 7's Delta Committee and all four local water supply retailers.
- The Draft 2011 WSE developed a diverse set of water supply options and corresponding portfolios to help identify supplemental studies necessary to refine associated yields and limits; evaluated the ability of various water supply portfolios to meet future reliability targets; and identified low-cost, zero-impact actions that will minimize near-term risks of water supply shortages while providing long-term flexibility.
- The supplemental studies generally include continuing to support efforts to restore the sustainability of the Delta and reliability of the State Water Project, further evaluating the benefits and constraints of significantly increasing the use of recycled water within Zone 7's service area, and developing a more detailed review of intertie options and the associated water supply sources.
- The evaluation also indicates that costs and individual portfolios were not strong drivers for changes in the reliability policy, but that other factors (e.g., demand hardening and uncertainty) could drive changes. Consequently, the Draft 2011 WSE recommends working with the local water supply retailers to develop a proposal for possibly changing the existing reliability policy for the Board of Directors to consider.
- All of the recommended near-term "no regret" actions are zero-impact operational improvements and studies. Key operational improvements include reducing unaccounted-for water, minimizing brine losses from the existing demineralization facility, maximizing supply from existing contracts, and continuing support of conservation to help retailers meet the requirements of the Water Conservation Act of 2009.
- These "no regret" actions will provide Zone 7 the time necessary to identify and implement a major new water supply project should a fix for the Delta be delayed or not restore the anticipated reliability.

FUNDING:

2011 Water Supply Evaluation is funded from Fund 72 (35%) and Fund 73 (65%) – all work being performed by in-house staff.

RECOMMENDED ACTION:

Review and Discuss.

Delta Committee:

Summary Notes and Minutes

Meeting Date: June 29, 2011

Start Time: 4:00 p.m.

Directors Present: J. Greci
S. Palmer
B. Stevens

Staff Present: K. Arends, J. Chahal,
J. Duerig, B. Ledesma

1. Public Comment on Items Not on the Agenda

Members of the public did not provide comments.

2. Water Supply Evaluation

Staff gave a presentation and answered questions from the committee.

Summary of Presentation

Staff gave a presentation that summarized the analysis, results, and recommendations of the evaluation. Some of the key recommendations from the study to help minimize near term risk and provide long-term flexibility included working with the local water supply retailers to develop additional water conservation and recycled water programs, confirming minimum yields from Zone 7's existing contract with BBID, reducing unaccounted-for water, and developing an enhanced in-lieu recharge program.

Some of the other major studies recommended included working with the Retailers to develop a water conservation tracking methodology, linking potable water demand offsets identified in the Water Supply Evaluation to potential recycled water demands, and evaluating the potential salt implications of recycled water over the Main Basin as part of the Salt Management Plan update. The evaluation also recommends continuing to participate in both the BDCP/DHCCP effort and the feasibility studies associated with the Bay Area Regional Desalination Project.

Staff provided a summary of some key observations regarding reliability. In particular, the analysis indicated that there was only about a 10 to 20 percent difference in total portfolio costs between a 75 and 99 percent reliability, and that other drivers (e.g., demand hardening and uncertainty) would likely drive any potential changes in policy. Consequently, staff also recommended working with the local water supply retailers to develop proposals for changing the existing reliability policy that can be brought to the Committee and Board of Directors for review after completion of the report.

Committee Comments and Questions

The Committee then asked specific questions regarding the potential "enhanced" in-lieu recharge program, regional desalination, Semitropic, and interties, as follows:

Enhanced In-Lieu Recharge

The Committee asked for more explanation of this potential program. Zone 7 staff indicated that enhanced in-lieu recharge would involve selling the Retailers additional surface water during normal or wet years in return for pumping less than their groundwater pumping quota, and that staff is still working on the details. Staff also indicated that the program would only be needed until sufficient artificial recharge programs (e.g., Chain of Lakes) were developed.

Regional Desalination

The Delta Committee asked if the Regional Desalination Project could be impacted by climate change. Staff indicated that from a water supply yield, maybe, but that it depended on the specific change occurring.

Non-Local Storage: Semitropic

The Delta Committee asked if the evaluation accounted for potential regulation of groundwater basins in Kern County, specifically within Semitropic Water Storage District. Staff indicated that this scenario was not evaluated, but that we have a myriad of water supply options available if dry year supplies were lost because of such an action. Staff also said that water system planning is not what it used to be – a plan is no longer good for 10 to 15 years, and that more frequent updates are required to account for future uncertainty (e.g., potential changes to Semitropic).

Interties

The Delta Committee asked if Zone 7 staff was also planning to speak to SFPUC regarding the potential of an intertie. Staff indicated that yes, they do plan to speak with SFPUC.

Request for Direction

After answering specific questions from the Delta Committee, Zone 7 staff then asked whether the length of the presentation was appropriate for the full board and whether the committee felt that any action might be required from the Board. The Committee recommended that Zone 7 staff give the same presentation to the full Board of Directors in July, and that they did not see any potential action unless it involved the reliability policy. Staff indicated that they plan to work with the Retailers over the next several months to develop a proposal regarding the reliability policy that can be brought to the Committee and the full Board of Directors but that it would not be ready for the July meeting.

3. Verbal Reports

No verbal reports were given.

4. Adjournment

Meeting was adjourned at 5:00 p.m.

7 / 29 /11 Board Written/narrative Comments By Dick Quigley

Wednesday 7/13: Attended Alameda County Chapter of California Special Districts Association (CSDA) hosted by (EBMUD) at their Oakland headquarters.

EBMUD representative gave a power point presentation on their Freeport Project and partnership (JPA) between EBMUD and the City of Sacramento for wet/dry year sustainability. Freeport water is available to other agencies when EBMUD does not need it.

General Manager Alex Coate gave a welcome and briefed CSDA group on EBMUD, key issues including; infrastructure, finance, and work force, (they have a soft hiring freeze and a 10% reduction goal).

Guest speaker Richard Raya, Policy Director for California Forward, presented 5 “Smart Government” proposals Cal Forward is advocating:

- 1) Focus on Outcomes (State operations should be aligned with measurable outcomes.)
- 2) Align Authority with Responsibility. (Funding and program authority should move to local government.)
- 3) Adjust the State Role (Should shift to oversight and technical assistance.)
- 4) Foster Regional Collaboration (Local governments should be incentivized to work together.)
- 5) Evaluate Efficiency of Operations (State and local agencies should have their functions re-examined.)

The “Big 5 Outcomes” Cal Forward is now advocating are increased employment, improved education, decreased poverty, decreased crime, and improved health. This appeared to be a much softer stance than their position a few months ago.

Due to travel, I missed the Del Valle Solar Open House but want to compliment staff for the public function and press release. “Zone 7 Water Agency has taken a big step in both reducing energy costs and helping the environment through construction of a solar power project for operation of its Del Valle Water Treatment Plant in Livermore.” Two community leaders at the CSDA meeting were in attendance and shared with me how impressed they were with the project. At the Livermore Valley Rotary meeting on July 12th, the press release and pictures were brought up and General Manager Jill Duerig, along with Dennis Gambs, shared the project story.

I would like to suggest a step two renewable energy look at Patterson Pass Treatment Plant and Altamont Treatment Plant as future opportunity areas for strategic planning.

I would also like to suggest a fleet inventory review for 1) energy efficient opportunities (e- vehicles) and new smart locator vehicle technology. May be a discussion topic for the board retreat agenda.

Handouts are available.

Let me know if you have any questions. Thanks!

Dick Quigley



ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7

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ORIGINATING SECTION: ADMINISTRATION
CONTACT: JILL DUERIG

AGENDA DATE: July 20, 2011

ITEM NO. 12a

SUBJECT: GENERAL MANAGER'S REPORT

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

Environmental & External Affairs:

- The Central Valley Operations office of the California Department of Water Resources (DWR) announced the updated fish "salvage" numbers at the state and federal pumps; numbers for the Sacramento splittail (a hardy minnow native to the upper San Francisco Estuary and the Central Valley in California) were the highest in history, perhaps because of the high flows this year (see <http://www.usbr.gov/mp/cvo/vungvari/dsmeltsplitdly.pdf>).
- The Delta Stewardship Council (DSC) released the fourth staff draft of its Delta Plan, which continued to emphasize ecosystem improvements and "Delta as Place" issues instead of the legislative co-equal goals (water reliability and ecosystem improvements). An ag-urban coalition led by ACWA and the State Water Contractors, including organizations such as Zone 7, developed an alternate plan and requested the DSC to include it in the environmental review process. On June 17th, Zone 7 received notice that the DSC agreed to the request. See <http://www.acwa.com/news/delta/coalition-submits-alternate-delta-plan-stewardship-council>.
- Zone 7 received a plaque from the newly-formed CalDesal (<http://caldesal.org/>) as a founding member. This grew out of Zone 7's long-time membership in the Northern California Salinity Coalition. Other founding members from the Northern CA Coalition include ACWD, CCWD, SCVWD, EBMUD, and SFPUC. This membership allows Zone 7 to remain active in such efforts as the State Board's consideration of adding a new brine discharge policy to its Ocean Plan.

Engineering and Flood Control:

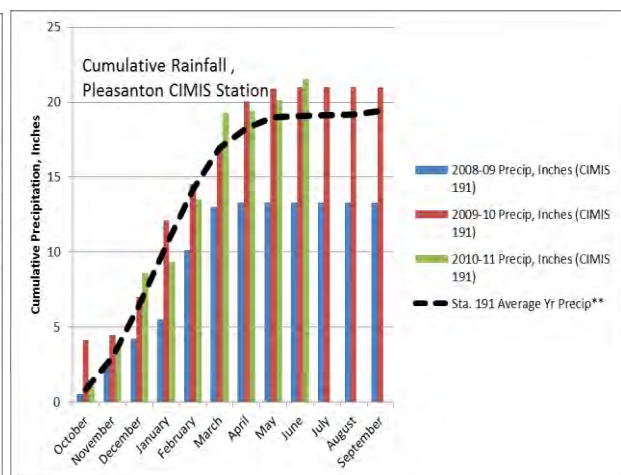
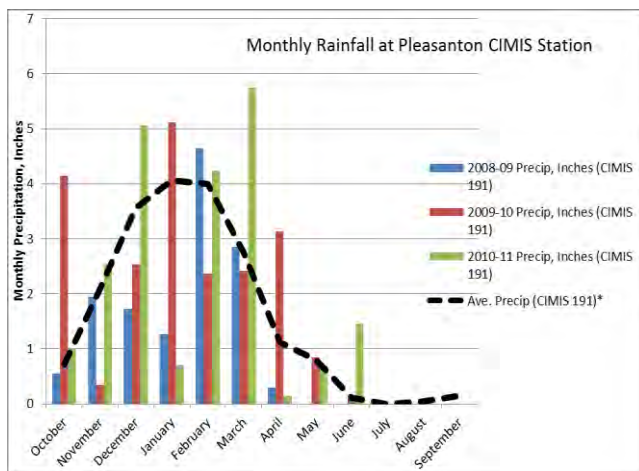
- With the relatively large State Water Project allocation this year, staff began releasing SBA water to the mineral-rich Arroyo las Positas to reduce the salinity of the recharge water. Part of this effort will include implementing a monitoring plan that would not only help quantify the benefit of these releases but might also help track the movement of the higher quality State Project water (measured as Total Dissolved Solids or TDS) as it moves through the subsurface, using its oxygen-18 (¹⁸O) signature as a tracer.
- DWR received Zone 7's final AB 303 Grant Report on the Hydrostratigraphic Investigation and commented that it represented "really cutting edge work and a very high quality report you folks should be proud of." Three cheers to the Groundwater Team who put this effort together: Matt Katen, Tom Rooze, Colleen Winey, Cheryl Dizon and Jeff Jones.

Finance & Administration

- The Bay Area Chemical Consortium (BACC), comprised of 21 Bay Area water and wastewater agencies, was formed in early 2010 to purchase chemicals in bulk, and is already saving money for its members. Last summer the BACC's first group bid request to purchase sodium hypochlorite saved some agencies 25% over the previous year's bids. This year, BACC again solicited bids for sodium hypochlorite; this has resulted in a second year of significant chemical savings for BACC participants. Kudos to BACC, DSRSD (which led the bid process this year), and Zone 7's purchasing group for keeping up the good work.
- The California Air Resources Board (CARB) staff are currently not recommending "free emissions allowances" for the State Water Project (SWP), as they have done for electric utilities to prevent customer rate shock (the SWP is a significant power producer in California). This could cost \$300 million to SWP over a nine-year period (Zone 7's share would be about \$350,000 annually since this would be pro-rated based on power consumption). DWR and SWC are working with CARB to address this issue.
- June 21st was declared a PDP event by PG&E. PDP or Peak Day Pricing is PG&E's pricing plan that encourages customers to conserve energy when temperatures, market prices, capacity, or grid reliability conditions exist, typically on hot summer afternoons, by offering financial incentives to those who can reduce or eliminate loads. As a participant in the PDP program, Zone 7 responded by shutting down the centrifuge and water pumps at Del Valle, the Patterson Pass Ultra-Filtration Plant and the Mocho Groundwater Demineralization Plant, all for a few hours.

Operations and Maintenance:

- On June 1st, staff participated in a Table Top Emergency Response Exercise prepared by the Office of Emergency Services-California Specialized Training Institute (CSTI) for the water sector and held here at North Canyons. Many local agencies participated and the training was very well received. The training was funded by a US Environmental Protection Agency (EPA) grant to the California Department of Public Health (DPH).
- The record-setting 0.81 inches of local rain on June 28th (0.78 at the Livermore Airport Gauge) resulted in a relatively high reading for June precipitation and added to the accumulation for the year (113% of year-to-date at the Pleasanton CIMIS Station).



Monthly List of GM Contracts

June 2011

Contracts:

Jensen-Van Lienden Associates, Inc.	\$42,000	Geotechnical design assistance to Flood Control for repairing/stabilizing landslides
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Total June 2011	\$42,000	
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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: OFFICE OF THE GENERAL MANAGER
CONTACT: BONI BREWER/MIKE WALLACE

AGENDA DATE: July 20, 2011

ITEM NO. **12b**

SUBJECT: Recent & Upcoming Public Outreach Activities

Solar Power Installation Opening Celebration and Tour, June 22

Zone 7 and Borrego Solar Systems, Inc. held an opening celebration and tour of the new 348-kilowatt photovoltaic energy-generation system at the Del Valle Water Treatment Plant. Welcoming presentations were given by Zone 7 Board President John Greci and Project Manager Dennis Gambs. Several people were in attendance, including Alameda County Supervisor Scott Haggerty, representatives from Congressman John Garamendi's and Assembly Member Joan Buchanan's offices, Livermore City Councilman John Marchand, DSRSD Board Members Georgean Vonheeder-Leopold and Dawn Benson, as well as other members of the public.

Alameda County Fair, June 22 – July 10

As in past years, Zone 7 partnered with several other local agencies in helping to staff an Alameda County Clean Water Program booth during the County Fair. Specifically, Zone 7 staffed the booth 2:30 to 6:30 p.m. on June 26, playing a watershed game with kids in addition to providing general messaging about the Clean Water Program and pollution prevention.

Valley Children's Museum Promotion

Continuing monthly through October, Zone 7 and Dublin San Ramon Services District are providing fun and informative water-related activities for children at Emerald Glen Park to help promote the Valley Children's Museum's (VCM) "Moving Mission" mobile unit. The mobile museum is on display at the park near the site of the new Dublin Farmer's Market, held Thursdays from 4 to 8 p.m. Each Thursday through October, VCM is having rotating themes at the Mobile Museum site. The third Thursday of each month has been designated for Zone 7 and DSRSD water-themed activities. The idea is to incorporate some fun activities relating to the role of water in our region's history, while also making the activity relevant to key issues today – including water conservation.



ALAMEDA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7

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ORIGINATING SECTION: Administration

CONTACT: Mike Wallace/Tim Hunt

AGENDA DATE: July 20, 2011

ITEM NO. 12c

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, such as those related to the Delta. Bills being monitored are summarized in the attached Executive Summary.
- Governor Brown signed the **state budget** on June 30, after vetoing the first budget passed by majority party-line votes in both houses. Balancing the budget relies on \$11.6 billion more anticipated revenue than expected in January. If the revenues fall short, a series of mid-year cuts will be triggered. The budget contained additional Department of Water Resources (DWR) operating positions for the State Water Project that will be fully paid for by the contractors, as well as 18 additional positions for DWR to implement the requirements of new biological opinions.
- **AB 455 (Campos)** would amend the Meyers-Milias-Brown Act (regulating public employment in the state) to mandate structural changes to personnel and/or civil service commissions for agencies that have bargaining units. If this is applied to non-educational agencies, it could significantly change the way such commissions are currently established.
- **SB 224 (Pavley)**, to give DWR greater flexibility in contracting to operate the State Water Project passed the Senate unanimously and passed the Assembly Appropriations Committee. It is pending on the Assembly floor; Zone 7 is participating in a coalition made up of most of the State Water Contractors which supports the bill.
- **SB 607 (Walters)** passed the Senate unanimously and would require the State Water Resources Control Board to adopt statewide standards (as opposed to the current practice of regional board approvals) for effluent (brine) and water quality objectives relating to brackish groundwater treatment systems. How and if this would effect Zone 7's demineralization facility is unsure. Bill is pending in Assembly Appropriations Committee.
- Staff sent a letter of opposition to **SB 293 (Padilla)**, which would limit retention on public works contracts to 5 percent. It passed the Assembly Business, Professions, and Consumer Protection Committee and is pending on the Assembly floor.
- **SB 931 (Vargas)** would limit public agencies' ability to contract with outside counsel or consultants when dealing with labor organizing efforts or negotiations. It is pending on the Assembly floor. An opposition letter has been forwarded.

RECOMMENDED ACTION: Information only.

ATTACHMENT: Executive Summary



EXECUTIVE SUMMARY State Legislation

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



July 11, 2011

Bill	TOPIC	SYNOPSIS	STAFF-RECOMMENDED POSITION	STATUS OF THE BILL/COMMENTS
Delta Stewardship Council				
AB 576 (Dickinson)	Fees	This bill was "gutted" and rewritten on March 31. As amended on March 31, AB 576 would, by January 1, 2013, require the Delta Stewardship Council to develop a long-term plan to pay for the costs of implementing the Delta Plan; would authorize the council, before adopting and collecting long-term revenues, to seek to obtain early funding contributions from entities that may benefit from implementation of the Delta Plan and to track those contributions to provide credit against future funding requirements	Watch	"DEAD" for 2011
Groundwater				
AB 359 (Huffman)	Groundwater Management Plans	AB 359 was amended for the third time on June 30. As amended on June 30, 2011 this bill requires a local agency that develops a groundwater management plan and drafts a resolution to adopt a plan to provide a copy of a resolution of intention to the Department of Water Resources (DWR) within 30 days of the date of adoption; Would authorize any person to be placed on a list established by the local agency for purposes of receiving notices regarding plan preparation, meeting announcements, and availability of draft plans, maps and other relevant documents; Would require these "interested persons" and DWR to receive notice of the date, time and place prior to the second hearing to determine whether to adopt the plan; Would require, if a groundwater management plan is not adopted within two (2) years of the date of the adoption of a resolution of intention and the local agency is operating under a previously adopted groundwater management plan, that the previously adopted plan remain in effect; Requires DWR to post on its Internet Web site the information DWR possesses regarding the local agencies that have jurisdiction to develop groundwater management plans and maps, including agencies who have submitted resolutions of intention to adopt groundwater management plans or agencies that have opted to assume groundwater basin level monitoring functions; Requires, commencing January 1, 2013, that a groundwater management plan include a map identifying recharge areas, as defined, for the groundwater basin; Requires, after adoption of the groundwater management plan that the map of recharge area be provided to local planning agencies; Allows a local agency to request state funds to map groundwater recharge areas if eligible funding is available.	Watch	August 15: Hearing by the Senate Committee on Appropriations. The May 27 version of AB 359 passed the Assembly on June 1 by a vote of 74-1. The CA Groundwater Coalition and the Groundwater Resources Association are the co-sponsors of this bill. The Assembly Water, Parks and Wildlife Committee's analysis of this bill stated that the most recent version of DWR's Bulletin 118, produced in 2003, estimated that 43% of all Californians obtain their drinking water from groundwater.
Peripheral Canal				
AB 550 (Huber)	Peripheral Canal	The introduced version of AB 550 is identical to the bill (AB 1594) Ms. Huber introduced last year, and which was "held" in the first policy committee. The bill would prohibit the construction of a peripheral canal, as defined, unless expressly authorized by the Legislature; would require the LAO to complete an economic feasibility analysis prior to enactment; would require that the canal's construction and operation not diminish or negatively affect the water rights, supplies, or quality of water within the Delta.	OPPOSE. Zone 7 was one of 44 signatories to a 3-18 letter to Assembly Member Alyson Huber in opposition to AB 550	"DEAD" for 2011
AB 565 (Monning)	Coastal Conservancy	Authorizes the State Coastal Conservancy (Conservancy) to award a grant to a for-profit entity to accomplish removal or alteration of the San Clemente Dam if the Conservancy finds that the project is of regional or statewide significance and that a grant to a public agency or nonprofit organization would not achieve removal or alteration of the dam. According to the Assembly Appropriations Committee, expands, in a limited instance, the Conservancy's grant-making authority, which may result in grants to California American Water (CAW), a for-profit company, totaling in the millions of dollars. (Special fund or bond funds.)	Watch	Pending in the Senate. First read in Senate June 1, 2011. Passed the Assembly by a vote of 58-19.
AB 627 (B. Berryhill)	"Delta Corridors Plan"	As amended on March 31, AB 627 directs the Department of Water Resources to expedite their evaluation of the feasibility for a through-Delta conveyance plan known as the "Delta Corridors Plan". This study must include an evaluation of ways the Delta Corridors Plan could incorporate the Two-Gates Fish Protection Demonstration Project and shall assess the potential impacts and benefits of operating that project in conjunction with the Delta Corridors Plan. If DWR determines the plan is "feasible", AB 627 requires that DWR include recommendations regarding specific facilities to be constructed and identify potential funding sources for implementation of the plan. Finally, the bill states "it is the intent of the Legislature to appropriate money to DWR to pay the costs of the feasibility study..."	OPPOSE. Zone 7 was one of the signatories to a letter to Assembly Member Berryhill in opposition to his bill	"DEAD" for 2011
SB 200 (Wolk)	Delta Conveyance Facility	As amended on March 24, SB 200 would add numerous new conditions that each state agency must meet before it can take or authorize any action to implement a conservation measure with the Bay Delta Conservation Plan (e.g. the action shall not result in significant unmitigated negative impacts to another entity or region; funding for the action shall be consistent with the beneficiary pays principle) would require "full mitigation" absent any definition and would require multiple state agencies to exercise their authority "consistent with protecting and maintaining public trust resources" BACKGROUND: According to the author's "Fact Sheet" on her measure, "SB 200 establishes specific criteria and assurances to meet the statutory co-equal goals of a more reliable water supply for California and protecting, restoring, and enhancing the Delta ecosystem." And, "These assurances are based on the same provisions negotiated by Governor Jerry Brown in 1980"	OPPOSE. Zone 7 was one of 45 signatories to two letters to Senator Lois Wolk in opposition to SB 200	"DEAD" for 2011

Bill	TOPIC	SYNOPSIS	STAFF-RECOMMENDED POSITION	STATUS OF THE BILL/COMMENTS
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Public Employment

AB455 (Campos)	Public Employment local public employee organizations	As amended March 31, AB455 specifies the composition of local public agency personnel or merit system commissions and the process of appointment of their members and chairperson. The Meyers-Millas-Brown Act contains various provisions that provide methods for local public employers and their employees to resolve disputes regarding wages, hours, and other terms and conditions of employment. This bill would additionally provide that when a local public agency has established a personnel commission or merit commission to administer personnel rules or a merit system, the governing board of the public agency would appoint 2 of the members of the commission, and 2 of the members of the commission, nominated by the recognized employee organization, would be appointed by the governing board of the public agency. Whenever multiple bargaining units are represented by different recognized employee organizations, the employee organization representing the largest number of employees would designate commission members pursuant to that provision.	Watch	Pending on the Governors Desk
SB 931 (Vargas)	Public Employee Organizations	As amended on April 25, SB 931 would prohibit public agencies from using public funds to pay external consultants or legal advisors to counsel the public employer on how to minimize or deter the exercise of guaranteed public employee rights related to employer-employee relations	OPPOSE	Pending on the Assembly Floor

Water Conservation, Supply & Delivery

SB 215 (Huff)	Mussels	SB 215, as amended on April 26 would extend the existing repeal date from January 1, 2012 to January 1, 2017 of provisions which exempt suppliers from civil or criminal liability IF the supplier is in full compliance with a plan to control and eradicate Quagga Mussels.	SUPPORT.	July 13: Hearing by the Assembly Committee on Appropriations. Passed the Senate by a vote of 39-0 on June 2. Passed the Senate Natural Resources and Water Committee by a unanimous vote after ACWA (the sponsor of the bill) agreed to a January 1, 2017 sunset. The concern was the lack of hard data to support indefinite extension of the program and the liability provisions have yet to be tested.
SB 224 (Pavley)	Public Contracts: DWR	As amended on April 14, SB 224 would exempt the following contracts from the review of approval by the Department of General Services: "Any contract of a type specifically mentioned and authorized to be entered into by the Department of Water Resources under the Water Code" "Any contract entered into by the Department of Water Resources that is not funded by money derived from state tax sources, but rather, is funded by money derived from federal and local sources"	SUPPORT. Zone 7 is one of the signatories to a letter to Senator Pavley in support of the April 14 version of her bill	Pending on the Assembly Floor; Passed the Assembly Business, Professions and Consumer Protection Committee unanimously; Passed the Senate by a vote of 37-0.
SB 571 (Wolk)	Master Plan for Financing/ Developing Water Resources	As amended on April 13, SB 571 would establish the California Water Commission as an independent agency, revise the requirements of the California Water Plan, and create a new division in the Water Code titled " Water Resources Investment Planning". The bill would establish the process for the Commission to develop and adopt the "California Water Investment Plan," similar to the State Transportation Improvement Plan by establishing the process for the Commission to make the fund allocations for specific projects and programs, establish the process for the state agencies to develop and implement the "State Water Investment Plan" consistent with the most recently adopted update to the California Water Plan; establish "regional water planning agencies"; establish the process for the regional water planning agencies to develop and implement the "regional water investment plan" As introduced on February 17, SB 571 would require the California Water Commission to, on or before January 1, 2013, develop a master plan for financing and developing water resources in the state, including specified assessments, and would require the commission to update the plan every five years; would require the commission to annually review and audit the award of state funds for water resources projects and programs; to develop, consistent with the master plan, a prioritized list of projects and programs relating to water supply, water quality, water conservation, water use efficiency, ecosystem and watershed restoration, and integrated regional water management planning and implementation for purposes of awarding state financial assistance for those projects and programs and to establish guidelines for the award of state financial assistance allocated for integrated regional water management plans. The bill would also declare legislative intent that the commission be given authority to allocate specified state funds for water resources projects and programs.	Watch	"DEAD" for 2011
SB 710 (La Malfa)	Project: County Services State Water Project	As amended on March 25, would authorize a county, in accordance with prescribed procedures, to prepare and adopt a county services impact report containing, among other things, a description of the costs of county services, as defined, related to the operation of specified dams and reservoirs as State Water Project facilities within the county.	Watch	"DEAD" for 2011
SB 834 (Wolk)	IRWM Plans	As amended on June 29 SB 834 specifies that the minimum content of an Integrated Regional Water Management Plan eligible for state funding, for a region that depends on water from the Delta, must also included an identification of the way the IRWMP will reduce reliance on the Delta and increase regional self-reliance.	Watch	Pending on the Assembly Floor. Passed the Senate by a vote of 24-14 on May 19.

Bill	TOPIC	SYNOPSIS	STAFF-RECOMMENDED POSITION	STATUS OF THE BILL/COMMENTS
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California Regional Water Quality Control Boards

SB 607 (Walters)	Water Quality: Brackish Groundwater Treatment	As amended on April 27, SB 607 requires the State Water Resources Control Board ("SWRCB"), on or before January 1, 2012, to either amend the California Ocean Plan, or adopt separate standards, to address water quality objectives and effluent limitations that are specifically appropriate for brackish groundwater treatment system facilities that produce municipal water supplies for local use	Watch	July 13: Hearing by the Assembly Committee on Appropriations. Passed the Senate by a vote of 39-0 on May 23
SB 900 (Steinberg)	Regional Water Quality Control Boards	As amended on May 9 SB 900 would, with regard to a regional water quality control board, provide that a person would not be disqualified from being a member of that board because that person receives, or has received during the previous two years, a significant portion of his/her income directly or indirectly from a person subject to waste discharge requirements, or an applicant for waste discharge requirements, provides that this revised eligibility provision relating to members of a regional board shall be implemented only if certain requirements are met.	Watch	SB 900 was placed on the Assembly's Inactive File at the request of Senator Steinberg after passing the Assembly Committee on Environmental Safety and Toxic Materials by a vote of 9-0 on June 28 Passed the Senate by a vote of 34-0 on May 19

Special Districts

AB 54 (Solorio)	Drinking water	As amended on June 22 , AB 54 would specify in statute that a corporation organized for or engaged in the business of selling, distributing, supplying, or delivering water for domestic use shall be known as a mutual water company; Requires, no later than December 31, 2012, each mutual water company operating as a public water system to submit to the LAFCO a map depicting the approximate boundaries of the property that the company serves; States that if the LAFCO requests information, in connection with the preparation of a municipal service review or spheres of influence, from a mutual water company, the corporation shall, within 45 days of the request, provide all reasonably available information and explain, in writing, why any requested information is not reasonably available; Requires a mutual water company that operates a public water system to maintain a financial reserve fund for repairs and replacements to its water production, transmission, and distribution facilities equal to the reserve fund for these purposes required for a public water system or equal size; Requires each board member of a mutual water company operated as a public water system to, within six months of taking office, complete a two-hour course offered by a qualified trainer regarding the duties of board members of a mutual water company, duties of a corporate director to avoid financial conflicts of interest in contracts, and the duties of public water systems to provide clean drinking water that complies with the federal and state Safe Drinking Water Acts; Defines the qualification requirements of a qualified trainer; Requires a mutual water company to be liable for the payment of any fines, penalties, expenses, and other amounts that may be imposed; Authorizes a mutual water company to levy an assessment in order to pay the fines, penalties, expenses, and other amounts so imposed and specifies that if these exceed 5% of the annual budget of the mutual water company, then the assessment must be imposed; Requires all improvements to public water systems operated by a mutual water company to be designed and constructed to comply with the applicable California Water Works standards; Gives LAFCO the power to review and approve or disapprove, at the LAFCO's discretion, the annexation of territory served by a mutual water company into the jurisdiction of a city, a public utility, or a special district that operates a public water system, with the consent of the respective public agency or public utility and mutual water company; Specifies that any annexation approved shall be subject to the state and federal constitutional prohibitions against the taking of private property without the payment of just compensation; Gives LAFCO the power to request information, as part of a municipal service review, from identified public or private entities that provide wholesale or retail supply of drinking water, including mutual water companies and private utilities; Provides that in conducting a municipal service review, the LAFCO may include a review of whether the agencies under review, including any public water system, are in compliance with the Safe Drinking Water Act; States that a public may satisfy any request for information as to compliance with the Safe Drinking Water Act by the submission of the consumer confidence or water quality report prepared by the public water system; Authorizes the CDPH to issue a "letter of no prejudice" that allows an applicant for Safe Drinking Water Revolving Fund money to start clean drinking water project construction before final approval of funding without prejudicing CDPH's final decision on funding; Allows CDPH to impose an alternative penalty on a small public water system for violation of the Safe Drinking Water Act that would require completion of a project that brings the small public water system into compliance, instead of imposing monetary fines.	Watch	July 11: Hearing by the Senate Committee on Appropriations. Passed the Assembly by a vote of 77-0 on June 2
AB 59 (Swanson)	Family and medical leave	Existing law, the Moore-Brown-Roberti Family Rights Act, makes it an unlawful employment practice for an employer, as defined, to refuse to grant a request by an eligible employee to take up to 12 workweeks of unpaid protected leave during any 12-month period (1) to bond with a child who was born to, adopted by, or placed for foster care with, the employee, (2) to care for the employee's parent, spouse, or child who has a serious health condition, as defined, or (3) because the employee is suffering from a serious health condition rendering him or her unable to perform the functions of the job. Under the act, "child" means a biological, adopted, foster, or stepchild, a legal ward, or a child of a person standing in loco parentis, who is either under 18 years of age or an adult dependent child. The act defines "parent" to mean the employee's biological, foster, or adoptive parent, stepparent, legal guardian, or other person who stood in loco parentis to the employee when the employee was a child. This bill would increase the circumstances under which an employee is entitled to protected leave pursuant to the Family Rights Act by (1) eliminating the age and dependency elements from the definition of "child," thereby permitting an employee to take protected leave to care for his or her independent adult child suffering from a serious health condition, (2) expanding the definition of "parent" to include an employee's parent-in-law, and (3) permitting an employee to also take leave to care for a seriously ill grandparent, sibling, grandchild, or domestic partner, as defined.	Watch	"DEAD"
AB 527 (Hernandez, Roger)	Public Officials: financial interests	Existing law prohibits Members of the legislature, and state, county, district, judicial district, and city officers or employees from being financially interested in any contract made by them in their official capacity, or by any body or board of which they are members. Existing law defines what is a remote interest in a contract that does not present a prohibited conflict of interest under these provisions. Existing law authorizes a body or board to make a contract that involves a remote interest of a member of the body if, among other things, the remote interest is disclosed to the body or board and noted in its official records, and thereafter the body or board authorizes, approves, or ratifies the contract in good faith by a vote of its membership sufficient for the purpose without counting the vote or votes of the office or member with the remote interest. Violation of these provisions is a crime. This bill would additionally require that the remote interest be disclosed at a public meeting of that body or board and would require a statutory basis for classifying the interest as a remote interest to be identified. By increasing the scope of actions that constitute a crime, this bill would impose a state-mandated local program.	Watch	Pending in the State Senate.
ACA 4 (Blumenfield)	Local government financing: voter approval	This measure would lower to 55% the voter-approval threshold for a city, county, or city and county to incur bonded indebtedness, exceeding in one year the income and revenue provided in that year, that is in the form of general obligation bonds to fund specified public improvements and facilities, or buildings used primarily to provide sheriff, police or fire protection.	Watch	Pending before the Assembly Committee on Local Government
SB 31 (Correa)	Local government: lobbyist registration	The Political Reform Act of 1974 provides for the comprehensive regulation of lobbyists, as defined. As amended on March 23, SB 31 would enact a comprehensive scheme to regulate lobbying entities, as defined, that lobby local government agencies, including requirements to register and make periodic reports regarding certain lobbying activities; would require each local government agency to create a commission to implement and enforce the provisions of the bill.	Watch	"DEAD" for 2011

Bill	TOPIC	SYNOPSIS	STAFF-RECOMMENDED POSITION	STATUS OF THE BILL/COMMENTS
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Sacramento Regional County Sanitation District

AB 134 (Dickinson et al.)	Appropriation of water	As amended on April 15, AB 134 would authorize the Sacramento Regional County Sanitation District to file an application with the State Water Resources Control Board for a permit to appropriate "an amount of water up to the amount of treated wastewater that is discharged into the Sacramento River in order to facilitate sale and transfer beyond SRCSD's service area. The bill would authorize, but not require, the board to grant the permit "subject to the terms and conditions as in the board's judgment are necessary for the protection of the rights of any legal user of the water".	Initially Opposed/Now Neutral as a result of the April 15 amendments. Zone 7 was one of 47 signatories to a letter to Assembly Member Roger Dickinson in opposition to AB 134.	July 11: Hearing by the Senate Committee on Appropriations. Passed the Assembly by a vote of 42-23
SB 52 (Steinberg)	Sacramento Regional County Sanitation District	As introduced on December 15, 2010, SB 52 would appropriate \$50 million dollars from Propositions 1E and 84 to DWR to provide financial assistance to the SRCSD to offset a portion of the costs of capital improvements at the SRCSD wastewater treatment plant to meet the requirements of the SRCSD discharge permit adopted by the Central Valley Regional Water Quality Control Board.	Watch	"DEAD" for 2011

Financing

AB 157 (Jeffries)	Water Bond	Existing law creates the Safe, Clean, and Reliable Drinking Water Supply Act of 2012, which, if approved by the voters at the November 6, 2012, statewide election, would authorize the issuance of bonds in the amount of \$11,140,000,000 pursuant to the State General Obligation Bond Law to finance a safe drinking water and water supply reliability program. This bill would reduce by 25% the total amount of bonds authorized to be issued pursuant to the Safe, Clean, and Reliable Drinking Water Supply Act of 2012, and would make conforming reductions to amounts specified to be allocated from these bond funds for certain purposes.	Watch	"DEAD" for 2011
SB 34 (Simitian)	California Water Resources Investment Act of 2011	As amended on April 13, SB 34 would enact the California Water Resources Investment Act of 2011. The Act finds that it is necessary to establish a sustainable revenue source to fund the public benefits of water related projects and programs. A charge would be levied on all retail water suppliers consistent with the "beneficiaries pay" and "polluters pay" principles. There would a charge for "non-agricultural water uses" on a per-acre-foot of use basis and an assessment imposed on "agricultural water uses" on a per-acre of irrigated lands basis. The proceeds of the revenue source would be shared between the state and regions, half allocated to the state to fund statewide and interregional public benefits, half would be allocated among the regions to fund the regional and local public benefits associated with water related projects and programs	Watch	"DEAD" for 2011.
SB 293 (Padilla)	Payment bonds: laborers.	As amended on July 5, among other provisions, SB 293 reduces the time a claimant must give notification that he or she is enforcing a claim against a bond for a public works project and prohibits a public entity from retaining more than 5% of a contract price until final completion and acceptance of a project.	"OPPOSE UNLESS AMENDED"	Pending a hearing by the Assembly Committee on Appropriations. Passed the Assembly Committee on Business , Profession and Consumer Protections by a vote of 8-0 on June 21.
SB 475 (Wright et al.)	Infrastructure Financing	Existing law authorizes a governmental agency, as defined, to solicit proposals and enter into agreements with private entities for the design, construction, or reconstruction by, and lease to, private entities, for specified types of fee-producing infrastructure projects. Existing law permits these agreements to provide for infrastructure facilities owned by a governmental entity, but constructed by a private entity, to be leased to or owned by that private entity for a period of up to 35 years. As amended on June 20, AB 475 would the statutory authorization for local governmental agencies to utilize private sector financing alone or in concert with public financing, to study, plan, design, construct, develop, finance, maintain, rebuild, improve, repair, or operate, or any combination thereof, fee-producing infrastructure facilities.	Watch	Failed passage in the Assembly Committee on Local Government. Passed the Senate by a vote of 26-4 on May 9.
SB 907 (Evans et al.)	Infrastructure Financing	As amended on May 3, this bill would create the 11-member Master Plan for Infrastructure Financing and Development Commission. By December 1, 2013, the Commission must submit a final report to the Governor and the Legislature which contains a long-term plan and strategy for the state's infrastructure needs and a prioritized plan to meet those needs. The Commission must also submit periodic progress reports.	Watch	"DEAD" for 2011.



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: John Yue/Tom Hughes/Mike Wallace

AGENDA DATE: July 20, 2011

ITEM NO. 12d

SUBJECT: STATUS REPORT ON SEPARATION EFFORTS

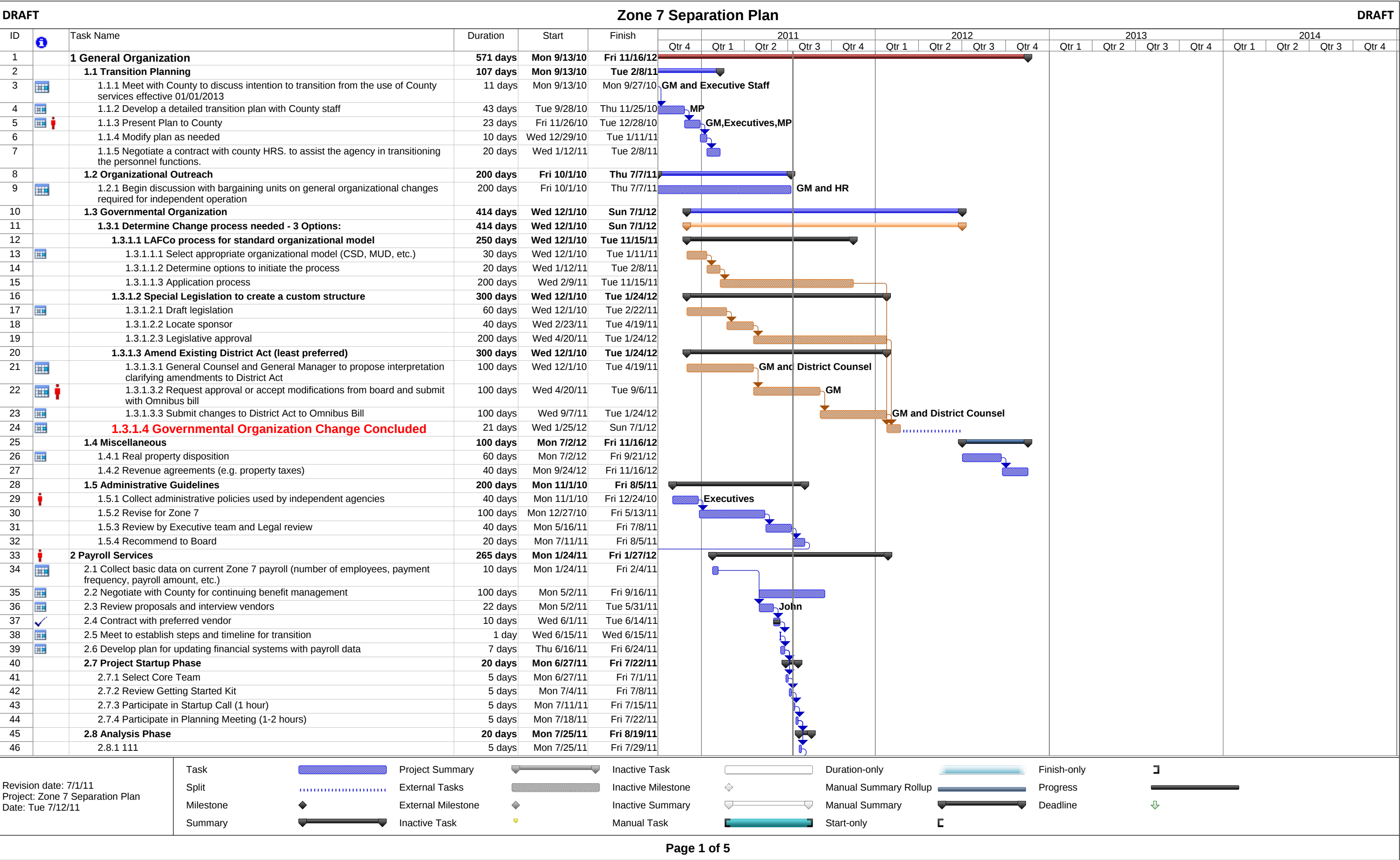
SUMMARY:

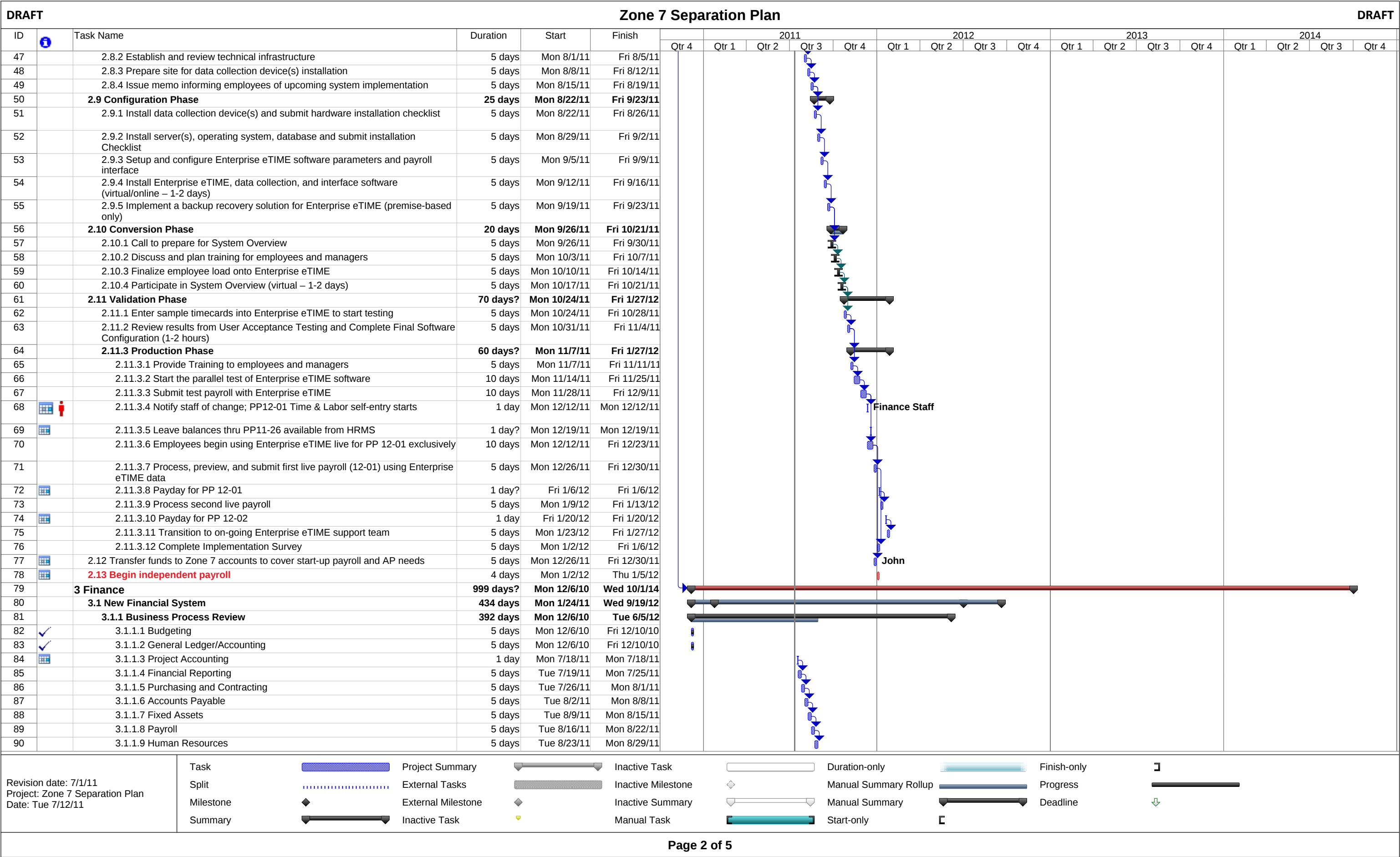
Business Administration:

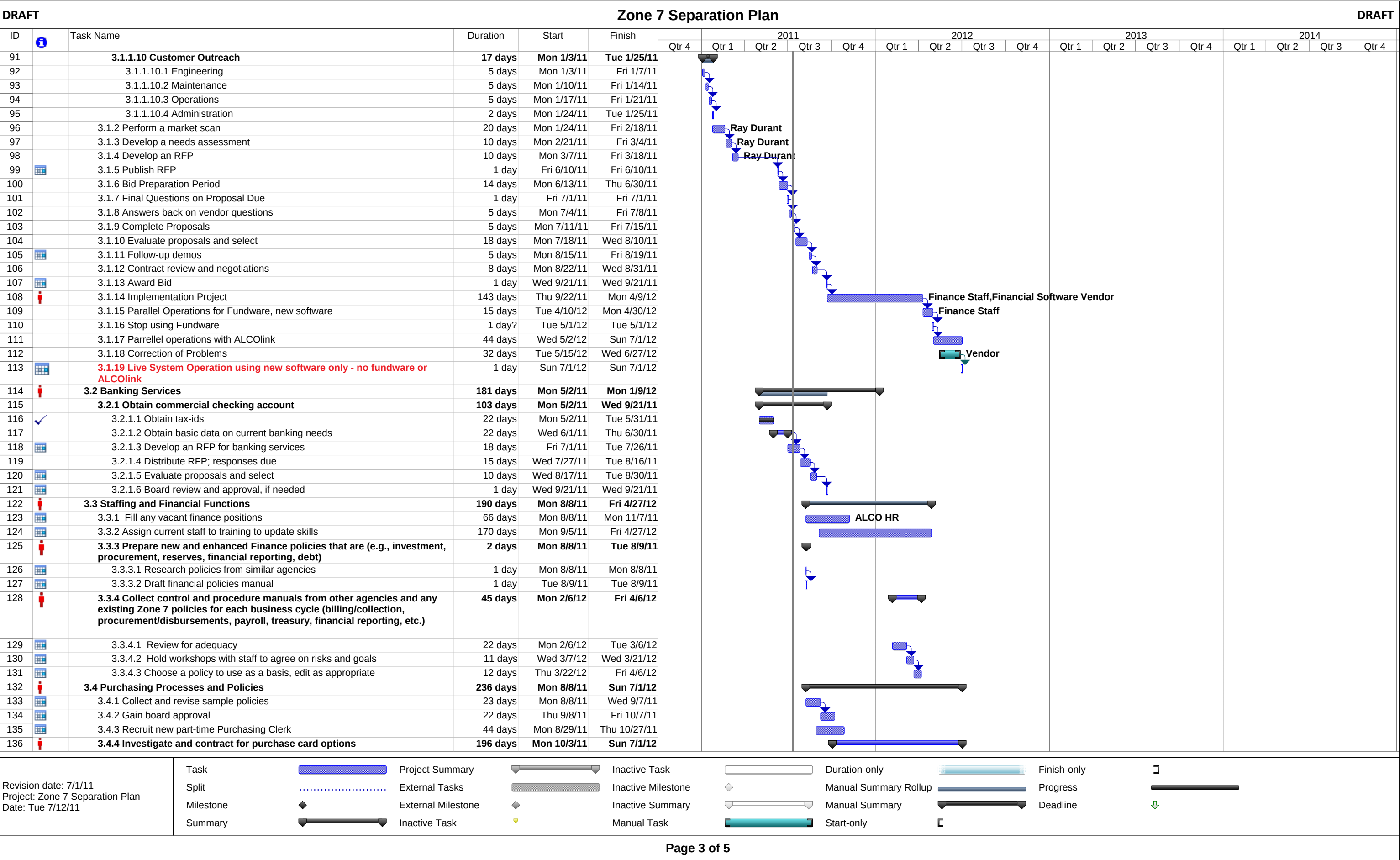
- Staff met with Alameda County Auditor-Controller's Agency representatives Wednesday June 22, 2011 regarding moving forward with separation. Individual staff have been given assignments as points of contact for each of the components of the Payroll/ADP conversion.
- Meeting set with Alameda County Employees Retirement Association (ACERA) for Monday July 18, 2011 regarding moving forward with separation.
- Staff held a kick-off meeting on July 7th with ADP on payroll outsourcing. Target date for effective transition is January 1, 2012, barring any technical glitches that may be encountered during implementation. Scheduled a work meeting with Auditor-Controller's Agency on July 27th to further the ADP project and migration from the existing County systems.
- Revised the separation work plan schedule accelerating most financial tasks as compared to the previous workplan draft published October 2010. A copy of the schedule is attached.
- Responses to the Request for Proposals (RFP) for the new financial software, distributed on June 10, 2011, are due July 15, 2011.

Employee Services:

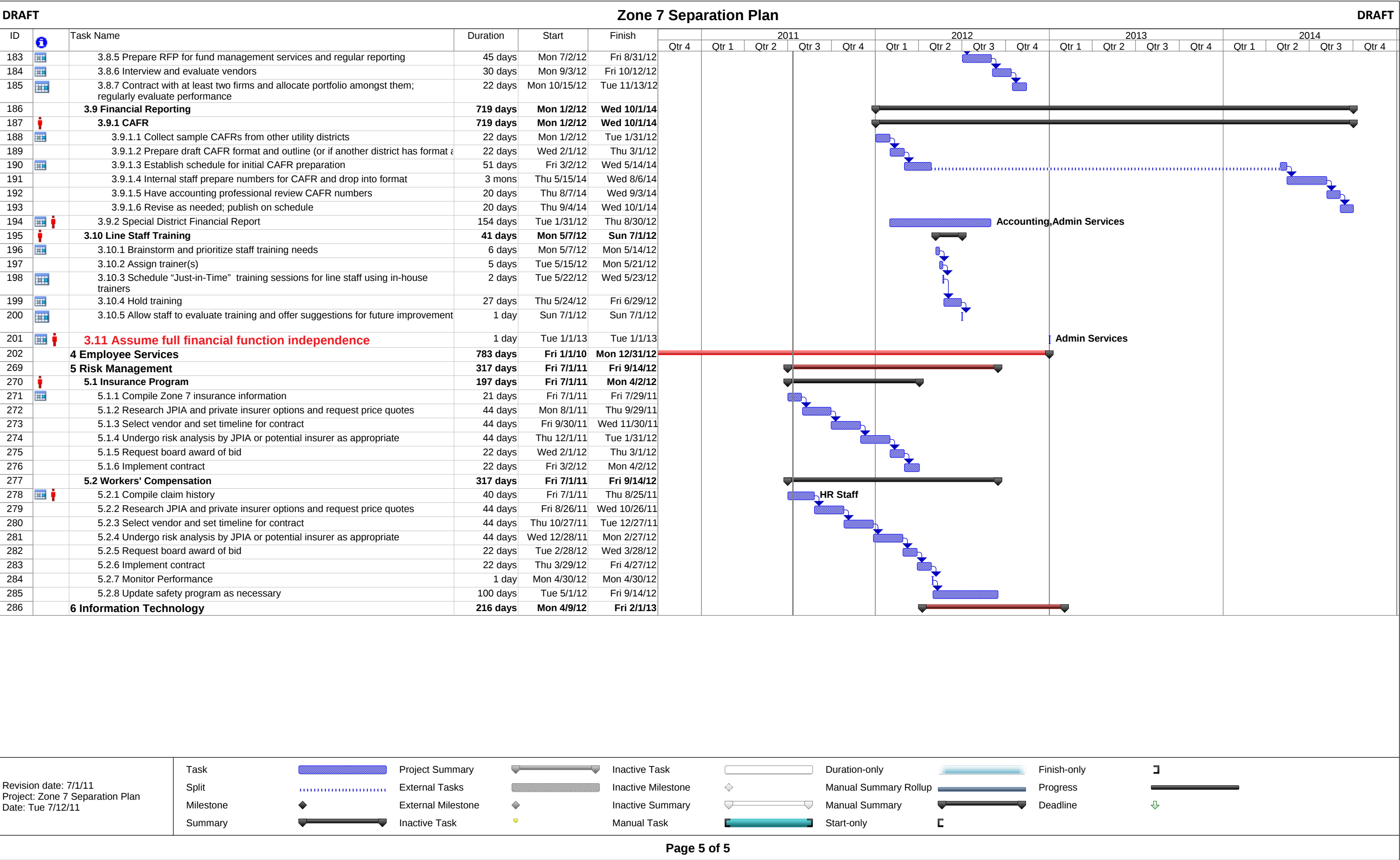
- A Joint Separation Negotiations meeting took place Monday June 27, 2011. Several versions of management proposals were presented and the negotiations team is preparing a final response for signatures.
- Staff met with Alameda County Human Resources Services (HRS) representatives on Tuesday June 28, 2011 regarding moving forward with separation. Staff will be assigned to lead roles as points of contact for each HRS function.
- A master list of policies and procedures continues to be developed and draft documents are being reviewed by staff, which includes coordination with policy drafts being developed by Finance staff that may have labor or Meet and Confer impacts.







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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: Financial and Systems Services
CONTACT PERSON: JaVia Green

AGENDA DATE: July 20, 2011

ITEM NO. 12e

SUBJECT: Quarterly Update of Expansion Fund

SUMMARY:

- A \$60 million (M) Installment Sale Agreement (ISA) was established with Wells Fargo Bank in January 2008, to fill a funding shortfall for the Altamont Water Treatment Plant and Pipeline Project. A portion of the project, the Altamont Pipeline - Livermore Reach, has been constructed. On February 17, 2010, Zone 7 drew \$30.5M from the ISA and payback is required before January 1, 2014.
- Projected sources and uses of funds and year-end available funding through Fiscal Year 13/14 is as follows:

Fiscal Year	Projected Equivalent Connections	Projected Revenue ¹	ISA Draw/Payback	Projected Expenses	Projected End of Year Available Funding ²
9/10	504 ³	\$20,714,550 ⁴	\$30,500,000	\$21,312,244 ⁴	\$51,111,903
10/11	388	\$10,463,388		\$17,671,135	\$43,904,157
11/12	392	\$10,742,903		\$20,560,496	\$34,086,563
12/13	550	\$13,043,798		\$15,850,963	\$31,279,398
13/14	880	\$21,485,774	-\$30,503,481	\$14,743,027	\$7,518,664

1. Projected Revenue includes connection fee revenue and other revenue such as interest income and DWR refunds.
2. Represents the sum of net available funds and cash from ISA after expenses, excluding designated reserves.
3. Based on connection fee revenue of \$11.4M comprising of 504 current equivalent connections, and 176 prepaid equivalent connections earned during the year before a one-time adjustment.
4. FY 09/10 expenses and revenue are based on audited actuals. Revenue of \$20.7M includes the one-time year-end adjustment to recognize \$7.7M previously booked as deferred revenue from prepaid connection credits (Shea-Lin Water Transfer Assistance Agreement, 2000).

- Based on the revenue and expenditure projections shown in the table above, staff anticipates sufficient funding to pay off the ISA in January 2014.

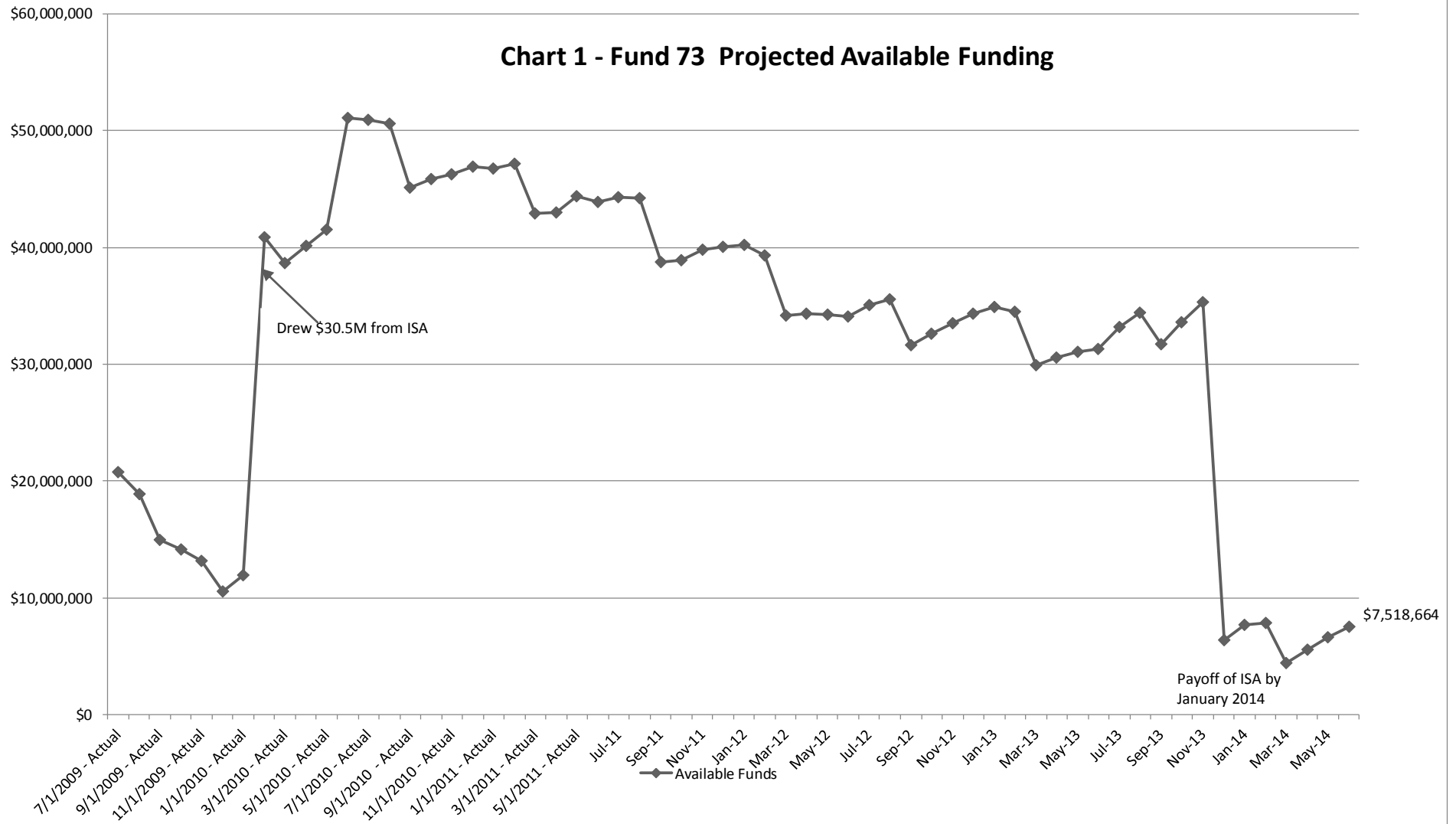
RECOMMENDED ACTION:

Information only.

ATTACHMENT:

Chart 1 – Fund 73 Projected Available Funding
Fund 73 Five-year Cash Flow Tables

Chart 1 - Fund 73 Projected Available Funding



Fund 73 Cash Flow Tables

	09/10												
	7/1/2009 - Actual	8/1/2009 - Actual	9/1/2009 - Actual	10/1/2009 - Actual	11/1/2009 - Actual	12/1/2009 - Actual	1/1/2010 - Actual	2/1/2010 - Actual	3/1/2010 - Actual	4/1/2010 - Actual	5/1/2010 - Actual	6/1/2010 - Actual	Sum of Key Data
Beginning Fund Balance - Projected	21,209,597	20,777,047	18,880,767	14,965,466	14,148,967	13,166,578	10,518,296	11,909,351	40,893,026	38,682,173	40,146,851	41,536,315	
Source of Funds - Projected													-
Z7 Connection Fee Revenue	449,188	405,356	416,023	193,975	384,021	62,837	277,348	416,023	754,011	1,130,729	900,542	1,654,416	7,044,467
DV Connection Fee Revenue		239,400	-	458,850	179,550	52,800	785,100	319,200	79,800	518,700	738,150	957,600	4,329,150
Interest Revenue/Prepaid Connections/Other			447,604	191,538	-	-	-	71,916	31,244	735,854	11,866	7,850,911	9,340,933
ISA								30,500,000					30,500,000
Total Sources of Funds	449,188	644,756	863,626	844,363	563,571	115,637	1,062,448	31,307,139	865,055	2,385,283	1,650,557	10,462,927	51,214,550
Available Funds - Projected	21,658,784	21,421,804	19,744,394	15,809,829	14,712,538	13,282,214	11,580,744	43,216,489	41,758,081	41,067,456	41,797,409	51,999,242	
Projected Expenditures	881,737	2,541,036	4,778,928	1,660,863	1,545,960	2,763,918	(328,607)	2,323,464	3,075,908	920,605	261,094	780,607	21,205,512
Sinking Fund Contribution												106,731	106,731
Net Available Funds and ISA - Projected	20,777,047	18,880,767	14,965,466	14,148,967	13,166,578	10,518,296	11,909,351	40,893,026	38,682,173	40,146,851	41,536,315	51,111,903	
Designated Reserves												8,663,036	
Fund Balance and ISA												59,774,939	

FY 09/10 Key Data:

Projected Connection Fee Revenue: \$ 5,691,050

Actually Received \$ 11,373,617

% of Actual to Projected 200%

Projected Expenditures \$ 25,632,046

Actually Spent/Encumbered \$ 21,205,512

% of Actual to Projected 83%

	10/11												
	7/1/2010 - Actual	8/1/2010 - Actual	9/1/2010 - Actual	10/1/2010 - Actual	11/1/2010 - Actual	12/1/2010 - Actual	1/1/2011 - Actual	2/1/2011 - Actual	3/1/2011 - Actual	4/1/2011 - Actual	5/1/2011 - Actual	6/1/2011 - Actual	Sum of Key Data
Beginning Fund Balance - Projected	51,111,903	50,896,147	50,629,054	45,161,002	45,868,566	46,282,541	46,945,809	46,719,020	47,184,621	42,894,996	43,026,472	44,395,325	
Source of Funds - Projected													-
Z7 Connection Fee Revenue	(128,007)	128,007	1,120,061	640,035	138,674	426,690	192,010	499,445	396,138	176,062	602,078	968,339	5,159,533
DV Connection Fee Revenue	-	-	598,500	-	-	638,400	99,750	391,020	-	545,370	61,740	782,040	3,116,820
Interest Revenue/Prepaid Connections/Other	(19,030)	576	92,762	39,428	690,849	24,837	89,095	289	47,896	-	1,134,970	85,363	2,187,037
ISA						-							-
Total Sources of Funds	(147,037)	128,583	1,811,324	679,463	829,524	1,089,927	380,855	890,754	444,035	721,432	1,798,788	1,835,742	10,463,389
Available Funds - Projected	50,964,866	51,024,730	52,440,378	45,840,465	46,698,090	47,372,469	47,326,663	47,609,774	47,628,655	43,616,427	44,825,261	46,231,067	
Projected Expenditures	68,719	395,676	7,279,376	(28,101)	415,548	426,660	607,644	425,153	4,733,660	589,955	429,935	2,181,270	17,525,495
Sinking Fund Contribution												145,640	145,640
Net Available Funds and ISA - Projected	50,896,147	50,629,054	45,161,002	45,868,566	46,282,541	46,945,809	46,719,020	47,184,621	42,894,996	43,026,472	44,395,325	43,904,157	
Designated Reserves												8,808,676	
Fund Balance and ISA												52,712,833	

FY 10/11 Key Data:

rojected Connection Fee Revenue: \$ 8,020,827

Actually Received \$ 8,276,353

% of Actual to Projected 103%

Projected Expenditures \$ 17,671,135

Actually Spent/Encumbered \$ 15,985,766

% of Actual to Projected 90%

[illegible]